

*J-Bundle 8
No. 14*

Upper Canada Land Petitions "J" Bundle 8, 1854-1857
(RG 1, L 3, Vol. 265 (a))

**PUBLIC ARCHIVES
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The accompanying letters the one from Henry
 William Esq. M. P. in favor of Mr Thomas H
 Johnson dated 7th April 1856. and the
 other from Hester Russell Esq. of Montreal
 dated 12th March 1856. have reference to
 conflicting claims on the part of the two
 parties (as principals) last named, relating
 to the No. 29 in the 1st Concession and Block
 Front in the Township of Chazy in the
 It would be observed in reference to the proceedings
 in regard to the 2nd Concession 1855 upon
 the Application of Mr Johnson that authority
 was given for a special Sale of the two
 named lands being made in his favor
 "upon his acquiring the interest in the said
 Lot of one Donald McDonald who purchased
 the same for arrears of taxes under the
 "Appointments Act in 1830".

It would seem from Mr Hester Russell's
 letter that this Lot was Deeded to him in
 the year 1851 by the Hon. M. P. Esq. M. P. Esq.
 and that this name is based upon that
 of the above named Donald McDonald.

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14a

Purchase at Sheriff's Sale
 With Mr. Mann's letter is a Certificate
 by Deputy Surveyor Robert Hamilton of the
 4th March last showing that Louis Pelou
 who transferred his interest in the land
 to Mr. Mann has occupied it for many years
 and has cleared ten or twelve acres, and
 built a house, barn & stable thereon. With
 Mr. Mann's letter is also a Certificate by the
 Deputy County Registrar dated the 29th
 March 1856 from which it appears that
 the conveyance from the Sheriff in favor of
 Donald McDonald is on record and that
 the consideration named is £3-12-6. It was
 recorded 5th July 1831 but the date of taxes
 was it appears made in the year 1830.

In view of the circumstances of the case
 as represented to me by Mr. Mann, I now
 offer the recommendation that upon Mr.
 Johnson depositing the sum paid to the
 Sheriff, with interest thereon from the
 date of payment to the present time he
 be allowed to purchase at the rate of seven
 shillings & six pence per acre

Crown Land Dept
 Toronto 26th Sept 1856

Joseph Cauchon

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~~The Committee 28th Aug. 1857
The Committee, the
recommendation of the Hon.
W. Vankovine for His
Excellency's approval.
Approved: informed 29th
Comm. to C. C. L. 1st Sept.~~

^{J.P. 2}
Report from the
Common Land Dept
on the opposing claims
of Mr Thomas McQueen
& Mr James Purcell
to Lots 1 & 29 in the
County of Westchester
in the Township
of Plantagenet

Report to a Committee
of the Hon^{ble} Executive
Council for consideration
of Report by Command
J. H. P. C. 1856
26th Sept 1856
J. H. P. C.

Executive Council Office
4th March 1857

Received for the report of the Hon^{ble} the Attorney General for
Upper Canada By Order J. H. P. C.

J. H. P. C. Report

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United Counties
Prescott & Rupert
to-wit

14C

Louis Pelon of North Plantagenet in the County
of Prescott Yeoman, maketh oath and saith, that in
the Month of October 1847. he purchased from one Joseph
Lavoyea, his possession of the B. H. & H. part 29 in the 1st
Conr. of the Said Township 200 acres, that he went into
possession thereof then, and continued to clear and Cultivate
that he built a House and stable thereon, and contin-
ues to reside there, and has improved about seven acres
of the land, Lavoyea having purchased from one Couto's
his right, the said Couto's having made the first im-
provement about about five years before this deponent
purchase, that this deponent had his property seized
for arrears of taxes due on the lot, and that he paid
the taxes on the whole lot 200 acres up to the present
time, This deponent further saith that Louis Grols
purchased from one Francois Dubois (about one
year after he this deponent went into possession)
of a small Cabin situate on one corner of the lot,
and has continued to reside therein up to the present
moment, and acknowledges my possession of the
whole lot, he and this deponent having having satis-
factly arranged about it - This deponent further
saith that there was never any other than the two
houses on the lot, and that there was no other claims
and possession of the lot in question -

sworn before me the

4th Oct. 1856.

Having been read and

explained -

Louis ^{his} Pelon
mark

Honor. J. J. J. J.

