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YEAR 1763

JAN.4th.

1½ pp

(Half of page missing and badly faded).

----- of which said property said Sieur La Mothe --- to said Joseph Exprit ---- for their heirs, and owning property measuring four arpents front by ordinary depth, without buildings or enclosures, said property adjoining that of Simon Calais from above, and by Etienne David on lower side, said parties making an exchange, each to have, to enjoy and to dispose of as each desires ---- is to build on property exchanged a house twenty five ft. in length, with posts and a chimney built of mortar -- with hinges -- to said house, and having transferred all cattle found to said prairie lands.

(Signed) Moro  
La Motte  
Benoit.

Exchange of land between: Lamotte and Joseph Exprit and his wife, Jeannevene.

(Signed) Exprit.

Not printed in Louisiana Historical Quarterly.

YEAR 1763

JANUARY 4

3 pages

OBLIGATION

Before Royal Notary, and undersigned witnesses, Sr. Jean Duvivier acknowledges owing Sr. Antoine Lalande his associate, 7000 livres, which he promises and obligates himself to return in three year from present day dating from date of publication of treaty of peace, to be paid in money of colony in use at that time, and for which debt mortgages his property.

Duvivier  
Bary  
Foucher  
Broutin (Notary)

Feb. 3, 1763

Before Notary Royal, Sr. Antoine Lalande acknowledges receiving from Sr. Jean Duvivier 2000 livres, on account of said note of 7000 livres, giving him discharge; before witnesses.

(Lalande being illiterate  
did not sign.)

Duvergis  
De Reggio  
Ducros  
Bary  
Foucher  
Broutin, Notary

Not printed in Louisiana Historical Quarterly.

YEAR 1763  
4 pages

JANUARY 4th

**COPY OF ACKNOWLEDGMENT OF DEBT.**

By notarial act, Sieur Jean Duvivier acknowledges that he owes to the Sieur Antoine La Lande, his partner, the sum of 7000 livres.

Duvivier promises to repay this loan three years after peace is signed, without interest, but in current funds. He mortgages all his property to guarantee payment of same.

Original signed by  
Duvivier

Bary and Foucher, witnesses  
Lalande, unable to sign.

(Signed by) Broutin,  
Notary

**FEBRUARY 3rd, 1763**

By notarial act the Sieur L a Lande acknowledges and confesses having received from the Sieur Jean Duvivier the sum of 2000 livres, as past payment on loan of 7000 livres. Being unable to write La L ande does not sign.

Original signed by  
Bary, Foucher and  
Broutin, Notary.

Not printed in Louisiana Historical Quarterly.

YEAR 1763JAN.5th.

2

PETITION OF JOSEPH BAILLY TO  
SIEUR FOUCAULT.

Humbly petitions Joseph Bailly, who stated that after a business arrangement with the named Ramond Ferbois had accepted from him a note or agreement of exchange approved by Sieur Brazillier under date of September 25, 1748, by which note Sieur Brazillier obligates himself to return a cow to the late Thomas Lefavre whose widow Sieur Ferbre married. The whole in exchange for a pirogue. That your petitioner made demand for the said cow to Sieur Brazillier, who refused to return it.

Petitioner prays that he be permitted to have Sieur Brazillier summoned to appear before the Council to be sentenced to pay or return the said cow to your petitioner, with any calf she may have had, since the date of his note, including costs and expenses.

Joseph Bailly.

Permit to summon for appearance granted.

Foucault.

I, the undersigned Marin Le Normand served summon on Sieur Brazillier resident of Bayou St. John, to appear on the first day of audience.

Marin Le Normand.

Not entered in Louisiana Historical Quarterly.

2 pp

62/17

YEAR 1763

JAN.5th.

CONTRACT OF MARRIAGE.

By notarial act Sieur Jean Duvivier native of Darneville Paris, parish of St. Denis, son of the late Pierre Charles Duvivier and Marie Magdeleine Boinnevie

and

Miss Margueritte Belhomme daughter of Gaspard Belhomme and the late Marie Jumard, and step-daughter of Marie Boyer, enter into a contract of marriage stipulating the following clauses: Marriage to be solemnized in the Holy Catholic Church.

Their properties movable and immovable to be administered according to the ordinance of community of gains and acquets, conformably to the common law of Paris.

Each responsible for debts contracted before marriage.

Future wife brings to marriage her future inheritance from her father and mother,  $1/3$  of which is to go to community and the remaining  $2/3$  to be reserved to herself and children.

Future husband settles a jointure of 1000 livres on future wife and his share as partner of Sieur Antoine Lalande amounting to 22,000 livres, is to go to community.

Preciput -- 500 livres.

Contracting parties make a gift of deed to the survivor.

Option of wife to accept or renounce community.

Signed by, Duvivier - Margueritte Belhomme  
Broutin, Notary.

Witnesses:

Foucher - Monget - Bary - Felix Sicard.

Registered: Duverges - De Reggio - Ducros.

Not entered in Louisiana Historical Quarterly.

YEAR 1763

JANUARY 10

CERTIFICATE

Sieur Manget Lalime certifies that in his presence while at the home of Sieur Timbalier Sieur Benois, inhabitant of Des Allemands offered to purchase for the sum of 2500 livres a negress belonging to said Sieur Timbalier and that he, Sieur Lalime then made an offer of 3000 livres should he be disposed to sell the negress to him. The matter remained in abeyance.

New Orleans, January 10, 1763.

(Signed) Lalime

Not printed in Louisiana Historical Quarterly.

(With documents 63/x10-63/1-63/1b-63/2-63/2x)



YEAR 1763  
2 pages

JANUARY 11th

LAST WILL AND TESTAMENT.

Sieur Antoine Lalande makes this his last will and testament.

Sieur Jean Duvivier is named as testamentary executor.

The sum of 500 livres is left to the poor, to be divided by Duvivier to those whom he thinks best the balance of his properties, monies, effects movables and immovables, he gives to Sieur Duvivier, his partner, in case of the death of Duvivier, he gives it to children, if Duvivier has no children it reverts to Mme. Duvivier.

Not being able to write Sieur Delande does not sign.

Signed by:  
Broutin,  
Notary

WITNESSES:  
Bary  
Foucher

REGISTERED: Duverges - De Reggio - D ucro.

Not printed in Louisiana Historical Quarterly.

YEAR 1763

JAN.14th.

1 p

Answer of S. Duparquier, tutor to minor children of deceased Sr. Latiolais Coquelin, to suit of Deflottemainville, representing the heirs of deceased Sr. Barbin, showing cause why he should not pay this debt and praying that petitioner be non-suited.

Some twenty years previous, Latiolais, while commanding a vessel for the King, secured bread and biscuits from Barbin, who was store-keeper for the King. These supplies were to be charged to the store and therefore are not payable by Latiolais' estate.

(Signed) Duparquier.

Not printed in Louisiana Historical Quarterly.

YEAR 1763

JAN.14th.

PROCURATION

By notarial act written by the grating of the prison Sieur Jean Bunel, goldsmith, detained in the said civil prison for the purpose of acquitting himself of his debts, grants a procuration to Sieur Marin Le Normand, crier of the Superior Council, giving him power and authority to sell a negress named Angelique and her two children, and also a lot of ground and site, with a brick pavillion (small square building) situated corner Bourbon and St. Ann, belonging to said constituent, and with the proceeds pay all its debts.

Said negroes and site to be sold for the most advantageous terms, and if necessary, by judicial sale to the last and highest bidder.

J. Bunel  
Broutin, Notary.

Witnesses:

J. Bary  
Bourcier

Recorded:

Duvergez  
De Reggio  
Ducros.

Not entered in Louisiana Historical Quarterly.

2 pp

57/17

YEAR 1763

JANUARY 15

1 pages

SIEUR DUCRO'S SURGEON, SUCCESSION.

Bill rendered by Sieur Lambert to Sieur Ducro, surgeon, for eleven jugs and half of Madeira wine amounting to the sum of 287 livres 10 sols.

(Signed) Lambert

Oct. 8, 1763

Authentication of the above bill confirming the delivery of the said wine.

(Signed) Roussollon

Oct. 20, 1763

Mr. Ducros, guardian for the vacant successions is ordered to pay Mr. Lambert the sum of 287 livres 10 sols, the amount of the above bill rendered.

(Signed) De Lalande

Oct. 20, 1763

Demand of the attorney general that the above bill be presented before the Superior Council for a final decree.

(Signed) Lafrenière

Not printed in Louisiana Historical Quarterly.

YEAR 1763

15 JANUARY

3 pages  
In French

INVENTORY

Widow of Guillaume Bergeron dit  
Xintonge requests an inventory  
be made of his estate which is  
done. She is Agnes La Renaudiere.

SUBJECT: Inventory, Household Furnishings,  
Cattle, Horses, Buildings.

PERSONS: Renaudiere, Bergeron, dit Xintonge,  
de Longueval, David, Ducrest,  
Chanfret

#1763011501

Not in Louisiana Historical Quarterly

YEAR 1763

JAN. 17th.

CONTRACT OF MARRIAGE.

By notarial act, in Pointe Coupee Sieur  
Hiacinte Ferret native of Come, in Brittany,  
son of the late Julien Ferret, and Julienne  
Vilandre

and

Agnes Renaudiere, widow of the late Guillaume  
Bergeron dit Saintonge late resident of False  
River enter into a contract of marriage stip-  
ulating the following clauses and conditions;

Marriage to be solemnized in the Holy Roman  
Catholic Church.

Community of acquets and gains according to  
the custom of Paris.

Each responsible for debts contracted before  
marriage.

Future wife brings to marriage all effects,  
movables and immovables, and money amounting  
to the sum of 12220 livres of which 1/3 is to  
go to the community and 2/3 to herself and  
children.

Future husband gives to future wife the sum of  
1000 livres as prefix dower.

Preciput --- 300 livres.

Children of the first marriage to be maintained  
and educated by future husband who was named as  
tutor.

Option of future wife to accept or renounce com-  
munity.

Contracting parties do not sign as they cannot  
write.

Signed by,           Olivier - Duval- Ducrest  
Registered:           Benoist, notary.

Duverges - De Reggio - Ducro.

Not entered in Louisiana Historical Quarterly.

8321  
(68917)

YEAR 1763

JAN.17th.

RE: SUCCESSION OF THE LATE WILLIAM  
BERGERON SURNAMED SAINTONGE  
FAMILY MEETING

Appearing before Claude Trenonay Chanfret, Judge and Deputy at the Post of Pointe Coupee, Agnes Renaudiere, widow of the late William Bergeron, surnamed Saintonge, declared that she had cited the persons below named to meet for the purpose of electing a tutor and under-tutor to the Bergeron minors, issue of her marriage to the late William Bergeron; she further declared that, after mature deliberation, she had been appointed tutrix to said minors, and Laurent Wilce was appointed under-tutor, which said appointments were duly accepted. All present at said meeting signed except Laurent Wilce, Estienne David, Baptiste Laurent and Francois Emond, who declared they did not know how.

Signed,

Ducrest  
de Longueval  
Duval  
Benoit, clerk.

Olivo  
Trenaunay.

Not entered in Louisiana Historical Quarterly.

2 $\frac{1}{2}$  pp

61/17

YEAR 1763JAN.17th.

## INVENTORY &amp; APPRAISAL.

Inventory of property and effects left by the late deceased and estimate of same were made by Messrs de Longueval, Louis Armond Ducret and Etienne David. The total value of said estate is not given. Said estate consisted of a piece of land of eight acres, together with several buildings thereon, some household effects, farm implements and some live-stock, also of one or two debts. At the close of these proceedings, widow of the deceased appeared before undersigned judge and declared she had concealed nothing. She was unable to sign, not knowing how.

Ducrest  
Trenaunay Chanfret  
Benoit, clerk.

JAN.17, 1763 (68919-21)

Permission given to the widow of William Bergeron surnamed Saintonge by undersigned judge to proceed with the inventory and appraisal of the estate of her husband, notwithstanding his absence, which is due to the bad roads.

The inventory and appraisal which follows is the same as that contained on pages (68918 & 22-23) except that the date at the closing of this one, is that of the 15th. of January 1763.

(Sgd.) Ducrest  
Delongueval  
David.

Not entered in Louisiana Historical Quarterly.

YEAR 1763

JANUARY 21

2 p.p.

POWER OF ATTORNEY.

Before Notary Broutin, on Jan. 21, 1763, there appeared Gerome Matulich, Captain of a pirate ship, and a native of Slavonia, about to set sail in pursuit of the enemies of the state, conferred his power of attorney upon Francois Blache, a merchant of New Orleans, giving him full power and authority to act in his behalf in all matters pertaining to his business during the term of his absence.

(Signed) Matulich  
Broutin, Notary  
Barry.

Not printed in Louisiana Historical  
Quarterly.

YEAR 1763JAN.21st.

RE: MR. DELASSIZE  
 VERSUS MESSRS.CHATEAU & DONATO.

Undersigned petitioner, merchant, alleges that Messrs. Donato and Chateau have refused to pay him the 10 per cent, commission due him on sale of a cargo of merchandise from his ship, made by him; that Donato bases his refusal on the ground that petitioner had promised to cancel this obligation, on Donato becoming mate on his said ship, should his services prove satisfactory. Petitioner alleges that the reasons defendants advance for the non-payment of this commission surprised him, inasmuch as all other parties at interest, have already settled. Wherefore, petitioner prays that defendant be cited and ordered to settle the bill in question.

(Sgd.) Delassize.

JAN.22,1763 ORDER

Defendants are ordered by undersigned judge to pay the amount of ten per cent commission due plaintiff. The Sheriff is ordered to prepare and serve all necessary papers in this matter.

(Sgd.) Foucault.

JAN.24,1763 RETURN OF SHERIFF

Undersigned Sheriff makes his return showing service on defendants of copy of foregoing petition and order.

(Sgd.) Le Normand.

Not entered in Louisiana Historical Quarterly.

3½ pp

61/17

YEAR 1763JAN.22nd.2 $\frac{1}{2}$  pp

In presence of Royal notaries and undersigned witnesses, personally appeared Sieur Francois Louis Briant, merchant of this city, acting as tutor of minor children of deceased Sieur Nicolas Adam, called Blondain, serving with approval and consent of Councillor De la Lande, who declared there are certain funds belonging to minor children from succession of their deceased father and that it was necessary and agreed upon to place a sum of eight thousand three hundred and eighty livres at interest with Madame Marie Joseph, widow Soileau, resident of Pointe Coupee, at present in this city, for which she gives receipt as having received this day in cash from the hands of Sieur Briant the sum as above named, which she promises and obligates herself to return in one year from date, and at rate of 5% interest, as per ordinance given.

(Signed) Broutin, notary.

Not printed in Louisiana Historical Quarterly.

YEAR 1763JANUARY 22

SUCCESSION OF NICOLAS ADAM  
(known as "Blondin")

Copy of Obligation of Dame  
Marie Joseph, widow of  
Sr. Soileau.

