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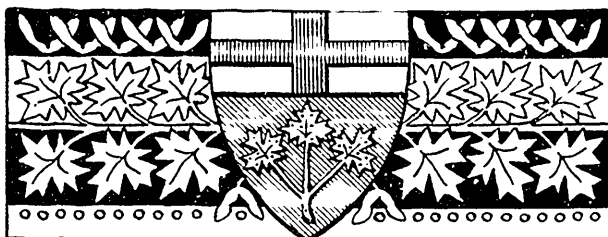
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The Ontarian Genealogist and Family Historian.

Edited by Edward Marion Chabwick.

NO. 8

APRIL, 1900

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Toronto: Rolph, Smith, & Co.

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Change of Name

THE right of a person to change his surname either by substituting a new one or by the more usual mode of assuming an additional one, was formerly much misunderstood, and even now there is much ignorance on the subject. And not only so, but not long ago a writer upon such subjects—well known, but whose statements are by no means generally accepted—published, in collaboration with another writer a series of articles in the *Genealogical Magazine* (London), for the purpose of declaring that no person could change his name except by the Queen's license, or, at least, parliamentary authority. This was formerly the prevailing notion of the law on the subject, which, however, was pronounced erroneous by legal decision rendered in England about thirty or forty years ago. The authors of the articles referred to get over the judicial decision, which most people will accept as an authoritative refutation of all their arguments, by the very simple and characteristic method of declaring that the judges did not know the law, and were incompetent to declare it. The other arguments advanced by them in favour of their contention are altogether inconclusive and fallacious, and are merely a reiterated begging of the question. As, however, one of these writers is himself the editor of the *Genealogical Magazine*, it is at least amusing to

find in that publication frequent notices, or "gazettes," of changes of name made by people entirely of their own motion, for such changes have become very common and numerous in England. The editor endeavors to save his self-respect (or excuse his obstinacy of opinion, if it may be so expressed) by heading each such notice, "assumption of an alias."

A person's name is no more than the method by which he is identified as an individual, and the family to which he belongs is indicated. Such name may become changed by other people if for any reason they become accustomed to identify him by some other name than that which he has previously borne, and changes of name have not infrequently in times past come about in that way. But it is usually by the choice of the individual himself that one's name becomes changed, and this may and often has been accomplished in the simplest manner and without any form whatever. When, however, any reason arises for making such a change it is important that it should be done in a public and somewhat formal manner, by which the change may be generally known, and the identity of the person preserved, and by which also the change may be so recorded as to be ascertainable and capable of being referred to at any future time.

The most frequent reason for a change of name is to preserve in the succession to property a name which has by long possession or for any other reason become more or less historic. But many published notices of such changes do not take the public into the confidence of those concerned, and omit giving any reason.

The only legal requirement for a change of name is that it must be done in good faith and not for any fraudulent purpose. But this, though good

law as expressed, is practically a somewhat fallacious statement, for it may with equal force be laid down that a man may not shave off his beard or change his clothes if he does so for a fraudulent purpose, such, for example, as to escape arrest. In either case he does not change his identity; he only endeavours to conceal it by an act lawful in itself.

* * * *

The Queen's Territorial Ecu Complet

As we have had occasion to refer to the *Genealogical Magazine*, it may possibly interest our friends to be informed that an article, illustrated by a full page drawing, by the editor of this journal, on "The Queen's Imperial Territorial Ecu Complet," has lately appeared in that magazine, being accorded the honour of a leading place, with the drawing as a frontispiece. The object of the article is a tentative suggestion for marshalling in one composition the heraldic insignia of the component parts of the British Empire. These, so far as introduced, consist of fifty-six quarters, a number which would probably be increased by further consideration of the subject. The "ecu" also as thus composed does not include the arms of the great feudatory princes of India, the addition of which would enlarge it to over eighty quarters—a display which no other sovereign could attempt to emulate.

Evans.