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14d
176966/58

United Counties }
of }
Prescott Russell }
to wit }
1848. }
said County of Prescott laborer, makette oath }
and saith that he got possession in that year }
1848. from Baptiste Dubois of a small cabin situ- }
ate on one corner of lot 29 in the 1st Corner of the }
said Township, that he continued to reside there }
from that time to the present, and as Pelon paid }
the taxes, he was and is full willing that Pelon }
should enjoy any right to free exemption. —

This deponent further saith that he }
hears that ~~Pelon~~^{Pelon} Russell, through Wm Edwards, ob- }
tained during the present summer, some kind }
of writing from his son Pierre Grole, acknowledg- }
ing possession of or surrendering possession of the }
lot in question to the said ~~Pelon~~^{Pelon} Russell. Now this }
deponent further saith that his son Pierre never }
had any possession of the lot in question. When }
this deponent went into possession of the cabin in }
question his said son made it his home at this de- }
ponent's house, that about a year after he went }
to Lower Canada, got married there and has }
never been on the premises since, unless on a }
visit.

deposed before me at }
Plantagenet the 4th Octob. 1856.

Louis ^{Grole} }
mark

Having been read & explained

Alexr Huger J.P.

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6988
H. W. Adams
for
Mr Johnson
V. S. Hill July 12/16
58
For decision on 29
& Bro F. in 1st of
Plantagenet
Ref B.N. 588 c. 11
630

Y

142
Vanhook 10/12 July 1886

Sir

I would feel obliged
by your coming to a decision
on the claims set up to
Lot 29 & B. F. in 1st con. of
Plantagenet. Mr. Johnson
the occupant is pressing for
a decision and blames me
for neglecting his interest

I beg you will have
the goodness to take the matter
into your early consideration and
acquaint me at your earliest
convenience
Yours truly
Wm. J. Caucher
Comp. by hand
Toronto

H. W. Adams

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5460

John Cockran for
Nector Russell
Toronto May 26/27

Re his claim to 29 in 1st
& Bro. H^{ts} of N. Rantapenet.

Ref Ba N^o 165

H. 449-

148

Toronto May 26th 1856

Sir-

Lot 29 - 1st of N. R. N. Rantapenet

is quit for Mr. Nector Russell of
Parliament, who is owner of this lot by regular
deed from David R. Rantapenet &
Shirley Rantapenet - titles being all registered - I
have the honor to request that no
action be taken in regard to the same
unfavorable to Mr. Russell's just rights.

Mr. Russell has for many years p^d the taxes
to S. H. Johnson Esq^r whose receipt he holds -

Full documentary proof of above will
shortly be filed in your Dept^t a part
of which I have now sent for in compliance
with suggestions of Mr. Spragg to Mr. Murray,
who has acted as mediator for Mr. Russell -

Yours obed^t

J. H. H.

J. H. H.
Esq^r
Toronto -

John Cockran
Esq^r

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Vankeelskill 8th Octr 1856

Sir

I have the honor to enclose herewith
two Affidavits in reference to Lot 29 + B. G.
in the 1st Con. St. Plantagenet - you will
observe that Louis Pelow swears that one
Louis Gros resides in a small cabin situate
on one corner of the lot by his permission,
and by the Affidavit of Louis Gros which
I herewith enclose, ^{he} acknowledges to be in possession
under Louis Pelow. he also swears that his
son Pierre Gros who gave some kind of
writing or quit claim of the lot to Hector
Bussell never resided on the lot only that
he made it his home with his father
that about a year after he Gros took

Hon Joseph Bouchon
Comp en Laws
Toronto

Possession

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14th of the Cabin before mentioned his son left
the premises and went to Lower Canada
where he has ever since resided and that
he has not been on the premises except
on a visit. Consequently the said Pine
Prots had no right whatever to quitclaim
the land in question to Hester Buswell
or any other person. - you will please
examine the Affidavits carefully and I have
no doubt but you will come to the same
conclusion that I have in referance to the
claim of the said Pine Prots

I have the honor to be
Sir
your obt^d serv^t
A. W. Cairns

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9661 J.S.
No 14
H. W. McLamie for
Louis Pelow
V. K. Hill Oct 15
1856

With affid^t in support of
his claim to 294 Bro^t
in l of A Plantagenet.