(Act of mortgage in favor  
of the minor children of  
decedent, herein represented  
by Sr. Francois Louis Briant,  
their tutor).

Dame Soileau acknowledges receipt of the sum  
of 8380 livres, being money borrowed with the  
consent and in the presence of Sr. Delalande,  
Councilor and acting Procurator General,  
which sum the mortgagor binds and obligates  
herself to reimburse to the mortgagees one  
year after date, with interest at 5% per annum.

For the security of said payment, Dame Soileau  
mortgages and hypothecates all of her property.

(Original signed) Widow Soileau  
The Chevalier Delahoussaye  
Briant  
Delalande  
Bary  
Foucher  
Broutin, Notary

Copy signed: Broutin, Notary

YEAR 1763JAN.22nd.3 $\frac{1}{2}$  pp

## OBLIGATION.

Before notaries and in presence of witnesses, Sr. Francois Louis Briant, merchant, tutor of the minors of the late Sr. Nicolas Adam (so-called Blondain) loans from funds of the estate above mentioned to Dame Marie Joseph, widow Soileau, resident of Pointe Coupee, at present in New Orleans sum of 8,380 livres with 5% interest, who for security mortgages all her property - Sr. Paul Augustin Le Pelletus de La Houssaye, appearing pledges and obligates himself guarantor for said Dame Soileau, for which security also mortgages his property.

Bary, Foucher, Delalande, Broutin, Notary.

Duverges, De Reggio, Ducros.

Veuve Soileau, Le Ch.<sup>ve</sup> de La Houssaye, Briant.

FEB.11, 1766

Before Notary Royal Sr. Briant, tutor of the minor Adam acknowledges receiving from Sr. de Vaugine, Capt. of the troops stationed at New Orleans, sum of 8,380 livres in notes of the colony with interest of 1600 livres making a total of 9,680 livres said sum borrowed by said Dame Soileau at the present time wife of Sr. Monguentet of which sum discharges Vaugine and guarantee, against all eventualities, said sum to be paid as advised by said Dame Soileau without other obligations than sum legally due.

Briant, Vaugine, Duplessy, J. Maison.

Not entered in Louisiana Historical Quarterly.

8327  
(68951)

YEAR 1763

JAN.24th.

1 p

RE: DELASSIZE versus DONATO  
BELLO & CHATEAU.

ACT OF DEPOSIT.

Appearing before the Clerk of the Registry of the Superior Council of the Province of Louisiana, Messrs, Jn. Bte. Chateau and Donato Bello, merchants in partnership in this city, declare that judgment was rendered against them and in favor of Mr. Delassize for the sum of 29,198<sup>#</sup>, 1 sol, which amount they now deposit in the Registry of the Court until this matter is otherwise terminated, if possible. Meanwhile, said amount is at the risk of said Mr. Delassize.

(Signed) Chateau  
Donato Bello  
Broutin, clerk.

(with document 68752)

Not printed in Louisiana Historical Quarterly.

1763  
YEAR 1765January 24  
MARCH 15

## Receipts of Various Accounts of Sr. Garic

Received for the account of the other part 455 livres  
at New Orleans, March 15, 1765.

(Signed) Dumas & Griemard

Additional sum received 587 livres, 2 sols, 8  
deniers, at New Orleans, June 20, 1765.

(Signed) Dumas & Griemard

Document gives itemized account of

1 piece of handkerchief linen	---	100	livres
1 bolt fine mousseline	---	48	"
6 prs. cotton socks	---	30	"
2 " silk stockings	---	42	"
1 bolt rice sacking	---	<u>45</u>	"

Total — 265 "

Above account of Sr. Garic payable within three  
months is certified by him January 24, 1763 and  
paid 354 livres on account February 10, 1763.

(Signed) Garic

Not listed in Louisiana Historical Quarterly.

YEAR 1763JANUARY 24

4 pages

IN RE: DELASSIZE  
VS  
DONATO BELLO & CHATEAUPetition

Undersigned petitioners, Messrs. Donato Bello & Chateau, in partnership, show that on representations, made by Mr. Delassize to Judge Foucault of the Superior Council, concerning a ship in which they have an interest of 10,000# in Letters of Exchange, judgment was rendered against them for 29,198# 1 "sol", which amount represents a commission on the sale of cargo of merchandise of "L'Heureux Capitaine Le Conte" a dogger; that they deposited the amount of said judgment at the Registry until this matter could be straightened out. Petitioners then show by reference to a certain written agreement, as well as to a certain verbal agreement, between Mr. Donato Bello and Mr. Delassize, that it was stipulated that no wages would be paid Mr. Bello for his services on said ship and that no commission would be paid on the sale of merchandise. Further, while Mr. Delassize did reserve the ship for his account on its return from the trip in question, it is shown that, on this trip, large expenses were incurred to equip the ship at Vera Cruz, which expenses were deducted from the amount invested by those having an interest in said ship and Mr. Delassize was not then entitled to become owner of said vessel under the original agreement.

Wherefore, petitioners pray that Mr. Delassize be ordered to produce original invoices showing purchases made at Vera Cruz, original statement of expenses incurred at Vera Cruz, during the voyage and here at this city and finally, the statement of proceeds of sale made here, in conformity with, his books and that arbitrators be appointed to examine said papers and submit their award in this matter. Petitioners further pray that sale of said ship be ordered and the proceeds divided pro rata among its co-proprietors, and that Mr. Delassize be ordered to pay interest, damages and costs without, however, touching the funds deposited by defendants until Definitive Judgment be rendered on the Award submitted by arbitrators.

(Signed)

Donato Bello  
Chateau

Not printed in Louisiana Historical Quarterly.

61/19

YEAR 1763  
1 1/2 pages

JANUARY 24

IN RE: DELASSIZE Versus  
DONATO BELLO & CHATEAU

Duplicate Copy of Act of  
Deposit.

This is an exact copy of the Act of De-  
posit made Messrs. Donato Bello & Chateau  
of 29,198# 1"sol" after judgment for said  
amount was obtained against them and in  
favor of Mr. Delassize.

Jan. 25, 1763.

Return of Sheriff.

Undersigned Sheriff makes his return  
showing service of copy of Act of De-  
posit made by Messrs. Donato Bello &  
Chateau, on Mr. Delassize at his domi-  
cile.

(Signed)

LeNormand.

Not printed in Louisiana Historical Quarterly.

#63X<sup>4</sup>

YEAR 1763

JANUARY 25

1 1/2 pages

IN RE: Delassize vs Donato  
Bello & Chateau.

PETITION

Undersigned petitioner prays that the Clerk of the Registry will be ordered to pay over to petitioner the amount of 21,198#, 1 "sol", which amount had been deposited with him by Messrs. Donato Bello and Jn. Bte. Chateau, after judgment had been obtained against them and in favor of petitioner.

(Signed) Delassize

Jan. 25, 1763.

Order.

Undersigned judge orders Mr. Broutin, Clerk of the Registry to deliver to petitioner, Mr. Delassize, the amount deposited with him by Messrs. Donato Bello & Chateau and discharges them from all further responsibility for said amount.

(Signed) Foucault.

Not printed in Louisiana Historical Quarterly.

YEAR 1763

JAN.25th.

1 page

DISCHARGE OF OBLIGATION.

Before Notary Benoist of Pointe Coupee, and in the presence of the undersigned witnesses, there appeared Gillaume Le Moine, alias Le Normant, a resident of that trading post, who upon being sworn, deposed having received from Nicolas Lamothe, all of the money due him for the land, which he leased for a period of five years from Le Moine, including slaves, animals and agricultural implements, which was turned over to Lamothe as per agreement between them.

The act before Notary was intended to discharge Lamothe from any and all obligations to Le Moine.

(Signed) Benoist, Notary  
Bertrand Guichandrie  
Gillaume Marie, witnesses.

Not printed in Louisiana Historical Quarterly.

YEAR 1763

JANUARY 25

2 p.p

PARTNERSHIP

Before Notary of Pointe Coupee and undersigned witnesses, Nicolas Lamothe, merchant at this Post, and Guillaume Lemoyne, resident, declare they have this day entered into partnership for a period of two years for cutting wood in all dimensions from the cypress marsh, and to furnish also all necessary tools. Partners also agree to furnish each 4 negroes and 2 negro women, besides one white laborer to be paid equally by both parties. Conditions are allowed that should one of said parties take back his slaves, he would pay the other 50 francs a day and should one retract from what is agreed, would pay the other 2000 livres.

Lemoyne, being illiterate, did not sign.

(Signed) Lamothe  
Baron  
Marre  
Benoit, Notary

Duverges )  
DeReggio )  
Ducros )

Not listed in Louisiana Historical Quarterly.

YEAR 1763JAN. 26th.

3 pages

RE: DELASSIZE, MERCHANT,  
versus DONATO & CHATEAU.

## PETITION.

Mr. Delassize, undersigned petitioner, alleges that Messrs. Donato & Chateau, partners, have an interest in his vessel; that they are creating difficulties regarding the payment of a ten per cent commission due him on a sale made by him of the cargo of his said vessel; that he had sold said gentlemen some merchandise from the cargo and had rendered them a statement for this and the amount of the commission above-mentioned, which totaled 29,198<sup>1</sup>/<sub>2</sub>, 1 sol, that this statement was duly accepted. Petitioner further alleges that this amount had been deposited with the notary but though he is on the eve of departure he cannot obtain payment. Petitioner denies having entered into an agreement with Donato to remit the amount of said commission and attached hereto certain papers as evidence herein to substantiate the allegations here made.

Wherefore, petitioner prays that upon consideration of the evidence submitted, that order be herein granted commanding the payment to petitioner of the amount of 29,198<sup>1</sup>/<sub>2</sub>, 1 sol, deposited by Donato & Chateau with the Notary and that they be further ordered to pay all costs as well as the expenses incurred by the delay of petitioner's boat and that they be made responsible for any and all risk to which petitioner's boat is thus subjected.

(Signed) Delassize.

Not printed in Louisiana Historical Quarterly.

YEAR 1763

JAN. 27th.

3 pages

CONTRACT OF MARRIAGE

By notarial act, Victor Puel called Languedoc, native of St. Cyr, son of Barthelemy Puel and Catherine Carelle,

and

Agnes Freingist, daughter of the late Jean Freingist and Jeanne Via, Sieur Joseph Presse, acting for future wife in place of her late father, Presse having married widow Freingist, enter into a contract of marriage stipulating the following clauses and conditions.

Marriage to be solemnized by the Holy Roman Catholic Church.

Each responsible for debts contracted before marriage.

Community of acquets and gains according to custom of Paris.

Future husband gives to future wife the sum of 2000 livres as prefix dower.

Preciput -- 600 livres.

Sieur Presse gives to his step-daughter a cow, calf, etc., and promise to allow the couple to live with him as long as they want. Option of the future wife to accept or renounce community.

Contracting parties cannot write therefore do not sign.

(Signed) Roujot, Joseph Exprit Presse,  
(Notary) Benoist, Lambert, Tagant,  
Ricard.

Registered:

Duverges, De Reggio, Ducro.

Not printed in Louisiana Historical Quarterly.

#8333  
68079

*see doc  
#1763013102  
2/3/74 KP*

YEAR 1763

JANUARY 29

4 pp.

AUCTION SALE

Nicolas Verret petitions auction sale of lot in Bourbon Street, 60 feet frontage and 120 depth, on which grounds are a house and other buildings, sale to be made before Commissioner chosen by the Council but posters and publication by Sheriff Normand.

(Signed) Verret

Permit granted.

(Signed) Foucault

Feb. 3, 16, 20,

Public auction of lot, house and other buildings on Bourbon St., having been duly advertised publicly by the loud crier; 10,000 livres having been made, highest bidder will pay cash price and expenses of said sale at Recorder's office before members of the Council.

(Signed) L. Normand

Not listed in Louisiana Historical Quarterly.

see Doc  
#1763012402  
1/20/94  
K

YEAR 1763JAN. 29th.

1 page

## ACT OF RETURN OF DEPOSIT.

Messrs. Chateau and Bello appear before the Clerk of the Registry of the Superior Council of the Province of Louisiana and declare and confirm having this day received, cash, in bills of the Treasury of this colony from Mr. Broutin, Clerk, the sum of 29,198<sup>#</sup>, 1 sol, for which amount they discharge said Mr. Broutin from all further responsibility.

Done and passed at New Orleans in presence of undersigned witnesses.

(Signed) Chateau  
Donato Bello

Witnesses:

Foucher  
Bary.

(with document 68951).

Not printed in Louisiana Historical Quarterly.

YEAR 1763JANUARY 30

1 page

## CONTRACT OF MARRIAGE

Before the Registry Court, Joseph Pranet demands the recording of his contract of marriage with Jeanne Via, dated May 23, 1752.

Recorded:

Devergez, DeReggio, Ducros

1752

May 23, Before Reverend Father Barnabe, Capuchin Priest, Rector of the Church of St.

Francois at Pointe Coupee in Louisiana, appeared Joseph Pranet and Jeanne Via, both residents of the Province for the purpose of entering into a contract of marriage.

They agree and promise to have the ceremony solemnised before the Holy Catholic Church after the required publications.

The future husband is the owner of a piece of land four arpents front, which he gives to the future wife after his death, if there are no children, as well as all other properties and effects in community.

The future wife has a like piece of land also which she gives to her child from her late husband, Jean Fremont, but if there are other children born, they will share alike.

Both parties unable to sign.

(Signed) F. Barnabe

Witnesses:

Francois, Joseph Prouest, Antoine Palin

(Document badly torn)

Not listed in Louisiana Historical Quarterly.

YEAR 1763JANUARY 31st

1 page

ANSWER OF MR. DUBOIS TO THE  
SUIT OF MRS. DELA POMMERAYE  
FOR HER SLAVE.

The defendant expects that the court will thoroughly examine the papers attached herewith, and you will observe that it is false that your petitioner said that he would be discharged by replacing the dead negro by giving an old one.

It is unbelievable that Dame de la Pommeraye has proof of what she advances; further, that Sieur Dubois defendant is well aware that all negroes or other negroes at hire, cannot be paid by the renter when he dies of a natural death. The doctor's certificate does not state that the negro died of a violent death, but of exhaustion.

Your petitioner has no other recourse, but the reasons advanced above and justice. May it please the court to nonsuit Mrs. De La Pommeraye, of all her demands, besides, sentence her to pay all costs and expenses.

Dubois.

Not printed in Louisiana Historical Quarterly.

YEAR 1763

JANUARY 31

3 1/2 pages

RE: A. OLIVIER  
VS  
BRAQUIER, SR.

