



BOORU

BOORUM & PEASE "NEIBAR" ®

- Claude Renaud vs J.B. Beaudeau. Petition for writ of seizure 9-1
- Succession of Jeanne Magnus 9-1
- Pierrot, vs Francois Boyer 9-7
- Succession of Sr. Gauvry, advertisement of auction sale 9-2 ,25
- Letter from St.Pierre, name of writer or person addressed to appear 9-4
- Letter of Sr. Pradel, to Mr.Chantalou, clerk of the S.C at New Orleans, re: Miss Duval, merchant at Lorient, demands payment of a debt, which she pretends is due her by the succession of the late de La Chaise 9-6
- Succession of Sr. Gauvrit, itemized list of movables sold showing purchasers & purchase price received 9-6
- Andre Baron Criminal case 9-10,9
- Petition of Daniel Rasteau, tutor of J.B. Lenet, vs Sr. Triere & Francois Jourdain, his surety, in solido 9-18
- Andre Jung, vs Armand & Leduff 9-22
- Some colonist having sold some real estate in order to defraud their creditors, the S.C. passed an ordinance forbidding the sale of any real estate without a permit issued by decree of said Council 9-22
- J.B. Beaudray, surnamed Graveline, vs Chas.Tarascon, in the name of his wife Louise Girardy, widow of Langlois 9-28
- Payen de Chavoye vs Renard & Chas.Marie D'Apremont Delalande. Petition for writ of seizure 9-30

- Succession of Sr. de Noyan 10-1,4
- Succession of Mme. De La Chaise. Petition for recovery  
Mrs. Duval, widow, merchant, at La Rochelle, through  
Garic, her Attorney, vs Mr. Pradel, son of Mme. De Lachaise,  
deceased. 10-1,6
- Succession of the Knight Petit de Livillier. 10-1
- Succession of Louis Langlois. Petition for recovery 10-  
10-8
- Plantation belonging to Duhommel, purchased by Renard  
through Chavois 10-6
- Andre Baron Criminal case opinion & petition of the  
Attorney-General 10-5,6
- Estate of the late Jos. Verret. Petition by his widow  
to sell 24 acres of land 10-6
- Judgments of the Council (9pp) 10-6
- Francois Braquier vs Gazan & Vivier. Decree by default  
10-6
- Mrs Bernard Louis Potin vs Prevost. 10-1
- Succession of Paul Mallet, petition for recovery 10-8
- Letter by Thibault de Chanvalon, to Rondes, merchant,  
at St. Pierre 10-9
- Petition for specific performance of contract  
Widow Bodeson, vs Chas Lemoine, carpenter 10-9
- Succession of Petit de Livilliers. petition for family  
meeting 10-24,26
- M. Testar brought from Dame Panier & Fumableau, merchant  
at La Rochelle. Itemized acct of white damask, galloon,  
laces & ornaments for alters, chasubles & stoles,  
amounting to 143 livres 6 deniers 10-27

Succession of Sr. Pellerin	10-22
Succession of Fleurieau	10-29
Claudine Voimart, widow Castan, known as Toulouse, vs Jean B. Garic	10-29
Petition for recovery Louis Darbellet-Ship Captain, vs Sr. Maxent, merchant	10-30
Petition for recovery & libel	10-31
Succession of Mr. Dupare, Capt. commanding the Swiss Troops in this Colony	10-31, 11-3
Hearings of S.C. and judgments rendered (7pp)	11-3
" " " " " " (8)	11-3
Succession of Louis Assailly	11-14
J.B. Destrehan, petitions Gov. De Kerlerec, & others to have an official surveyor appointed to settle the boundaries of his grant of land	11-18
Letter from Testa, at La Rochelle, to Chantalou, his partner at N.O.	11-20, 22
Bill of Lading for Chantalou, for merchandise on board vessel La Constance, and Le Cameleon	11-22, 29
Sr. Francois Goudeau, Surgeon vs Prevost, Goldsmith	11-22
Letter to Testas, of La Rochelle, via The Chameleon" written by a business associate at N.O.	12-4
Last will of Rene Antoine Millet, Manager of the plantation of the King	12-7
Laurent Beltremieux, vs Srs. Bunel & Blampain, in solido	12-28

YEAR 1753

SEPTEMBER 1

CLAUDE RENAUD Vs.  
JEAN BAPTISTE BEAUDEAU

Petition for a Writ of Seizure

Sieur Claude Renaud, called Avignon, having on August 4th obtained a decree of the Superior Council ordering Sieur Jean Baptiste Beaudeau to pay the sum of 1278 livres 10 sols, the amount of three promissory notes dated August 10th, September 10th and November 29th, 1742, but despite all proceedings said judgment was never satisfied.

Sieur Renaud petitions the Superior Council for an execution of said judgment and a writ of seizure against all movables, furniture and effects belonging to Sieur Beaudeau, said movables to be sold judicially up to the amount of 1278 livres 10 sols without prejudice of interest and costs.

(Signed) Avignon

(1½ pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753

SEPTEMBER 1

SUCCESSION OF JEANNE MAGNUS

Petition for sale

Etienne Reine and Marie Jeanne Magnus, wife of Sieur Delaurier, having inherited from their mother Jeanne Magnus, a small house and ground, her only possession, wishes to sell said property to effect a partition.

Dame Marie Jeanne Magnus unable to be authorized, her husband being absent, petitions the Superior Council for permission to sell.

(Signed) Etienne Reine  
la Delaurier

Permit granted.

(Signed) Dauberville

(1 page)

Not listed in Louisiana Historical Quarterly.

YEAR 1753SEPTEMBER 1

## HEARINGS OF SEPTEMBER 1, 1753.

Presiding were: Messrs. de Kerlerec, Governor, D'Auberville, Ordainer, Demembrede, Lieutenant of the King, Debellisle, Major, Raguet, Dean, performing functions of Attorney General, Lebretton, Delalande and Kernion, Lateral Judges.

## Judgments

In re: Pierre Couilleret, Plaintiff  
vs. Francois Boyer, Defendant  
Plaintiff's demands and defendant's answer duly considered, the Council rendered judgment decreeing that Boyer pay Couilleret two hundred pounds in full settlement of all partnership and other accounts which they have shared up to this date and for which they shall be mutually discharged. Boyer is condemned for costs.

In re: Francois Goudeau, Plaintiff,  
vs. Francois Caue, Defendant  
The demands of plaintiff, together with the notes and the order by him presented, duly considered, the Council rendered a default judgment against defendant for his failure to appear and ordered him re-summoned to appear on the first day of hearing. Costs reserved.

In re: Claude Reynaud surnamed  
Avignon, Plaintiff, on  
Petition and Seizure vs. Baudreau.  
The petition of plaintiff duly considered to-

gether with the opinion of the Attorney General, the Council rendered judgment decreeing that said seizure be executed and that Baudreau's wife be brought to trial to argue her rights on the petition of plaintiff.

(Signed) D'Auberville

(1 $\frac{1}{2}$  pages)

Not listed in Louisiana Historical Quarterly.

61/29

YEAR 1753

SEPTEMBER 2

(1½ pages)

SUCCESSION OF SIEUR GAUVRY

Advertisement of auction sale.

Fifth notice of judicial sale of following real estate.

A certain half lot of ground with the house and other improvements thereon bounded on one side by property of Mr. Demembrede and on the other by property of Mr. Provenche which house is presently occupied by Mr. Destrehan, Treasurer of the Colony.

Said property to be sold to the last and highest bidder, this being the fifth and last advertisement; the upset price being set at 3000 livres, the amount of last auction.

Notice to holders of mortgages, if any, to declare their rights before final adjudication  
..... otherwise their mortgage will be null and void.

Said auction sale to take place on Thursday, September 6th before Hon. de Kernion, the successful bidder to assume all cost and to pay the full amount in cash on January 1st next, when said property will be delivered to him.

The foregoing notice read and published at the beat of the drum at the exit of the High Mass. Copies posted at the doors of the Parochial Church, the Council Chamber and the Registry Office by the undersigned sheriff.

Lenormand

Not listed in Louisiana Historical Quarterly.

YEAR 1753SEPTEMBER 3LETTER WRITTEN BY MR. BENOIST  
AT POINTE COUPEE.

This letter is addressed to a gentleman whose name does not appear. The writer informs him that he is sending him all the draughts which he made since last year, which number twenty-five in all. He informs his friend that he cannot live in Pointe Coupee and is leaving for Natchez where he has accepted the gracious offer of the Knight Dorgon, to work for him. The writer asks that receipt of the aforementioned draughts be acknowledged, which acknowledgment his friend failed to make last year and which would have afforded the writer much pleasure as it would have meant receiving news of his friend.

The writer closes with gracious expressions in which he includes the wife of his friend.

(Signed) Benoist

(2 pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753SEPTEMBER 4LETTER (INCOMPLETE)  
WRITTEN AT ST. PIERRE

Neither does the name of the writer, nor that of the persons addressed, appear. It does show, however, that the persons addressed are gentlemen who are friends of the writer. The matters treated are financial transactions among which are the fact that the writer is detained at St. Pierre, awaiting the return of Mr. Caresse to this Colony at a time when he had hoped to be able to rejoin his friends. The writer then discusses a law suit, the prosecution of which he believes will be long drawn out because the Attorney will use every means at his command and it will be ten years before the end is reached. The writer adds that it was through the advice of friends that he agreed to bargain with Mr. Jones, Attorney for Malvesin, for the delivery of the funds of Mr. Malvesin to the writer, who will have to remain here for six months working towards the collection of these funds and he avers that Mr. Carresse will bear witness to this fact. The writer states that Malvesin owes the persons addressed about 15000 livres and then discusses the matter of forming a partnership with Mr. Carresse for the purchase and equipment of a schooner, which discussion takes up the greater part of the balance of these pages.

(Document unfinished and unsigned)

(4 pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753SEPTEMBER 6

LETTER OF SIEUR PRADEL TO MR.  
CHANTALOU, CLERK OF THE SUPERIOR  
COUNCIL AT NEW ORLEANS.

I intended to go to the city to answer a citation made upon the petition of Sieur Garic, proxy for Miss Duval, merchant at Lorient, demanding the payment of an old debt, which she pretends is due her by the succession of the late Mr. de Lachaise, but, as it did not appear legitimate to me, I refused Father Foure on several occasions to pay my share, in my capacity of beneficiary heir, I ought to attend the hearing today and produce my defense but my health does not permit me.

In case that I am called for this case, I will be greatly obliged to you if you will beg the members of the Council in my behalf to suspend judgments until the next meeting of the Council, on the first Monday in November.

I have the honor to be your most humble and obedient servant.

Pradel

Please, a few words in answer to the above. I will send my young negro to your house Sunday to receive it.

At Monplaisir, Sept. 6, 1753.

Not printed in Louisiana Historical Quarterly.

#53/139

YEAR 1753

SEPTEMBER 6

IN RE: SUCCESSION OF SIEUR GAUVRIT.

Itemized List of Movables sold,  
showing purchasers and purchase  
price received.

This itemized list shows that the effects  
sold were movables and consisted of 5 male  
negroes, of one negro couple and the 3  
children of said couple, of furniture,  
dishes, linen, blankets and of miscellaneous  
household effects.

(No signature)

(6 $\frac{1}{2}$  pages)

Not listed in Louisiana Historical Quarterly.

61/29

YEAR 1753SEPTEMBER 7

PIERROT Vs. FRANCOIS BOYER

Answer and Demand in Re-  
convention.

Answering plaintiff's suit, defendant denies any cause of action but avers that he had always believed that Pierrot was indebted to him for one-half of the value of the negro owned by the partnership existing between himself and said Pierrot and alleges that the death of said negro occurred when said negro was assisting Pierrot who was slaughtering a steer. Boyer, plaintiff in reconvention, further alleges that there is a total amount of 1450 livres left by him in Pierrot's hands and three cows, for which Pierrot has never accounted to plaintiff in reconvention, nor for anything else concerning the partnership existing between them. Wherefore plaintiff in reconvention prays that said Pierrot be decreed accountable for the death of said negro, according to the estimate of arbitrators appointed by the Council and that he also be decreed accountable for the amount of 1450 pounds and for the three cows left in his hands by plaintiff in reconvention, and that, under oath, when plaintiff in reconvention shall then take cognizance of the demands made by Pierrot.

(Signed)

Ordinary X mark  
of Francois Boyer

(1½ pages)

Not printed in Louisiana Historical Quarterly.

YEAR 1753SEPTEMBER 9

## ANDRE BARON CRIMINAL CASE

## Attorney General's Petition

Andre Baron, soldier of the garrison at Mobile, was arrested for an unnatural statutory crime.

By request of Mr. Bernaudy, substitute attorney general, a preliminary hearing was held before Honorable Bobe Desclosaux, judge delegate at the post of Mobile, after which said Baron was brought to New Orleans to be tried before the Superior Council.

Mr. Raguet, acting attorney general, after having examined the official report of all testimonies given at said inquiry, petitions the Superior Council, stating that while said examination was made according to the King's ordinance and all formalities properly used in such proceedings, additional evidence was necessary and requested for a clearer case,

To that effect he demands that the accused be incarcerated in the city prison and a special commissioner appointed to repair to the said prison and question him on the facts and circumstances pertaining to said crime.

The official report of said examination to be communicated to the said attorney general for his consideration and to issue the proper demands.

(Signed) Raguet

1753

September 10, Petition of attorney general granted: the accused to be incarcerated in the city prison; Honorable de Kernion, special commissioner appointed, to hold the preliminary inquiry.

(Signed) D'Auberville

Not listed in Louisiana Historical Quarterly.

57/29

YEAR 1753SEPTEMBER 10

## ANDRE BARON CRIMINAL CASE

## Sheriff's Official Report (Original)

Sheriff Marin Lenormand reports that pursuant to a decree of the Superior Council issued on petition of the Attorney General, he repaired to the city prison where he entered into the prison register the name of Andre Baron accused in Mobile of an unnatural statutory crime and delivered the said accused into the custody of Pierre Pichert, jailor of the said prison, to be kept there for future examination and for a trial.

(Signed) Lenormand

(1 page)

Not listed in Louisiana Historical Quarterly.

YEAR 1753SEPTEMBER 10

ANDRE BARON CRIMINAL CASE  
INTERROGATORY OF ANDRE BARON

Pursuant to an order of the Superior Council, issued on petition of the Attorney-General, Honorable Francois Hushet de Kernion, assisted by Major Bellile and the clerk of the Superior Council repaired to the office of the city prison to interrogate one named Andre Baron accused of a crime committed in Mobile, incarcerated in said prison.

Being questioned, the accused answered that his name was Andre Baron, aged 26 or 27 years, native of La Coste St. Andre in Dauphine, follows no trade, is a soldier of Favrot's Company in garrison at Mobile, came to this colony three years ago on the vessel (Equite) was never arrested nor an old offender; consequently not branded on the shoulder which he could prove by undressing. To all questions pertaining to his alleged crime the accused entered a flat denial, taking no exceptions against the testimonies of the witnesses for the prosecution at the preliminary examination held in Mobile before Honorable Bobe Descloseaux, except against the negro slave's (Francois Xavier) testimony, whom he contends is a rascal, a blackguard and a scoundrel and who tries to harm him and put him in trouble.

The accused being illiterate cannot sign.

(Signed) Hushet de Kernion  
Bellile-Major  
Chantalou, Clerk.

1753 - Sept. 10.

The official report to be communicated to the King's Attorney General.

Hushet de Kernion

Not listed in Louisiana Historical Quarterly.

YEAR 1753

SEPTEMBER 10

ANDRE BARON CRIMINAL CASE

Questions to be put to the accused Andre Baron, at his direct examination.

As the accused Andre Baron was to be examined by a special Commissioner before appearing for trial, the Attorney General drew a set of questions to which the said accused was expected to answer:

To be interrogated about his name, age, qualifications, birth place and religion. How long in this country and why did he come here.

Was he detected in a compromising, indecent posture by a negro named Xavier, in Mobile, a month ago?

Has he ever been convicted of robbery?

Is he an old offender, a released convict?

Did he jump a fence and run away when detected?

Why did he run away if not guilty, and other questions pertaining to the aggravating circumstances of the crime.

The accused to be undressed to see if he is branded on the shoulder.

(Signed) Raguet

(1½ pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753

SEPTEMBER 18

2 pages

In the matter of the minor  
Jean Baptiste Lenet.

---

Petition of Sr. Daniel Rasteau, tutor of  
Jean Baptiste Lenet,

vs

Sr. Trière and Sr. François Jourdain, his  
surety, in solido.

---

Petition to enforce payment of lease of  
plantation, with slaves and cattle, adju-  
dicated to defendant, the lease beginning  
as of February 8, 1751, for the price of  
1230 livres per year, payable every six  
months. Petitioner prays for payment of  
said rent for two years and eight months,  
amounting to 3280 livres, without preju-  
dice to current instalments, and for in-  
terest and costs.

(Signed) Garlic, for petitioner

Order to serve notice on defendant.