General Thomas Evans, C.B., was b. at Pentford Hall, Co. Stafford, Eng., 8 March 1778, d. at Quebec 12 Feby. 1863; entered the army in 1793, and served almost continuously for many years, a resume of his services, taken chiefly from a memorandum prepared in 1841, being appended below; m. 1810 Harriet dau. of the Hon. Isaac Ogden of Montreal,

Judge of the Court of King's Bench in Lower Canada, and Sarah Hanson his wife, and had issue, viz.:

- 1.—James, d. aged 9.
- 2.—Thomas, in the army, killed at the taking of Istalif, Afghan war of 1842; unm.
- 3.—Charles, served in R.A., and attained rank of General, d. at Eastbourne, Eng., 1891, m. Sarah Evans, but d.s.p.
- 4.—Gordon, d. about 1873, m. in Australia, and had issue, Gordon, Thomas, Mary, and others.
- 5.—Richard-John, b. 18 Feby. 1830, d. 20 April 1898; Major in the Army; afterwards of Toronto; m. 1858 Louisa, dau. of Frederick Angelo, Col. in the Army, and had issue, viz.:
 - 1a.—Thomas-Frederick Angelo, b. 22 Feby. 1861, d. 1st May 1878.
 - 1a.—Harriette-Angelo, m. 4 June 1884 to Edwin-

Taylor English, Barrister-at-law, of Toronto, son of Caleb-Elias English, Barrister-at-law, and his wife Harriette-Jane dau. of Samuel-Edwin Taylor, Alderman of Toronto, and has issue, viz.:

1*b.*—Edwin-Taylor (English), b. 22 June 1885.

2*b.*—Gwendolen-Angelo-Taylor.

2*b.*—Harriette-Louise-Taylor.

2*a.*—Florence-Louisa-Angelo.

3*a.*—Catherine-Louise-Angelo.

1.—Harriette, m. to Egerton Warburton, Major in the army, and had issue, viz.: Rowland, d. young; Sophia, m. to Dr. Bennett, and has issue, two sons and five daus; Edith, d. 1883, m. to Lieut. David Ogden, and had issue, one dau., Isabel, m. to — Bruce.

2.—Mary, m. to John Sutton, Major in the army, living at Tunbridge Wells, Eng., s.p.

3.—Catherine, d. June 1884, m. to Rt. Rev. Isaac Hellmuth (late) Bishop of Huron, and had issue, viz.:

1*a.*—Isidore-Frederick (Hellmuth), Barrister-at-law, of London, Ont., m. 27 April 1880, Harriet-Emily, dau. of Joseph-Clarke Gamble, Q.C.,* of Toronto, and has issue, viz.: Harold-Isidore, b. 28 May 1883; Frederick-Gordon, b. 1894; Miriam-Isidore; Phyllis-Alleyne.

2*a.*—Gustavus-Stewart, m. Agnes Cook, d. 1886, and has issue, Gustavus-Theodore, b. 1884; Marjorie.

1*a.*—Sutton-Harriett-Bertha, m. to Thomas Glancy, Col. R.E., and has issue, viz.: Reginald-Isidore-Robert, b. 1874, East Indian Civil Service; Bertie; Catherine; Ethel.

4.—Lucy, d. young.

*Ontarian Families, i. 76.

5. --Emily, d. 1868, m. 1857 to Hon. Adam Crooks, d., son of Hon. James Crooks, M.L.C. of Niagara; Barrister-at-law, Q.C.; sometime Minister of Education for the province of Ontario; and had issue, viz.: Lawrence-Ogden (Crooks), d. 1893, unm.

ARMS: *Arg., three boars' heads coupéd sa.* Crest: *A demi lion rampant regardant or, holding in his paws a boar's head coupéd sa.* Motto: Libertas.

* * * *

OGDEN, U.E.L.

JOHN OGDEN (who was a member of the family, one of whom obtained distinction in 1651 by rendering important personal service to King Charles II. after the Battle of Worcester), settled in America, being resident, with his brother Richard, at Stamford, Connecticut, in 1641, and afterwards at Southampton, Connecticut, where he was a magistrate and representative: subsequently removed to New Jersey, where he held important public office, and was one of the founders of Elizabeth; m. Jane Bond and had issue, 5 sons, of whom the third,

David, d. 1691, m. Elizabeth Ward, and had issue, 4 sons, of whom the third,

Josiah, Colonel, m. 1stly Catharine Low, and 2ndly Mary Banks, and had issue of the second marriage, 3 sons and 2 daus., of whom the eldest son,

David, judge in New Jersey, m. Gertrude Gouverneur, and had issue, 9 sons and 2 daus., of whom the third son,

(Hon.) Isaac, b. 1740, d. 1st Feby. 1824, came to Canada as a U. E. Loyalist, and was judge of Admiralty at Quebec 1788, and afterwards Justice of the Court of King's Bench at Montreal; m. 1stly Mary Browne, and 2ndly Sarah Hanson, and had issue, viz.:

Of the 1st marriage:

1.—Mary.

2.—Catherine, m. to Major Andrews.

And of the 2nd marriage:

1.—David, m. Ann Richardson, and had issue.