Petition

Petitioner, Antoine Olivier, merchant of this city, alleges that by Act passed before Mr. Chantalou, Notary, on March 20, 1762, he gave a one-half interest in his Brigantine "The Free Mason" to Jean Jacques Corail; that this said act contained the further stipulation that each party to said act was to contribute equally to the outfitting of said vessel, that Corail would then take it for a voyage where he pleased and that upon his return, both Corail and petitioner would share equally in the profits; petitioner also alleges that he contributed a total of 53,903# 12# 4 "deniers" in Letters of Exchange, as his share for outfitting said vessel. Petitioner further alleges that he had befriended said Corail and had believed him to be trustworthy but found he was wrong because, shortly after Corail's departure on the "Free Mason" the Brigantine belonging to Corail, left in petitioner's care, was taken over and sold by Mr. Braquier, Sr., with whom Corail had left his Power of Attorney and all his papers, unbeknown to petitioner. Petitioner alleges he then obtained a writ of provisional seizure of the proceeds of said sale and that he has since learned that the Brigantine "The Free Mason" was captured by the British and brought to Havana and that Corail was permitted to

keep all Letters of Exchange held by him and that he had been informed that it was Corail's intention to send these to France and not to him. The capture of said brigantine constituting a breaking up of said agreement with Corail, petitioner prays that Order for citation of Braquier, S r. be granted, commanding him to appear before the Council on the next hearing day and he ordered to deliver immediately to petitioner all funds in his hands belonging to Corail, which funds shall remain in petitioner's possession until reimbursement is made him by Corail of the 53,903# 12 "sols" 4 "deniers, previously contributed by petitioner. Petitioner also prays for costs.

(Signed) A. Olivier

February 1, 1763. Order.

Petition for citation granted as prayed for.

(Signed) Foucault

February 1, 1763

Return of Sheriff.

Undersigned sheriff makes his return showing service of citation on Mr. Braquier, Sr., merchant, to appear before the Council on the morning of February 5th, to answer the petition of Mr. Olivier, copy of which is served on him.

(Signed) LeNormand

Not printed in Louisiana Historical Quarterly.

YEAR 1763FEBRUARY 1

3 pages

Petition of Sr. Chancellier, tutor of the minor children of deceased Sr. Chevalier, replaced in said capacity by Sr. Barqueville, only in-so-far as election by a family meeting is concerned, the deliberations of said family meeting not having been homologated and the Court having declared them suspended.

Petitioner alleges that upon the petition of Sr. Barqueville who married Demoiselle Chevalier and stated that he wished to enjoy his wife's property, petitioner was ordered by the Council to render an account of his tutorship within three months.

He shows that this is impossible; that all titles and papers are in Illinois that he did not bring them to New Orleans for fear of losing them in the perilous journey.

He prays that the election of another tutor be homologated and that said tutor be ordered to go to the Illinois Post to receive from petitioner the titles and papers in question; that petitioner be allowed only 15 days from his arrival at his place of residence within which to render his account.

(Signed) L. Chancellier

Not printed in Louisiana Historical Quarterly.

YEAR 1763

1 page

FEBRUARY 2

## TRANSFER OF POWER OF ATTORNEY

*Cristoval*

Juan ~~Xstoval~~ Carta, native of Canary Islands and residing in the port of San Francisco, Campeche, in transit through New Orleans, certifies that he transfers to Dn. Francisco Xavier de Acosta the Power of Attorney granted him by Dn. Joseph Manuel Martinez in said port, in presence of Don Santiago de los Rios, Notary, on Nov. 13, 1762, in order that he may use this power to collect from the Succession of Dn. Diego Argus the value of six cases of tallow property of the abovementioned Joseph Manuel Martinez.

*Xstoval*(Signed) Juan ~~Xstoval~~ Carta

(Spanish document)

Not printed in Louisiana Historical Quarterly.

1763

Feb. 23, Substitution in favor of  
Francis Xavier de Acosta

Jean Christophe Carta, native of Canary Island, resident in the City of Campeche, transient in New Orleans, grants his procuration to Sr. Xavier de Acosta as was granted him by Sr. Martinez before Notaries at Campeche, Nov. 13, 1762, empowering to recover six cases of tallow as shown on bill signed by Argus.

(Original signed) Jean Christophe Carta

1759

Jan. 28, Copy of Bill  
Acknowledgment of Sr. Argus to  
have received copy of bill.

(Signed) Jacques Argus

1763

June 27, Copy of Certificate of Sr. Garic  
In New Orleans to the effect that  
he translated the foregoing document from Spanish  
into French.

(Signed) Garic, Notary

Not listed in Louisiana Historical Quarterly.

#63/2x

YEAR 1763

FEBRUARY 3

STATEMENT

Statement of Sieur J. Vienne to the effect that Sr. Timballier for several years owed him a sum of money, that he offered said Timballier the sum of 2600 livres for a negress which he owed, and that he had been willing to compromise.

(Signed) J. Vienne

Not printed in Louisiana Historical Quarterly.

(With documents #63/10x-63/1-63/1b-63/2-63/3x)

YEAR 1763FEBRUARY 4th

2 PP.

PETITION FOR RECOVERY OF A NEGRESS

Judging from the wording of the petition it is surmised that Sieur Philiosa called Timbalier, has previously petitioned the Superior Council for the recovery of a negress, held by widow Jourdain; said negress being given to Sieur Jourdain five years previously by Sieur Philiosa for security of a 1600 livres loan, and likely, in her answer, widow Jourdain claimed possession of said negress.

The Superior Council issued a decree referring Sieur Philiosa to the tenor of the note given by him to Sieur Jourdain, acknowledging the said loan and security.

In his present petition, Sieur Philiosa stated (with several affidavits annexed) that he never sold said negress to Sieur Jourdain, having refused 3000 livres from prospective buyers, and also the offer of Sieur Jourdain of a sum of money (not specified) beside his note.

Now Sieur Philiosa demands possession of his slave offering to pay the 1600 livres, without interest, because Sieur Jourdain during his life time, rented said negress out, depriving petitioner of her services; said revenue exceeding the interest due on the note.

Philiosa

Not entered in Louisiana Historical Quarterly.

(with documents 63/1 - 63/1b - 63/2 - 63/2x - 63/3x)

YEAR 1763FEBRUARY 4th

1 page

AFFIDAVIT OF CLAUDE TOURAN-  
GIER.

I, the undersigned, Claude Tourangier, under my ordinary mark, certify in the presence of the undersigned witnesses, that Sieur Dusiere happened to be at my house with Sieur Nicaula Ducre, told us that he was going to Sieur Timbalier's house, in behalf of the late Sieur Jourdain, to enter into an agreement with him a few days after council, which makes us believe, that Sieur Timbalier had not sold him. In faith of which I gave him the present.

Haubert, witness      Laforme, witness.

Ordinary Mark of  
X  
Claude Timbalier

Not printed in Louisiana Historical Quarterly.

(with document 63/x10 - 63/lb - 63/2 - 63/2x - 63/3x)

YEAR 1763

1 page

FEBRUARY 4th

AFFIDAVIT

I certify that Sieur Crozat, resident of Point Coupee gave me a commission to purchase for him a negress. I called at Sieur Timbalier, and asked him if he was ready to dispose of his, that I counted out to him 1000 ecu. Sieur Croizet entered on the premises, and threw the 1000 Ecu on his billiards, to which he answered that he was not agreed.

Ocaby

Not printed in Louisiana Historical Quarterly.

(with documents 63/x10 - 63/1 - 63/2 - 63/2x - 63/3x)

YEAR 1763FEBRUARY 4th

1 page

## AFFIDAVIT OF NICAULA DUCRE.

I, certify under my ordinary mark in the presence of the undersigned witnesses, that after the decree of the Council which sentenced Sieur Timbalier, to follow the course of his note.

Sieur Dusiere came to my house in behalf of the late Sieur Jourdain to enter into an agreement with him, and that he had offered him 1000 livres to pass him an act of sale for the negress, but refused to sell.

X ordinary mark of  
Nicaula Ducre

## WITNESSES:

Haubert  
Laforme

Not entered in Louisiana Historical Quarterly.

(19)

(with documents #63/10x - 63/1 - 63/1b - 63/2x -  
63/3x)

(19)

YEAR 1763

FEBRUARY 4

2 1/2 pages

JEAN BAPTISTE BRAZILLIER  
VERSUS  
JOSEPH BAILLY.

Answer of Jean Baptiste Brazillier to petition for payment of a note signed 12 years ago to the order of Thomas Lefevre for the payment of a cow which note is now held by Joseph Bailly.

Petitioner claims that said note has been acquitted and that also according to prescription said note should be cancelled.

He prays that plaintiff's suit be dismissed, the said Bailly having recourse only against Raymond Forbod who married the widow of Lefevre and transferred said note to him.

(Signed) Brazillier

Not printed in Louisiana Historical Quarterly.

YEAR 1763

FEBRUARY 4

PETITION IN RECOVERY.

Sieur Louis Michel Grenon De Flottemanville says that he sold a house to Dame Azemare while he was tutor of Becas' wife's children by a former marriage. He says that he has given up the tutorship of Dame Becas' children over a year ago.

Sieur Voisin now has all papers, etc., of the succession.

Suppliant petitions Superior Council to permit sale to go through in order that he may collect 8000 livres per year rent and refer Sieur Becat to Sieur Voisin for his claim.

(Signed) De Flottemanville

(2 pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1763

FEBRUARY 5th

1 page

RE: OLIVIER  
VS. BRAQUIER, Sr.

ANSWER

Answering petition of Antoine Olivier, plaintiff, against him to obtain delivery of the funds in his hands, belonging to Mr. Corail, until plaintiff is reimbursed 13,475# 18 sols, 1 denier, in Letters of Exchange, defendant, Mr. Braquier pleads that Mr. Corail, Captain of the Brigantine "The Free Mason", purchased supplies for said boat at Campeche to the amount of ten or twelve thousand French pounds and that therefore plaintiff is not entitled to the amount sued for. Wherefore, defendant prays that judgment in this matter be suspended until an inspection can be made of the accounts of said Brigantine.

(Signed)

Bra. (rest of signature destroyed)

NOTE: The ending of the last six lines of this document has been torn off.

Not entered in Louisiana Historical Quarterly.

YEAR 1763FEBRUARY 5

16 pages

EXTRACT FROM REGISTRY OF HEAR-  
INGS OF THE SUPERIOR COUNCIL  
FOR THE PROVINCE OF LOUISIANA.

Re: Mr. Chancellor, tutor of the  
minor children of the late Mr.  
Poire, surnamed Chevalier,  
keeper of the warehouse of the  
King at Illinois, plaintiff.

Judgment

The Council having duly considered the petition filed by Mr. Chancellor, tutor of the minor children of the late Mr. Poire, surnamed Chevalier, in which plaintiff shows why he could not and did not comply with the summons served on him on petition of Mr. Berqueville, son-in-law of the late Mr. Poire, surnamed Chevalier, for the reason, among others which Mr. Berqueville alleges that he derives the enjoyment of the property belonging to his wife; and, the Council having also considered the prayer of Mr. Chancellor, plaintiff, that the family meeting appointing another tutor to said minor children of said Poire, surnamed Chevalier, be homologated and that order be given to that tutor to repair to Illinois to there receive from plaintiff the account of his tutorship, together with all papers and titles belonging to said minors, within 15 days after plaintiff's arrival at his residence at Illinois; and, the Council having further considered the opinion in this matter, submitted by the Attorney General: It is adjudged and decreed by the Council that the petition of Mr. Chancellor be served on Mr. Berqueville that he may answer same on the first day of hearing. Costs reserved.

(cont'd)

36/x99  
(cont'd)

Given at the Council Chamber at New Orleans.

By the Council

(Signed) Broutin, Clerk

1763

February 15,

Return of Sheriff

Undersigned Sheriff makes his return showing service of copy of foregoing judgment on Mr. Berqueville, Infantry Officer, at his residence, together with citation to appear before the Council, on the morning of the first Saturday of March to answer the petition of Mr. Chancellor.

(Signed) LeNormand

Not listed in Louisiana Historical Quarterly.

(19)

YEAR 1763FEBRUARY 5th

2 pages

PETITION OF JEAN LOUIS BILLAUD  
FOR THE RECOVERY OF THE PROPERTY  
TY OF HIS FATHER'S SUCCESSION.

Jean Louis Billaud, tutor of his two minor brothers, and heirs of the late Louis Billaud and Eve Frederic, in a petition to the Superior Council, stated that he had obtained a judgment December 6th., 1760, condemning the named Bastien their uncle to deliver to him 9 heads of livestock, and two thirds of whatever they may have produced; now amounting to 33 heads. That he was notified of the said decree, and afterwards with the King's mandate served by Barry December 9, 1760 and January 5th last, without the said Bastien, without having satisfied the decree in its entirety, having delivered only the nine heads of stock, seven heifers, and eight calves in November last.

That he has made numerous demands and repeated demands without satisfaction for the seven heads he owes him, as well as the effects with which he is charged by the inventory, which he refused either to pay or return.

Considering the attached documents petitioner prays that he be permitted to take possession of his property, or that you have same seized and returned to him in order to settle his stewardship, and besides condemned to deliver all the effects, and pay costs and expenses.

X ordinary mark  
Jean Louie Billaud

Not entered in Louisiana Historical Quarterly.

8336  
(68989)

YEAR 1763

FEB.5th.

SUCCESSION J. L. CARRIERE

RESIGNATION OF TUTORSHIP BY  
SIEUR BOVE.

I have the honor to represent, considering the demands of the senior heirs of the late Joseph Carriere towards which I can no longer serve without derogating with the law, and the interest of the minors of whom I am charged in my capacity of tutor, which will cause me to demand indemnities from them for the wrong they are doing the minors and themselves, by the delay that their demands are badly founded. This property has not given any revenues in two months.

In order to avoid greater difficulties, I ask your honors to please accept my resignation of tutorship, in favor of one of the senior heirs, which in principle ought to be in my place, joined to their capacity and knowledge which they have in such matters, and that furthermore, it is impossible for me to remain in charge of this tutorship, considering that I am on the point of leaving for France at any moment.

This considered your honors, may it please you to accede to my demands.

Bove.

Not entered in Louisiana Historical Quarterly.

1 p

62/17

YEAR 1763FEBRUARY 5

2 pages

PETITION

Sieur Croise, colonist at Pointe Coupee, third husband of the late Genevieve Cheval, and tutor of her minor son Antoine Rousseau, having rendered his final tutor's account to Sieur Pierre Carmouche, lately married to Genevieve Rousseau, sister of Antoine Rousseau, Sieur François Cheval, maternal uncle of the said minor, petitions the Superior Council for a decree to call a family meeting to appoint a tutor and an under-tutor to replace Sieur Croizé.

(Signed)

Cheval

Permission to call family meeting.

(Signed) Delaunay  
Lesassier  
Delalande

Kerlerec  
Lafrenière  
Chantalou, Clerk

Not printed in Louisiana Historical Quarterly.