(Signed) D'Auberville

Document incomplete.

Not printed in Louisiana Historical Quarterly.

YEAR 1753SEPTEMBER 22

ANDRE JUNG Vs. MESSRS. ARMAND &amp; LEDUFF

## Petition

Petitioner, Andre Jung, represents that he sold a piece of land to Messrs. Armand and Leduff in payment of which they obligated themselves to deliver him two negroes upon the return of Mr. Leduff from New Orleans, as is shown by their note dated April 25, 1753; petitioner further represents that this note became due upon the arrival of said Mr. Leduff and that said Armand & Leduff now refuse to comply with the conditions of the said note. Wherefore, petitioner prays for citation of said Messrs. Armand and Leduff that they appear before the Council and be ordered to satisfy said note.

(Signed) Jung

1753  
September 22,                   Order.  
  Undersigned Judge grants  
petition for citation.

(Signed) D'Auberville

1753  
September 25,                   Sheriff's Return.  
  Undersigned Sheriff shows  
service of citation on Messrs. Simon Armand,  
merchant of New Orleans, and on Mr. Nicolas  
Leduff, Ship Captain, to appear before the Council  
on the first Saturday of October, 1753, to  
answer plaintiff's petition, copy of which was  
served on each of them.

(Signed) LeNormand

No date.

Answer.

Answering plaintiff's petition, defendants admit purchasing from Mr. Jung, by act under private signature, a certain piece of land situated at Chapitoulas in payment for which they were to deliver to him two negroes, as evidenced by their note which they gave said Mr. Jung, defendants declare that they have been ready to make the delivery of said negroes in conformity with the terms of the aforesaid note but because plaintiff has failed to deliver to them proper titles to said property, which titles are required by law, they have refused to comply with the terms of said note. Wherefore, defendants pray that said Mr. Jung be ordered to deliver to them the proper title to said property within eight years, failing which, the Court shall decree that the act of sale under private signature, entered into by them on April 25th last, shall be declared nul and void. They further pray that Mr. Jung be condemned for costs.

(Signed) Leduff  
F. Armand

(3 $\frac{1}{2}$  pages)

Not listed in Louisiana Historical Quarterly.

61/29

YEAR 1753SEPTEMBER 22

PETITION FOR A PERMIT TO SELL  
REAL ESTATE.

Some colonist having sold some real estate in order to defraud their creditors, the Superior Council passed an ordinance forbidding the sale of any real estate without a permit issued by decree of said Council.

Pursuant to the foregoing order, Sr. Michel Dargaray petitions for permission to sell the following real estate in order to clear and cancel any mortgages, if there are any:

Two certain lots of ground, with the house thereon and all other improvements and appurtenances thereunto belonging, situated in the city of New Orleans, street not mentioned, bounded on one side by property of Sieur Nivet and on the other by property of Sieur Caminada.

(Signed) Dargaray

Order to permit sale as prayed for upon observing all the formalities required.

(Signed) D'Auberville

1753

October 8,

Certificate

Pursuant to the foregoing order issued on petition of Sieur Dargaray, Sheriff Lenormand certifies that he has, for three consecutive Sundays, issued and posted three notices of

said order at the door of the Parochial Church and other accustomed places in order that the sale of said real estate can be executed, if there is no opposition.

The foregoing official report issued to be of use to whom it may concern.

(Signed) Lenormand

(2 pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753SEPTEMBER 24SUCCESSION OF NICOLAS HENRY,  
CHIEF CLERK OF THE SUPERIOR  
COUNCIL.

## Petition

Jean Baptiste Garic, in the name of and as holder of power of attorney of Dame Jeanne Poussin, widow of the late Nicolas Henry, Chief Clerk of the Superior Council, represents that the late Mr. Henry made an holographic will in which he appointed Mr. Lessassier his executor. Petitioner further represents that, although the community existed between his constituent and the deceased, she has no knowledge concerning said succession or of the recovery of her half of the community, or of her rights.

Wherefore, petitioner, in his said capacity, prays that Mr. Lessassier, in his aforesaid capacity, be cited to appear before the Council and there ordered to render an account of said succession before such judge as it shall please the Court to appoint. Petitioner further prays that he shall also be ordered to submit before such judge all papers and documents pertaining to said succession in order that petitioner shall be able to draw his conclusions and make proper answer to said account.

(Signed) Garic, Attorney

1753

September 24,

Order

Petition for citation granted  
by undersigned judge.

(Signed) Garic

1753

September 25,

Sheriff's Return

Undersigned Sheriff makes his return showing service of citation on Mr. Lessassier, merchant of New Orleans, testamentary executor of the late Mr. Henry, to appear before the Council on the first Saturday of October to answer plaintiff's petition, copy of which was served on him.

(Signed) LeNormand

1753

May 14,

Certified Copy of Power of Attorney.

By act passed before undersigned Notaries at La Rochelle, Miss Jeanne Poussin, wife of Mr. Nicolas Henry, resident of the Province of Louisiana, Coast of Mississippi, appoints Mr. Jean Battiste Guarigue, Advocate of the Parliament of Toulouse, her attorney to whom she grants all general and special powers to represent her, in the event of the death of her aforementioned husband. This power of attorney carries with it the authorization to represent her at law and in all matters pertaining to, or growing out of, the succession of her said husband.

Done and passed at La Rochelle. Appearer declared she did not know how to sign her name.

(Signed) Daviaud

(SEAL)

Tardy

Collated at La Rochelle, May 14, 1753

(Signed) Pichon

Acknowledgment of Notaries' Signature.  
Undersigned Shield-bearer, Lord of Passy  
Romplay, Councilor of the King and his Lieutenant-

General at the Seneschal's jurisdiction at the Court of Judicature of the city and Government of La Rochelle, certifies to the authenticity of Messrs. Daviaud & Tardy and to the fact that they are Royal Notaries in the City of La Rochelle.

Done at La Rochelle.

(Signed) Bernardin.

(5 $\frac{1}{2}$  pages)

Not listed in Louisiana Historical Quarterly.

61/29

YEAR 1753

SEPTEMBER 25

SUCCESSION OF MR. de GAUVRY

Mrs. de Gauvry vs. Her Children

List of documents remitted to Mr. Le Bretton,  
Lateral Councillor, to be used in the report  
of the above case:

Decree of the Superior Council of August 4th.

Contract of marriage between Mr. de Gauvry  
and Dem<sup>elle</sup> Leslevier.

Act of sale of plantation mentioned in the  
inventory and receipt for payment of  
same.

Inventory of the properties of Dame Leslevier's  
succession.

Contract of marriage between Mr. de Gauvry and  
Dame Catherine Pierre.

Inventory of the properties of Mr. de Gauvry  
succession.

Account rendered by Mr. de Gauvry.

Answer of Madame de Moullois.

Answer and resumption to account by Mr.  
Depretans.

Vouchers and approval of account.

No signatures

(1 page)

Not listed in Louisiana Historical Quarterly.

YEAR 1753

SEPTEMBER 27

2 pages

ATTORNEY GENERAL PETITION

The cadaver of an unknown man salvaged from the river by some sailors, lying in the river bank, the attorney general petitions Hon. Dabbadie to have a special commissioner appointed, who shall call a doctor and the major surgeon to examine said body, to hold an inquest upon the circumstances of said drowning and the identity of deceased; said report to be referred to petitioner to draw the proper demands.

Lafreniere

Petition granted: Hon. Delaunay appointed special commissioner.

Dabbadie

Not printed in Louisiana Historical Quarterly.

YEAR 1753SEPTEMBER 28

RE: JEAN BAPTISTE BEAUDRAY, SURNAMED  
GRAVELINE, Vs. CHARLES TARASCON,  
IN THE NAME AND AS HUSBAND OF  
LOUISE GIRARDY, WIDOW OF LANGLOIS,  
HIS WIFE.

Petition

Petitioner, Jean Baptiste Beaudray, surnamed Graveline, prays for citation of Charles Tarascon and for judgment decreeing that the donation made to his wife by Louis Turpin is null and consequently that he shall be ordered to relinquish the possession of the land occupied by him under that title; petitioner also prays that Tarascon shall be ordered to pay all costs, damages and interest.

Petitioner shows that in 1730 he purchased a piece of land at Bayou St. John from Louis Turpin and that he duly took possession of said land. That he then conveyed said property to one Derbanne who, in 1733, reconveyed it to petitioner. Petitioner attaches to his petition the instruments showing the aforementioned transfers of said land and property. Meanwhile, Turpin transferred said property to Louise Girardy by act of donation, stating that the titles to said land were in the hands of the said Graveline. Petitioner shows that it was under this donation that said property was wrested from petitioner notwithstanding the aforementioned legal sale and transfers of said property to him, which are evidenced by a letter of Turpin to petitioner and by an instrument dated July 4, 1733, both of which

papers are attached to this petition and it is on these legal titles that Beaudray bases his suit.

(Signed) Baudray.

1753  
September 29,           Order.  
Undersigned Judge grants  
plaintiff's petition for citation.

(Signed) D'Auberville

1753  
Sept. 29,               Sheriff's Return.  
Undersigned Sheriff makes  
his return showing service of citation on Charles  
Tarascon, in the name of and as agent of Louise  
Girardy, to appear on the first Saturday of  
October, 1753, to answer plaintiff's petition,  
copy of which was also served on him.

(Signed) LeNormand

(4 pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753SEPTEMBER 30

RE: PAYEN de CHAVOYE

vs.

MESSRS. RENARD & CHARLES MARIE  
D'APREMONT DELALANDE.

## Petition for Writ of Seizure.

Petitioner, Mr. Payen de Chavoys, Knight of St. Louis, Captain of Troops in this Colony, through Mr. Garic, represents that he sold a plantation together with all the buildings thereon to Mr. Duhomel for twenty-two thousand livres, payable in terms outlined in detail in this petition. That Mr. Duhomel, not being able to pay said purchase price, conveyed said property to Messrs. Renard, Brothers, which conveyance was acceptable to petitioner; the purchase price and conditions being the same as those made in the sale to Duhomel. Petitioner further shows that acceptance of the letters of exchange given by the Renard Brothers, in payment for the first term of the purchase price were refused by their father, Mr. Renard at Paris, on whom said letters were drawn and that petitioner duly protested said letters for non-acceptance and for payment. Petitioner finally shows that this refusal to pay these letters of exchange has caused him great embarrassment because he is unable to discharge his own urgent obligations. Wherefore, petitioner prays that he be permitted to summon jointly Messrs. Renard Brothers and Mr. Delalande, Judge, to appear before the Council in order that they may be ordered in solido to pay the first term of said purchase price, namely ten thousand pounds together with the remainder of said purchase price of said property,

and, in addition, that they be ordered to pay interest and the costs of protest of said letters of exchange and such damages as it shall please the Court to assess for the embarrassment caused petitioner through the failure of purchasers of said plantation to pay the purchase price in accordance with the terms of the act of sale of said plantation, dated August 11, 1751. Petitioner further prays that he be granted a writ of seizure of said plantation and negroes up to the sum of 22,000 pounds, plus interest, damages and costs.

(Signed) Garic for Mr. Chavoys

1753

October 1,

Order.

Undersigned Judge grants  
petition for citation.

(Signed) D'Auberville

1753

October 2,

Sheriff's Return.

Undersigned Sheriff makes his return showing service of citation on Messrs. Renard Brothers, Officers of Troops, and on Mr. Charles Marie D'Aprenont Delalande, Judge, to appear on October 6th before the Council to answer plaintiff's petition, copy of which petition was also served on each of them.

(Signed) LeNormand

(3 pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753OCTOBER 1

3 pages

SUCCESSION OF SIEUR de NOYAN  
PETITION FOR RECOVERY.

Sieur Hugon, officer of the troops in garrison at New Orleans, petitions the Superior Council to be allowed to summon Mr. de Chavoie, in his name, and as tutor of the de Noyan minors and trustee of the said succession, to appear in court and show cause why he should not be ordered to pay petitioner the sum of 3156 livres, 11 sols, 2 deniers as principal and 400 livres as profits, with interest and costs.

Petitioner states that during his minority, his tutor, Sieur de Boise Mary, shipped from LaRochele a certain amount of merchandise valued at 6169 livres, 13 sols, 7 deniers, one third of which for account of petitioner consigned to Mr. de Noyan at New Orleans. Petitioner, himself, later on shipped two more consignments valued respectively at 610 livres and 500 livres making a total of 3156 livres, 11 sols, 2 deniers.

Mrs. Widow de Boise Mary, having sent a procuracy, obtained a judgment against the succession of Mr. de Noyan for 4800 livres and for 800 livres profit.

Mr. de Noyan, being deceased without giving petitioner any account of the transaction, Sr. Hugon, therefore, prays for a decree in his favor.

(Signed) Garic, Attorney  
for Petitioner.

cont'd.

PERMIT TO ISSUE CITATION

(Signed) Dauberville.

Sheriff Marin Le Normand issues and delivers citation to Mr. de Chavoie to appear in court and answer petition of Sieur Hugon.

(Signed) Le Normand.

Not printed in Louisiana Historical Quarterly.

57/b

YEAR 1753  
5½ pages.

OCTOBER 1st.

MRS. BERNARD LOUIS POTIN  
vs.  
MR. PREVOST.  
PETITION

Petitioner, the wife of Bernard Louis Potin represents that she was compelled to leave her two infant children and all of her household effects and clothing in Mobile, to come to the City to look after some business for her husband, who was, at that time, detained in prison; that, upon arriving here, she was ordered by Mr. Salmon, Ordainer, to sail for Martinique on the Vessel "The Count Maurepas" of Bordeaux, and she was compelled to entrust her children and her effects to the care of the late Mr. Dausseville who took charge of them and put them in the care of certain persons, among whom were a Mr. Prevost, Goldsmith, Petitioner now prays for citation of said Mr. Prevost that he appear and be ordered to return to her the effects belonging to her which were entrusted to him by Mr. Dausseville, and as are shown by the list given her by the late Mr. Dausseville, or that he be ordered to replace them according to their appraised value, or in any way the Court shall direct.

(Signed) Lejeune Potin.

Oct. 1st, 1753 ORDER

Petition for citation granted by undersigned Judge.

(Signed) Dauberville.

cont'd.

OCTOBER 2, 1753

SHERIFF'S RETURN

Undersigned, Sheriff, makes his return showing service of citation on Mr. Prevost to appear before the Council on October 6th, to answer plaintiff's petition, copy of which was also served on him.

(Signed) LeNormand.

CONT'd.

YEAR 1736JUNE 11,3 pages.

MEMORANDUM OF EFFECTS BELONGING  
TO MRS. POTIN.

Copy of the notes sent to Mr. Diron on June 11th, 1736, by Mrs. Potin, at which time she also sent Mr. Diron various and miscellaneous articles. Undersigned acknowledged receipt of various articles from Mrs. Potin at Mobile on May 8, 1736.

(Signed) Blemur.

Undersigned also acknowledges receipt of various articles belonging to Mrs. Potin, which consists of clothing, 10 crystal goblets and dishes.

(Signed) Ordinary Mark X  
of Mrs. Fievre.

Memorandum of effects belonging to Mrs. Potin which are in the hands of Mr. Prevost, Goldsmith or Blacksmith:

- One large chest containing clothing.
- dishes, 2 pairs of andirons.
- Several pots and their covers.
- One box of candles.
- Also various miscellaneous articles.

May 9, 1736.

Undersigned certifies that all of the foregoing articles are in his hands and that he will deliver them on an order of Mrs. Potin.

(Signed) Prevost.

The following are also in hands of undersigned:

- 9 empty champagne decanters.
- 1 gun and ammunition.
- 3 brass candlesticks.
- Also many miscellaneous articles: all of which undersigned declares are in his hands.

(Signed) Prevost.

YEAR 1753

OCTOBER 1

SUCCESSION OF MRS. De La CHAISE

Petition for Recovery

Mrs. Duval, widow, merchant, at La Rochelle,  
through Mr. Garic, her Attorney,

vs.

Mr. Pradel, son of Mrs. De La Chaise, deceased.

Petitioner, Jean Baptiste Garic, acting herein under Power of Attorney granted him by the Widow Duval, merchant, represents that the Succession of the late Mrs. De La Chaise was indebted to said Mrs. Duval for five hundred ninety livres five sols six deniers; that efforts to collect said debt were unsuccessful because the Succession was seized, the heirs having pleaded the benefit of inventory before acceptance and have but lately claimed it. Petitioner further represents that the heirs then agreed to each paying his respective share of said debt, which share amounted to one hundred ninety-five livres; that while all of the heirs paid their respective shares, Mr. Pradel, also an heir, refused to do so. Wherefore, petitioner prays for citation of Mr. Pradel that he appear and be ordered to pay petitioner his share of the debt due by her late mother, Mrs. De La Chaise.

(Signed) Garic, Attorney

1753

October 1,

Order.

Undersigned Judge grants  
petition for citation.

(Signed) D'Auberville

1753

October 2,

Sheriff's Return.