2.—Henry, m. Mary Seton, and had issue.

3.—Isaac, m. Susan Walker, and had issue.

4.—Peter.

5.—Charles, m. 1stly Mary Coffin, and 2ndly Susan Clark.

3.—Harriett, m. to (General) Thomas Evans.

Memorandum of Services of General Evans.

1793. Entered the army at the age of 15, having raised 150 men for the service.
- 1794-5. Operations in the West Indies and Ireland. Ensign 113th Regt. and Lieutenant 93rd Regiment.
1796. At the capture of Demarara, Berbice, etc.
1797. Close prisoner in France under frightful sufferings, having been captured when returning from South America in charge of the non-commissioned officers of the 93rd Regiment.
- 1798-9. Operations at Minorca and Guernsey. Lieut. and Acting Adjutant 8th the King's Regiment.
1800. Operations on coast of Spain, Malta and Marmorica.
1801. At landing in Egypt 8th March; battles of 13th and 21st March; battle of Rhamanie and reduction of that fortress; series of affairs on advance to, siege and surrender of Grand Cairo; series of affairs before, siege and surrender of Alexandria.
- 1802-3. At Gibraltar; active suppression of an alarming emute and mutiny.
- 1804-5-6. Operations in the West Indies and Ireland. Captain and Aide-de-camp to Sir Gordon Drummond.
- 1807-8. Voluntarily relinquished a Home Staff Appointment to rejoin his regiment, the King's, sailing under sealed orders. Served in Nova Scotia.
- 1809-10-11. Operations in the Canadas; confidentially employed on a special service by Sir James Craig; Aide-de-camp and Military Secretary to Sir Gordon Drummond till the close of that officer's administration and command of the forces in British North America; then appointed Brigade Major to the forces in Upper Canada.
1812. The brilliant results of the campaign in 1812 in Upper Canada best attest the efficacy of his exertions as Brigade Major; discharging the duties of Deputy Adjutant General to the forces under Major-General Sir Isaac Brock, and after the lamented fall of that gallant officer, under his successor, Major-General Sir Roger Sheaffe. In great part creating, organizing, principally from provincial resources, and judicious application of our spirited but scanty means, which, on an extended frontier line of 700 miles, discomfited and captured the enemy's armies and fortresses at all points.

- 12th Oct. Crossed the Niagara River to the enemy's headquarters with a flag of truce (heavily fired upon); penetrated the enemy's designs, and prepared our small force at Queenston for his reception.
- 13th Oct. Commanded at Fort George; disabled the enemy's batteries on Fort Niagara; preserved the public buildings, powder magazines, and town of Newark, from their successive conflagrations, occasioned by the enemy's hot shot; prepared and directed on his own responsibility, the troops on Queenston, which enabled General Sheaffe to defeat and capture the American army after General Brock's fall in his attempt on the enemy with inadequate means.
1813. At assault on Sackett's Harbour; commanded the King's
29th May. regiment; thrice wounded. Major and Local Lieut.-Colonel.
- 8th June. Expulsion of the enemy's army from Forty Mile Creek and capture of his army, material, etc., by the King's Regiment and artillery, under his command.
- July and August. Commanded at Burlington Heights; obtained through local knowledge and influence those supplies declared by the commissariat to be unattainable, thus retaining our army in its forward position.
1814. Commanded and conducted on snow shoes through the wilderness from New Brunswick to Quebec the 2nd Battalion of the King's Regiment, with 230 seamen for the lakes.
- 5th July. At the Battle of Chippewa; commanded 1st Battalion the King's Regiment; covered with his command the army's retirement on Fort George, its retrograde on Twenty Mile Creek, till reinforced and resumption of the offensive.
- 12th July. Night attack (volunteered the command) on the enemy investing Fort George, in which encounter the American commander, General Swift, was killed.
- 25th July. At the battle of Lundy's Lane, Falls of Niagara, commanded the King's Regiment; sword struck from his grasp and shattered.
- 5th & 12th August. Successful repulse of the enemy's sorties from Fort Erie, with severe loss, by the pickets of the army under his command.
- 15th Aug. Assault of Fort Erie: commanded advance column, west side. On one occasion at Fort Erie his horse was killed, and he was slightly wounded.