YEAR 1763  
2 1/4 pages

FEBRUARY 5

PETITION

Sieur de Flottemanville having agreed to board his two minor step-sons, children of Nicolas Barbin, for the sum of 500 livres per year, and having turned the two minors out upon a refusal to collect 1200 livres for clothing, Sr. Pierre Voisin, their grandfather and tutor petitions the Superior Council to issue a decree compelling Sr. de Flottemanville to take the minors back and clothe them at the expense of whomsoever it may concern the matter and to appoint another tutor, as petitioner, being over 70 years old desires to retire.

(Signed) P. Voisin

Permission granted to call a family meeting and allowing Sieur Voisin to take care of the minors.

(Signed) Kerlrec, Frenière  
Delaunay Lesassier  
Delalande Delachaise  
Chantalou,  
Clerk.

Not printed in Louisiana Historical Quarterly.

YEAR 1763FEB. 5th.

16 pp

EXTRACT FROM THE REGISTRY OF  
HEARINGS OF THE SUPERIOR COUNCIL  
OF THE PROVINCE OF LOUISIANA  
OF FEBRUARY 5, 1763.

## JUDGMENT.

The Council, having duly considered all of the facts, document and proceedings herein, and particularly plaintiff's petition praying for delivery of the funds held by Braquier, belonging to said Corail, as well as the partnership agreement relative to the Brigantine "The Free Mason", said agreement having been passed before Mr. Chantalou, Notary, and the Council having duly considered the stipulations therein contained and the Council having further considered the statements herein submitted by Mr. Braquier, defendant, together with the opinion of the Attorney General in this matter.

It is decreed by the Council that Mr. Braquier, defendant, deliver to Mr. Olivier all funds in his hands belonging to Mr. Corail, who shall take them over and shall furnish a bond therefor in favor of said Mr. Corail, to be given him upon his return. Costs are reserved.

Given at the council chamber at New Orleans.

By the Council  
(Signed) Broutin, clerk.

(with document 8353 #69137)

Not printed in Louisiana Historical Quarterly.

YEAR 1763  
3 1/2 pages

FEBRUARY 5

SUCCESSION OF SR. JOSEPH CARRIERE

Petition of Major and Minor  
Sons.

Petitioners allege that on December 7th of the preceding year a family meeting was held on the petition of the tutor of the minors; that the deliberations of said meeting were contrary to the interests of the minors; that said meeting was not convened in accordance with law, for the reason that no duly appointed commissioner was present and that the major heirs of Sr. Carrière (the most interested persons) were not notified of said meeting.

Petitioners pray that said meeting be declared null and void that the property of said Succession which is divisible be partitioned in kind among the heirs; that the property which is indivisible in kind be ordered sold at public auction to the highest bidder, and that to the Mass of said Succession to be partitioned be added two negroes, one of whom was as an advanced share of inheritance to each of two married daughters of decedent.

(Signed) A. Carriere  
Joseph Carriere  
J. Carriere

NOTE: (Louis did sign.)

Not printed in Louisiana Historical Quarterly.

YEAR 1763FEBRUARY 5

4/2/2.

EXTRACTS OF RECORDS OF THE  
SUPERIOR COUNCIL

Jean Louis Billaud

vs.

The named Bastian

The Council considering plaintiff requests to have obtained Dec. 6, 1760, decree ordering defendant to deliver him cattle and effects from inventory; defendant having kept 7 head of said cattle and also effects. Claims have been repeated with refusal - requests be allowed lay hold and seize above mentioned.

The Council orders decree executed in its full form and meaning and condemns defendant to all costs.

By the Council  
(Signed) Broutin, Sheriff

1763  
Feb. 19, Sheriff Le Normand issues and delivers copy of decree.

(Signed) Le Normand

Not listed in Louisiana Historical Quarterly.

YEAR 1763

1 page

FEBRUARY 6PETITION

After having a tract of land, which he had sold to Sieur Jacquelin for 80,000 livres, surveyed, Sieur Julien Vienne petitions the Superior Council for a decree to ratify the survey and to have the temporary boundary posts approved as the real and permanent limits.

(Signed) Vienne

Not printed in Louisiana Historical Quarterly.

YEAR 1763

2 pages

FEBRUARY 7

PETITION

Sieurs Noel, Mathurin, and François Carrière, minors, sons of the late Joseph Carrière and Marguerite Tre-pagnier, respectively 24, 22, and 20 years old, and also acting in the name of their sister Françoise Carrière to obtain some letters patents to manage their father and mother's suc-cession, and, considering their ages, ask for a permit to call a family meet-ing to advise them and appoint a cura-tor.

(Signed) Noel Carrière  
M. Carrière  
François Carrière

Decree of emancipation granted and per-mission to call a family meeting.

(Signed) Delalande

Not printed in Louisiana Historical Quarterly.

YEAR 1763

2 pages

FEBRUARY 7PETITION

François Breton, native of La Cieutat Provence, trading at the post of Natchitoches having died without leaving any apparent forced heir and having willed his possessions to several legatees, Joseph Ducros, Administrator of vacant estates petitions the Superior Council to be put in charge of the old succession, stating that the late François Breton has a wife and children residing in France whom, legally are his residuary legatees and the said succession should not be settled until they should be heard from, as there may be a contract of marriage, which, consequently, would automatically render the said will invalid.

(Signed) Ducros

Permission given to Mr. Joseph Ducros, Administrator of vacant estates to take charge of all properties, movable and immovable, belonging to Sieur François Breton's succession.

(Signed) Delaunay, Lesassier, Kerlerec,  
Frenière, Delalande, Delachaise

Not printed in Louisiana Historical Quarterly.

YEAR 1763FEBRUARY 8

10 pp.

## AUCTION SALE.

By order of Judge Foucault and request of Jan. 31st, will be proceeded to an auction sale of grounds 60 ft. frontage on 120 depth on Bourbon St., belonging to Sr. Verret on which grounds are a house and other buildings. Said sale having been duly publicly advertised by Sheriff J. Normand, there being many bidders, the loud crier in the Chamber of the Sheriff proceeded to each sale with the clauses and conditions of highest bidder paying cash 1/2 to the clerk of the Court and the other half payable in three months from date.

Said sale having been published Feb. 7, 21 and March 4, the Council with consent of Sr. Fleury, having power of attorney from Sr. Verret, adjudged said grounds to Sr. Boisdore bidder of 16,000 livres agreeing to conditions and clauses of above sale.

No signature.

Not listed in Louisiana Historical Quarterly.

YEAR 1763FEBRUARY 8

3 pages

Power of attorney by Notarial Act, executed by Louis Antoine Mouin de Champigny, Engineer of Paris, to Mr. De Lafreniere. Among powers enumerated are:

To receive from Mr. Bauré, merchant of New Orleans, all monies collected by him for account of constituent:

To invest these sums for constituent;

To collect from Sr. Klevian Frolo, Jr. Capt. of a merchant vessel in Louisiana, all funds which he, as procurator for Champigny has in his possession;

In case of non-payment by either of the aforementioned to bring suit, etc.

Champigny revokes power-of-attorney given Frolo, Jr., by act of Sept. 27, 1760, before M. Maréschal, Notary of Paris.

(Signed) Maréschal

One other signature appears on document but it is eaten away.

YEAR 1763

*see doc # 1763/10/301  
2/8/64 KP*

OCTOBER 13

Receipt and release by Notarial Act, executed by Lafreniere in favor of Bauré, for 1462 livres (640 in letter of exchange and 822 in notes of the colony) which Bauré collected from Mr. Moins, against an original amount of 1994 livres. This liquidates Moins' indebtedness to Champigny.

(Signed)

Lafreniere

Becat (witness)

Le Normand (witness)

Garic, Notary Public

YEAR 1763

FEBRUARY 9

1 page

To Monsieur Le Procurator General  
of the King.

"Being indisposed I will be unable  
to be present at the election of a  
curator for the minor children of  
Sieur Joseph Carriere.

My advice is that the eldest of the  
sons who is of age should be made  
curator."

At New Orleans, on abovementioned  
date.

(Signed) Laveau

Not printed in Louisiana Historical Quarterly.

YEAR 1763

1 page

FEBRUARY 9

SUCCESSION OF SIEUR CARRIERE

Notice

Sieur Delachaise notifies the Attorney General that he will be unable to be present at a family meeting held at the Registry Court for the purpose of electing a curator for the minor children of deceased Sieur Carriere and advises the appointment of his sons for said purpose.

(Signed) Delachaise

Not printed in Louisiana Historical Quarterly.

(19)

YEAR 1763

FEBRUARY 10

3 pages

AGREEMENT BETWEEN SIEUR DUBOIS  
AND MADAME LA POMMERAY, FOR  
2000#.

In presence of Procurator General and Royal Notary residing in New Orleans appeared Sieur Gabriel Joseph Dubois, Military officer of this city, and Dame Jeanne Catherine Loquet De la Pommeraye, who declares that in virtue of an order of Superior Council dated fifth of present month, Sieur Dubois was condemned to pay to Dame Pommeraye the price of a negro by name of Caffy, belonging to her, but who died while in the service of said Sieur Dubois. Following estimate made by two parties representing each side, it was agreed that said Dubois is to pay Dame Pommeraye the estimated value of 2000# for negro.

(Signed) Dubois, Villars, Barry,  
Broutin,  
Notary.

Not printed in Louisiana Historical Quarterly.

(69137)

*du 20  
# 176302.0507  
2/3/94 RP*

FEB.15th.

YEAR 1763

1 p

RETURN OF SHERIFF.

Undersigned Sheriff makes his return showing service on Mr. Braquier of copy of judgment rendered by the Superior Council in this matter on February 5th., by which judgment, he is ordered to deliver all funds in his hands, belonging to Mr. Corail to Mr. Olivier.

(Signed) Le Normand.

(with document #8353 #69121)

Not printed in Louisiana Historical Quarterly.

YEAR 1763FEBRUARY 19th

1 page

LETTER OF SIEUR SONGY REGARDING  
SIEUR CHANCELLIER'S RESIGNATION  
AS TUTOR IN THE CHEVALIER SUC-  
CESSION.

I, the undersigned certify that while in Illinois last July Mrs. de Girardeau and Mrs. Bergueville, asked Sieur Chancellier the condition of the affairs of the succession of the late Sieur Chevalier.

He refused to give them the least knowledge; stating, that all of the papers in this succession was in New Orleans, furthermore, that he had no statement to render to them, a few days before his departure, he told me that he was going down positively, only to resign this tutorship. In faith of which we have given the present.

J. Songy

Not printed in Louisiana Historical Quarterly.

YEAR 1763  
5 pages

FEBRUARY 28th

CONTRACT OF MARRIAGE.

By notarial act Sieur Robert Dupré, native of Natchitoches, son of the late Sieur Jacques Dupre and Marie (Blank), and Miss Marie Jeanne Cavé, native of this city and daughter of François Cavé and Marie Jeanne St. Jean enter into a contract of marriage stipulating the following clauses and conditions;

Marriage to be solenized in the Holy Roman Catholic Church.

Each responsible for debts contracted before marriage;

Community of acquets and gains according to custom of Paris;

Future wife brings to marriage all that she may inherit from her father and mother, from which succession  $1/3$  is to go to community and remaining  $2/3$  to herself and children;

Future husband gives to future wife the sum of 1000 livres as prefix dower.

Preciput - 400 livres.

Option of future wife to accept or renounce community, Contracting parties make a deed of gift to the survivor,  
(Signed by)

Marie Jeanne Cavé - Laporte - Favet - Sargent  
(Bary - Foucher, witnesses) Hancart - Broutin,  
notary.

(cont'd)

Doc. #8347  
(cont'd)

May 7th,  
1763

Above ordered registered with  
the clerk of the Superior  
Council.

(Signed by)  
Foucault

REGISTERED: Duverges - De Reggio - Ducro.

Not printed in Louisiana Historical Quarterly.

(19)

YEAR 1763  
2 pages

FEBRUARY 28th

ACKNOWLEDGMENT OF DEBT.

By notarial act, and in presence of Mon. De Lalande, acting procurator general of the king, personally appeared Pierre Voisin, grandfather and tutor of the minor children of the late Nicolas Barbin, also appeared Mon. Balthasar Ricaud de Villier, Lieutenant of troops at La Balize, cousin of said minors, and Voisin, son, Captain of troops at Fort St. Marie and uncle of minors, who declare and acknowledge owing to minors the following sums.

Voisin, father, 11823 livres 13 sols,  
Voisin, son, 10000 livres and Sieur De Villier 10000 livres, which they promise to pay to above minors plus 5 per cent interest, when the minors shall become of age.

(Signed by)

WITNESSES:	Ricaud de Villier
Darby	Voisin, father
Corbin Bachemin	Voisin, son
De Lalande	Brutin, Notary

REGISTERED:- Duverges e De Reggio - Ducros.

Not printed in Louisiana Historical Quarterly.

YEAR 1763  
2 pages

MARCH 1st

CHANCELLIER - VERSUS - COUTURIER  
IN BEHALF OF THE MINORS CHEVEL-  
LIER.

Sieur Chancellier petitioned Sieur Foucault in his name and as tutor of the minor children of the late Sieur Chevalier, stating that Sieur Couturier maternal uncle of the said minors, had three of them at his house as boarders. Desirous of settling today what he has spent for their education, ~~in-~~ keep and nourishment since they have been living with him.

He prays to be permitted to have him summoned before the Council, and produce his accounts to the minors, in default of which he be sentenced to reimburse a sum of 4641 livres that he received in advance according to his receipt, herewith attached coming from the sale of a negress belonging to the minors sold because she had the habit of running away.

L. Chancellier

Permit to summon granted the same day by the undersigned.

Foucault

March 2nd, 1763

In virtue of the above ordinance and petition, I the undersigned, give summon to Sieur Couturier to appear on the first day of audience.

Marin Le Normand

YEAR 1763MARCH 1st.

## SUCCESSION OF SIEUR CHEVALIER.

PETITION FOR RECOVERY OF MONEY  
DUE BY THE LATE DUPONT LE  
KINTRECQUE.

Sieur Louis Chancelier in his petition to Sieur Foucault, states that the late Dupont Le Kintrecque, maternal grand-father of the minor children of the late Sieur Chevalier, <sup>owes ?</sup> a sum of 3800 livres in piastre gourde (Spanish money.) The piastre at 5 livres being a similar sum deposited by the late Sieur Chevalier in the hands of his father-in-law, according to the attached note, having on several occasions asked Mr. Couturier his son-in-law for this sum, but none could be found at the time of his death, besides the price of piastres was too high to buy to reimburse the succession.

Sieur Couturier managed Duponts' succession, and had his house adjudicated to him, as the last and highest bidder, which was the only security of the minors, not only that, but as creditors of their grand-father, and again as heirs representing their father.

He did not call your petitioners tutor in the diverse operation that he made for this succession, so that your petitioner ignores the condition.