Undersigned Sheriff makes his return showing service of citation on Mr. Pradel to appear before the Council on October 6th to answer plaintiff's petition, copy of which was also served on him.

(Signed) LeNormand

(2 $\frac{1}{2}$  pages)

Not listed in Louisiana Historical Quarterly.

61/29

YEAR 1753OCTOBER 1SUCCESSION OF THE KNIGHT  
PETIT De LIVILLIER.

## Petition.

Petitioner, Paul Augustin Lepelletier, Knight de Lahoussaye, Knight of the Order of St. Louis, Captain of Detached Troops of the Navy, in his own name and as holder of Power of Attorney of Mr. de Vaugine, and through Mr. Garic, represents that the Knight Petit de Livillier having died in Arkansas, his succession was duly opened and his debts paid, as evidenced by attached papers; that there is now a balance of 1029 livres 10 sols in petitioner's hands belonging to said succession and for which petitioner is accountable to the other co-heirs.

Petitioner further represents that, in addition to this aforesaid balance, there is 7296 livres 10 sols 6 deniers in the hands of Mr. Delfaut de Pontalba, which amount belongs to the succession of said deceased, which amount came to him from the succession of his late parents, hence said Mr. de Pontalba is accountable to the co-heirs of the deceased for said amount. Wherefore petitioner prays for citation of Mr. de Pontalba that he appear and be then ordered to pay to petitioner the share to which he is entitled as husband of Miss Magdelaine Petit de Livillier, sister of the Knight Petit de Livillier, deceased, and, in addition, to pay him the share belonging to Mr. de Vaugine, as husband of another sister of said deceased, which share petitioner is authorized to collect under the power of attorney granted him by said Mr. de Vaugine: due credit to be given to Mr.

de Pontalba by petitioner for the 1029 livres  
10 sols in petitioner's hands.

(Signed) Garic for petitioner

1753

October 1,

Order.

Petition for citation granted  
by undersigned Judge.

(Signed) D'Auberville

1753

October 2,

Sheriff's Return.

Undersigned Sheriff makes  
his return showing service of citation on Mr.  
Delfaut de Pontalba, Captain of a Company of  
the Troops maintained at New Orleans, to appear  
before the Council on October 6th, to answer  
plaintiff's petition, copy of which was also  
served on him.

(Signed) LeNormand

(2½ pages)

Not listed in Louisiana Historical Quarterly.

61/29

YEAR 1753*October*  
NOVEMBER 2EXECUTIVE SESSION OF THE SUPERIOR  
COUNCIL.

## Succession of Mr. de Gauvrit.

Dame Catherine Pierre, widow of Mr. de Gauvrit, rendering an account of the succession - versus  
 Dame Marie Elizabeth de Gauvrit, wife of Sieur de Monleon, authorized by the Court, in her husband's absence, and Sieur Destrahan and Dame Jeanne de Gauvrit, his wife, both daughters of the late Mr. de Gauvrit.

## Demands of the Attorney General.

The proceedings, testimony and the evidence herein submitted, all duly considered, undersigned Attorney General makes the following demands relative to the settlement of the account filed by the widow of said De Gauvrit:

That Mrs. De Gauvrit be allowed everything contained in the chapters of the account rendered, as well as that coming under the chapter of Mourning and Funeral Expenses; also, the debts shown in the second chapter of Expenses, with the exception, however, of 1200 livres, amount of loan made Mrs. De Gauvrit by her son-in-law which should be shown on her individual account, unless she gives an account of rents, which shall be duly estimated, inasmuch as they were due for two years. That costs are to be reduced to one hundred twenty-five livres.

The Attorney General demands that the claim of said Mrs. De Gauvrit for 1500 livres benefit stipulated in her favor in the marriage contract entered into between her and Mr. De Gauvrit, be rejected, said Mrs. De Gauvrit having taken possession of her bed, linen and clothes at the time of the taking of the Inventory of the Estate of her late husband.

He further demands that Mrs. De Gauvrit's claim for four thousand and some livres be rejected for reasons which he outlines in detail among which are that certain transactions entered into by said Mrs. De Gauvrit, widow of said Mr. De Gauvrit, deceased, were with property belonging to the first community of said deceased and not to the second.

That said widow is to receive her dowry. That Mrs. de Monleon is to receive four thousand livres, amount of her mother's dowry, plus interest, she having renounced the succession of her mother, the late Miss Laterier, first wife of deceased, subject, however, to the opinion of the Court relative to the matter of the board of Mrs. de Monleon for several years.

Regarding all other claims made in this suit, the Attorney General demands that they be rejected and, should any controversy arise at the time of partition, the parties are to present themselves before him and the Commissioner appointed in this suit.

(Signed) Raguet, performing functions of  
Attorney General.

1753

November 3,

Judgment.

The Council renders judgment decreeing that, before partition, Mrs. de Monleon shall receive 4530 livres. That all claims for debts of both communities be rejected, except that for 400 livres, which payment released the plantation and to which Mrs. De Gauvrit is entitled. Her claim for 1200 livres, loan made her by Mr. Destrehan, her son-in-law, is rejected and it is ordered placed in her individual account. Mrs. de Monleon is to receive 4000 livres plus interest. Mrs. De Gauvrit is to receive settlement of her matrimonial rights excepting however, the preciput amounting to 1500 livres, because she, herself, took possession of certain movables. She is, however, allowed 500 livres.

Costs are ordered reduced to 125 livres.

The widow is allowed 1200 livres, mourning and funeral expenses, as shown in chapter I.

The other claims of the parties are rejected, and should any controversy arise at the time of partition, the parties are to go before the Commissioner and the Attorney General.

(No signature)

(5 pages)

- Not listed in Louisiana Historical Quarterly.

61/29

YEAR 1753OCTOBER 4

## SUCCESSION OF LOUIS LANGLOIS.

## Petition for Recovery.

Jean Baptiste Prevost, creditor of Sieur Louis Langlois to the amount of 260 piastres gourdes (dollars) evidenced by a promissory note dated July 15, 1748, payable in January 1749, said note not paid at maturity.

Sieurs Prevost on January 30, 1750, protested the raising of the seals and the sale of the effects of the Langlois succession, but Mrs. Widow Langlois and Sieur Charles Tarascon, her second husband, took charge of the effects upon the promise of assuming and settling the debts of the succession.

Sieur Jean Baptiste Prevost petitions the Superior Council to have Sieur Charles Tarascon summoned before the Council to be ordered to pay the amount of 260 piastres and interest from the date of the protest.

(Signed) Prevost

Permit to summon. (Signed) Dauberville

1753

October 5,

Summon.

Pursuant to an order of the Superior Council issued on petition of Sieur Jean Baptiste Prevost, agent of the "Compagnie des Indes", Sheriff Marin LeNormand issues and delivers a citation to Sieur Charles Tarascon to appear in Court and answer petition of plaintiff.

(Signed) LeNormand

(2 pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753OCTOBER 4

4 pages

MR. de NOYAN'S SUCCESSION  
ANSWER TO A PETITION FOR RECOVERY.

In answer to Superior Council, sieur Chavoie, as tutor of the minor children of deceased Monsieur de Noyan, and trustee of said succession, states he was summoned on October 2nd, and was greatly surprised at the demand of Sieur Hugon for the sum of 3156 livres, 11 sols, 2 deniers, for goods that Sieur de Boise Mary of LaRoche had sent to Mons de Noyan eleven or twelve years ago, one-third of said shipment belonging to plaintiff, for which he now makes claim.

A few days before Mr. de Noyan's death, sieur Hugon told respondent that Mr. de Noyan was indebted to him (Sieur Hugon) in the sum of 5000 livres, to which respondent called Mr. de Noyan's attention and M de Noyan acknowledged said claim and said he wanted all his debts paid., but Sieur Hugon owed him 2000 livres for supplies, according to an account entered in his books.

When Mr. de Chavoie paid the 5000 livres, Sieur Hugon offered to settle the 2000 livres in kind, but never mentioned anything about the 3156 livres which he now claims. Had he mentioned that claim no doubt Mr. de Noyan, at the moment of death, would have paid it if he owed same.

Furthermore, Mr. de Noyan instructed respondent to pay the amount of 6000 livres due for merchandise shipped by Mr. de Boise Mary from Rochelle, and according to Mr. de Chavoie's report, that amount covered the whole shipment.

Mr. de Chavoie prays that plaintiff be non-suited in his demand and that he be ordered to pay the 2000 livres with interests and cost.

(Signed) Chavoy)

YEAR 1753

2 pages

OCTOBER 6,

IN RE: PLANTATION BELONGING TO DUHOMMEL  
PURCHASED BY RENARD THROUGH CHAVOIS,  
ANSWER

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Defendant, Mr. Renard, admits that Mr. Chavois charged him Twenty-two thousand livres for the plantation belonging to Mr. Duhommel; that the first payment, 10,000 livres, made in Letters of Exchange on France in 1752 have been protested and that Mr. Chavois exacted from him a Letter of Exchange on France for 2,000livres, as interest on said 10,000 pounds and, in addition, demanded a personal note of him for 3,000 livres, payable on arrival here of the protest of the Letters of Exchange for the aforementioned 2,000 pounds, should said Letter be protested Defendant pleads that excessive interest, as is demanded of him by Chavois, is a ground for nullification of an entire transaction, consequently, Mr. Chavois should take back this land for the Twenty-four thousand pounds which it cost Defendant, in case the Letter for 2,000 livres has been paid in France, and he should return to Defendant the note for 3,000 pounds. Or, in the Alternative, should Mr. Chavois prefer, Defendant will pay him six thousand pounds yearly, beginning this date, plus 1,100 livres, interest for the first year on the purchase price, with the understanding that the Capital and Interest will be reduced in proportion to remittances made. Defendant then shows why, if said property were sold at auction, it would not bring amount sufficient to pay the purchase price which he contracted to pay for it.

(Signed) Renard.

Not listed in Louisiana Historical Quarterly.

YEAR 1753OCTOBER 5

ANDRE BARON CRIMINAL CASE  
OPINION AND PETITION OF THE ATTORNEY GENERAL

The Attorney General, considering the following proceedings in the Criminal Suit instituted against the accused Andre Baron, on his petition as well as the Assistant Attorney General's of Mobile.

The complaint lodged against the accused on August 12th, last.

The writ of arrest issued August 14th,

The official report of the preliminary inquiry held on August 14th, two witnesses testifying, one of whom was a negro slave.

Another inquiry, held on August 16, two frenchmen testifying, their testimony adding very little to the previous examination.

The official report of the interrogatory of the accused on August 17th, including his confessions and denials.

The re-examination of witnesses on August 18th.

Confrontation of witnesses to the accused on August 20th.

Additional inquiry August 22nd and 27th.,

Re-examination of and confrontation of witnesses on August 27, 28th and 29th.,

Attorney General's petition against accused September 9th, when transferred to his Jurisdiction.

Recording of accused's name on September 10 on the Prison Register.

Official report of interrogatory of accused on September 10 before Honorable de Kernion, Special Commissioner.

And all other papers pertaining to said case carefully and conscientiously examined.

The Attorney General, considering the enormity of the crime, petitions the Superior Council to decree further and broader examination within a year, meanwhile the accused to remain imprisoned.

(Signed) Raguet  
Acting Attorney General.

Not listed in Louisiana Historical Quarterly.

57/B

YEAR 1753OCTOBER 6

1/2.

## André Baron Criminal Case.

Superior Council  
Session of the Criminal Section

Present: Messrs. de Kerlerec, Governor,  
D'Auberville, Intendant Commissary  
first Judge, De Membrede King's  
Lieutenant, De Bellile, Major,  
Le Breton, de la Lande, and de  
Kernion, Assessors.

The Attorney-General, demandant and accuser,  
versus André Baron, defendant.

Considering all past proceedings, the Council  
decrees that the case will be dismissed for  
one year during which time the accused will  
remain imprisoned and new and broader examina-  
tion held.

(Signed)

Kerlerec  
Dauverville  
De Membrede  
De la Lande  
Le Breton  
Bellile  
Hushet de Kernion

Not in Louisiana Historical Quarterly.

YEAR 1753OCTOBER 6th.IN RE: ESTATE OF THE LATE JOSEPH VERRÉT.  
PETITION

Through undersigned Attorney, Alexander Boré, in the name of and as husband of Marguerite Labranche, Widow, of the late Joseph Verret, prays that he be allowed to sell, Judicially, the twenty-four acres of land, left to the seven Verret Minors, by their father, Joseph Verret, of which Minors, petitioner is now the Tutor, in order that the proceeds of said sale may be invested for their benefit.

Petitioner represents that this land in being occupied in part by one Terrebonne, who has no valid title thereto, that the Minors have neither the negroes nor the money to cultivate and keep up this land, which will revert to the King's Lands, and be a total loss to said Minors, unless it would be sold as prayed for above.

(Signed) Garic, for Petitioner.

Not listed in Louisiana Historical Quarterly.

61/B

YEAR 1753OCTOBER 6

## HEARINGS OF OCTOBER 6, 1753.

Presiding were: Messrs. de Querlerek,  
Dauberville, Superior Judge, Demembrede,  
Lieutenant of the King, de Bellisle, Major,  
Lebretton, de la Lande and Lafreniere, Lateral  
Judges.

## Judgment

In re: Mr. Hugon, Officer, vs. Mr. de Chavoy,  
Tutor of the minor children of the late  
Mr. Denoyan.

The Council having duly considered plaintiff's petition in which he prays for citation of Mr. Hugon, uncle and tutor of the Denoyan minors, that he appear and be ordered to pay plaintiff 3156 pounds 11 sols 2 deniers, principal, plus four hundred pounds profit, said amounts representing plaintiff's share in merchandise sent to Mr. Denoyan by and for account of plaintiff, and, the Council having further considered defendant's answer together with the opinion of the Attorney General in this matter, renders judgment dismissing plaintiff's suit and ordering him to pay costs.

In re: Mr. Payen de Chavoy, Knight of St. Louis,  
Captain of Troops maintained in this  
Colony, vs. Messrs. Louis and Charles  
Nicolas Renard, Brothers, Officers,  
and Mr. Charles Marie Daprement de la Lande.

The Council having duly considered plaintiff's petition praying for citation of Messrs. Renard and de la Lande that they appear and be ordered to pay 12,000 livres due on the first term of the

purchase price of the plantation, the house and the live stock thereon, which property was purchased by Messrs. Renard Brothers under the authorization and guarantee of Mr. de la Lande, plus the balance due of 10,000 livres together with interest, cost of protest, exchange of Letters of Exchange and such damages as the Court shall be pleased to assess for the inability of plaintiff to carry out his own obligations due to the non-payment of the purchase price of this plantation and on failure of defendants to pay said amount, that plaintiff shall be allowed to seize said plantation, together with the negroes thereon, up to the amount of said purchase price, and, the Council having duly considered defendants' answer, the act of sale dated August 11, 1751, and all other testimony and evidence herein, renders judgment ordering Messrs. Renard to pay Mr. de Chavoy the ten thousand livres which are due, plus interest thereon from date of protest of the letters of exchange, on the promise of Mr. Renard that he will do this within a fortnight. Said judgment annuls a personal note of 3,000 livres given plaintiff by defendant and orders that the 2,000 pounds paid plaintiff by defendant by letter of exchange, be considered a payment on the capital. Messrs. Renard are ordered to pay costs.

In re: Mr. Paul Augustin Lepelletier, Knight de la Houssaye, Knight of St. Louis, Captain of a Detached Company of Troops of the Navy, in his own name and as holding Power of Attorney of Mr. de Vaugine, vs. Mr. Delfaut de Pontalba, Captain of Troops, in charge of the property belonging to the Succession of the late Mr. Petit de Livillier and of that of his widow, wife by second marriage of said Mr. de Pontalba.

The Council having duly considered plaintiff's petition praying for citation of Mr. de Pontalba that he appear and be ordered to pay plaintiff the share coming to his wife from her deceased brother, Mr. de Livillier, from the amount which he has in his hands, Mr. Pontalba having in his hands 8,326 pounds 6 sols belonging to said Mr. de Livillier, deceased. Plaintiff also prays that Mr. de Pontalba be ordered to pay to plaintiff the share coming to Mr. de Vaugine, as husband of another sister of said Mr. de Livillier, deceased, said plaintiff acting herein for Mr. de Vaugine through a power of attorney. Plaintiff represents in his petition that the Knight Petit de Livillier died in Arkansas and that plaintiff proceeded to have his succession opened and his debts paid and that there now remains in his hands a balance of 1029 livres 10 sols belonging to the Succession of said deceased and that there is a further sum of 8,326 pounds 6 sols belonging to said Succession in the hands of Mr. de Pontalba and that the co-heirs of said deceased are entitled to their share of the total amount belonging to said Succession. And, the Council having considered defendants' answer, together with the opinion of the Attorney General, renders judgment ordering plaintiff to file his account in said Succession to Mr. Pontalba and to deliver to him the balance in his hands belonging to said Succession and orders Mr. Pontalba to render plaintiff an account of the share coming to plaintiff's wife from said Succession. Plaintiff's claim for the share coming to Mrs. de Vaugine is rejected. Cost reserved.