Ref B. No 156

See Ref. 14th Oct
1856

1856

9172

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14X

Montreal 12th March 1856

R.R. Whitney Esq:

Dear Sir,

I take the liberty of enclosing to you a Letter I have just rec^d from Mr. Patten of L'Orignal, regarding a lot of land in North Plantagenet N^o 29 - 1. Con^o & broken front - 200 acres - deeded to me in 1851 by the Hon^{ble} Peter M. Gill of this City. - It appears that no Patent had issued for the lot, tho' sold by the Sheriff for Tax many years ago, - and a deed granted to us, ⁽¹⁸⁵⁶⁾ by Col. Donald M. Donnell, Dep: Adjutant Genl. - As other parties are now applying for the lot, it will be necessary to give notice to the Crown Land Commissioners how it has been held, to prevent such other party from getting possession of it, - and I will feel much obliged by your giving such notice. - Col. M. Donnell should no doubt procure a proper title to me for this lot, - and I trust will do so. - might I trouble you to see him on the subject? -

If it be necessary to employ a Land Agent in the matter, Mr. S. Y. Gosley of the Indian Department will, I am satisfied, recommend one. - The deeds can be sent up when required and the enclosed Letter from Mr. G. D. Reed the Registrar at L'Orignal will show that my deed is on record as the owners. - Your friends here authorize me to trouble } Dear Sir, I am Truly }
 your friend. - Please to preserve the enclosure. } Nestor Rustiel

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Montreal 12th March 1858

R. H. Whitney Esq.

Dear Sir,

I take the liberty of enclosing to you a Letter I have just rec^d from Mr. Patten of L'Orignal, regarding a lot of land in North Plantagenet N^o 29 - 1.500⁰⁰ & broken front - 200 acres - deeded to me in 1851 by the Hon^{ble} Peter Mc Gill of this City. - It appears that no Patent had issued for the lot, tho' sold by the Sheriff for Tax many years ago, - and a deed granted to us ^(with us) by Col. Donald M. Donnell, Dep: Adjutant Genl. - As other parties are now applying for the lot, it will be necessary to give notice to the Crown Land Commissioners how it has been held, to prevent such other party from getting possession of it, - and I will feel much obliged by your giving such notice. - Col. M. Donnell should no doubt procure a proper title to me for this lot, - and I trust will do so. - might I trouble you to see him on the subject?

If it be necessary to employ a Land Agent in the matter, Mr. S. J. Gosley of the Indian Department will, I am satisfied, recommend one. - The deeds can be sent up when required and the enclosed Letter from Mr. G. D. Reed the Registrar at L'Orignal will show that my deed is on record, as the owner. - Your friends here authorize me to trouble you with this. - Please to preserve the enclosure. } Dear Sir, I am Truly
Yours Respectfully
Hector Russell

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3501.

J 8
No 14

Hector Russell to
H. A. Whitney W.P.P.
Albion Mar 12 35
April 5 35

MAR 1855
F. H. W.

Patents for 29 m 1
& bro: Frank N. Plantagenet.

Ref B 411 148

M. J. Little 8th April

1855
No 387423
J. J. W.

MAR 13 1855
F. H. W.

Patents 26th
Sept 1855



MON. & BR. BRD.

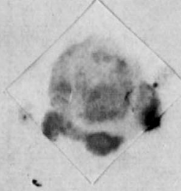
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These are to witness, That in consideration of the sum of *1000* pounds sterling *paid to me by Donald McDonald* of the Township of *Greenwell East* in the District of *Essex*, Sheriff of said District being the Purchaser at Public Auction, of the parcel or tract of Land hereinafter mentioned, sold to pay assessments under a Writ to me directed according to the Law in that behalf—I Alexander Macdunnell Esquire, Sheriff of the District of Ottawa, do by these presents, Grant, Bargain, and Sell, unto the said *Donald McDonald* his heirs and assigns



Lot number twenty nine in the first and second Concessions and two foot old Survey of the Township of *Platte* in the County of *Prescott* in the *Ottawa District* Province of *Upper Canada*, containing by admeasurement, *two hundred acres* the same *more or less*

To have and to hold the Premises hereby Bargained and Sold, and all benefit and advantage thereto belonging, unto and to the use of the said *Donald McDonald* his heirs and assigns forever.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of office, this *2* day of *July* in the year of our Lord *1831*

Alexander Macdunnell
Sheriff
Ottawa

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14m

1- 1202.

J.S.

Deed. No 14

Sherriff Ottawa District
to
Macdonnell Esq.

For no 29-1st Con. Plaint.

W. Macdonnell
Northman

per J.S.
17 Aug 58

I certify that the within and was transmitted into
the Registry of the Dominion of Ontario and that at
the hour of nine in the forenoon on Wednesday the
15th day of July 1858 the Honorable Esq. Macdonnell and
family are, in book number 4, page 599, number
of memorial 1202. - E. P. McNamee
Registrar.