Considering the above your petitioner prays that he be permitted to have Sieur Couturier summoned to be sentenced to reimburse the minors Chevalier the sum of 2800 livres in

(cont'd.)

piastre gourde (Spanish money) the piastre at five livres. To render an account of his administration, and condition of the Dupont succession, to make a partition if such has not already been made, and count out to your petitioner, the minors share, without further delay, in order to establish that part in the account he wishes to render to the Chevalier Succession.

L. Chancellor.

MARCH 1, 1763

Permit to summon for appearance granted.

Foucault.

MARCH 2, 1763

I, the undersigned Marin Le Normand personally served notice to Sieur Couturier through his wife.

Marin Le Normand.

N.B. There is a discrepancy of 1000 livres between the amount due and deposited by Chevalier in the hands of his father-in-law Sieur Dupont for his children, and the amount asked Couturier to reimburse them.

Not entered in Louisiana Historical Quarterly.

2 pp

62/17

YEAR 1763

MARCH 3

SUCCESSION OF NICOLAS ADAM  
(known as "Blondin")

Obligation of Sr. Andry

(Act of mortgage in favor of  
the minor children of decedent,  
herein represented by Sr.  
Francois Louis Briant, their tutor).

Sr. Andry acknowledges receipt of the sum of  
4714 livres 6 sols, being money borrowed with  
the consent and in the presence of Sr. Delalande,  
Councilor and acting Procurator General, which  
sum the mortgagor binds and obligates himself  
to reimburse to the mortgagees one year from  
date, with interest at the rate of 5 percent  
per annum.

For the security of said payment, Sr. Andry  
mortgages his property.

And to these presents intervenes Sr, Francois  
Langlois, who guarantees the payment of the  
above sum by Sr. Andry and hypothecates his  
own property for further security thereof.

(Signed) Langlois  
Andry  
Foucher

Delalande

Bary

Briant

Broutin, Notary

(cont'd)

1768

March 29,      Receipt of Sr. Francois  
                    Louis Briant, tutor to the  
                    minor children of decedent, in favor of  
                    Sr. Louis Antoine Andry, for the amount  
                    of the foregoing obligation.

(Signed) Briant  
            Andry  
            Soubrie  
            Garic, Notary

YEAR 1763

MARCH 4th.

1 pp

SUCCESSION OF MR. POIRRE.

Certificate of Detroval to the effect that he worked on a fence on the land belonging to said Sr. Poirre, which has been sold to Mr. Ducodere.

(Signed) Detroval.

Not printed in Louisiana Historical Quarterly.

YEAR 1763MARCH 4th.ANSWER OF SIEUR DUCODER TO SIEUR  
DORIOCOURT'S SUIT AGAINST HIM.

It is without foundation that Sieur Doriocourt attacks Sieur Ducoder. He exposes in his petition that the defendant displanted three arpents of fence, that caused him the loss of 30 quarters of corn and 10 quarters of beans.

The fence in question is along the levee and continues the depth of the place, that if the cattle of the defender caused damage to the neighbors of the respondent, it would seem that it would bring himself an injury, since it is not possible to instruct cattle against making damages, furthermore petitioner has the honor to show that the attached certificates herewith attached belong to him, authenticating that it is not his fault, if the fence is not closed in its depth.

It would be easy for the defendant to prove that the plaintiff had already started to displant the fence to put it on his carts.

Sieur Doriocourt did not bring any complaint of the damage of which he speaks, as is customary. He claims the right to allow himself a quantity of quarts of corn and beans when damages occur, caused by cattle, and to advise the owner, who if he refuses to agree to complain in justice which in this case calls for an arbitration by experts. Sieur Doriocourt has made no such efforts.

Petitioner prays the court to have Mr. Doriocourt prove that the fence he speaks of belongs to him,

(cont'd.)

YEAR 1763MARCH 4th.

that Sieur (torn out) will put someone to guard his cattle to stop the damage they are doing on the Royal Road, and levees, which causes considerable work, painful to the defendant that:

May it also please the court to order that the division of the lands of Sieur Lemaitre Jr., will be made anew and fenced in, also that of the defendants already condemned to pay the cost of a survey, which does not concern him in the least, the whole on the title of acquisition of the defendant.

Condemn and non-suit Sieur Doriocourt of his demands, costs and expenses.

Ducoder.

Not entered in Louisiana Historical Quarterly.

4 pp

62/17

63/X20

see doc  
#1763030501  
2/2/94 R.P.

YEAR 1763

MARCH 4th.

2 $\frac{1}{2}$  pp

RE: Mr. JEAN LA BRANCHE  
vs.  
MR. HARDY SURNAMED LAVIERGE,  
AGENT OF MR. CHAGNEAU.

PETITION FOR POSSESSION

Jean La Branche, petitioner, alleges that he had exchanged four acres of land belonging to him, situated at Bustard Creek, for four situated on the other side of the river, opposite Cannes Brulees; that, subsequently, these last four acres were erroneously included in a sale of twelve acres of land made to a free negro family by Mr. Hardy, surnamed Lavierge, agent of Mr. Chagneau, who believed said four acres belonged to his principal.

Wherefore, petitioner prays for order prohibiting the usurpation of the four acres belonging to him by the free negro family who purchased land from Mr. Hardy, surnamed Lavierge, agent of Mr. Chagneau and that it be decreed that said petitioner is the owner of these said four acres.

(Signed) J. La Branche.

MARCH 5, 1763 ORDER.

Undersigned Judge orders citation of Mr. Hardy, surnamed Lavierge, agent of Mr. Chagneau, to appear and answer petition of Mr. La Branche.

(Signed) Foucault.

MARCH 8, 1763 RETURN OF SHERIFF.

Undersigned Sheriff makes his return showing

(cont'd.)

service on Mr. Hardy, surnamed Lavierge, agent of Mr. Chagneau, of citation to appear and answer petition of Mr. La Branche on the morning of April 16th., at the council chamber; he also shows service of copy of Mr. La Branche's petition on said Mr. Hardy.

(Signed) Le Normand.

Not printed in Louisiana Historical Quarterly.

YEAR 1763MARCH 5th.

3 pp

ST. BERNARD D'AUTERIVE, THROUGH  
HIS AGENT AND ATTORNEY IN FACT,  
SR. GILBERT MAXENT

vs.

CHEVALIER de ST. DENIS.

First judgment by default and order to appear  
in three months from date to continue case.

Suit for delivery of five slaves bought by act  
under private signature, on October 12, 1761,  
which slaves vendor had agreed to deliver in  
the month of December of that year.

Petitioner had prayed that in default of deliv-  
ery of said slaves defendant be ordered to pay  
rent for them and that he be held responsible  
in the event of the death of any of them.

Judgment signed,  
By the Council,  
Broutin, clerk.

Not printed in Louisiana Historical Quarterly.

YEAR 1763MARCH 5th.

1 p

## PETITION FOR ACCOUNTING OF TUTORSHIP.

Sieur Joseph Carriere, curator of his minor brothers, says that Sieur Bore as tutor had charge of the funds proceeding from the judicial sale of the movables of said succession and lease of plantation.

Suppliant petitions the Superior Council to order Sieur Bore to render him in presence of Hon. De Kernion an accounting of said sale and lease, in order that the various heirs may receive their share as soon as possible.

Signed by

Joseph Carriere.

Not printed in Louisiana Historical Quarterly.

YEAR 1763

MARCH 5th.

At a hearing of the Council Dame Charlotte L'Abbe, widow of the late Sr. Michel Pasquet renders account of the guardianship of the succession of the deceased St. Laurant resident of Pascagoula, to Sr. Jung appointed tutor of the minors.

Accounts presented and confirmed true by said accountant, all papers delivered.

Report of Sr. De Lachaise conclusion of Attorney General all considered.

The Council orders receipt of account to remain as was originally meaning to the sum of 4,761 livres 7 sols 8 deniers.

Annuls and debar accountant of all expenses, food and clothing of the negro, but allows all other articles as well as 500 livres for trip of her deceased husband reducing expenses of account to 2,070 livres 12 sols 8 deniers that accountant is bound to pay and see that is given him good and valid discharge.

Made in the chamber of the council.

(Sgd.) By the Council  
Broutin, clerk of court.

Received 40 livres.

B.

APRIL 6, 1763

Sheriff Le Normand delivers copy of decree to Dame Charlotte L'Abbe.

Le Normand.

Not printed in Louisiana Historical Quarterly.

4 pp

58/17

63/X22

*see doc  
# 1763026802  
2/3/94 v.P*

YEAR 1763

MARCH 7th.

2 pp

PETITION FOR RECOVERY.

A promissory note originally made by Chevalier de la Houssaye to Sieur Grenier, for value received, was endorsed by Sieur Philip to Sieur Maxent.

Monsieur de la Houssaye requiring an order from the Council for the payment of said note, Sieur Maxent, petitions the Superior Council to be permitted to summon Monsieur de la Houssaye before the court to be ordered to pay the sum of 1132 livres, the amount of the note with cost.

(Signed) Maxent.

MARCH 8, 1763

Permit to summon.

(Signed) Foucault.

Acceptance of service.

Le Chevalier de la Houssaye.

Not printed in Louisiana Historical Quarterly.

YEAR 1763

MARCH 8th.

SUCCESSION ANTOINE FRANCOIS  
DENIS LE DOUX

RENUNCIATION OF SUCCESSION & ANNUITY  
& ACCEPTANCE OF CONDITIONS STIPULATED  
IN HIS FATHER'S WILL BY FRANCOIS  
LE DOUX.

Personally appeared before the Royal Notary and the undersigned witnesses Mr. François Le Doux, who exhibited a letter of advice from Pierre Antoine Lewis Thomas Castin, his cousin, dated February 28, 1761., of the city of Herdin, in Artois, advising him that he inherited from the late Mr. Antoine François Denis Le Doux, his father of a sum of 20000 livres, according to his testament, received by Mr. Philippe Joseph François Petit, notary of the said province of Artois in the city of Herdin, September 27, 1760, copy of which was sent to him by Sieur Castin, herewith annexed. The said Sieur Le Doux Jr. after having told us that he read and re-read the said copy of the said testament, stated that he understood it thoroughly accepting same to be duly notified and consents that it be executed according to its form and tenor, renouncing to all other rights and pretensions of the successions of his late mother, and the annuity left by his maternal aunt Mrs. Hainaut, as is also specified in the said testament of his late father. Made in the presence of Maison, Barry, and Antoine Foucher.

Foucher, Barry, Le Doux, Broutin, Notary.

Recorded: Duverges, De Reggio, Ducros.

Not entered in Louisiana Historical Quarterly.

3 pp

62/17

YEAR 1763

MARCH 9th.

PROCURATION.

By notarial act Sr. Jean Goyau grants a procuration to the Sieur Gilbert Maxant, giving him power and authority to administer and manage all his affairs in the colonies, to pay all his debts and obtain receipts for same; to collect amounts due him, and to sell 300 planks he has at Sieur Chantalou's house, also sell the 250 pieces of joists of various lengths, 8 pieces of timber and 20000 shingles he has at Sr. Flamand, also some merchandise he shipped on a boat belonging to Sieur Bobe, at whatever price he deems best and to whom he wishes, and generally do any and all things necessary and proper.

Signed by

Goyau  
Broutin, Notary.

Witnesses:

Foucher  
Bary.

Registered:

Duverges  
De Reggio  
Ducros.

Not entered in Louisiana Historical Quarterly.

8353  
(69138)

In Doc  
#176202009  
2/3/94 KP

YEAR 1763

MARCH 10th.

2 pp

RE: ANTOINE OLIVIER, MERCHANT, PLAINTIFF,  
vs.  
FRANCOIS BRAQUIER, ACTING FOR  
MR. CORAIL, ABSENT, DEFENDANT.

RECEIPT & BOND GIVEN BRAQUIER BY OLIVIER.

Complying with judgment of February 5th., last, Braquier appears before the Royal Notary of the Province of Louisiana and there delivers to Mr. Olivier 62,917<sup>#</sup>, 7 sols in bills of the colony, together with various notes of different persons for various amounts, which is all which he has belonging to said Corail and for which he now receives full discharge from said Olivier who furnishes his bond signed by Francois Hery surnamed Duplanty, who together with Olivier mortgages his property in solido in favor of said Corail.

Done and passed at New Orleans in presence of undersigned witnesses.

(Signed) A. Olivier  
F. Hery  
Braquier  
Broutin, notary.

Witnesses:

Foucher  
Bary

(with document 69121-69137)

Not printed in Louisiana Historical Quarterly.

YEAR 1763MARCH 10th.

l p

## CERTIFICATE.

Certified statement of account showing effects  
left by Mr. Coreil with Mr. Braquier.

	Livres	Sols
Amount of proceeds of sales	72,939	6
Deductions for Commission & other items	<u>10,021</u>	<u>19</u>
Net amount due Mr. Coreil	62,917	7

(Signed) Braquier.

Not printed in Louisiana Historical Quarterly.

YEAR 1763

MARCH 14th.

4 pp

SR. FRANCOIS LEDOUX  
CAPTAIN IN THE TROOPS OF THIS COLONY  
IN FAVOR OF  
SR. ISAAC MONSANTO, A MERCHANT  
OF THIS CITY.

POWER OF ATTORNEY.

Constituent authorizes and empowers his said agent and attorney in fact to receive from the hands of Demoiselle Marie Francoise Ledoux his sister, residing at Herdin in the Province of Artois, France, the sum of 20,000 livres representing the inheritance of constituent in the succession of his father, Sr. Antoine Francois Denis Ledoux, under the last will and testament of decedent.

Constituent acknowledges having received from said agent the sum of 20,000 livres and therefore he authorizes and empowers said agent not only to receive and receipt for said sum, but to employ it when received as his own property. In the event of difficulty in collecting same amicably, the said agent is authorized and empowered to institute and prosecute suit and execute judgment and generally to do any and all things necessary and proper in the premises.

(Signed) Ledoux.  
Broutin, notary.

Witnesses:

Foucher  
Bary.

JULY 9, 1763

Substitution of above power of attorney in favor of Sr. Milhet.

(Signed) Monsanto & Co.  
Garvain, Jr.

YEAR 1763MARCH 16th.POPULUS ANSWERS HIS WIFE'S PETITION  
OBJECTING TO HIS CHANGE OF DOMICILE.

On March 12th., 1763, petitioner represented in a petition to the Superior Council of Louisiana, made in Mobile, that his wife had left Mobile aboard a schooner March 16th., for New Orleans, with the intention of complaining and proceeding against him according to a petition she presented before her departure to Mr. Fazende, whom I answered and notified her at the time of her embarkation, being unable to do so earlier, because she had made her requests on the eve of her departure, undoubtedly to surprise me, in order to avoid my opposition to all her demands.

My desire to leave my garrison in Mobile for the one in New Orleans was fully explained in my petition of March 12, 1763 sent to Mr. Delalande with request to have it presented to the Council in order to be able to establish myself.