In re: Jean Baptiste Garis in the name of and as holder of Power of Attorney of the Widow Duval, merchant in the East, vs. Jean Baptiste Pradel.

The Council having duly considered petition of plaintiff praying for citation of Mr. Pradel, one of the heirs of the late Mrs. Delachaise, who refused to pay his share of the debt due the Widow Duval by his late mother, that he appear and be ordered to pay said share due by him, amounting to 195 livres, plus interest and costs. And, the Council having examined the evidence herein produced, renders a Default Judgment against defendant for his failure to appear and orders that he be re-summoned. Costs reserved.

In re: Jean Baptiste Garic in the name of and as holder of Power of Attorney of Jeanne Poussin, Widow of Nicolas Henry, vs. Charles Lessassier, Testamentary Executor of the late Nicolas Henry.

The petition of plaintiff praying for citation of Mr. Lessassier, testamentary executor of Mr. Henry, deceased, that he appear and be ordered to render his account of said Succession to produce all papers concerning said Succession before such judge as the Court shall appoint, in order that plaintiff may make the proper answer to said account; all having been duly considered by the Council, together with the power of attorney issued plaintiff, it renders judgment decreeing that Mr. Lessassier render his account of the Succession of the late Mr. Nicolas Henry before Mr. de Kernion, appointed Commissioner in this matter. And, the Council further decreed that the entire proceeding be duly reported. Costs reserved.

In re: Francois Goudeau, Surgeon for the King in this City, vs. Francois Caue.

The Council considering the default judgment rendered against defendant on petition of plaintiff praying for citation of defendant that he appear

and be ordered to pay plaintiff 2150 livres 12 sols 6 deniers due by defendant on his notes, as shown by said notes, together with interest it now renders a second default judgment against defendant for his failure to appear, and, in addition, he is ordered to pay plaintiff the 2150 livres 12 sols 6 deniers due on his aforementioned notes, plus interest and costs.

In re: Pierre Germain vs. Mr. Barbin. ←

The Council having duly considered plaintiff's petition praying for citation of Mr. Barbin, defendant, that he appear and be ordered to pay plaintiff 1594 livres 2 sols balance due on defendant's note dated April 28, 1752, for 3194 livres 2 sols given in payment for wood furnished defendant by plaintiff, it renders default judgment against defendant for his failure to appear and orders defendant re-summoned. Costs reserved.

In re: Andre Jung vs. Messrs. Armand and Le Duff. Plaintiff's petition praying for citation of Messrs. Armand and Le Duff that they appear and be ordered to turn over to plaintiff two negroes in payment of their note given plaintiff in payment for a piece of land purchased by them and for which they agreed to pay with two negroes and as security for said payment, gave aforementioned note dated April 25, 1753, which payment, defendants refused to make: All duly considered by the Council together with defendants' answer that said payment was not made because plaintiff failed to furnish them proper title to said land, and, after examination of the evidence produced, it renders judgment authorizing said sale and orders the delivery of the two negroes to plaintiff by defendants and orders plaintiff to have an act of sale passed which shall conform to all the formalities required by law. Defendants are further ordered to pay costs.

In re: Francois Braquier, Merchant, in the name of and as holder of Power of Attorney of the Creditors and Syndics of the Succession of the late Jean Vivier, vs. Messrs. Layssard.

The Council having considered the default judgment rendered against defendants on the petition of plaintiff praying for citation of said defendants that they appear and be ordered to pay in solido 1992 livres due the Succession of Vivier on their note dated March 26, 1748, and made in favor of Mr. Macarty, and, the Council having also considered said note and the Power of Attorney granted plaintiff, renders a second default judgment against defendants for their failure to appear and orders them to pay said amount due, plus interest and costs.

In re: Francois Braquier, Merchant of this City, vs. Messrs. Gazan and Vivier.

The Council having duly considered plaintiff's petition praying for citation of defendants to be served on them at the domicile of the Attorney General, that they appear and be ordered to pay plaintiff 3237 livres 15 sols, amount advanced them prior to their departure for Campeche, as evidenced by their note and the bill rendered them dated November 5th and 7th, respectively, 1750, and from which trip they failed to return here, and the Council having also considered the evidence herein produced, it renders first default judgment against defendants for failure to appear and orders them re-summoned. Costs reserved.

In re: Daniel Rafland, tutor of Jean Bte. Senet vs. Triere and Francois Jourdain.

The Council having duly considered plaintiff's petition praying for citation of Mr. Triere and

Mr. Jourdain, that they be condemned to pay in solido the sum of 3280 livres due on the 1st year of the lease of a plantation, which lease was adjudicated to Mr. Triere on a yearly rental of 3280 livres, payment of which was secured by bond signed by Mr. Francois Jourdain, and, the Council having considered defendants' answer and the opinion of the Attorney General in this matter, it renders judgment ordering the defendants to pay said amount due on said lease, together with costs.

In re: Jean Bte. Baudreau vs. Charles Tarascon, husband of Louise Girardy, widow of Langlois.

The Council duly considering plaintiff's petition praying for citation of defendant that he appear and hear the Court declare that the donation made his wife by Louis Turpin is void and that, consequently, he shall give up the possession of said land which is situated on Bayou St. John, and shall recognize petitioner's title to said land which he alleges he acquired from Louis Turpin, as shown by a letter to him by said Turpin and by an act of sale passed in 1730, and, the Council having considered defendant's answer, the titles produced herein, as well as the opinion of the Attorney General in this matter, it renders judgment dismissing plaintiff's suit and orders defendant to remain on said land free of any souffrance. Plaintiff is ordered to pay all costs.

In re: Claude Reynaud surnamed Avignon, merchant, vs. Marie Catherine Vinconneau, wife of Jean Bte. Baudreau.

The Council duly considering the writ of September first, last, obtained by plaintiff against said Baudreau, which decreed that the judgment of August 4th for 1278 livres 10 sols should be

executed by seizure of the movables belonging to said Baudreau but that first his wife, separate in property from him, would be brought into Court to argue her rights herein, and the Council having considered her answer, together with the opinion of the Attorney General, it orders that the said amount of 1278 livres 10 sols shall be subjected to a  $\frac{3}{5}$  loss and shall be paid by the community existing between defendant and his said wife. The Council further orders that the property of said community shall be inventoried and her rights determined by Mr. de Kernion, Commissioner, in the presence of the Attorney General.

In re: Jean Bte. Prevost vs. Charles Tarascon, in the name of and as husband of Louise Girardy, widow Langlois.

The Council duly considering plaintiff's petition praying for citation of Tarascon, in his capacity, that he be ordered to pay plaintiff 260 piastres due on a note of defendant dated July (day indistinct) 1748, payable in January 1749, to order of plaintiff, and, the Council having further considered the notes, together with the opinion of the Attorney General, renders judgment in favor of plaintiff and against defendant, commanding him to pay said note, plus interest, making a total of 1300 plus costs.

In re: Catherine LeJeune, wife of Bernard Louis Potin vs. Antoine Prevost, goldsmith.

The Council duly considering plaintiff's petition praying for citation of Mr. Prevost, that he appear and be ordered to return the movables left in his hands by plaintiff on her departure for Martinique, as shown by the list of said goods in the hands of Mr. Dausseville, or, in the alternative, that he pay her their value after

due appraisal, and, the Council having further considered the testimony of the parties herein, renders judgment dismissing plaintiff's suit, and ordering her to pay costs.

In re: Alexander Baure in the name of and as husband of Marguerite Labranche, widow of Joseph Verret, plaintiff on petition.

The Council having duly considered plaintiff's petition praying for judgment allowing the sale of 24 acres of land belonging to the minor children of the late Joseph Verret that the proceeds may be invested for the benefit of said minors, and, the Council having further considered the opinion of the Attorney General in this matter, as well as the proces verbal of the family meeting of the friends and relatives of said minors, renders judgment decreeing that said property be sold in presence of Mr. Lebretton, Judge, and of the Attorney General and the proceeds invested for the benefit of said minors.

In re: Charles Tarascon, in the name of and as husband of Marie Louise Girardy, widow of Louis Langlois, plaintiff on petition.

The Council having considered plaintiff's petition praying for judgment decreeing that a family meeting be held of the friends and relatives of the minor child of the late Langlois, to deliberate upon the matter of selling the plantation and house in Illinois, which belongs to said deceased, for the purpose of paying several debts due by said deceased, and the Council having also considered the opinion of the Attorney General on this matter, renders judgment decreeing that said meeting be held in the presence of the Attorney General and that it be duly reported to the Council.

(No signature)

(10 pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753OCTOBER 6EXECUTIVE SESSION OF THE SUPERIOR  
COUNCIL.

Succession of Dame Delachaise.

Jean Baptiste Garic, Proxy for Widow Duval,  
versus  
Monsieur Jean Baptiste Pradel.

A suit for 195 livres entered by Sieur Garic, proxy for Widow Duval, merchant at Lorient, against Mr. Pradel, heir to Dame Delachaise, for his share on a note for 590 livres signed by the said late Dame Delachaise, The Council rendered a judgment by default ordering that defendant be summoned to appear at next session of the Council.

By the Council  
(Signed) Chantalou, Clerk

1753

October 8th, Notice.

Pursuant to an order of the Superior Council, Sheriff Le Normand notifies Mr. Pradel, past officer, that a judgment by default was rendered against him and to appear in Court at the next session of the Council.

(Signed) Le Normand

(4 pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753

OCTOBER 6

EXECUTIVE SESSION OF THE SUPERIOR COUNCIL

Francois Braquier versus Gazan & Vivier

Decree by default.

Sieurs Gazan & Vivier being indebted to Sieur Francois Braquier in the sum of 3237 livres 15 sols, evidenced by promissory notes signed by them, said amount to be paid on their return from Campeche, but going to some other land, failed to return and Sieur Braquier petitioned the Superior Council for a judgment against them to recover said amount.

The Superior Council considering the foregoing petition, the decree ordering defendants to be summoned to appear in Court on the first session day of October, and the absence of same defendants, orders that

A decree by default be entered against Sieurs Gazan and Vivier, to be resummoned to appear at the next session day; cost pending.

By the Council  
(Signed)  
Chantalou

Summons.

Pursuant to a decree of the Superior Council rendered on petition of Sieur Francois Braquier, Sheriff Marin Le Normand issues summons for the appearance in Court of Sieurs Gazan & Vivier and delivers said summons at the office of the Attorney General.

(Signed) LeNormand

(3 pages)

YEAR 1755  
(3 pages)

OCTOBER 6

ANSWER TO A PETITION

---

Jean Baptiste Bodreaut dit Graveline, dem-  
mandant,

vs

Charles Tarascon in his name and as hus-  
band of Marie Louise Gerardy, widow Lang-  
lois, defendant.

---

Plaintiff in his petition claiming ownership of a piece of land now in defendant's possession, according to a letter dated April 14, 1730, the defendant in his answer states that the said land came into his wife's possession by a deed of gift authentic and irrevocable dated May 11, 1734, made to her by Louis Turpin at the moment of his death, who himself had bought it from Sr. Jean Bonnet and his wife on August 22, 1731; the original copy of said deed being deposited in the Registry of court at the Illinois. How could Louis Turpain dispose in 1730 of a land he bought in 1731.

Furthermore, Mrs. Tarascon's father, Louis Gerardy, having cleared the land, fenced in and enclosed it, and enjoying possession of it for the past eighteen years, is now entitled to sole ownership by right of prescription and by decree of the Council dated December 2, 1752, who dismissed plaintiff's claim.

Petitioner, who has never cultivated the land, could not do it now in his old age, but he claims it for an illegitimate son who cannot inherit.

cont'd.

The deed of gift made at the moment of death does not require registration, as it is considered a testamentary act.

Defendant demands that plaintiff's petition be dismissed with cost.

(Signed) Garic, Attorney for defendant.

Not printed in Louisiana Historical Quarterly.

YEAR 1753OCTOBER 6ANDRE BARON CRIMINAL CASE  
INTERROGATORY

Before the Superior Council composed of Messrs. de Kerlerec, Governor D'Auberville, First Judge de Membrede, King's Lieutenant; LeBretton, de La Lande, de Kernion and Lafreniere, Assessors, the accused was interrogated by Mr. Raguët, acting Attorney General.

After being sworn, the accused stated his name was Andre Baron, twenty six or twenty seven years old, belongs to the Catholic religion, native of La Coste St. Andre, in Dauphine, knows of no trade and is a soldier of Favrot's Company, in garrison at Mobile.

Understands very well his indictment, but claims to be innocent of such crime, refusing to revoke any of the Judges.

To all questions pertaining to the crime of which he was accused, he entered a flat denial, even denying having offered negro Xavier a bribe to retract his testimony.

Does not sign, being illiterate.

(Signed by)	Kerlerec
De la Lande	Dauberville
Delille	De Membrede
Hushet de Kernion	Le Bretton

Not listed in Louisiana Historical Quarterly.

57/B

YEAR 1753OCTOBER 8th.

2 pages

SUCCESSION OF LOUIS LANGLOIS  
PETITION FOR A FAMILY MEETING.

Charles Tarascon, representing Marie Louise Gerardy, his wife, widow of Louis Langlois, petitions the Superior Council, stating:

The succession of the late Louis Langlois is in debt to Sieur Prevost, agent for the West Indies Company, in the sum of ~~3000~~ livres, to Mr. de Pontalba for 100 pistoles (1000 livres) and there are a few other small debts.

There is, belonging to the succession, a plantation and residence in Illinois, too far away for petitioner to manage.

Having received an offer of 3000 livres for said real estate petitioner would like to sell it to settle the debts of the succession, but as there is a minor, whose interest must be protected, prays the Superior Council to order the assembly of a family meeting to decree upon the validity of said sale.

(Signed) Garic for Petitioner.

## ORDER

Permission given by Superior Council for a family meeting to decree on the sale of said plantation in Illinois to settle debts of Langlois succession.

(Signed) Dauberville)

Not printed in Louisiana Historical Quarterly.

YEAR 1753

OCT.8th.

1 p

STATEMENT.

Statement of merchandise given to Mr.  
Thibault's mulatto.

Receipt of same through Mr. Rodes, at St.  
Pierre.

(Signed) Borderie.

Also 7 livres, 10 sols, for Mr. Tares.

Not printed in Louisiana Historical Quarterly.

YEAR 17531½ pagesOCTOBER 8

SUCCESSION OF PAUL MALLET  
PETITION FOR RECOVERY.

Sieur Etienne Layssard petitions the Superior Council to recover from the succession of Paul Mallet, an itinerant trader, the sum of 6111 livres, 9 sols, 6 deniers, evidenced by three promissary notes, dated April 18 and 19, and May 12, 1747, subject to a credit of 350 livres, paid by Sieur Dulinnot and Sieur Chantalou, for his account and that of his brother Antoine Mallet, for whom he was surety.

Petitioner, having learned that no steps had been taken by the Attorney for Vacant successions to recover debts due said succession at Arkansas, prays, as principal creditor, that the said Attorney be ordered to send said promissary notes to the Judge delegate at Arkansas with instructions to institute proceedings against debtors of the Mallet's succession, to proceed to the recovery of said claims and to remit the proceeds to petitioner who will receipt for same, or to send them, under bond, to the Commandant of the Post.

He also prays that the Attorney for Vacant successions render an account of the proceeds of sales made of the effects of said succession, as per inventory after the death of Sieur Mallet.

(Signed) E. Layssard.

Not printed in Louisiana Historical Quarterly.

57/B

YEAR 17531½ pagesOCTOBER 9,

LETTER BY THIBAULT de CHANVALON  
to  
MR. RONDES, MERCHANT, AT ST. PIERRE.

The writer advises Mr. Rondès that he left a case of syrup at the Fort with the Misses Nolag and that he is of the opinion it will probably be the last to be found at St. Pierre. He then treats of financial matters and informs Mr. Rondès that it is his desire that he treat his purse as though it were his own. He tells Mr. Rondès he would have liked to have sent him a thermometer and instruct him as to its use. He closes with customary expressions of friendship.

(Signed) Thibault de Chanvalon.

In the form of a postscript, Mr. Chanvalon instructs him as to the disposition of letters, written him prior to his departure and which are to be given Mr. Dupin for delivery, and says that when the operation agreed upon is completed, he, the writer, shall burn them in Dupin's presence. He then requests that Mr. Rondès secure some window glass for him and indicates the price to be paid and the place where they are to be bought. He also asks that he secure a pair of eye glasses. He says he is sending the money for these purchases by his Negro.

Not listed in Louisiana Historical Quarterly.

61/B

YEAR 1753OCTOBER 9,

3 pages

PETITION FOR SPECIFIC PERFORMANCE  
OF CONTRACT.Widow Bodeson versus Charles Lemoine, carpenter.

