

Monday

1807. June. UNB. ARCHIVES 102

29th

Embark, & on board the Post Boat at the India House 8 o'clock a. m. M^r. Horriat &c.

30th

Arriv^d at Fredericton 5 o'clock p. m.

Wednesday

1st July

Communicated the King's Mandamus to His Honor the Chief Justice, who return^d the same. also communicated several Letters.

2^d

Deliver^d the Mandamus into the Secretary's office. —

3^d

4. 5. 6. Remain^d at home. No information from the Secretary respecting my Commission.

Thursday

7th

The Supreme Court set at Fredericton. nothing heard of my Commission. — Attended Court on the request of the Chief Justice to the end of the term.

Friday

21st

Rec^d no information respecting the Commission until 2 o'clock this day when it was deliver^d into my hand by the Secretary in the Court House at Fredericton in presence of the Chief Justice, Judge Saunders &c. I then declar^d my readiness to take the Oaths required by Law & to subscribe the test &c. but on a declaration of the Secretary that those ceremonies were necessarily postpon^d.

UNB. ARCHIVES

Immediately after the delivery of the Commission - & previous to the administering the oaths - the Chief Justice acquainted me that the Office of Surrogate which I had held for 23 years was consider^d to be incompatible with my seat on the bench, and that I was to be instantly superseded in that appointment, but he did not condescend to inform me who was to be my successor. Conceiving this to be a hostile, abrupt & unnecessary measure.

I thought it my duty to remonstrate against it, & accordingly on Wednesday the 22^d - I wrote a letter to His Honor on the subject & sent it in the Even^g.

23^d

by a servant. & the next day rec^d his answer. Vide file 1807.

N.B.

~~M^r. Horriat~~ A Nova Scotia held both these offices. ~~a case admitted in my letter~~ to the Chief Justice.