

## COMMISSION TO DAVID COLLINS.

## I.

To David Collins.

Reposing confidence in your zeal and ability, I do hereby authorize and commission you to hold and assume the rank of 2nd Lieutenant, and this shall be your authority for any act, under orders from me, against the Government of the United States, against the citizens of the United States, or against the property of either, by sea or by land, during the continuance of hostilities now existing. This commission to bear date from the 1st day of December, A. D., 1863.

(Signed)

JOHN PARKER.

## J.

HEADING OF THE EVIDENCE ETC., RETURNED BY THE POLICE MAGISTRATE BEFORE THE JUDGE.

David Collins, James McKinney, and Linus Seely stand charged before me, Humphrey T. Gilbert, Esquire, Police Magistrate of the City of Saint John, and one of Her Majesty's Justices of the Peace for the City and County of Saint John, acting under a warrant under the hand and seal of His Excellency The Honorable Arthur Hamilton Gordon, C. M. G., Lieutenant Governor, and Commander in Chief of the Province of New Brunswick, bearing date the twenty-fourth day of December, in the Year of Our Lord One Thousand Eight Hundred and Sixty-three and made and issued in pursuance of the Act of the Imperial Parliament entitled, "An Act for giving effect to a Treaty between Her Majesty and the United States of America, for the apprehension of certain offenders," such warrant being directed to all and every the Justices of the Peace and Officers of Justice, within the Province of New Brunswick—For that they the said David Collins, James McKinney, and Linus Seely, (together with John C. Braine, H. C. Brooks, Robert Clifford, George Robinson, Gilbert Cox, Robert Cox, and H. A. Parr, not brought up before me for examination,) did on the seventh day of December in the Year of Our Lord One Thousand Eight Hundred and Sixty-three, upon the high seas, about twenty miles North North East of Cape Cod, in the said United States of America, and within the jurisdiction of the said United States of America, and the Circuit Courts thereof, then being passengers in and on board a certain passenger and freight steamer called the "Chesapeake," United States of America Register, owned, belonging, and appertaining to Henry B. Cromwell, a subject of the said United States of America, whereof Isaac Willett, also a subject thereof was Master, while on a voyage from New York to Portland, in the said United States of America, with force and arms turned pirates and the said steam vessel and the apparel and tackle thereof of the value of sixty thousand dollars of lawful money of the said United States of America and of the Province of New Brunswick, and a cargo owned by persons unknown of the value of eighty thousand dollars of like lawful money then and there being in the said steam vessel under the care and custody and in the possession of the said Isaac Willett as master of the said steam vessel, then and there upon the high seas aforesaid, within the jurisdiction aforesaid, about the distance of twenty miles North North East of Cape Cod aforesaid with force and arms from the care, custody, and possession of the said Isaac Willett and against the will of the said Isaac Willett and the crew and mariners assisting the said Isaac Willett in the navigation of the said steam vessel, piratically and feloniously did steal, take, and run away with, they the said David Collins, James McKinney and Linus Seely, being passengers on board of the said steam vessel and in and on board the same on the high seas aforesaid, against the laws of the United States of America and the Statutes of the United Kingdom of Great Britain and Ireland.

## K.

RETURN OF THE SHERIFF TO THE ORDER OF *HABEAS CORPUS*.  
SUPREME COURT.

I, James A. Harding, Sheriff of the City and County of Saint John, having charge of the goal of the said City and County, do hereby certify that David Collins,