Charles LeMoine, Carpenter, having by private contract, dated August 1st, 1752, agreed to repair Widow Bodeson's house, build a new front gallery, eight feet wide, a new chimney, repair roof, replace decayed joists, and furnish all material; all work done in the best possible workmanship, no later than November the first, for the sum of 400 livres, and having failed to fulfill the clauses of his contract, the roof leaking, and consequently the whole residence having suffered considerable damages, Widow Bodeson, holding Sieur Lemoine's receipt for 400 livres, petitions the Superior Council to have the said Sieur Lemoine summoned before the court to be ordered to fulfill the terms of his contract, and to pay petitioner 200 livres indemnity for damages suffered, or to allow petitioner to have repairs made at defendant's cost, plus costs of court.

(Signed) LeNormand for petitioner.

PERMIT TO SUMMON

(Signed) Dauberville

SUMMON

Pursuant to order of Superior Council issued on petition of Widow Bodeson, Sheriff LeNormand issues and delivers summons to Sieur Charles Lemoine to appear in court and answer petition of Widow Bodeson and to hear decree of the Council.

(Signed) Le Normand.

Not printed in Louisiana Historical Quarterly.

YEAR 1752AUGUST 1st.,

1 page

CONTRACT FOR REPAIRS

By private agreement before witnesses, Sieur Charles Lemoine, carpenter, binds himself to repair Dame Widow Bodeson's house, especially the roof, build a new chimney, and a new front gallery eight feet wide, to replace all decayed props and joists, furnish all material necessary; all repairs to be made in the best possible workmanship; for the sum of 400 livres; all work to be completed before All Saints Day, November 1st.,

Witness (Signed) Lemoine  
Couturier

RECEIPTNo Date.

Sieur Charles Lemoine acknowledges receiving from Dame Bodeson the sum of four hundred livres for repairs done to her house as agreed and stipulated by private contract, dated August 1st, 1752, in presence of Sieurs Couturier and Morin LeNormand.

(Signed) Lemoine.

Not printed in Louisiana Historical Quarterly

YEAR 1753

OCTOBER 10,

2 pages

PETITION FOR RECOVERY.

Sieur Jean Baptiste Gauvain, merchant, holder of a promissary note, dated September 28th, 1752, signed by Sieur Philippe Jacques Maigro, for the sum of 1388 livres, 15 sols, 5 deniers, now past due petitions the Superior Council to have the said Sieur Maigro summoned before the court to be ordered to pay the amount of said note, with interest and cost.

(Signed) Gauvain.

Petition granted

(Signed) Dauberville.

SUMMONS

Pursuant to an order of the Superior Council issued on petition of Sieur Gauvain, Sheriff LeNormand issues and delivers to Sieur Maigro a summons to appear in court and answer petition of Sieur Gauvain.

(Signed) LeNormand.

Not printed in Louisiana Historical Quarterly.

57/B

YEAR 1753

OCTOBER 20

Petition

Petitioner, Claude Renaud, surnamed Avignon, merchant of New Orleans, in the name of and as holder of power of attorney of Joseph Rinbaud, Steward of the Navy at the Port of Rochefort, represents that there is due Rinbaud, by Macsan, fifteen hundred pounds of skins, plus two thousand more in the form of merchantable parchment, for all of which Macsan received eight thousand pounds cash from Rinbaud, delivery to be made within six months from date of his contract - September 15th last; plaintiff further represents that although more than a year has elapsed since said date, said delivery was never made. Wherefore, plaintiff prays for citation of Mr. Macsan and of his surety, Mr. Chenie, and for judgment against them in solido for eight thousand pounds, interest and costs.

(Signed) Avignon

1753  
October 20, Order  
Undersigned judge grants petition for citation of Macsan and Chenie.

(Signed) D'Auberville

1753  
October 22, Sheriff's Return  
Undersigned Sheriff makes his return showing service of citation on Messrs. Maxan & Chenie to appear before the Council on the first Saturday of November to answer plaintiff's petition, copy of which was served on each of them, together with a copy of the power of attorney and of the contract mentioned in said petition.

(Signed) LeNormand

(2 $\frac{1}{2}$  pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753

3 pages

OCTOBER 22,PETITION FOR RECOVERY.

Sieur Francois Coue having, during Mr. de Membrede's absence in Illinois, loaned Mrs. de Membrede the sum of 300 livres, evidenced by a letter, and Mr. de Membrede having, on his return, refused to pay said amount, petitioned the Superior Council to have Mr. and Mrs. de Membrede summoned to appear in court to be ordered to pay petitioner said amount of 300 livres with cost.

(Signed) Coue.

YEAR 1753PETITION GRANTEDNOVEMBER 3,

(Signed) Dauberville)

nYEAR 1753OCTOBER 10,

Pursuant to an order of the Superior Council issued on petition of Sieur Coue, Sheriff Le Normand issues and delivers to Mr. and Mrs. de Membrede a summons to appear in court and answer petition of Sieur Coue.

(Signed) LeNormand.

YEAR 1754JANUARY 11,

A first decree by default having been entered against Mr. and Mrs. de Membrede, Sheriff LeNormand issues and delivers a summons to Mr.

and Mrs. de Membrede to appear before the Superior Council on Saturday, January 12th, to answer petition of Sieur Coue, notified to them on October, 10th, last, and to hear final decree on the case.

(Signed) LeNormand.

Not printed in Louisiana Historical Quarterly.

57/B

YEAR 17531½ pagesOCTOBER 23,PETITION FOR RECOVERY.

Sieur Francois Coue, claiming from Sieur Tisserant, the sum of 2410 livres, evidenced by a promissary note, dated February 26, 1741, petitions the Superior Council for a permit to cite said Sieur Tisserant to appear before the court and be ordered to pay the said 2410 livres with interest and costs.

(Signed) Coue

PETITION GRANTED

(Signed) Dauberville

Pursuant to an order of the Superior Council issued on petition of Sieur Coue, Sheriff LeNormand issues and delivers summons to Sieur Tisserant to appear in court and answer petition of Sieur Coue.

(Signed) LeNormand.

Not printed in Louisiana Historical Quarterly.

YEAR 1753OCTOBER 24

## SUCCESSION OF MR. PETIT de LIVILLIERS

## Petition for Family Meeting.

Through undersigned, Mr. Delfaut de Pontalba, tutor of the minor children of the late Mr. and Mrs. Petit de Livilliers, represents that he has in his hands seven thousand, two hundred livres and that because he is paying interest on said amount and because his affairs require his presence in France, he would like to be relieved of the tutorship of said minors. Wherefore he prays that the Council order that a family meeting be held for the purpose of replacing petitioner and thereby relieving him of all further obligation in this matter. Petitioner prays that the Court will order said meeting held in the presence of the Attorney General and of such Judge as it shall be pleased to appoint.

(Signed) Garlic, for petitioner

1753

October 24,

Order.

The meeting prayed for is ordered held before Mr. de Kernion, appointed Commissioner in this matter, and of the Attorney General.

(Signed) D'Auberville

1753

October 26,

Sheriff's Return.

Undersigned Sheriff makes his return showing service of citation on the persons below named, to appear, in the afternoon of

(cont'd)

October 26th, before Mr. de Kernion and of the Attorney General for the purpose of electing a tutor to the Petit de Livilliers minors: compliance with this citation will be enforced in the customary manner.

Persons served were:

Mr. Delahoussaye, brother-in-law of the said minors,

Mr. Grandpre, uncle of said minors,

Mr. Lessassier, cousin by marriage of said minors,

Mr. Demembrede, friend of said minors,

Mr. De Bellisle, " " " "

Mr. Derneville, " " " "

and to Mr. de Chavoy (relationship not mentioned).

(Signed) LeNormand

(3½ pages)

Not listed in Louisiana Historical Quarterly.

61/29

YEAR 1753OCTOBER 25

SUCCESSION OF RAYMOND AMYAULT  
SIEUR D'AUSSEVILLE

Succession of Monsieur de Noyan

Petition for Recovery.

The succession of Mr. de Noyan being indebted to the succession of Sieur d'Ausseville in the sum of 7000 livres, evidenced by a promissory note dated June 5, 1742, made by Mr. de Noyan, Sieur Nicolas Godefroy Barbin, acting for the succession of Sieur d'Ausseville, petitions the Superior Council to have Mr. de Chavoie, tutor of the de Noyan minors, summoned before the Court to be ordered to pay the said amount of 7000 livres with interest from the day of the setting of the seals and costs.

(Signed) Barbin

Permit to summon. (Signed) Dauberville

Oct. 26, Summon.

Pursuant to a decree of the Superior Council issued on petition of Sieur Barbin, Sheriff Lenormand issues and delivers summon to Mr. de Chavoie, Captain of a Company of Marines, tutor of the minor children of the late Mr. de Noyan, to appear in Court and answer petition of Sieur Barbin and to hear the proper decree in the case.

(Signed) Lenormand

(3 pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753

OCTOBER 26

3 1/2 pages

Petition by Payen de Chavoy as tutor to minor heirs of De Noyan, for convocation of family meeting to deliberate on exchange of properties.

The properties involved are:

Isle á Corne, granted to Noyan by Bienville, which Bienville stipulated could not be sold, only exchanged for a better piece of property,

and

One lot on St. Louis St. belonging to Grevembert, alias Flamand.

(Signed) Chavoy

October 31, 1753.

Order for convocation before Le Bretton.

(Signed) D'Auberville

November 5, 1753.

Return on service of Notice on the following parents and friends of said minors:

Jean Baptiste Faucon Dumanoir, grandfather;  
de Belisle;

de Livaudais;

Mr. Desilets, uncle by marriage;

Azure;

Vollant;

de Membrede

(Signed) Le Normand

YEAR 1753

OCTOBER 26

1-page

Second draft made by Mr. Duveneau on Monsieur Cartau, replacing deceased Mr. Boucher as general Treasurer of the French Colony in America, on Mr. de Lallande Dapremont, or order for 3,000 livres to be paid out of his salary as Treasurer of the Louisiana Colonies.

(Signed) Duveneau

Not printed in Louisiana Historical Quarterly.

(19)

YEAR 1753OCTOBER 26

## SUCCESSION OF MR. PETIT de LIVILLIERS

## Official Report of Family Meeting.

This meeting was held before Mr. Hushet de Kernion, Lateral Judge at the Superior Council, for the purpose of appointing a tutor to take the place of Mr. Joseph Delfaut de Pontalba, Captain of Troops, he having become tutor of the minor children of the late Mr. Petit de Livilliers when he married the widow of said Mr. de Livilliers, and from which tutorship he now desires to be relieved because his affairs necessitate his presence in France. The other purpose of this meeting is to deliberate upon the advisability of turning over the funds belonging to said minors to the tutor to be appointed, Mr. de Pontalba having declared that he had in his hands 7200 livres belonging to said minors. There were present at the meeting: Messrs. Delahoussaye, Degrandpre, LeSassier, DeMembrede, Payen de Chavoy Debellisle and Derneville. Upon mature deliberation, Mr. Delahoussaye, brother-in-law of said minors, was elected tutor to take the place of Mr. de Pontalba. Mr. Pontalba then acknowledged having received from Mr. Delahoussaye six hundred and nine pounds, representing rents due Mr. Petit, Sr., for the year 1754, which amount Mr. de Pontalba obligated himself to have delivered to Mr. Petit in France. Original Proces Verbal signed: Pontalba, Delahoussaye, Tizonneaux, Songy and by undersigned notary.

(Signed) Chantalou, Notary

(5 pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753

OCTOBER 27

STATEMENT

Monsieur Testar  
bought from  
Dame Panier and Fumaubleau,  
merchants at La Rochelle

Itemized account of white damask, galloon,  
laces and ornaments for altars, chasubles  
and stoles, amounting to 143 livres 6 deniers.

\*

Receipt tendered Mr. Testar for 38 livres 2 sols,  
the amount of merchandise bought this day.

At La Rochelle, October 27, 1753.  
Panier and Furaullau.

1753

October 28, M. Testar having received from  
Mr. Chantalou a letter of ex-  
change for 150 livres for the purchase of above  
stated ornaments, acknowledges, in forwarding  
the foregoing statement, that he is indebted to  
Mr. Chantalou in the sum of six livres 19 sols  
6 deniers.

(Signed) Testar

(2 pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753OCTOBER 28

## SUCCESSION OF LOUIS LANGLOIS

## Petition for Recovery

Captain Delfau de Pontalba being creditor of  
 Sieur Louis Langlois succession in the sum of  
 200 piastres gourdes (dollars) evidenced by a  
 promissory note dated August 4, 1748; widow  
 Langlois having accepted the community and  
 married Sieur Charles Tarascon, Sieur Pontalba  
 petitions the Superior Council to have Sieur  
 Tarascon summoned before the Court to be ordered  
 to pay the said amount of 200 piastres gourdes  
 with interest and costs.

(Signed) Garic, for petitioner

1753

October 29, Permit to summon.

(Signed) Dauberville

1753

October 30, Summon.

Pursuant to decree of Superior  
 Council issued on petition of Sieur de Pontalba,  
 Sheriff Lenormand issues a summons to Sieur  
 Charles Tarascon, as husband of widow Langlois,  
 to appear in Court and answer petition of Mr. de  
 Pontalba and hear the decree of the Superior  
 Council in said case. Summons delivered to Sieur  
 Gauthreau's residence.

(Signed) Lenormand

(2 $\frac{1}{2}$  pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753OCTOBER 22

## SUCCESSION OF SIEUR PELLERIN

## Petition for Recovery.

Sieur Francois Caue, former clerk of the West Indies Company, on June 1st, 1748, obtained a judgment for the sum of 5000 livres for ten years' salary overdue, against the succession of Sieur Pellerin, former general store-keeper of the West Indies Company.

Pursuant to the foregoing decree, Mr. de Membrede having married Sieur Pellerin's widow and being in possession of the said succession, on April 23, 1749, was summoned before the Council.

Upon his statement (Mr. de Membrede) that he was awaiting a remittance from the Company to settle all outstanding debts and his promise in open Council Chamber that Sieur Caue's claim would be paid on arrival of the first King's vessel, Sieur Caue agreed to the postponement of the final decree on his claim.

Sieur Caue having patiently waited, gotten himself in debt to provide the necessities of life, and about to sell his slaves, as the 5000 livres are representing a preferred claim, being the salary of ten years that he has worked for the Company under Pellerin, petitions the Superior Council to have Mr. de Membrede summoned to appear in Court and be ordered to pay the said amount of 5000 livres with interest from the day of first demand and costs.

(Signed) Caue

1753

October 29, Permit to summon.

(Signed) Dauberville

1753

October 30, Summon

Pursuant to a decree issued on petition of Sieur Caue, Sheriff Lenormand issues and delivers summons to Mr. de Membrede, Lieutenant of the King, to appear before the Superior Council and answer petition of Sieur Caue and to hear the decree in the case.

(Signed) Lenormand

(4 pages)

Not listed in Louisiana Historical Quarterly.

57/29

YEAR 1753OCTOBER 29,

3 pages

IN RE: SUCCESSION OF FLEURIEAU  
PETITION

Petitioner, Claude Faquier, through undersigned, represents that he is heir to one-fourth of the Succession of the late Mr. and Mrs. Desfontaines, his brother-in-law and sister; he also represents that there is due this Succession by the late Mr. Fleurieau 1800 livres, of which amount, 450 belong to petitioner, and that of this amount petitioner received from Mr. Fleurieau 300, which leaves 150 pounds still due him, and petitioner also represents that his brother, Meunier Faquier, is also entitled to a like amount of 450, being his share as co-heir; petitioner further represents that he is authorized by the attached instrument to collect his said brother's share, but Mr. Derneville, Administrator of Mr. Fleurieau's Succession refuses to pay these claims.

Wherefore, petitioner prays for citation of Mr. Derneville, Administrator of the Succession of Mr. Fleurieau, that he appear and be ordered to pay to petitioner six hundred livres, which amount represents the balance due petitioner and the share due petitioner's brother, respectively, as heirs of Mr. and Mrs. Desfontaines, for which payment, Mr. Derneville shall then be discharged.

(Signed) Garic, for Petitioner.

October 29, 1753

ORDER

Undersigned, Judge, grants petition for citation.

(Signed) D'Auberville.

cont'd.

October 30, 1753

SHERIFF'S RETURN

Undersigned, Sheriff, makes his return showing service of citation on Mr. Derneville, Administrator of the Succession of Fleurieau, to appear on November 3rd, in the Council Chamber, to answer plaintiff's petition, copy of which was also served on him.

(Signed) LeNormand.

Not listed in Louisiana Historical Quarterly.

61/B

YEAR 1753

3 pages

OCTOBER 29,PETITION FOR RECOVERY AND RE-POSSESSIONCLAUDINE VOIMART, WIDOW CASTAN, KNOWN AS  
(TOULOUSE)

versus

JEAN BAPTISTE GARIC.