The repetition of the retrocession of this colony to strangers gives me more reason to renew my first sentiments against living in a religion so odd, as that of the English. It is against nature and the laws of the kingdom. I do not wish to live outside of my nation, here or elsewhere.

I have been in this colony 36 years, always in the service, and it would be pitiful to retire me without military distinction, and in consequence obligate me to live under foreign domination. I am on the point of losing everything. The River St. Louis or Mississippi as well as New Orleans is very well settled by the French, and more advantageous for me to establish myself solidly for the welfare of my wife and children,

(cont'd.)

than they can expect by remaining in Mobile, where there is no money to be made, especially today.

Who can answer what will happen when the stranger will put his foot on their land. Who can answer what the savages will do. They are making inroads on our cattle. In the past five years they have killed 25 head and last winter five.

The English want to dominate the French and will perhaps put the barbarians in a position to make us suffer their insolence. It is no longer suitable to make my domicile in a country like Mobile, considering it impossible for us to agree under the English yoke.

I run little risk in asking permission to establish myself on the Mississippi with the few slaves that we own, finding this project more advantageous.

I have agreed to sell all our possessions in Mobile, for which I ask the withdrawal of all opposition that can be made by Mrs. Populus, considering the circumstances of the terms and the clause mentioned in the present.

Signed March 16, 1763.

Populus Jr., Populus Sr.

APRIL 18, 1763

For copy conforming to first draught of the act deposited with the bailiff of this place for Mr. Populus at Mobile.

Roujos, clerk.

Not entered in Louisiana Historical Quarterly.

6 pp

62/17

YEAR 1763

MARCH 19

ACT OF SALE

Sr. Bertrand Guichanduc  
to  
Sr. Jean Baptiste Laroue.

Sale by notarial act of a certain portion of ground situated at Pointe Coupee, measuring two arpents 26 feet front by the usual depths, bounded on one side by lands of vendee and on the other side by property formerly belonging to Sr. Joseph Chatellerau, deceased.

Consideration: 4000 livres, payable during the following month of April, in money current at such time in the Colony, for the security of which payment vendee mortgages all of his property.

(Signed) Bn. Guichanduc, J. B. Laroue,  
Roujot, witness, Ricard, witness,  
Benoist, Notary

Not listed in Louisiana Historical Quarterly.

YEAR 1763MARCH 21st.

6 pp

EMANUEL & NICOLAS WEIS  
 (PARTNERS IN BUSINESS)  
 MERCHANTS AT LA ROCHELLE,  
 HEREIN REPRESENTED BY SR.  
 EMANUEL WEIS,  
 IN FAVOR OF  
 PIERRE CYPRIEN POUPEL.

## POWER OF ATTORNEY.

Constituents authorize and empower said agent and attorney in fact for them to receive and receipt for the proceeds of sale of merchandise and effects sent by them to Sieur Caminada, in accordance with statements delivered to said agent; to demand an accounting from said Caminada, or his widow, heirs or other representatives, of all such effects, sold or unsold; if necessary to institute and prosecute suit and execute judgment, and generally to do any and all things necessary and proper to carry these presents into effect.

(Signed) Emanuel and N<sup>s</sup>. Weis  
 Fredureux Dumas, notary  
 Tardy, notary.

Certificate of Sr. Pierre Etienne Lazare, Griffon, Esquire, Seigneur of Romagne and Des Mottes, Councillor and Lieutenant, as to authenticity of above notaries' signatures and their authority to act.

(Signed) Griffon.

On separate sheet: Account of Mr. Francois Caminada.

Not printed in Louisiana Historical Quarterly.

*see doc #  
 1763032102  
 2/2/95 KP*

#8358  
(69154)

YEAR 1763

MARCH 27

LAST WILL AND TESTAMENT  
OF  
DAME ANNE GALBRUN, WIDOW  
OF BARTHELEMY DUBIC,  
RESIDING AT THE CONVENT OF  
THE URSULINE LADIES.

Nuncupative will by notarial act dictated by the testator to the Royal notary who after repairing to the Convent found testator lying in bed sick in body but sound of mind.

Testator makes only one bequest, her clothes and personal effects to "the orphan girls" (evidently those at the Convent).

She declares that she has no other property; that she has lived on the little capital that she had; and that this last will is to serve as notice to her relatives that she has nothing, in order that the Ursuline nuns, who have been very kind to her, may not be annoyed by any of them.

(Signed) Franc. Carette, Jes.  
Chaplain  
Broutin, Notary

(Testator declared she had not the strength to sign and did not know how to write very well).

Not listed in Louisiana Historical Quarterly.

YEAR 1763

2 pages

APRIL 4

## PETITION FOR RECOVERY

Sieur Jean Roy, having sold a wardrobe lock to Sieur Simon Guemart, on an open account, Sieur Guemart, unable to pay, offered to return said lock but Sieur Roy, considering it a loss, refused and petitions Honorable Foucault to have Sieur Guemart summoned before the Council to be ordered to pay the sum of two hundred livres and costs.

(Signed) Jean Roy

Permit to summon.

(Signed) Foucault

Summon issued and delivered to Sieur Guemart by Sheriff Lenormand.

(Signed) Le Normand

Not listed in Louisiana Historical Quarterly.

YEAR 1763

APR.4th.

2 pp

PETITION IN RECOVERY.

Jean Ray, blacksmith says and declares that Jean Villeneuve owes him the sum of 143 livres for work he did on a boat, belonging to Sr. St. Martin, said boat was later sold to a merchant of New Orleans, and he Ray, went back and forth from the merchant to Villeneuve for collection of above sum, but, without results. Suppliant therefore petitions Superior Council to order Villeneuve to appear and be condemned to pay amount plus costs and interest.

Signed by

Jean Ray.

Hon. Foucault orders that petition be granted.

Foucault.

Return of notice of service on above case by Sheriff.

Le Normand.

Not printed in Louisiana Historical Quarterly.

YEAR 1763

APRIL 4

2 p. p.

Lease of land by Notarial Act at Point Coupée between Adrienne Houmard, widow of deceased Jean Bte. Lottiere de Sonvinant, resident of Point Coupee and Joseph Prevot Collete.

Lease was drawn up for a period of 7 years, and covers land owned by Widow Houmard, and extends from boundary line of Collete on one side to boundary line of Antoine Sarrazin. Lessee to maintain and fence in roads and bridge. The Widow Lottiere is to give Collet 8 mother cows, 4 heifers and one bull; all young born during lease, to be divided. In case of death of any of the cattle, all loss is to be suffered by the widow.

Collete is to furnish to Widow Lottiere two milking cows, and when these cows are dry, two other milking cows will be furnished; Collete to furnish a piece of ground to the widow.

No mention of price is made.

Act passed before Benoist with Pierre Ricard and Roujot as witnesses.

(Signed) Collete  
Ricard  
Roujot  
Benoist

Not printed in Louisiana Historical Quarterly.

YEAR 1763APR. 5th.

3 pp

To Sheriff Garic writes Srs. Caresse & Braud that realizing their written error in the arbitration concerning affair of Srs. Derneville & Perdriau state that had intended the interests allowed Sr. Pedriau be taken on the capital of 2,292 L, 5 S. and not on the sum of 3,170 L. 3 S. 2 deniers, this having raised debt of said Perdriau and request present observation referred to the Council.

(Signed) D. Carresse  
D. Braud.

Not printed in Louisiana Historical Quarterly.

Doc. 8383  
Pages 69245-46-47-  
48-49-50-51.

see doc #1761042601  
2/10/44 KP

YEAR 1763

APRIL 6

7 pp.

Partition of estate of Joseph Carriere, and Dame Marguerite Trepagnier. There are ten heirs, namely: Joseph, Andre, Louis, Jacques, Marguerite (married to Antoine Foucher, tailor), Therese (married to Antoine Decalogne), Noel, Mathurin, Francois and Francoise.

Joseph Carriere is curator of the four last named.

The movables and fixed properties were sold for 318,856 livres. Of this amount there were 9100 livres allowed as deductible (commissions, expenses, court costs, etc.), leaving a balance of 309,756 livres.

From Marguerite's and Therese's share are to be deducted 1200 livres apiece, the price of one negress given each by their marriage contract as advancement against their share.

Partition was made by Jean Francois Huchet de Kernion, Councillor Superior Council, in presence of and on advice of Mr. Charles Marie Delalande Dapremont, also Councillor, and acting as Procurator General of the King, assisted by Clerk of Court.

(Signed) Huchet de Kernion  
Delalande  
Broutin.

MAY 7, 1763

Homologation of partition.

(Signed) Kerlerec  
Foucalt  
Freniere  
Huchet de Kernion  
Chatillon  
Lasassier  
Delalande  
Delatnay  
Chantalou  
Delachaise

MAY 17, 1763

Receipt and release by Notarial Act,  
executed by Marguerite Carriere in  
favor of Mr. Broutin; Notary Public,  
for her share of inheritance.

(Signed) Marguerite Carriere  
Foucher.  
Bary.  
Foucher.  
L. Boisdore.  
Delalande.  
Huchet de Kernion.  
Broutin, Notary Public.

Not printed in Louisiana Historical  
Quarterly.

La Rochelle  
YEAR 1763

APRIL <sup>17</sup>

## STATEMENT

Accounting rendered by Louis Perdriau, merchant and ship owner at La Rochelle, to Sieurs Fleuriau and Darneville at New Orleans.

Balance due as per account rendered

April 14, 1757                    2407 L

Interest from Dec. 10, 1756

to April 10, 1763

at 6%                                770 L        5 S

Depreciation on exchange

25%                                794 L    6 S    3 D

Total                    3971 L    11 S    3 D

Sieur Perdriau notifies Sieurs Fleuriau and Darneville that he is sending a sight draft for the above amount through Captain A. Neau of the Vessel "Le Bon Ami" with power of attorney; and hopes his correspondents will accept it and make a full settlement.

(Signed) Perdriau

A notation in different writing, undated, states that the balance due was 2292 livres and not 2407 livres, such error reported in the arbitration account.

Not listed in Louisiana Historical Quarterly.

YEAR 1763

APRIL 9th.

2 pp

PAYMENT OF DEBT.

Before the royal notary of the province of Louisiana and several witnesses, Francois Girard declares he has received from Louis Carriere, acting for Sr. Leflaud, at present residing in Mobile, the sum of 600 livres, in currency of the colonies, in payment of his part or portion of a house in Mobile.

Girard completely acquits Leflaud of the debt.

(Signed) Francois Girard  
Foucher (witness)  
Bary (witness)

Broutin, Notary.

Not printed in Louisiana Historical Quarterly.

YEAR 1763

APRIL 9

1 page

POWER OF ATTORNEY.

Simon Grenot under oath gives full power of attorney to Sr. Elley so he may appear in the former's place before the Superior Council to answer suit of one Charles Le Roy.

(Signed)

Simon Grenot.

Not in Louisiana Historical Quarterly.

#63 x25

YEAR 1763

2 pp.

APRIL 11

PETITION.

Marie Françoise Drouille petitions the Superior Council to summon one Sr. Dupont and wife, for failure to pay, after repeated requests, the sum of 2,200 livres.

(Signed) Maryne de Marie  
Françoise Drouille.

Petition approved at New Orleans, April 11, 1763.

(Signed) Foucault.

Summons issued to Sr. Dupont and wife by Sheriff Le Normand for appearance before the Superior Council on April 16, 1763 at eight o'clock in the morning.

(Signed) Le Normand

Not in Louisiana Historical Quarterly.

YEAR 1763APRIL 13

u/p.

In the matter of  
 Sr. Flottemanville  
 vs.  
 Dame De La Brosse Azemare

Petition (in Reconvention)  
 of Dame De La Brosse Azemare  
 (See Note on next page)

Petitioner alleges that she purchased from defendant 414 pieces of timber, 300 of which were to be obtained from the plantation of Sr. Laseigne and 114 pieces from that of defendant; that she paid defendant therefor the sum of 8000 livres; that she attaches to this petition acts evidencing the sale of 300 pieces of said timber from Laseigne to Laporte, and from Laporte to Flottemanville, but that Flottemanville has never given her a deed, despite amicable demand; that he had given her a receipt for the purchase price paid by her, but that she has lost same.

Petitioner alleges that she went with six men to the plantation of Laseigne to secure the timber; that instead of 300 pieces she was offered only 200, about half of which were in bad condition; that Laseigne attempted to make her accept the inferior pieces; that instead of 114 sound pieces in the lot from Sr. Flottemanville's plantation, only 70 good ones were found; that petitioner and her customers at the lumber mill have suffered great losses through said shortage.

Petitioner prays for judgment in her favor, condemning defendant to deliver to her immediately

63 x 26 cont'd.

300 pieces of timber, or in the alternative to reimburse the 8000 livres paid by her, after deducting the value of the lumber which was on "the plantation".

Petitioner also prays for damages covering the idleness of her lumber mill and costs incidental thereto, amounting to 1077 livres 10 sols, as evidenced by memorandum attached, and for all Court costs and other expenses.

(Signed) Azemare

Order to serve notice on defendant.

(Signed) Foucault

Return of Clerk showing service.

(Signed) Lenormand

Note: The beginning of this suit is missing. From reference in other documents to prior judgments it is inferred that suit was filed by Flottemanville and that Dame Azemar's demands were in reconvention.

Not listed in Louisiana Historical Quarterly.



YEAR 1763

APRIL 14

2 pp-

Petition of Berqueville for homologation of family meeting and approval of Mr. Couturier as tutor to minor children of deceased Mr. Chevalier. Chancellor was appointed by Court to administer the estate and is now ordered to give an accounting.

Petitioner also prays that Mr. Chancellor not only be ordered to render his accounting within one month in New Orleans, but that he be forbidden to leave New Orleans until he has done so.

At the meeting when Couturier was selected, Chancellor opposed it and filed his opposition with the Court. When ordered to give an accounting in this City, he presented that it was an impossibility, since all the papers were in Illinois.

(Signed) Berqueville.

Not printed in Louisiana Historical Quarterly.

#8361  
(69160-61)

*see dec  
#1763040401  
2/3/94 KP ✓*

YEAR 1763

APRIL 14

2 pp.

Sr. Flottemanville

vs.

Dame De La Brosse Azemare.

CERTIFIED ITEMIZED STATEMENT & RECEIPT.

This is an itemized statement showing expenses incurred by Mr. Delille for food and wages of six laborers during fifteen days, while constructing a raft out of 300 pieces of mill timbers 10 feet long, at Mr. Laseigne's, the total amount of which is 1077# 10 sols. Mr. Laseigne, resident of Allemands and the itinerant laborers, Michel Bichel, Joseph Morarcy, Francois Guion, Nicolas Dufour and Jean Crochet, appear before undersigned Royal Notary and witnesses and certify to the correctness of the statement. The laborers acknowledge the payment of their wages and grant Mr. Delille full acquittance therefor. Of the appearers, only Dufour and Morarcy know how to sign, the others declare themselves unable to write.