1815. Commanded, and brought home from Canada, the 2nd Battalion, the King's Regiment.
- 1816-1827. Commanded for 11 years every district in both Canadas; the forces in Lower Canada during Lord Dalhousie's 15 months' leave from the province; and the troops and government of Guernsey during Lord Seaton's absence in the summer of 1826.
1827. Commanded, and brought to Ireland from Upper Canada, the 70th Regiment.
- 1827-1834. In arduous and responsible commands, including magisterial duties during periods of unusual excitement, in the south of Ireland.
1830. Colonel.
- 1834-1837. At Gibraltar, and in the administration of the Government and command of the forces at Malta.
- Ten years in the command and management of the 70th Regiment; for nearly the last seven years of which without the necessity of corporal punishment or the revision of the sentence of a single court martial, for the maintenance of its acknowledged high character, lofty bearing, and exemplary discipline.
1838. Major-General.
1847. Colonel of 81st Regiment.
1851. Lieut.-General.
1855. General.

Was for 49 years in active service without any intermission, except when a prisoner in France, and twice when invalided, of which period not more than two years was spent in England. Received honourable mention in Gazette and in despatches many times.

* * * *

Cook, OF WILLIAMSBURG, U. E. L.

JOHN COOK, a resident of the Mohawk Valley in the State of New York, m. — Carman, and had issue, three sons, George, Michael and John, all of whom came to Canada as U. E. Loyalists. The family came to Williamsburg, Co. Dundas, where some of them engaged in lumbering, an industry which has been continued extensively by many of

their descendants; of these the first named, George, m. — Marsellas, and had issue, viz., besides three daus. :

1.—John, Capt. of Militia, M.P.P. 1828 to 1824.

2.—George, Capt. of Militia, served in 1812 (medal), m. Sarah Casselman,* and had issue, viz. :

1*a*.—James-William, sometime M.P.P. for Dundas, m. Mary-Ann Paul, and has issue, one son and one dau.

2*a*.—George-Josiah, now of Toronto, m. Louisa Hibbard (a widow, nee Marks).

3*a*.—John-Larkin, d. 1898, of Toronto, m. Lucy White and had issue, Maude, m. to John-M. Fraser, who d.s.p.; May, m. to Walter Cooper.

4*a*.—Simon-Sephrenes, *d.*, M.L.A., m. Mary-Anne Elliott, and had issue, one son and one dau., who reside in Europe.

5*a*.—Herman-Henry, of Toronto, b. 26 April 1837, M.P. for North Simcoe 1872 to 1878, M.L.A. 1879 to 1882, and again M.P. for East Simcoe 1882 to 1891; president of the U.E.L. Association for Ontario 1898-1899; m. 1861 Lydia dau. of James White of Oro, Co. Simcoe, and has issue, viz. :

1*b*.—Sarah-Alberta, m. to Frank-Edward MacDonald, son of Hon. Donald MacDonald and Francis Mitchell his wife,† and has issue, viz.: Herman-Francis-Cook, b. 7 July 1883;

*Of a U.E.L. family. Grand-dau. of Sephrenes Castleman or Casselman, who m. — Sprecker, and had issue, Sephrenes; Martin; John; Henry; Peter; Conrad; and two daus., of whom Sephrenes m. Sarah Hackney (who was murdered by Indians in the American revolutionary war), and had issue, Sephrenes, Major of Militia; Conrad, Capt. of Militia; Henry; John; William, Capt. of Militia; Martin, Ensign in Militia; Margaret; Nancy; Sarah, m. to George Cook as above; Elizabeth; Mary.

†Ontarian Families, ii. 20.

Harold-Hildreth-Randolph; Donald-Ryerson; Marjorie-Marguerite.

2*b*.—Emma-Mav, m. to Arthur-Norreys Worthington, M.D., of Sherbrooke, Quebec, Surgeon-Major 53rd Sherbrooke Battn., served in Northwest 1885 (medal), now serving with the Canadian Contingent in S. Africa, and has issue, Ashton-Norreys.

* * * *

Johnson.

CHIEF JOHN-SMOKE JOHNSON, Sakayengwaraton,* b. cir. 1792, a Chief of the Six Nations, was one of a family distinguished as Chiefs and Warriors. He fought in 1812, and "led his dusky followers with so much skill and intrepidity as to elicit "high praise from the English commander." He was for many years Speaker of the Great Council of the Six Nations. He m. a dau. of Teyonhehkwen, one of the Hereditary Chiefs of the Okwaho or Wolf clan of the Kanienga or Mohawk Nation, and who was of a family who adopted the name of Martin, which was the name of a white girl who became the wife of one of them; and had issue,

(Chief) George-Henry-Martin, Tekahionwake, also called Onwanonsyshon,† b. 7 Octr. 1816, d. 5 Nov. 1884. Was Government Interpreter. On the death of his

* "Vanishing Smoke," or "Disappearing Mist"—the haze of Indian summer. This name had been previously, in the last century, borne by two noted chiefs, and probably by others preceding them. It is a remarkable instance of the many forms in which Indian names are written, as it appears in books and historical papers in twenty-five variations of spelling, which also admit of two or three thousand, and perhaps many more, different combinations of the syllabic changes; and even this by no means exhausts its possibilities of variation.