On February 17th, 1753, Sieur Jean Baptiste Garic, bought from Dame Claudine Volmart, widow Castan, known as Toulouse, a plantation situated at the District des Allemands (German Coast), for the sum of 300 livres, 150 livres payable ~~three months after the signing of the~~ act of sale, and 150 livres three months later. Sieur Garic having sold the said plantation for 500 livres to Sieur Blondin, 250 of which were cash, Widow Castan petitions the Superior Council to have Sieur Garic summoned to appear before the court to be ordered to pay the 300 livres, which are overdue, or to have her act of sale declared nul and void and to be declared the owner of the plantation, the act of mortgage never being cancelled and costs.

(Signed) Widow Castan

PERMIT TO SUMMON

(SIGNED) DAUBERVILLE

OCTOBER 30,SUMMON

Pursuant to an order of the Superior Court issued on petition of Widow Castan, Sheriff LeNormand issued and delivers summons to Sieur Jean Baptiste Garic to appear in court and answer petition of Widow Castan and to hear the proper decree on the case with cost.

(Signed) LeNormand.

YEAR 1753OCTOBER 30

2 pages

PETITION FOR RECOVERY  
 LOUIS DARBELLET - SHIP CAPTAIN  
 versus  
SR. MAXENT, MERCHANT.

A promissory note for 1000 livres, dated August 1753, Sieur Maxent, merchant, endorsed to the order of Sieur Louis Darbellet, ship captain, about to leave for France, overdue.

Captain Darbellet petitions the Superior Council to have Sieur Maxent summoned before the Court to be ordered to pay the amount of said note with interest and costs.

(Signed) Darbellet.

October 31.

PERMIT TO SUMMON

(Signed) Dauberville

SUMMON

Pursuant to an order of the Superior Council issued on petition of Captain Darbellet, Sheriff Marin LeNormand issues and delivers summons to Sieur Maxent, merchant, to appear in court and answer petition of Captain Darbellet and to hear the proper decree in the case.

(Signed) LeNormand.

Not printed in Louisiana Historical Quarterly.

YEAR 1753OCTOBER 31,

2 pages

PETITION FOR RECOVERY AND LIBEL

Sieur Desillets having on August 10th sold to Sieur Raoult, merchant, a lot of skins and pelts, accepted a promissory note for 6593 livres, 14 sols, payable next month of October, said note accepted and guaranteed by Sieur Gaudeau.

Sieur Raoul, getting ready to sail and Sieur Gaudeau having refused payment of said note, Sieur Desillets petitions the Superior Council to have Sieur Raoult and Gaudeau summoned before the court and that a writ of seizure be issued against Sieur Raoult's vessel, said vessel to be held until full payment of his claim.

(Signed) Desillets.

PERMIT TO SUMMON SIEURS RAOULT AND GAUDEAU.

(Signed) Dauberville

SUMMON

Pursuant to an order of the Superior Council, Sheriff Le Normand issues and delivers summons to Sieur Raoult, merchant, and Sieur Gaudeau, Surgeon, to appear in court and answer petition of Sieur Desillets and to hear the decree on the case.

(Signed) LeNormand.

Not printed in Louisiana Historical Quarterly.

57/B

YEAR 17532½ pagesOCTOBER 31,

SUCCESSION OF MR. DUPARE, CAPTAIN,  
COMMANDING THE SWISS TROOPS IN  
THIS COLONY

PETITION FOR RECOVERY.

Petitioner, Francois Caue, represents that he is holder of two letters of Exchange, drawn by the late Mr. Dupare, Captain, commanding the Swiss Troops in this Colony, one for eight hundred livres, drawn to the order of Mr. Prevost, and the other, for twelve hundred livres, drawn to the order of plaintiff; both are dated March 12, 1738. Petitioner also represents that both notes were protested and, by Judgment rendered June 11th and August 6th, 1740, he was ordered to make good the amount of said notes, but that said Judgment reserved to him the right of recourse against the Succession of said Dupare.

Petitioner further represents that he satisfied said Judgment and therefore he now has an interest in said Succession amounting to approximately Two Thousand pounds and that he desires this claim settled, and, inasmuch as said Succession of Dupare has never been liquidated, petitioner believes that it should be while the persons concerned therein are still in this Colony.

Wherefore, petitioner prays to be allowed to sue Messrs. DeMembrede, Volant and Chantalou, in order to force them to produce the Inventory, effects and papers concerning the Succession of the late Mr. Dupare, or the proceeds of said Succession and he also prays that a Trustee be appointed to this vacant Succession in order that its rights may be discussed.

(Signed) Caue

cont'd.

November 9, 1753

ORDER

Undersigned, Judge, grants petitioner permission to sue those persons named in his petition, and he appoints Mr. Caric, Trustee of said Succession.

(Signed) D'Auberville.

Not listed in Louisiana Historical Quarterly.

61/B

YEAR 1753

9 pages

NOVEMBER 3,HEARINGS OF NOVEMBER 3, 1753.

*de la Roche*  
 Presiding were: Messrs. de Querliere, Governor, D'Auberville, Superior Judge, Demembrede, Lieutenant of the King, Debellisle, Major, Raguet, Attorney General, Le Button, Delalande, K'nion and Lafreniere, Lateral Judges.

Judgment Rendered.

In re: Mr. Nicolas Godefroy Barrin, Correspondent for the Succession of the late Amiot Dausseville,  
 vs.

Mr. de Chavoy, Tutor of the Minor Children of the late Mr. de Noyan.

This is a suit to collect Seven Thousand Livres, together with interest, due Succession of Dausseville on note, of the late Mr. de Noyan, as evidence by his note dated June 5, 1742. The Council having duly considered the testimony and evidence herein, renders Judgment decreeing that Defendant, pay the 7,000 livres subject to a three-fifths deduction, in accordance with the Declaration of the King, published in this colony and registered January 2, 1745. Defendant is ordered to pay all costs.

In re: Mr Delfant de Pontalba, Captain of Troops, through Mr. Garic.

vs.

Charles Tarascon, in the name of and as husband of the Widow of the late Louis Langlois.

This is a suit to collect two hundred dollars in coin due Mr. de Pontalba by the late Louis Langlois; as evidence by his note dated August 6, 1748: the widow of said Deceased having accepted the Community and contracted a second Marriage, Defendant finds

himself in charge of the property of the Succession of Langlois. The Council having considered said note, together with the opinion of the Attorney General, renders First Default Judgment against Charles Tarascon, Defendant, he having failed to appear, and orders him summoned. Costs unserved.

In re: Mr. Claude Faquier, Hair-dresser,  
vs.

Mr. Henry Derneville, Captain of Troops, Administrator of the Succession of the late Mr. Fleuriau, Attorney General. Suit by Claude Faquier to collect six hundred livres, plus interest, which amount is part of his share and that of his brother, M. Faquier, in the amount of eighteen hundred livres due by the Succession of the late Mr. Fleuriau, Attorney General, to the Succession of the late Mr. and Mrs. Desfontaines, to which Succession, plaintiff and his aforementioned brother, whom he is duly authorized to represent herein, are co-heirs. The Council having considered the testimony herein, the opinion of the Attorney General and the Authorization of M. Faquier, given his brother, renders Judgment decreasing that Mr. Derneville, Administrator of the Fleuriau Succession, pay Mr. Claude Faquier six hundred livres, plus interest and cost on delivery of the note of the late Mr. Fleuriau.

In re: Mr. Jean Bte Garic, in the name of and as holder of Power of Attorney of the Widow Duval, Merchant in the East,

vs.

Mr. Jean Bte. Pradel.

This is a suit to collect one hundred and ninety-five livres due the Widow Duval by Mr. Pradel, which amount is his pro rata share as co-heir, of the debt due by his Mother, the late Mrs. Delachaise, to Mrs. Duval, which debt amounted to 590 livres, 5 "sols" 6 "deniers", and which amount the co-heirs agreed to pay, pro rata among themselves. All but

Mr. Pradel carried out this agreement. Pradel was cited into Court and a First Default Judgment was rendered against him for non-appearance. The Council having considered the proceedings herein, together with the evidence submitted, under Judgment decreeing that Mr. Pradel pay said 195 livres on delivery to him of the Notes of the late Mrs. Delachaise. He is order to pay all costs.

In re: Dame Catherine Pierre, Widow of the late Mr. de Gauvrit, Knight of St. Louis, Captain of a Company of Detached Troops of the Navy in this Colony, Widower of the late Marianne de Lestrie, plaintiff in filing of Account of the Succession of the late Mr. de Gauvrit,

vs.

Marie Elizabeth de Gauvrit, wife of Mr. de Monthion, Absent, and Jean Bte. Destrehan, Treasurer of the Navy in this Colony, and Mrs. Jeanne de Gauvrit, his wife, both daughters of the late Mr. Deganvrit. The Council having considered the proceedings herein, together with the many instruments and documents submitted herein, together with the demands which plaintiff makes herein while filing her account, as well as the answers of Defendants, daughters of said Mr. de Gauvrit, and the opinion of the Attorney General, renders Judgment recognizing the renunciation of the Succession of Mrs. de Lestrie made by her daughter, Mrs. de Monthion and decrees that she take, before partition, the 4,000 livres brought by the late Mrs. Lestrie to her marriage to the late Mr. Gavrit. Said Judgment rejects the demands of Mrs de Gauvrit for reimbursement for the debts of the first Community, which she alleges she paid, with the exception, however of 400 livres, which served to discharge the plantation at St. Marc. The claim for board and lodging of Mrs. de Monthion is compensated for by the interest on the aforementioned 4,000 livre Plaintiff is allowed her Matrimonial claims, as well as 500 livres to make up plaintiff's preciput, the balance of which pricipict is made up by the movables that she reserved for herself. The costs of the Account filed are ordered reduced to 150 livres. Plaintiff is allowed everything named in Chapter 2 of Ex-

penses in said Account, with the exception of 1200 which plaintiff borrowed from Mr. Destrehan, and which shall remain for her account. She is also allowed the mourning and funeral expenses, as shown in the First Chapter of Expenses.

All other claims are rejected by this Judgment which decrees that in the case of dispute in the matter of Partition, the parties will go before the Judge, appointed Commissioner in this matter, and the Attorney General. The Succession is ordered to pay all costs.

(Signed) D'Auberville.  
Le Button.

In re: Pierre Germain vs Nicolas Godefroy Barbin. This is a suit to collect 1594 pounds, 2 "sols", balance due on Note of Barbin for 1600 pounds, dated April 28, 1752, given to Nicolas in payment for wood furnished him by Germain, as evidenced by said Note, and on which note plaintiff sued and obtained a First Default Judgment. The Council having considered the proceeding therein together with said note renders Judgment decreeing that said Barbin pay said amount of 1594 pounds, 2 "sols," balance, due on said note, during the month of April next, together with costs.

In re: Mr. Antoine Chauvin Desillets vs Mr Raoult, Merchant and Mr. Francois Goudeau, Surgeon of the King's Hospital in this City. This is a suit to collect 6593 livres, 14 "Sols" due on note given by Mr. Raoult to Mr. Desillet in payment for furs sold by him to Mr. Raoult on August 10th and which note was accepted for payment by Mr. Goudeau. The Council having considered said note and the acceptance thereof by Mr. Goudeau, renders Judgment decreeing that Mr. Goudeau pay plaintiff 6593 livres, 14 "Sols", amount contained in said note and acceptance. He is also ordered to pay costs

In re: Francois Cane vs Mr. and Mrs. Tixerant.

This is a suit to collect 250 livres, or Value, balance due by Mr. and Mrs. Tixerant on their contract entered into February 26, 1741, with Mr. Caue. The Council having considered the contract passed before Mr. Henry Notary, on February 26, 1741, whereby Mr. and Mrs. Tixerant obligated themselves for 2410 livres, and the proceeding herein, renders Judgment decreeing that Mr. and Mrs. Tixerant pay Mr. Caue in Currency, or Value, the sum of 2410 livres as shown in the aforementioned Contract. They are ordered to pay costs.

In re: Jean Bte Gauvin vs Philippe Jacques Maigrot. This is a suit to collect 1388 livres, amount due Mr. Gauvin by Maigrot on his contract dated September 28, 1752, passed before Mr. Chantalou, Notary. The Council having considered said Contract, renders a First Default Judgment against Mr. Maigrot for his failure to appear and answer said suit and orders that he be re-summoned. Costs reserved.

In re: Widow Bodecon vs Charles Temaine, Carpenter. In this suit, the Widow Bodecon prays that Judgment be rendered herein commanding Charles Temaine to carry out his bargain entered into with her on August 1, 1752, to repair her house; and, she further prays that she be awarded damages in the sum of 200 pounds for his failure to have carried out his said bargain. The Council having considered said bargain entered into between said parties, renders a First Default Judgment against Temaine for his failure to appear and answer said suit and orders him re-summoned. Costs reserved.

In re: Claude Reinaud surnamed Avignon, Merchant, in the name of and as holder of Power of Attorney of Joseph Rimbaud, Department of Provisions of the Navy of the Port of Rochefort, vs Gilbert Maxan, Merchant. This is a suit to collect 8,000 livres due for skins sold Maxan, in accordance with agreement entered into by Maxan and signed by Cheme, as surety. The agreement entered into by said parties and the Power of Attorney authorizing Claude Reinaud, passed before Notaries at Rochefort on April 5, 1753, both duly considered, the Council renders a First Default Judgment against Maxan for his failure to appear and answer plaintiff's suit and he is ordered resummoned. Costs are reserved.

In re: Louis Barbellet vs. Gilbert Maxan, This is a suit to collect One thousand livres due on a note signed by Maxan and dated August 9th of that same year, of which said note Barbellet is holder. The Council having considered said note together with the endorsement thereon, renders a First Default Judgment against Maxan for his failure to appear and answer and orders him re-summoned. Costs reserved.

In re: Claudine Volinart, Widow of the late Castang, surnamed Toulouze vs. J. B. Garic. In this suit, Claudine Volinart, Widow of Castang prays for Judgment commanding Garic to pay her the price of the plantation which he bought from her for 300 livres, as shown by the Sale and Mortgage entered into by Act under Private Signature, or, in the Alternative, that he return said property to her. The Council having considered said Act of Sale and Mortgage, renders a First Default Judgment against Garic for failing to appear and answer and orders him re-summoned. Cost reserved.

In re: Francois Caue vs. M. de Membrede in the name of and as husband of Francoise Ruellon, Widow of Gerard Pellerin, General Warehouseman of the Company of the Indes. This is a suit to collect a Judgment for 5,000 livres rendered against the Succession of Pellerin, in favor of Mr. Caue on June 1, 1748, which amount represents salary due plaintiff for work on the Account of Pellerin with the Company of the Indes. The Council having considered said Judgment rendered June 1, 1748, the petition presented for its collection, the Answer by Dauberville, and the proceedings had, together with the Opinion of the Attorney General, the Council renders Judgment decreeing that Defendant in his capacity pay plaintiff 5,000 livres, together with interest. He is also ordered to pay costs.

In re: Mr. Joseph Delfant de Pontalba, plaintiff on petition. Plaintiff's petition representing that through his marriage to the Widow Petit de Livilliers, he became Tutor of the five minor children born of her marriage to Mr. Petit de Livilliers; that, on her death, he rendered account of said Tutorship and that there then remained in his hands 7200 and some livres belonging to said Minors and that, because his affairs in

France required his presence there, he desired to be relieved of said Tutorship and prayed for Order to hold a Family Meeting to appoint a Tutor to said Minors to replace him, to whom he could deliver said funds in his hands belonging to said Petit de Livilliers Minors. The Order for said Meeting, the Act of Said Meeting, and the Opinion of the Attorney General, all carefully examined, the Council renders Judgment homologating the opinion given at Said Family Meeting and orders it executed, Mr. Delahoussaye shall therefore remain Tutor of the Petit de Livilliers Minors and shall have charge of the funds as shown by the Account to be rendered by de Pontalba in presence of the Attorney General and for which funds, Mr. Pontalba shall be discharged from all further responsibility.

Not listed in Louisiana Historical Quarterly.

61/s.

YEAR 1753

4 pages

NOVEMBER 3rd.SUCCESSION OF SIEUR FAZENDE  
ANSWER TO PETITION FOR RECOVERY.

Sieur Etienne Layssard having leased some negroes belonging to Sieur Fazende's succession, one of the negroes was accidentally drowned. Sieur Bernard Alexandre Viel, curator of the Fazende minors entered suit before the Superior Council to recover from Sieur Layssard the value of the negro.

In his answer to Sieur Viel's petition, Sieur Layssard admits that on August 10th, 1752, one of the negroes which he had leased from plaintiff was drowned, not while in the performance of his duties, but while bathing, and that he had immediately reported the accident and made a declaration at the Registry office, said declaration certified by the two Fazende minors, who were in a canoe near by and could have saved him, defendant having left the spot and was on his way home. Moreover, there is no sense in expecting a master to order his negroes to go bathing after their daily work.

Defendant prays the Council to take his declaration in consideration and to order that the loss of said negro be charged to the Fazende succession.

(Signed) E. Layssard.

Order that all parties interested be summoned in conformity with the Attorney General's demands.

(Signed) Dauberville.

cont'd.