Done and passed at New Orleans.

(Signed) Morarcy  
M. Dufour  
Broutin, Notary

Witnesses:

Bary  
Foucher

Not listed in Louisiana Historical Quarterly.

61/29

YEAR 1763

APRIL 14

2 pp.

PETITION TO THE SUPERIOR COUNCIL  
OF LOUISIANA.

Mr. de Populus having learned that his wife is preparing to depart for the Capital where she plans to prefer charges against him before said Council, explains that until he procures leave from the Governor, he cannot get away and prays that before passing judgment on him, that they, in equity and justice await to hear him, at which time he will present required papers.

At Mobile.

(Signed) Populus.

Not in Louisiana Historical Quarterly.

YEAR 1763

APRIL 14th

3 pages

SALE OF BOAT.

Sieur Jean Jacques Coreil, Captain and owner of the boat "La Notre Dame de la Conception" a 70 ton boat fully equipped with rigging and sail, and all things necessary for proper navigation, sells above boat to the Sieur François Braquier, merchant of New Orleans, for 6000 livres in letters of exchange drawn on the royal treasury. Sr. Coreil fully guarantees above boat to be seaworthy and free of all debts and obligations, he gives Sr. Braquier a receipt for above sum.

WITNESSES:  
Foucher  
Bary

Signed by:  
Braquier  
J. Coreil  
Broutin,  
Notary

REGISTERED: Duverges - e Reggio - Ducro.

Not in Louisiana Historical Quarterly.

YEAR 1763APRIL 15

3 PP.

RE: Succession of Kintrek,  
surnamed Dupont,  
and Tutorship of Chevalier  
minors.

## ANSWER

This answer is filed by Mr. Couturier, guardian of the Succession of Kintrek, surnamed Dupont, his father-in-law, to petition of Mr. Chancellor, tutor of the Chevalier minors, dated March first, in which petition Chancellor demands an accounting for the 4,651# in Mr. Couturier's hands belonging to said Chevalier minors and also for a statement of expenses incurred for account of the said minors. He also demands an accounting of a sum 2,800# in piastres of full value. Answering plaintiff's first demand, defendant states that he herewith attaches a Statement of Expenses for maintenance and upkeep of the said 3 minors and prays that he be allowed 1500# per annum for each of said minors since the time they have been in his home. Answering the second demand of plaintiff, defendant denies having at any time having had the administration of this amount.

(Signed) Couturier

April 15, 1763

Certified itemized statement of expenses incurred by Couturier for Chevalier minors.

This statement includes board, lodging, clothing, incidentals and schooling for a period of two years and totals 5836# 14 "sols."

(Signed) Couturier

*Doc in  
176304/1502  
2/2/94 KP*

YEAR 1763APRIL 16

2 1/4 pp.

## PETITION FOR RECOVERY.

A letter of exchange for 660 piastres gourdes drawn by Sieur Laporte of San Domingo on Sieur Monsanto, merchant, at New Orleans, to the order of Sieur Jacques Lajus of Cape Francois, was endorsed by the letter to Sieur Soubie, Secretary to the Governor,

Sieur Monsanto, having refused to accept the said bill of exchange, Sieur Soubie, after search and inquiry having discovered a trunk full of clothes and a negress belonging to Sieur Laporte, in care of Sieur Durel, merchant in this city, petitions the Superior Council, praying that Sieur Durel be duly cited to appear herein and be ordered to deposit said property in the hands of the Clerk of the Superior Council and that same be sold at public auction in presence of Attorney General and such Commissioner as herein appointed and that the proceeds of sale be applied towards liquidation of said amount of said letter of exchange and if any balance due, petitioner reserves his rights of creditor against said Laporte.

(Signed) Soubie

Order granted for citation.

(Signed) Foucault

1763, April 18

Return of Sheriff showing service of citation of foregoing petition on Mr. Durel.

(Signed) Le Normand

Not listed in Louisiana Historical Quarterly.

YEAR 1763

3 pages

APRIL 16CERTIFIED COPY OF ANSWER IN  
RECONVENTION.

To Mr. Fazende, Commissioner and Judge at Mobile, Mr. De Populus, Capt. of Infantry garrisoned at Mobile, having been cited to answer petition filed by Mrs. Populus, his wife, for answer says:

Two allegations contained in said petition are false; the first relating to his right to dispose of property and the other, that petitioner has reserved for herself 6,000#. Defendant explains why.

Upon showing the court that he does not choose to change his religion as does his wife; that he finds it is not proper for his daughter to remain in the care of Huguenots, he prays the Council that his wife's voyage be postponed until judgment is rendered after hearing his defense. He further petitions the Council to grant him leave to settle his affairs in Mobile in order to hasten his departure for New Orleans and that his wife be duly cited to appear and answer said petition.

(Signed) Populus

Order. Mrs. Populus is cited to appear and answer Defendant's petition in Reconvention. At Mobile, April 16, 1763.

(Signed) Fazende

April 16, 1763

Return of Clerk showing service of citation on Mrs. Populus and answer of her husband, Mr. Populus.

(Signed) Cernige

YEAR 1763  
4 pages

APRIL 18th

CONTRACT OF MARRIAGE

By notarial act Sieur Joseph Leblanc, native of Bruges, in Flanders, archbishopric of Chambray, son of the late Jacques Leblanc and Marie Leblanc,

and

Miss Josephe Veuvre called Adam, native of this city, daughter of Philippe Veuvre dit Adam and Elizabeth Livel enter into a contract of marriage stipulating the following clauses and conditions.

Marriage to be solemnized in the Holy Catholic Church.

Each to be responsible for debts contracted before marriage.

Community of acquests and gains according to custom of Paris.

Future husband gives to future wife 1500 livres as prefix dower.

Future wife brings to marriage her share of the succession of her late father, of which  $1/3$  is to go to community and remaining  $2/3$  to be reserved for herself and heirs.

Preciput 600 livres.

Option of future wife to accept or to renounce community.

Each make a deed of gift to survivor.

(cont'd)

Doc. #8371

(cont'd)

(Signed by)

WITNESSES:

Bary  
Foucher  
Caminada

Josephe Veuvre dit Adam  
Elizabeth Veuvre dit Adam  
La Ville  
Broutin,  
Notary

REGISTERED: Duverges - De Reggio - Ducro.

Not printed in Louisiana Historical Quarterly.

(19)

#8372  
(69207-9)

YEAR 1763

APRIL 21

3 pp.

GENERAL POWER OF ATTORNEY.

In presence of undersigned Notary and witnesses, Mr. Louis Vivial grants Mr. Poncignon, merchant at the Cape, full powers to represent him in the matter of collecting his share and interest for the equipment of the boat "La Fleur De La Mer" (The Flower Of the Sea) which was done on order of its Captain, Mr. Reinaud. Said power of attorney is valid until expressly revoked.

Done and passed at New Orleans.

(Signed)

Vivial  
Broutin, Notary.

Bary )  
Foucher ) Witnesses.

Not in Louisiana Historical Quarterly.

YEAR 1763APRIL 23

2 p/p

Certified Copy of  
Nuncupative Last Will and Testament  
of

Sr. Jean Francois Breton

The Testator, sick in body but sound in mind, dictated his last will to the notary in the presence of the undersigned witnesses.

After commending his soul to God, testator states that he desires that his debts in the Colony be paid and makes the following bequests, payable in money current in the colony:

To the Parish Church .....	200 livres	
To Madame Ramin in appreciation of services during testator's illness.	500	"
Jean Francois Ramin, her son, testator's godchild.....	500	"

In appreciation of services rendered by Sr. Louis Lecler, known as Joubart, and his children, testator bequeaths to him the remainder of his estate, naming him his "heir" (residuary legatee). In the event that testator's wife, who is in France, should still be living and should claim a portion of his estate, testator leaves the decision to his "heir" as to whether or not she should be given a portion of the residue.

Original signed:

Jean Francois Breton  
(Jean Baptiste Dubois)

Witnesses:

(Andre Ramin  
(Joseph Laurent  
(Ven de Blanc  
Pain, Notary-Clerk

Copy and certificate signed:

Pain, Notary-Clerk

63/10

YEAR 1763

APR. 25th.

AGREEMENT PROPOSED BY KLIVIAN  
FROLLO PROXY OF MESSRS CATHERIE  
& GUITHARD TO SIEUR JEROME  
MATULICH.

Sieur Jerome Matulich having nothing to prove his interest in the original equipment of the privateer Le St. Antoine, Sieur Catherie being the only one able to make a definite agreement with him, and for this purpose Sieur Jerome Matulich, gave me an itemized account of the outfitting since his departure from Port of Prince, which he will count in part or in whole, on the sum, coming to the said owners. If he cannot count it in whole he will give good and valid surety for the balance, and obligates himself to go to Port of Prince to render his accounts to the owners, where they will return him the surety he gave in returning good and valuable discharge from the said owners at New Orleans, April 25, 1763.

J. Klivian Frollo.

YEAR 1763

MAY 2nd.

I the undersigned, in virtue of the proxy of the above named owners, I am agreed with Sieur Jerome Matulich, refusing to accept the account he presented me, Sieur Jerome Matulich will count here by provision a sum of 60000 livres or more if possible, and will give good and valid surety for the balance, presenting his account as soon as possible to Port of Prince, by means of which I did not proceed against him, save reductions that the interested parties or agent may have made regarding the account or agreement.

J. Klivian Frollo.

YEAR 1763

1 1/4

APRIL 26

PETITION TO DEPOSIT MONEY.

Sieur Jean Baptiste Phelypeaux, of Mobile, says and declares that while attending auction sale of estate of the late Dame Marguerite Roszon, widow by second marriage of Sr. Paulet also of Mobile, he bought a negro and a negress for 3700 livres which were to be paid for in four years.

As suppliant believes he may have to leave the colonies he petitions the Superior Council for permission to deposit above 3700 livres plus interest on same at the Registry Court at Mobile, in order that he may liquidate this debt.

Signed by  
Phelypeaux

Not printed in Louisiana Historical Quarterly.

YEAR 1763

APRIL 27

10 pp.  
Document without any heading, looks like a report of some large transaction. First page missing, shown by the end of the first report as follows:

Of this province  
Done at our office at New Orleans on June 17, 1763; Signature of Foucault, Delalande, Caminada, Jautard, Duet Latiman, Meapoutet, Reynard and Turpin.

1763- June 21.

Statement of accounts between Mr. Olivier owner of the brig "Le Franc-maçon" and Mr. Corail, Captain of the said brig. Captain Corail giving Mr. Olivier the sum of 1764 livres in full settlement without prejudice, of the obligation dated May 30, 1763 signed by Mr. Corail in favor of Mr. Olivier.

1763- June 25.

On February 13, 1762, before the Registry of the Superior Council, Joseph Lantoine, sailor on the brig "La Conception", Captain Corail, and Joseph Salle, second Captain of the brig "Immaculée Conception", and now on board the brig "l'Entreprenant", Captain Ducarpe, on petition of Sieur Toussaint Paul, second Captain of the brig "l'Entreprenant", testified that the brig "La Conception" having run aground on the Chandeleur Island, nine barrels of wine and two barrels of brandy were emptied and thrown overboard to keep the brig from sinking.

(Signed) Chantalou, Clerk.

1763- Feb. 25.

Authentication of the signature of Mr. Chantalou, clerk of the Superior Council by Vincent Gaspard de Rochemore, intendant commissary of the province of Louisiana.

YEAR 1763

- 2 -  
#6317

APRIL 27

1763- June 27.

Promissory note for the sum of 4000 livres, dated October 18, 1752, payable to Sieur Charle de Movant on demand, signed Jacques de Movant, Chevalier de Bosinard.

1763- June 27.

Order dated New Orleans, June 5, 1763, issued by Mr. Corail to Mr. Darragory to deliver to Mr. Viviat one-half of the boards left in his care at Campeche, or the value of it, if sold.

(Signed) Corail

1763- June 30.

Statement of account between Mr. Corail, Captain of the Corsair, ship "Le Franc-Maçon" with Jean Darragorey at Campeche on April 27, 1762.

(Signed) Jean Darragorey

1763- July 5.

Receipt for the sum of 187,873 livres dated May 4, 1762, tendered Mr. Lacoste by Captain Matulich for one-half of the proceeds of the sale of the cargo of the ship "La Jamaïque", including his share in the prize and his rights of Captain.

(Signed) Matulich

1763- July 14. Affidavit.

On April 29, 1763, Sieur Biquart having sold to Sieur Lambert a bale of dry goods purporting to contain fifty pieces of cloth measuring 1198 ells, was found on opening to contain only forty pieces measuring 998 ells and a half; the witnesses to the opening of the bale vouching for the truth: Lambert, Viviat, Maxend and Braquier, Jr.

1763- July 20.

Statement of promissory notes and other valuable

YEAR 1763

- 3 -  
#63<sup>17</sup>

APRIL 27

papers given in care of Mr. Francois Blache by their owner Mr. Jean Lacoste.

(Signed) J. Lacoste

1763.

Receipt dated July 18, 1763, tendered Mr. J. Lacoste by Mr. François Blache for promissory notes and other valuable papers.

(Signed) Blache

1763- July 15. Petition  
Sieur Benjamin Giraudeau having given one of his negresses named Thereze her liberty, petitions Honorable Kerlerec, Governor, and Hon. Dabadie, Commissary of the Navy, to issue a decree approving the emancipation.

(Signed) Giraudeau

Decree granting the petition of Mr. Giraudeau.

(Signed) Kerlerec  
Dabadie  
Soubie  
Duverge.

1763-July 27. Obligation.  
By Notarial Act, dated July 5, 1762, Sieur Alexandre Duclos, Marine Officer stationed at the post of Illinois, residing at New Chartres, acknowledges to be indebted to Sieur Pierre Darcin Bourg in the sum of 12, 282 livres, 3 sols, 4 deniers, payable eighteen months from date, Mr. Lagrange becoming surety; said sum being the personal property of Elizabeth Duclos, wife of Sieur Pierre Darcin Bourg, being her share of the succession of her mother and of M. de Beaucham, Commandant at Mobile.

(Signed) Duclos, Darcin Bourg, Lagrange.

Pertuis } witnesses.  
Hervieux }  
(cont'd)

YEAR 1763

APRIL 27

1763- Aug. 4.      Petition.

In consideration of her devoted and faithful services, specially during sickness, Mrs. de la Pommeraye, having granted a negress slave named Marianne, 40 years old, her freedom, petitions Messrs. de Kerlerec and Dabbadie for a decree to approve the said act.

(Signed)              De la Pommeray

Petition granted.

(Signed)              de Kerlerec, Dabbadie.

1763- Oct. 19.      Receipt.

