

S DESPATCH FROM GOVERNOR GENERAL OF CANADA

The Right Hon.
Sir C. Bagot to
Lord Stanley.
20 Jan. 1842.

taken back to Arkansas, he will be tortured in a manner that to hang him at once would be mercy. Hoping that your Excellency will take pity on him, and not accede to the demands of his master without the most clear evidence of his guilt, which he is well assured can only be obtained by false swearing.

And in duty bound will ever pray.

Sandwich Gaol, 18 September 1841.

(signed) his
Nelson × Hackett.
mark.

To his Excellency Lieutenant-General Sir R. D. Jackson, K. C. B. Administrator of the Government of the Province of Canada, &c. &c. &c.

Report of a Committee of the Executive Council.

Present:—The Hon. Mr. Sullivan, in the Chair; Mr. Daly, Mr. Harrison, Mr. Draper, Mr. Day, and Mr. Killaly.

May it please your Excellency,

THE Committee of Council have, according to the commands of his Excellency Sir Richard Jackson, considered the case of Nelson Hackett, a fugitive felon from the state of Arkansas, and have agreed upon the following Minute.

Read a requisition from his Excellency the Governor of the state of Arkansas, setting forth, that it had been made known to him that Nelson Hackett, a negro slave, against whom an indictment had been found for grand larceny by the grand jury of the county of Washington, in the said state, is now in the Province of Canada, and requesting that the said Nelson Hackett be surrendered and delivered up, to the end that he may be removed and taken to the said state of Arkansas, where jurisdiction may be had of the said crime and justice awarded in the premises, and empowering one Lewis Davenport to receive the said Nelson Hackett, and to remove and transport him to the said state of Arkansas.

Read also certified copies of two several bills of indictment found by the grand jury of the said county of Washington; one charging the said Nelson Hackett with larceny of a watch, the other charging the said Nelson Hackett with larceny of a saddle.

Read also several depositions taken in the said state of Arkansas, and in Canada, and the examination of the said Nelson Hackett, taken at Chatham, in the western district of this province, before two of Her Majesty's justices of the peace.

And the Committee of Council are respectfully of opinion, that there is sufficient evidence of the criminality of the said Nelson Hackett in the matters so charged against him to warrant the apprehension and commitment for trial of the said Nelson Hackett, had the offence wherewith he is charged been committed in this province, and they therefore recommend that the said Nelson Hackett be ordered to be delivered up and surrendered to Lewis Davenport above named, to the end that he be taken and transported to the said state of Arkansas, there to be dealt with according to law, pursuant to an Act of the Parliament of the Province of Upper Canada, passed in the third year of the reign of King William the Fourth, intituled "An Act to provide for the apprehending of Fugitive Offenders from Foreign Countries, and delivering them up to Justice."

All which is respectfully submitted.

By order.

(signed) R. B. Sullivan,
Chairman.

Executive Council Office, Kingston,
8 January 1842.

This Report reserved for the consideration of his Excellency the Governor-general.

By command of the Administrator.

(signed) Wm. H. Lee.