YEAR 1754

MARCH 29

SUMMONS

Pursuant to an order of the Superior Council, issued on petition of Sieur Etienne Layssard, Sheriff Marin Lenormand issues and delivers summons to Sieur Bernard Alexandre Viel, curator of the Fazende Minors, to Sieur Dernerville, captain of Marines as proxy for Mr. Fazende, the eldest, to Sieur Garic, as proxy for Mr. Redoux, to appear in court on the first session day in April and answer petition of Sieur Layssard and hear the proper decree in the case.

(Signed) LeNormand.

Not printed in Louisiana Historical Quarterly.

57/B

YEAR 1753

NOVEMBER 3

EXCERP FROM RECORD OF HEARINGS OF  
THE SUPERIOR COUNCIL OF THE PROVINCE  
OF LOUISIANA

In re: Jean Baptiste Gauvin, Merchant,  
vs. Philippe Jacques Maigrot.

Judgment

The Council having considered Gauvin's petition praying for citation of Maigrot that he appear and be ordered to pay him 1388 livres 15 sols 5 deniers due by Maigrot, in accordance with the terms of the contract entered into by him with Gauvin, by Act passed before Mr. Chantalou, Notary, on September 28, 1752, and, the Council having also duly considered said contract, it renders a first default judgment against Maigrot for his failure to appear and answer and orders him re-summoned to appear on the next day of hearing.

Given at the Council Chamber at New Orleans.

By the Council

(Signed)

Chantalou, Clerk

1753

November 12,

Sheriff's Return.

Undersigned Sheriff makes his return showing service of copy of a first default judgment rendered against Maigrot and of citation to appear before the Council on the first Saturday of December to answer the petition of Mr. Gauvin and to hear the disposition

which is to be made of the fine due by reason of the default judgment rendered against him.

(Signed) LeNormand

1753

December 17, Sheriff's Return.

Undersigned Sheriff makes his return showing service of citation on Mr. Philippe Jacques Mesgro to appear before the Council on January 12th to answer petition filed by Mr. Gauvin and to hear the disposition to be made of the fine imposed by reason of the default judgment, and to inform him that final judgment will be rendered whether he is present or not.

(Signed) LeNormand

(3½ pages)

Not listed in Louisiana Historical Quarterly.

61/29

YEAR 1753NOVEMBER 3,2 pages

IN RE: THE WIDOW DUVAL, MERCHANT AT  
LORIENT (FRANCE) THROUGH MR.  
GARIC, ATTORNEY

VS

MR. PRADEL, SQUIRE AND FORMER  
CAPTAIN OF INFANTRY.

ANSWER

Answering the suit of the Widow Duval, in which she prays for judgment against him for his pro-rata share, as co-heir, of 590 livres, 15 "sols" 6 "deniers", amount due on notes of the late Mrs. de Lachaise, and on the Letter of Exchange of the late Mr. deLachaise, Defendant represents that only copies of the said notes were produced by plaintiff, that the original notes are for an obligation contracted in 1727, and that copies herein sued on were made but in 1750, which is a long time after 1727, and that unless the originals are produced, he can be made to pay this amount all over again. Wherefore, Defendant prays that Plaintiff be ordered to produce the original notes for the amount sued on and that this present suit be dismissed at plaintiff's cost.

(Signed) Pradel

Not listed in Louisiana Historical Quarterly.

61/B

YEAR 1753

NOVEMBER 3

1 Page

Succession of Sr. Fazende

---

Petition of Etienne Layssard, tutor of the  
minor children of Sr. Fazende, praying for  
homologation of the account of his administration  
which has been approved by family meeting.

(Signed) E. Layssard

Not printed in Louisiana Historical Quarterly.

YEAR 1753NOVEMBER 3

In RE: ACCOUNT FILED BY MRS.  
de GAUVRIT IN THE SUCCESSION  
OF MR. de GAUVRIT, HER LATE  
HUSBAND.

Opinion rendered by Mr. LeBretton.

The subject of these proceedings reduces itself to the Six Articles discussed in this opinion, each of which is treated separately by Mr. LeBretton, who renders this opinion without prejudice to that of the judges. The matters treated are the claims made against this Succession by Mrs. de Gauvrit, widow of the deceased, and by his two daughters: Mrs. de Montleon, who is his daughter by his first marriage, which was to Mrs. Lestrie, and Mrs. Destrehan, who is his daughter by his second marriage, which was to Mrs. de Gauvrit, now his widow, and the manner in which he believes they should be settled.

(Signed) LeBretton

(4 pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753NOVEMBER 3

## HEARINGS OF NOVEMBER 3, 1753.

Presiding were: Messrs. de Querlereck, Governor; Dauberville, Superior Judge; de Membrede, Lieutenant of the King; de Bellisle, Major; Raguet, Attorney General; Le Bretton, Delachaise, Kernion, and Lafreniere, Lateral Judges.

## Judgments Rendered:

In re: Mrs. Catherine Pierre, widow of Mr. de Gauvrit, filing account of the Succession, vs. Mrs. Elizabeth de Gauvrit, wife of Mr. de Monlion and Mr. Destrehan, as husband of Jeanne de Gauvrit.

(Note: The first line only of the judgment is given here).

In re: Mr. Barbin vs. Mr. de Chavoy.

The proceedings had herein and the testimony given:

All duly considered, judgment is rendered in favor of plaintiff for seven thousand and some dollars, subject to a three-fifths reduction, in accordance with the declaration of the King, duly registered. Defendant is condemned for costs.

In re: Mr. de Pontalba, through Mr. Garic, vs. (this name is totally illegible) and Tarascon.

Plaintiff's demand and the opinion of the Attorney General considered, default judgment was rendered. (Balance of this judgment is illegible).

In re: Mr. Faquier vs. Derneville.

The proceedings had and the opinion of the Attorney General considered: judgment is rendered

decreeing that Mr. Fleuriau pay on the note being produced, and that the Succession pay all costs.

In re: Mr. Garic vs. Mr. Pradel

The judgment of October 6th of the present year, defendant's answer: both considered, judgment is rendered by the Council decreeing that defendant pay plaintiff within one year on his producing the original note of the late Mrs. de la Chaise.

In re: Pierre Germain vs. Mr. Barbin.

The judgment of October 8th and the proceedings had, considered: judgment is rendered by the Council decreeing that defendant, on consent, pay plaintiff the amount in question during April of the following year. Defendant was condemned for costs.

In re: Mr. Desillets vs. Messrs. Raoult and  
Goudeau.

Plaintiff's demands and defendants' answer duly considered: the Council renders judgment decreeing that, on consent of the parties hereto, Goudeau pay the amount in question, together with costs, during the present month.

In re: Mr. Caue vs. Mr. and Mrs. Tixerant.

The demands of plaintiff and defendants' answer, both duly considered: Judgment is rendered in favor of plaintiff for 2400 livres in coin or value. Defendants are condemned for costs.

In re: Mr. Gauvin vs. Meigrot.

Plaintiff's demand considered, first default judgment was rendered against defendant, who was ordered re-summoned.

In re: The widow Boderon vs. the same.  
Plaintiff's demand considered, the Council rendered first default judgment against defendant and ordered him re-summoned.

In re: Avignon vs. Maxan.  
Plaintiff's demand considered, the Council rendered first default judgment against defendant and ordered him re-summoned.

In re: Mr. Darblet vs. Maxan.  
Plaintiff's demand considered, the Council rendered first default judgment against defendant and ordered him re-summoned.

In re: The widow Castang vs. Mr. Garic.  
Plaintiff's demand considered, the Council rendered first default judgment against defendant and ordered him re-summoned.

In re: Mr. Goudeau, Plaintiff on petition.  
(Note: This judgment is not given, only the first six words which are followed by a blank).

In re: Mr. Francois Caue vs. Mr. de Menbrede.  
The demand of plaintiff and the proceedings had, both considered, the Council renders judgment in favor of plaintiff for said amount in question together with interest. Defendant is condemned for costs.

(Signed) D'Auberville

(3 $\frac{1}{4}$  pages)

Not listed in Louisiana Historical Quarterly.

61/29

YEAR 1753

NOVEMBER 3

8 Pages

EXCERPTS FROM REGISTRY OF SUPERIOR COUNCIL.

Joseph Delfaut De Pontalba, Captain  
of Troops in this city, and petitioner.

---

Considering the petition of Pontalba,  
as tutor of minor children of deceased  
Mr. and Mrs. Petit de Livilliere; the  
order attached to petition and dated  
October 24, 1753; the convocation of  
family meeting, October 26, etc;  
The Council homologates the family  
meeting and orders that Sr. Delahous-  
saye be appointed tutor to said minors  
in charge of their funds according to  
accounting rendered by Pontalba and in  
case of differences the matter shall be  
referred to Le Bretton.

By the Council  
(Signed) Chantalou, Clerk

---

November 7, 1753.

Receipt by Paul Augustin Le Pelletier  
Delahoussaye, Knight of Royal Order of  
St. Louis, and Captain of Troops in this  
colony, tutor to the minor children of  
deceased Mr. and Mrs. Petit de Livilliers  
to  
Delfaut de Pontalba, for 27,968 livres,

(cont'd)

D 53/190

YEAR 1753

NOVEMBER 3

11 sols, 8 deniers, representing funds belonging to the Estate less 458 livres which Pontalba deducted for funeral expenses of Miss Petit de Coulange, who died in Paris, plus 1,217 livres, 10 sols, proceeds of Estate of Pierre Petit, who died in Arkansas.

This receipt releases Pontalba of all responsibilities attached to the Administration of the Estate and is given in presence of witnesses who signed the original.

Delahoussaye assumes tutorship.

Original signed by: de Grandpre, maternal  
uncle of the minors,

Pontalba

Delahoussaye

De Membrede

de Bellisle

Derneville

Charles Huchet de Kernion,  
and the clerk

Chantalou, Clerk.

YEAR 1753NOVEMBER 3SUCCESSION OF SIEUR DUPART, CAPTAIN  
OF SWISS TROOPS.

## Decree

Two letters of exchange drawn by Sieur Dupart, Captain of Swiss Troops, one for 800 livres to the order of Sieur Prevost and the other for 1200 livres to the order of Sieur Francois Coüe, both dated March 12, 1738, were protested and Sieur Coüe, the holder, was ordered by decrees of June 12th and August 6th, 1740, to reimburse the amount except to enter suit against the succession of Sieur Dupart for their recovery.

The creditors having been unable to settle the succession, Sieur Francois Coüe, on October 31, 1753, petitioned the Superior Council that a decree be rendered, ordering the Dupart succession to pay 2500 livres, the amount of the two letters of exchange and interest and that a curator be appointed to the administration of said succession and that all those interested in said succession be made defendant to his suit.

Considering the foregoing petition, the Superior Council orders that summons be delivered to Mr. de Membrede, husband of Dame Widow Dupart, as being in possession of the Dupart succession; to Sieur Volant, Syndic of the creditors, and to Sieur Chantalou, as depositary of the funds derived from the succession and as curator of

Sieur Rasteau's succession, one of the creditors.  
Sieur Garic appointed curator of the Dupart  
succession.

By the Council  
(Signed)  
Chantalou

1753

November 10,        Summons  
                         Pursuant to a request of Sieur  
Francois Coue, Sheriff Lenormand issues and de-  
livers summons to

Mr. de Membrede, King's Lieutenant, hus-  
band of Dame Widow Dupart,  
Mr. Volant, Captain of the Swiss Troops,  
Sieur Augustin Chantalou, Clerk of the  
Superior Council  
Sieur Jean Baptiste Garic,

to appear in the Superior Council Chamber on  
the first Saturday in December to answer petition  
of Sieur Coue.

(Signed) Lenormand

(3 pages)

Not listed in Louisiana Historical Quarterly.

YEAR 1753NOVEMBER 5

## SUCCESSION OF MR. de NOYAN

Official report of family  
meeting.

Pursuant to an order issued by Hon. Mr. Dauberville, on petition of Sieur Payen de Chavoy, tutor of the minors of Mr. de Noyan, a family meeting was convened before Honorable Mr. Cezeau Le Bretton, Special Commissioner appointed, for the purpose of approving the exchange of the estate called "Isle a Cornes" (Horn Island), belonging to the de Noyan Succession, for a lot of ground situated in the City of New Orleans, belonging to Sieur Flamand.

The said exchange, being to the benefit of the minors, was unanimously approved.

(Signed) Desillets,	Chavoy
Livaudais,	Faucon Dumanoir
Volant,	Demembrede
Hazeur,	Delisle

The foregoing report ordered to be reported to the Superior Council to be homologated.

(No signature)

Not listed in Louisiana Historical Quarterly.

YEAR 1753NOVEMBER 9

## LETTER OF EXCHANGE.

Letter of exchange (draft) in blank form, (second copy) for 255 livres, payable November 23, 1754, drawn by Mr. Duvergier, Treasurer of the Province of Louisiana, on Mr. de Boullongne, Treasurer General of the Colonies in Paris, to the order of Mr. Chantalou, approved by Mr. Dausseville, Intendant Commissary; said amount to be charged to the expenses of the Colony.

(Signed) Duvergier

Approved by:

Dausseville

(1 page)

Not listed in Louisiana Historical Quarterly.

YEAR 1753NOVEMBER 14

## SUCCESSION OF LOUIS ASSAILLY.

## Petition for Recovery.

A sum of 521 livres 19 sols belonging to the succession of Louis Assailly, called Tranchemontagne, was, on August 31, 1744, with the approval of Sieur Fleuriau, then Attorney General, deposited with Mr. Henry, Notary and Clerk of the Superior Council; said deposit acknowledged by deed.

Sieur Francois Chalais, known as Versailles, tutor of the minor children of Sieur Assailly and Dame Therese Bret, petitions the Superior Council to have Sieur Lesassier, Testamentary Executor and in charge of Sieur Henry's succession, summoned before the Court to be ordered to pay the said amount of 521 livres 19 sols with interests and costs.

(Signed) Chalais

Permit to summon.

(Signed) Dauberville

1753

November 15,

Summon.

Pursuant to the foregoing order issued on petition of Francois Chalais, in the name of the Assailly minors, Sheriff Lenormand issues and delivers summons to Sieur Lesassier, Testamentary Executor of the Henry's

(cont'd)

succession, to appear in court, answer petition of Sieur Chalais, and to hear the proper decree in the case.

(Signed) Lenormand

1753

December 24, By request of Sieur Francois Chalais, acting for the Assailly minors, Sheriff Lenormand issues and delivers summons to Sieur Lesassier, Testamentary Executor of the Henry succession to appear in the Council Chamber on January 12th next to answer petition of Sieur Chalais, notices of which were delivered to him on November 15th and declaring to him that whether present or absent, final decree will be rendered.

(Signed) Lenormand

(3 $\frac{1}{2}$  pages)

Not listed in Louisiana Historical Quarterly.

57/29

YEAR 1753

4 pages

NOVEMBER 14,PETITION ON RECOVERY

IN RE: ANTOINE PREVOST AND JEANE MAJINET,  
 HIS WIFE, vs. GILBERT CACADIER,  
 SURNAMED DUSSIGNE.

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PETITION.

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Petitioners, Antoine Prevost and Jeane Majinet, his wife, duly authorized, represent that Jeane Majinet had inherited, as her share of inheritance, several bonds from the City Hall of Paris, valued at about nine thousand livres, that because of the distance and of the difficulty of collecting said revenues and, also because petitioners wished to complete payments on a house, they obtained permission of the Court to sell said principal and revenues; that notwithstanding said permission, said sale was stopped by their son-in-law, Mr. Dussigne, on the ground that he held a claim against said revenues and capital, and for which claim he obtained recognition.

Wherefore, petitioners pray that Mr. Dussigne, their son-in-law, be cited to appear and that there be judgments rendered against him for eleven hundred and forty-two livres, plus interest from April 4th, 1742, to date, and for damages caused from the delaying of said sale and for authority to execute on said Judgment.

Petitioners further pray that said Dussigne be ordered to show the means used by him to stop said sale and upon his failure to do so, that they be declared null and of no effect.

(Signed) Anne Majinet Prevost

cont'd.

NOVEMBER 16, 1753 ORDER

Undersigned, Judge, grants petition for citation.

(Signed) D'Auberville.

NOVEMBER 17, 1753. SHERIFF'S RETURN

Undersigned, Sheriff, makes his return showing service of Citation on Mr. Cacadier, surnamed Dussigne, Merchant, to appear on the first Saturday of December at the Chamber of the Superior Council to answer plaintiff's petition, copy of which was also served on him.

(Signed) LeNormand.

JANUARY (date torn away) 1754.

SHERIFF'S RETURN

Undersigned, Sheriff, makes his return showing service on Mr. Cacadier, surnamed Dussigne, Merchant, to appear at the Chamber of the Superior Council on January 12th., to answer petition filed by Mr. and Mrs. Prevost. Mr. Dussigne was informed that Final Judgment would be rendered in this case on the aforementioned date, whether he was present or not.

(Signed) LeNormand.

Not printed in Louisiana Historical Quarterly.

