

York against the vast superiority of force brought against it. The troops were withdrawn towards the town, and were finally ordered to retreat on the road to Kingston; the powder magazine was blown up, and the new ship and naval stores destroyed. Lieutenant-Colonel Chewett and Major Allen of the militia, residents in the town, were instructed to treat with the American commanders for terms; a statement of those agreed on with Major-General Dearborn and Commodore Chauncey, is transmitted to your Excellency, with returns of the killed and wounded, &c. The accounts of the number of the enemy vary from eighteen hundred and ninety to three thousand. We had about six hundred, including militia and dock-yardmen. The quality of these troops was of so superior a description, and their general disposition so good, that, under less unfavourable circumstances, I should have felt confident of success, in spite of the disparity of numbers. As it was, the contest, which commenced between six and seven o'clock, was maintained for nearly eight hours.

When we had proceeded some miles from York, we met the light infantry of the King's regiment, on its route for Fort George; it retired with us and covered the retreat, which was effected without molestation from the enemy.

I have the honor to be, &c.,

R. H. SHEAFFE, Major-General.

His Excellency Sir George Prevost, &c.

Return of killed, wounded, prisoners, and missing, of the troops engaged at York, under the command of Sir Roger Hall Sheaffe, on the 27th ultimo:—

Kingston, May 10th, 1813.

Total—One captain, one sergeant-major, four sergeants, one drummer, fifty-two rank and file, three gunners, killed: one ensign, two sergeants, one drummer, thirty rank and file, wounded; one lieutenant, four sergeants, one drummer, thirty-six rank and file, one driver, wounded and prisoners; six rank and file, one bombardier, three gunners, prisoners; six rank and file, one gunner, missing.

Names of officers killed and wounded.

Killed—8th (or King's regiment)—Captain M'Neal, volunteer D. Maclean, clerk of the House of Assembly.

Wounded—Royal Newfoundland Regiment—Lieutenant D. Keven, prisoner.

Glengarry Light Infantry—Ensign Robins, slightly.

General Staff—Captain Loring, 104th regiment, slightly.

Incorporated Militia—Capt. Jarvis, volunteer, — Hartney, barrack-master.

RICHARD LEONARD,

Acting deputy-assistant-adjutant-general.

EDWD. BAYNES,

Adjutant-general, North America.

Terms of capitulation entered into on the 27th April, 1813, for the surrender of the town of York, in Upper Canada, to the army and navy of the United States, under the command of Major-General Dearborn and Commodore Chauncey:

That the troops, regular and militia, at this post, and the naval officers and seamen, shall be surrendered prisoners of war. The troops, regular and militia, to ground their arms immediately on parade, and the naval officers and seamen be immediately surrendered.

That all public stores, naval and military, shall be immediately given up to the commanding officers of the army and navy of the United States—that all private property shall be guaranteed to the citizens of the town of York.

That all papers belonging to the civil officers shall be retained by them—that such surgeons as may be procured to attend the wounded of the British regulars and Canadian militia shall not be considered prisoners of war.

That one lieutenant-colonel, one major, thirteen captains, nine lieutenants, eleven ensigns, one quarter-master, one deputy adjutant-general of the militia, namely—

Lieut.-Col. Chewett,
Major Allen.

CAPTAINS:

John Wilson,
John Button,
Peter Robinson,
Reuben Richardson,
John Arnold,
James Fenwick,
James Mustard,
Duncan Cameron,
David Thompson,
John Robinson,
Samuel Ridout,
Thomas Hamilton,
John Burn,
William Jarvis.

QUARTER-MASTER.

Charles Baynes.

LIEUTENANTS.

John H. Shultz,

George Mustard,
Barnet Vanderburch,
Robert Stanton,
George Ridout,
Wm. Jarvis,
Edward M'Mahon,
John Wilson,
Ely Playter.

ENSIGNS.

Andrew Thompson,
Alfred Senally,
Donald M'Arthur,
William Smith,
Andrew Mercer,
James Chewett,
George Kink,
Edward Thompson,
Charles Denison,
George Denison,
Darcey Boulton.

Nineteen sergeants, four corporals, and two hundred and four rank and file.

Of the field train department, Wm. Dunbar; of the provincial navy, Captain Frs. Govereaux, Lieutenant Green, Midshipmen John Ridout, Louis Baupré, Clerk, James Langsdon, one boatswain, fifteen naval artificers; of His Majesty's regular troops, Lieutenant De Keven, one sergeant-major; and of the royal artillery, one bombardier and three gunners, shall be surrendered prisoners of war, and accounted for in the exchange of prisoners between the United States and Great Britain.