Receipt dated Feb. 5, 1763 tendered Mr. Gaudrats for the sum of 7000 livres to be deposited in the treasury of Louisiana for account of current expenses.

(Signed)              Destrehan, Treasurer  
                                 Rochemore

Registered at the comptroller's office.

(Signed)              Cartier

1758- June 21.      Petition.

Monsieur Balthazar de Poufrat, Knight of De Mazan, and the late M. Fleuriau, having bought from Widow Francoise Lizet a piece of undivided land, Pelagie Fleuriau, wife of Sieur Derneville and Elaine Fleuriau, wife of Sieur de Reggio, heirs of their father M. Fleuriau, petition the Superior Council for an injunction to prevent Mr. de Mazan from putting any building or taking any lumber off until the said land be surveyed and divided.

(Signed) Fleuriau Derneville, Fleuriau de Reggio  
(cont'd)

YEAR 1763

APRIL 27

Sheriff Marin Pierre Bary issues and delivers citation to Mr. de Mazan.

1763-Oct. 19.- #1349

Voucher for 11000 livres for current expenses, deposited with the treasurer by Sieur Laclede.

(Signed) Destrehan  
Rochemore

Registered at the comptroller's office- NO. 22 on August 20, 1761.

(Signed) Villere

1763-Oct. 19. #1571

Voucher for 10,000 livres for current expenses deposited with the Treasurer by Sr. Revaille.

(Signed) Destrehan  
Rochemore

Registered at the comptroller's office- No. 936 on Sept. 18, 1760.

(Signed) Cartier

1763- Oct. 19. #2565  
Illinois.

Voucher for 10,000 livres for current expenses of a total of 43,381 livres, 14 sols deposited with the Treasurer by Sr. Boperon.

(Signed) Destrehan  
Foucault

Registered at the comptroller's office- No. 306 on June 20, 1763.

(Signed) Cartier.  
(cont'd)

- 6  
17 -  
#63

YEAR 1763

APRIL 27

1763- Oct. 19- #2565.

Illinois.

Voucher for 10,000 livres for current expenses of a total of 20,000 livres deposited with the Treasurer by Mr. Ducros, attorney for Vacant Estates.

(Signed)

Destrehan  
Foucault

Registered at the Comptroller's office- No. 385 on Aug. 1st, 1763.

(Signed)

Dabbadie.

1763- Oct. 19. #2303

Mobile.

Voucher for 6000 livres for current expenses- said amount deposited with the Treasurer by Sieur Caminada.

(Signed)

Destrehan  
Foucault

Registered at the Comptroller's office- No. 990 on June 1st, 1762.

(Signed)

Cartier

1763- Oct. 19. #1302

Illinois.

Voucher for 5000 livres for current expenses - said amount deposited with the Treasurer by Sieur Olivier.

(Signed)

Destrehan, Rochemore

Registered at the Comptroller's office, No. 736 on April 17, 1763.

(Signed)

Villéré

Not in Louisiana Historical Quarterly.

La Rochelle  
YEAR 1763

APRIL 27

3 pp.

STATEMENT

Accounting rendered by Louis Perdriau, merchant and ship owner at La Rochelle, to Sieurs Fleuriau and Darneville at New Orleans.

Balance due as per account rendered

April 14, 1757 2407 L

Interest from Dec. 10, 1756

to April 10, 1763

at 6% 770 L 5 S

Depreciation on exchange

25% 794 L 6 S 3 D

Total 3971 L 11 S 3 D

Sieur Perdriau notifies Sieurs Fleuriau and Darneville that he is sending a sight draft for the above amount through Captain A. Neau of the Vessel "Le Bon Ami" with power of attorney; and hopes his correspondents will accept it and make a full settlement.

(Signed) Perdriau

A notation in different writing, undated, states that the balance due was 2292 livres and not 2407 livres, such error reported in the arbitration account.

Not listed in Louisiana Historical Quarterly.

57/29

YEAR 1763APRIL 28

2 1/4 pp.

JEAN BAPTISTE RIVARDE

vs.

SR. MARCHAND

Petition for sale of property and partition.

Petitioner alleges that he had bought from Antoine Reguis, his 1/2 interest in and to the Successions of his father and mother; that Sr. Bernard, petitioner's father-in-law, had acquired the interest of Marie Thereze Reguis therein; that petitioner desires to obtain possession of his two-fourths, consisting of a 1/2 interest in a certain lot of ground situated on Toulouse Street, with improvements, and of the fourth belonging to his wife as daughter and heir of said Sr. Bernard, which would total 3/4 of said lot, the other 1/4 belonging to Sr. Marchand as husband of Catherine Bernard, another daughter of Sr. Bernard, deceased.

Petitioner prays for judgment decreeing the sale at public auction of said property, and a division of the proceeds thereof in the proportion of 3/4 to petitioner and 1/4 to Sr. Marchand for his wife's portion.

(Signed)

Rivarde

Order to serve notice on defendant.

(Signed)

Foucault

Return of Clerk showing service.

63/12

YEAR 1763

APRIL 28

2 pp.

GRENON DEFLOTTEMONVILLE

vs.

DAME AZEMARE

Petition

Petitioner alleges that he obtained judgment against defendant on March 5, 1763; that defendant has failed to satisfy said judgment; that she has offered to deposit the purchase price of the plantation sold her by petitioner, with the Clerk of Court under the pretext that an opposition to the sale had been made by Sr. Becat; that she urged said Becat to have said opposition served on her.

Petitioner alleges that the Court was cognizant of said opposition when it confirmed the title in the ownership of defendant.

Petitioner prays that she be ordered to pay petitioner rent for six months; he also prays for a writ of seizure on all the movables belonging to said Mrs. Azemar and that she be further ordered to furnish an accounting of all revenues obtained by her from the plantation and particularly from the mill thereon and this to be effective until the Decree of March 5th, last is satisfied by her. Petitioner also prays for all costs.

(Signed) Deflottemanville

(cont'd)

63/12 cont'd.

1763

April 28, Order to serve notice on defendant.

(Signed) Foucault

1763

May 3, Return of Clerk showing service.

(Signed) Lenormand

Not listed in Louisiana Historical Quarterly.

53/29

YEAR 1763APRIL 29

4 pp.

ACCOUNT RENDERED BY JEROME MATULICH  
TO SIEUR FROLLO, PROXY FOR HIS PARTNER  
SIEUR LOVIS CATHERIE OF ST. DOMINGO,  
PROMOTORS OF PIRACY.

The account refers to the outfitting of a Cutter with two swivel guns and a ship's crew of six men, owned while running to Port of Prince by Sieur Catherie in command of Sieur Jerome Matulich, which produced the sums hereinafter mentioned to Sieur Catherie.

The accountant left Port of Prince with this cutter without settling anything with Sieur Catherie, made a verbal partnership in good faith and finally left each other the best of friends, with the intention of sharing equally the fortune that fate would shower upon them. They made no written agreement, but the accountant is positive that Sieur Catherie will not deny having received 1500 livres that he received from the accountant before his departure, as follows 600 livres in 5 bbls. of flour, which he sold for 20 livres the bbl. and 900 livres in specie, coming from the sale of a boat.

Therefore he had an interest of 1500 livres in the partnership, if Sieur Catherie did not allow him more, but as he did not mention this transaction in his proxy suit to S. Frolo, therefore the accountant must take this matter up personally with Mr. Catherie.

The accountant mentions the ransom of an English Brigantine on the coast of Spain near Trinite, which netted 2642 piastres, which he used to purchase food, and the payment of the sickness of the

#63/9

YEAR 1763

APRIL 29

crew. Being in the port of Trinite 28 days, bringing back 2500 piastre gourde remaining subtracting 200 piastres or 500 livres money of St. Domingo coming to the accountant by the clause stated in the charter that the Captain shall have 1500 livres gratuity on the excess of 5000 livres, and 200 piastre gourde gratuity for the crew, who insisted in deserting if they were charged up with an expense of 142 piastres, which can be proven by Sieur Lacoste and commission at 5% coming to the owners 54 livres, leaving a net proceed of 1025 piastres from the St. Antoine.

After the sale, purchase and resale of boats, cutters, etc., and the seizure of the boats Lepros, Poccoch, etc., the proceeds amounted to 204128 livres 2 sols 7 deniers, by which Sieur Louis Catherie receives the sum of 81554 livres 19 sols, prorated on 1527 piastre, interest, which he seems to have on a capital of 3817 piastres. The accountant reserving himself the right and interest in the primitive outfitting of La Goulette of which the funds will remain in deposit at the expense, interest and risk of whoever it may belong.

(Signed) Matulich

(4 pages)

Not listed in Louisiana Historical Quarterly.

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YEAR 1763APRIL 29th

3 pages

DEFENSE OF JEROME MATULICH  
AGAINST SIEUR GUICHARD.

This defense concerns a cutter of 2 swivel guns, and a crew of 10 men, outfitted at Port of Prince by Sieur Louis Caherie, friend of petitioner who commanded this cutter in privateering, and in which I have a 500 interest, for which petitioner has no proof to offer.

The said Catherie and as well as your petitioner could not write or understand business, one better than the other, outfitted this cutter in good faith, so that petitioner became calker, carpenter, sailmaker, sailor, merchant, owner and captain. This cutter in question for which an accounting is demanded, has produced for Sieur Catherie 81554-19.

Petitioner attaches an agreement No. 2, with Sieur Frollo, proxy of Sieur Catherie, wherein he accepts 60000 livres and leaves the rest of the matter to be settled in St. Dominique between them. Not familiar with business, he turned over all papers in the matter to Mr. Delassize who made out Catherie's account, rendered to Mr. Frollo over a month ago. May it please the council to examine the attached No. 1.

All seemed agreed up to April 29th, last having paid 51974-4-3 at different times as receipts of Messrs. Guichard and Frollo will show. Exhibit No. 3 attached.

Your petitioner and Sieur Frollo were surprised by Sieur Guichard's suit for 120,000 livres, after having paid several installments on the

account. If your petitioner suspected his bad faith, he certainly would not have paid this money, but left it to be settled by arbiters who would certainly have allowed him more compensation than a mere commission.

The only reason he brought suit is because he purchased a boat and had no funds to pay for it. Furthermore, it is false that petitioner was to become interested as stated in his request. That this Sieur Guichard had proposed to resell the boat. In fact he wants money, stating that petitioner owes him. Has he produced his account? What are the objects in question? And why did he agree to terminate this matter in St. Domingo? Why did he accept partial payments, and where are his credentials authorising him? He has given none, and up to now petitioner ignores his power. Sieur to whom he made payments as agreed with him, renders justice by stating that his account proves his good faith and did not contest it.

By account rendered his partner, he owes him 81554-19, on which petitioner has a 1500 livre interest in the primitive outfitting or about 20000 livres which Sieur Catherie must pay, leaving a balance of 60000 livres, upon which petitioner has already paid 51978-14-3 and will give security for the 20000 livres to anyone the court might name, and check his account to be settled in St. Domingo by Sieur Catherie.

Considering the agreement of Sieur Frolo, No. 2 herewith attached, and receipt No. 3, order that the statement rendered by peti-

63/11  
(cont'd)

tioner No. 1, he checked by his partner at Port of Prince, give security for the 20000 livres, and sentence Sieur Guichard to pay the expenses.

Matulich

Not printed in Louisiana Historical Quarterly.

62/19

#8378  
69227

YEAR 1763

APRIL 29

3 p/p.

SALE OF VESSEL.

By notarial act, Captain Louis Viviat, co-owner of the Vessel "L'Esperance", holding power of attorney from Sieurs Monnillier, Bollos and Company, also co-owners, sells and transfers the above named vessel with all its rigging, sail and utensils, free of debts and mortgages, to Sieur Pierre L. Eglise, navigator, for the sum of 34,000 livres, colonial currency in ready money, and 1800 livres in San Domingo money, acknowledged by a promissory note, Sieur L. Eglise to be the sole owner of said vessel on payment of said note (time not mentioned).

Pierre L. Eglise unable to sign.

(Signed) Viviat

Recorded:  
Devergez  
de Reggio  
Ducros

Witnesses:  
Jean Gradenigo  
Bary  
Foucher  
Broutin, Notary

Not listed in Louisiana Historical Quarterly.

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2 pages

APRIL 29

PETITION FOR RECOVERY

Sieur Jean Roy, having sold a wardrobe lock to Sieur Simon Guemart, on an open account, Sieur Gumart, unable to pay, offered to return said lock but Sieur Roy, considering it a loss, refused and petitions Honorable Foucault to have Sieur Guemart summoned before the Council to be ordered to pay the sum of two hundred livres and costs.

(Signed) Jean Roy

Permit to summon.

(Signed) Foucault

Summon issued and delivered to Sieur Guemart by Sheriff Lenormand.

(Signed) Le Normand

Not listed in Louisiana Historical Quarterly.

YEAR 1763  
2 pages

APRIL 30

Before Notary Royal and undersigned witnesses appeared Sr. Pierre L'Eglise, navigator, at present in this city, declaring to have purchased from Sr. Louis Viviat, ship captain, proxy for Srs. Molinier Baulod & Co., merchants at Cape St. Louis, the ship L'Esperance for 1,200 livres, San Domingo's money, sum he promises to pay Sr. Molinier & Co., at Port au Prince, six months from this date and for which surety mortgages his property and ship just purchased which he will neither be able to sell or transfer, but for payment of above said sum.

Pierre L'Eglise, illiterate does not sign.

Viviat  
Jean Gradenigo  
Bary  
Broutin,  
Notary

Duverges )  
De Reggio )  
Ducros )

Not printed in Louisiana Historical Quarterly.

YEAR 1763

APRIL 30

2 | p | 3.

OBLIGATION

By notarial act, Pierre L'Eglise, navigator, promises and obligates himself to pay Jean Lacoste, ship captain, within six months, the sum of 600 livres San Domingo's money.

In consideration of said loan, Pierre L'Eglise mortgages his properties, real and personal, specially his vessel (L'Esperance) which he has just purchased from Sr. Viviat and pledges himself not to sell until full settlement of said obligation.

Sieur L'Eglise unable to sign.

WITNESSES:

	Bary
RECORDED:	Jean Gradenigo
Devergez	J. Lacoste
de Reggio	Broutin,
Ducros	Notary

Not listed in Louisiana Historical Quarterly.

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APRIL 30

2 p/2.

DISCHARGE OF OBLIGATION

Jean Louis Billaud, resident of the Colony, present tutor of his minor brothers, declares having received Bastian Frederic, former tutor, seven calves, balance due as part of the twenty-two calves, the brood of nine cows, which by decrees of Superior Council of Dec. 10, 1760 and February 5th last, and also some tools, Sieur Bastian was ordered to deliver.

Sieurs Bastian and Billaud unable to sign.

(Signed)

Witnesses:

Bary  
Fouche

Broutin,  
Notary

Not listed in Louisiana Historical Quarterly.