61/B

YEAR 1753

NOVEMBER 18

3-1/4 Pages

PETITION

Jean Baptiste Destrehan petitions Messrs. De Kerlerrec, Governor of Louisiana and D'Auberville, Intendant-Commissary and first Judge at the Superior Council to have an official surveyor appointed to settle the boundaries of his grant of land.

(Signed) Lenormand, attorney for  
petitioner.

Decree of the Superior Council ordering the surveyor general to survey Mr. Destrehan's land and settle the boundaries.

(Signed) Kerlerrec  
D'Auberville

Not printed in Louisiana Historical Quarterly.

YEAR 1753NOVEMBER 20

4 Pages

## LA ROCHELLE

Letter signed by Mr. Testa at La Rochelle, addressed to Mr. Chantalou, his partner, at New Orleans.

Mr. Testa advises his partner of a shipment, on board the vessel "La Constance," of merchandise of different varieties amounting to 9870 livres, 7 sols, 6 deniers, for which he is claiming credit be given to him. He gives description of the contents of every cask, box and bale, and explains the reason for the higher cost of some of the articles, gives account of his efforts to purchase the different goods from the original markets producers and manufacturers to take advantage of the lowest prices.

Not printed in Louisiana Historical Quarterly.

YEAR 1753NOVEMBER 22

1 page.

## BILL OF LADING

Sieur J. Raoult, owner and Captain of the vessel (La Constance) anchored at the port of La Rochelle, ready to sail for Louisiana, as soon as weather permits, acknowledges having received on board said vessel, from Mr. Testar: One barrel of merchandise (contents not stated), in good condition, branded C A, number 1, to be delivered to Mr. Chantalou or to his clerk, broker or agent at Louisiana, but for the risks and hazards of sea.

Binds himself and all his properties including the said vessel for the faithful delivery of said shipment. Said merchandise to be at the owner's risk.

Freight charges amounting to 31 livres prepaid and receipt rendered to Mr. Testar the shipper.

(Signed)

Raoult l'Aine  
(the Eldest)

Not listed in Louisiana Historical Quarterly.  
#57/s.

YEAR 1753NOVEMBER 22

1 page

## BILL OF LADING.

Sieur J. Raoult owner and Captain of the vessel (La Constance) anchored at the port of La Rochelle, ready to sail for Louisiana as soon as weather permits, acknowledges having received on board said vessel, from M. Testar: Two casks of brandy and one cask of gun powder weighing 100 pounds. Branded C B numbered from 25 to 27 all in good condition; to be delivered to Mr. Chantalou, or to his Clerk, broker or agent at Louisiana but for risks and hazards of sea.

Binds himself and all his properties including the said vessel for the faithful delivery of said shipment. Said merchandise to be at the owner's risk. Freight charges amounting to 615 livres prepaid and receipt tendered to Mr. Testar, the shipper.

Not responsible for leakage.

(Signed) Raoult L'Aine  
(the Eldest)

Not printed in Louisiana Historical Quarterly.

51/s.

YEAR 1753NOVEMBER 22

1 page.

## BILL OF LADING

Sieur J. Raoult, owner and Captain of the vessel (La Constance), anchored at the port of La Rochelle, expecting to sail for Louisiana as soon as weather permits, acknowledges having received on board the said vessel, from Mr. Testar twelve casks of brandy, numbered 1 to 12. One case and one bale, four casks and a barrel of merchandise (not liquid) contents not stated) numbered from 13 to 19. Seven cases and one bale of merchandise not liquid (contents not stated) numbered 22 to 28. All in good condition to be delivered to Mr. Chantalou, or his Clerk, broker or agent, at Louisiana, but for risks and hazard of sea;

Binds himself and all his properties including said vessel, for the faithful delivery of said shipment. Said merchandise to be at owner's risk. Freight charges amounting to 615 livres prepaid and receipt tendered to Mr. Testar, the shipper.

Not responsible for leakage.

(Signed) Raoult L'Aine  
(The Eldest).

YEAR 1753  
(3-1/2 pages)

NOVEMBER 22

La Rochelle - 4 P. M.

Letter signed by Mr. Testa at la Rochelle addressed to Mr. Chantalou, clerk of the Superior Council at New Orleans.

Mr. Testa advises his partner, that at the last moment, Mr. Perdriaux, owner of the vessel "La Constance" had returned to him all bills of lading to be made over as freight prepaid.

In a second letter he says that the next day he will call on the ship owner to express his opinion about the condemnable proceedings who had caused him such confusion and perplexity.

Not printed in Louisiana Historical Quarterly.

YEAR 1753

2 pages

NOVEMBER 22

SIEUR FRANCOIS GOUDEAU, SURGEON  
 versus  
 SR. PREVOST, GOLDSMITH

PETITION FOR RECOVERY.

A promissory note for 3377 livres 14 sols 6 deniers dated April 6th, due October 6th, 1753 made by Sieur Prevost, Goldsmith, representing the value of a cargo, on board the vessel (d' Aimable Marie), was on September 12th endorsed to the order of Sieur Francois Goudeau, Surgeon. Sieur Goudeau, unable to recover said amount at maturity petitions the Superior Council to have Sieur Prevost summoned before the Court to be ordered to pay immediately the sum of 3377 livres 14 sols 6 deniers with interest and costs.

(Signed) Lenormand for plaintiff

Permit to Summon

(Signed) Dauberville

SUMMON.

Pursuant to the foregoing order, issued on petition of Sieur Goudeau, sheriff Lenormand issues and delivers to Sieur Prevost a copy of said petition and a copy of said note also a summon to appear in the Council Chamber to answer said petition and hear the proper decree on the case, with costs.

Lenormand

1753DECEMBER 24

By request of Sieur Francois Goudeau, Surgeon, Sheriff Lenormand issues and delivers Summons to Sieur Prevost goldsmith to appear on the Council Chamber on Saturday January 12th to answer petition of Sieur Goudeau, copy

of which has been delivered to him on November 22nd and notifies him that whether present or absent, final decree will be rendered in the case, with costs

Lenormand

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#57/s.

#7478  
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*Document  
no 175907/101  
12/2/93 KP*

YEAR 1753

NOVEMBER 26

SIEUR LOQUET de la POMMERAIS SUCCESSION

Procuration

By notarial act, before the Royal Hereditary Notaries at Saint Malo in the Senechal's Jurisdiction of Rennes, Demoiselle Marie Anne Loquet, major daughter and heir of Dame Marie Anne Garnier, her mother, grants a procuration to Sieur G Gachinard, resident of New Orleans, giving him power and authority to recover from Monsieur Guillaume Loquet de La Pommerais, her father, all sums and interest awarded to her by decree rendered in her favor against her father on August 11, 1753, by the District Court of Saint Malo, for reasons mentioned in said decree.

(Signed) Picquel, Royal Notary  
Gendron, Royal Notary

1753

Nov. 26, Recorded at Saint Malo.  
Received 12 sols.

(Signed) Groueil

1753

58240

Nov. 26, Authentication of the signatures of Masters Picquel and Gendron, Royal Notaries at Saint Malo, by Sieur Jacques Gouin, Lord of Beracheire, Councillor of the King, Lieutenant General of the Royal Admiralty of Saint Malo and Presiding Judge.

(Signed) J. Gouin  
J. E. Legermain,  
Assistant

YEAR 1753

1 page.

NOVEMBER 29

## BILL OF LADING.

Sieur Adam Maifle d' Angerville, marine clerk, acknowledges having received on board the King's transport (Le Cameleon) Captain de Turpin, from Mr. Chantalou at New Orleans, at his own risk.

One barrel of indigo, branded T. C., to be delivered to Mr. Testar at la Rochelle (France) but for risks and hazards of sea, on payment of freight charges amounting to 15 livres.

Not responsible for damages in transit according to the laws of Admiralty.

(Signed) Adam Maifle d'Angerville

Approved by the Commissary of Marine acting Intendant Commissary.

(Signed) Dauberville.

Not printed in The Louisiana Historical Quarterly.

57/s.

YEAR 1753  
(1 page)

DECEMBER 1

I request of Monsieur Rondes to  
pay my negro for two trips which  
he made for him as pilot to River,  
and oblige your very humble servant.

(Signed) Viquepan

Not printed in Louisiana Historical Quarterly.

YEAR 1753DECEMBER 4,2 $\frac{1}{2}$  pages

LETTER TO MR. TESTAS OF LA ROCHELLE  
VIA "THE CHAMELEON" BY A BUSINESS  
ASSOCIATE AT NEW ORLEANS.

The writer, who signs himself "V", acknowledges receipt of two letters written by Mr. Testas on March 28th., and April 16th., respectively, as well as the invoice of merchandise sent him, which merchandise arrived in good condition, but was, however, one gun short. He adds that the greater part of said merchandise is still on hand but that it will be taken off his hands by the Convoy going to Illinois during the coming month.

The writer informs Mr. Testas that he is sending attached: one letter of exchange payable on sight for 3,000 pounds; one, payable on a long term for 255 pounds; and, one bill of lading for a cask of Indigo for 1440 pounds, which amounts total 4695 pounds from which he requests that 492 pounds, 10 "sols" be deducted for the goods belonging to Mrs. Testas.

The writer then discusses the accounts of their Partnership and explains to him why his share comes into the Partnership after that of Mr. Testas.

He requests that Mrs. Testas refrain from sending him any more earrings or crosses, because they have no value here. He says that the cheese and other articles sent him by her were damaged. He adds, however, that the Roquefort, which Mr. Testas sent was good and thanks him for it. Relative to making his requirements clearer, Mr. "V" says that he will do this in future.

Concerning the earrings requested, he says they were for his wife, who wants them with pendants.

cont'd.

He also clears up the difficulty relative to the other things requested at that time.

The writer then expresses his regret for the passing of their friend Mr. Henry, and says he is glad his Widow did not send him her Power of Attorney to represent her here.

He assures Mr. Testas he will pass his letter on to Polisson, Warehouseman of the King at Alibamont and to Bosseron at Illinois.

He asks Mr. Testas to request Popinet, his old friend, to write to him.

The writer closes with expressions of friendly regard for Mr. Testas.

(Signed) "V".

Not listed in Louisiana Historical Quarterly.

61/B

YEAR 1753

DECEMBER 4,

1 pageINVOICE OF MERCHANDISE

Massé Bouguereau gives Mr. Latiolais, Captain of the Vessel of the King "The Rochefort", going to Mobile, seven bundles of merchandise; these bundles are duly numbered and their value itemized and totalled; said merchandise is to be sold for their mutual profit.

It is stipulated that should the merchandise not be sold, it is returnable, and that both Mr. Bouguereau and Mr. Latiolais shall equally share the cost of any damage done to it, provided, however, that the damage does not result from the risk of the sea, after deduction of the cost of said merchandise, which is 455 pounds, 15 "sols". Acceptance of the above terms is made by Mr. Latiolais, who also acknowledges receipt of said merchandise.

(Signed) Massé Bouguereau  
Latiolais Coquelin.

Not listed in Louisiana Historical Quarterly.

61/B

YEAR 1753DECEMBER 7,

1 page

LAST WILL OF RENÉ ANTOINE MILLET,  
MANAGER OF THE PLANTATION OF THE KING.

Being ill of body but of sound mind, René Antoine Millet, manager of the Plantation of the King, dictates his last Will and Testament to Father Dagobert, a Capuchin priest of Testator's Parish, in presence of Raimond Bardon and Jean Baptiste Adam. Testator stipulates that it is his desire to be buried with the rites of the Church in the Cemetery of his Parish; that his Testamentary Executor, pay all his debts.

He declares that he inherited two lots on which a house has been built; he also declares that he owes Mr. Viloz three hundred pounds, which shall become payable in 1754. Testator further declares that on New Year's day, three months' salary will be due him.

He then enumerates his other possessions which consist of live stock, poultry, linen, furniture and quantities of various kinds of clothes.

He then requests permission of the Intendant and of the Superior Council to appoint Mr. Wiltz Tutor of his Children, in whose hands he may leave all his possessions for the benefit of his Children whom he will treat as a father.

(Signed) Millet.

F. Dagobert,  
Cap. Curé (priest)  
Jean Baptiste Adam  
Raimond Bardon

Not listed in Louisiana Historical Quarterly.

YEAR 1753DECEMBER 28PETITION FOR RECOVERY

LAURENT BELTREMIEUX

versus

SIEUR BUNEL AND SIEUR BLAMPAIN, IN SOLIDO.

Sieur Laurent Beltremieux, merchant at La Rochelle, at present in New Orleans, claiming from Sieur Bunel, merchant, and Sieur Blampain, colonist, in solido, the sum of 1671 livres, 11 sols, evidenced by a promissory note, dated April 4th, 1753, payable six months after, said note protested on December 12 by Sieur Lenormand, petitions the Superior Council to have Sieurs Bunel and Blampain summoned to appear in the Council Chamber to be ordered to pay in solido the said sum of 1671 livres, 11 sols with interest and cost, and if necessary to issue a writ of arrest and a writ of seizure.

(Signed) Beltremieux.

PERMIT TO SUMMON

(Signed) Dauberville

1753

SUMMON

December 31

Pursuant to the foregoing order, and by request of Sieur Laurent Beltremieux, Sheriff Lenormand issues and delivers to Sieurs Dominique Bunel, goldsmith, and Joseph Blampain, colonist, copies of the foregoing petition, and summons to appear in the Council Chamber on January 12th to answer said petition and to hear the proper decree in the case.

(Signed) Lenormand

Not printed in Louisiana Historical Quarterly.

YEAR 1753.DECEMBER 28

## PETITION FOR RECOVERY

LAURENT BELTREMIEUX

versus

ANDRE CARRIERE.

Sieur Andre Carriere having agreed to pay 150 livres for first class passage fare (sitting at the Captain's table) on board the vessel (Le Marquis de Conflands) from the Cape to New Orleans, and his father Joseph Carriere having refused to pay said amount.

Sieur Laurent Beltremieux, Merchant, petitions the Superior Council to have Sieur Andre Carriere, summoned to appear in the Council Chamber to be ordered to pay plaintiff the sum of 150 livres and costs.

Bethremieux.

Permit to Summon.

Dauberville

## SUMMON.

Pursuant to the foregoing order and by request of Sieu Laurent Beltremieux, sheriff Lenormand, issues and delivers to Sieur Andre Carriere, at his father's, Joseph Carriere's residence, copy of the foregoing petition and a summon to appear in the Council Chamber on Saturday January 12th to answer petition of plaintiff and to hear the proper decree in the case.

Lenormand.

YEAR 1753DECEMBER 28PETITION FOR RECOVERY

SIEUR BELTREMIEUX  
 versus  
 SIEUR BUNEL.

Sieur Beltremieux, merchant at La Rochelle, at present in New Orleans, claiming from Sieur Bunel, goldsmith the sum of 830 livres 9 sols 4 deniers, balance due on a note dated April 4, 1753, payable four months after and protested on December 12, petitioned the Superior Council to have Sieur Bunel summoned before the Court to be, ordered to pay the sum of 830 livres, 9 sols 4 deniers with interest and costs and to issue, if necessary, a writ of arrest and a writ of seizure.

(Signed) Beltremieux

Permit to summon.

(Signed) Dauberville

1753  
 December 31

SUMMON

Pursuant to the foregoing order and by request of Sieur Beltremieux, Sheriff Lenormand issues and delivers to Sieur Bunel copy of the foregoing petition and summons to appear in the Council Chamber at the next Session day on January 12, to answer said petition and to hear the proper decree in the case.

(Signed) Lenormand

Not printed in the Louisiana Historical Quarterly.  
 #57/s.

YEAR 1753DECEMBER 31

## STATEMENT AND RECEIPT

Account rendered by Sieur Stephaine to Sieur Malvoisin,  
for four months and a half rent.

	@ 25 livres per month	112 livres 10
50 lbs. $\frac{1}{2}$ hogs hair @ 20¢ per lb.		50 " 10
	Total	<u>163 livres</u>

By cash	72 " 15
Balance due	<u>90 livres 15</u>

Sieur Malvoisin is requested to pay the sum of 90 livres  
15 sols to the order of Monsieur Roussillon, in full  
settlement of account with the undersigned

(Signed) Stephaine.

Sieur Stephaine having no funds for Sieur Rondez ac-  
count, refuses Sieur Rondez draft at Temple Plantation  
December 31, 1753.

(Signed) Stephaine.

1754  
January 8

Receipt tendered Sieur Malvoisin for above amount.

(Signed) Roussillon

Not printed in the Louisiana Historical Quarterly.  
#57/s.

YEAR 1753

CRIMINAL CASE OF NEGRO JOSEPH,  
SLAVE OF MR. DUBREUIL.

Folder having contained the following  
documents pertaining to the case:

Indictment  
First Interrogatory  
Inquiry  
Writ and Official Report of Arrest  
Second Interrogatory  
Re-examination  
Confrontation  
Demands of the Attorney General  
Interrogatory on the Stand  
Final Judgment

(No Signatures)

(1 page)

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