† "He who has the Great Mansion," alluding to his having built a large residence on the Reserve.

mother's brother Henry Martin, Teyonhehkwen, the right of nomination being in his mother she named him as the successor in the hereditary chieftianship so entitled. By his abilities, with his office of Interpreter, he acquired great influence among the tribes, which he used with much foresight and energy for their benefit and advancement. Amongst other things he set on foot amongst them an Agricultural Society. When a young man he effected the conversion to Christianity of a whole band of Pagan Delewares, who had settled in the Six Nations Reserve, by appearing suddenly before them when gathered around an idol which they had erected, and after delivering a harangue upon idolatry, cutting the idol to pieces with an axe. His persistent efforts to prevent incursions of lawless whites into the Reserve to sell spirits to the Indians and to take away timber and commit other depredations were twice the cause of his being severely maltreated by persons of that character: in 1865 he was waylaid by two men and received severe injuries, and again in 1883 he was set upon by six men, by whom he was severely beaten, and shot, and left for dead, and although he regained consciousness and lived several years, he never fully recovered from the effects. This occurrence, however, had the result of securing such measures as have effectually put down such lawlessness.

M. 27 Augt. 1853, Emily-Susannah Howells, of a family of Bristol, Eng., and had issue, viz.

Henry-Beverley, of Brantford, d. 13 Sepr. 1894,
aged 35, um.

Allen-Wawanosh, of Brantford.

Evelyn-Helen-Charlotte.

Emily-Pauline, Tekahionwake, the well-known poetess and elocutionist, authoress of the "White Wampum," etc.

Recent Occurrences

MARRIED, 1st January, the Rev. James-Fielding Sweeny, Rector of St. Philip's Church, Toronto, and Canon of St. Alban's Cathedral, to Catharine, dau. of the late Anthony-Knox Boomer, of Toronto. (Ontarian Families, i. 88).

DIED, 11 Decr. Mary-Frances O'Malley, wife of George O'Malley, and only surviving child of the late Lieut.-Genl. Charles-Wright Younghusband, C.B. (Ontarian Families, i. 177).

DIED, 4 January, at St. Louis, Missouri, Robert-Sullivan Moss, Barrister-at-law, son of the late Hon. Thomas Moss. (Ontarian Families, ii. 46).

DIED, 4 January, George Dunsford, Barrister-at-law, of Peterborough. (Ontarian Families, ii. 116).

DIED, 4 January, at Hamilton, Catherine-Mary Ridley, wife of Henry-Thomas Ridley, M.D. (Ontarian Families, ii. 32).

DIED, 10 January, Jaqueline-Mary Henderson, widow of the late Henry-Leach Henderson. (Ontarian Families, i. 101).

DIED, 21 January, Ellen Shaw (nee Huson), widow of the late George Shaw. (Ontarian Families, i. 98).

DIED, 21 January, Clarkson-Ogden Jones, only son of David-Ogden-Roebuck Jones, M.D., aged 4 years and 5 months. (Ontarian Families, i. 176).

DIED, 6 February, Annette-Graves Greene, wife of Columbus-Hopkins Greene. (Ontarian Families, i. 25).

DIED, 11 February, Thomas Hills, son of the late Benjamin Hills, aged 43. (Ante, p. 37).

DIED, 12 February, Frances-Letitia Todd, widow of the late Andrew-Thornton Todd. (Ontarian Families, ii. 273).

KILLED in action, 18 February, at Paardeberg, South Africa, Zachary-Richard-Edmund Lewis, Royal Canadian Regt., son of Richard-Paul Lewis, M.D. unm. (Ontarian Families, i. 147).

KILLED in action, 18 February, at Paardeberg, South Africa, Robert-Cuthbert Goodfellow, **U.E.L.** Royal Canadian Regt., aged 37. Mr. Goodfellow m. Isabel Ledon, and has left issue, 2 children. (Ontarian Families, ii. 153).

DIED, 27 February, Margaret-Isabella-Maule Clarkson, widow of the late Benjamin-Read Clarkson. (Ontarian Families, i. 128).