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THIS INDENTURE Made the

day of 24 April in the year of our Lord One thousand Eight Hundred and thirty three
between John de Spence, of the County of Ottawa, in the Province of Upper Canada, of the first part, and
John de Spence, of the County of Ottawa, in the Province of Upper Canada, of the second part, **WITNESSETH**, that
the said John de Spence, for and in consideration of the sum of One hundred and twenty
pounds

of the Lawful Money of the Province of Upper Canada, to him in hand paid
the Receipt whereof is hereby acknowledged, he hath given, Granted, Bargained, Sold, Assigned,
Released, Transferred, Conveyed, and Confirmed, and by these Presents do Give, Grant, Bargain, Sell, Assign, Release, Transfer, Convey and Confirm unto the said John
de Spence, his Heirs and Assigns, **AIMING** that certain tract or parcels of Land, situated
being situate in the Township of Plantagenet, in the County of Ottawa, and
in the Township of Ottawa, in the County of Ottawa, District in the
Province of Upper Canada, containing by admeasurement six hundred
acres of land, be the same, more or less, being comprised in Lot number twenty
and, in the first and second Concessions, and by admeasurement six hundred
and thirty three acres, more or less, in the second Concession of the Township of Ottawa, and also
containing two hundred acres, more or less, and also Lot number three, in the fourth
Concession of the Township of Gloucester, from the River Ottawa, in the County of Ottawa,
aforesaid, containing two hundred acres, more or less.

TO HAVE AND TO HOLD the said above granted Premises, with all the privileges and appurtenances thereof to him the said John de Spence
his Heirs and Assigns, to their own use, **FOR EVER**, and the said John de Spence, his Heirs and Assigns, that at the time of the delivery
hereof he the said John de Spence, his Heirs and Assigns, is Lawfully and actually seized of the above granted Premises, as the true and sole owner
thereof, in fee simple; and hath good right and authority to Grant, Bargain, Sell and Transfer the same as aforesaid: that the same are free and clear of all incumbrances:
and that the said John de Spence, his Heirs and Assigns, shall and may at all times hereafter quietly possess and enjoy the same,
and that the said John de Spence, his Heirs and Assigns, against the Lawful claims of ALL persons whatever: subject, however, to the Reservations and
Conditions contained in the Original Grant thereof from the Crown

In Testimony Whereof, The said John de Spence, his Heirs and Assigns, hath hereunto set his Hand and seal the day and Year first aforesaid.

SIGNED, SEALED AND DELIVERED,
IN PRESENCE OF
Canada, Sheriff of said
County of Ottawa
John de Spence
John de Spence
John de Spence

W. Macdonnell

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certify that a Memorial of the within deed was recorded in the Registry Office of the Counties of Prescott and Russell at the hour of five in the forenoon on Saturday the thirtieth day of April One thousand eight hundred and thirty three, in book number 6, pages 226, 227; — Number of Memorial 245.

Rich^d. Phillips ^{Hothers}
Registrar.

14p

of Dec 2 1833
14p

For venture of
Burgoin ^{Phillips}
David ^{Phillips}
John ^{Phillips}
200 acres
200
200
600

Mr. P. Phillips, Reg.
Office to the Reg. -
P. Phillips, Reg.
at the Lands Office
and 150 16 1/2 p. 1/2

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Toronto July 10. 1837

In the matter of the conflicting
claims of Thomas N. Johnson
and Hector Russell each
for a patent for lat 24 in 1 con
and Boraxen front Township
of Plunketaneh

In August 1835 by an order
in Council of that month upon
the application of Mr Johnson
a sale was authorized to be
"upon his acquiescing the interest
in the said lot of one Donald
McConnell who purchased the
same for areas of lots under
the assessment act of 1830".

It now appears that Donald
McConnell has conveyed to
Samuel McGill who has conveyed
to Hector Russell whose interest
Johnson is unable to purchase
and that Johnson is not
in a position to comply with
the terms of the order in Council
of 1835.

It is recommended by
the Department of Crown
Lands that repayment
of the sum paid by McConnell
to McGill (3-12-6) and
interest Johnson be allowed
to purchase

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Before assenting to this proposition it is necessary to examine the legal rights of the parties. Payment of £312.6 interest if Russell has a legal right to a patent may not be at all an adequate compensation for that right.

It appears that the land was sold in 1830 by the Sheriff for taxes and that the sale took place under Stat 59 Geo III cap 7 but that at the time of sale though the land on the Government map was marked "D" signifying that it had been described for patent no description for patent had in fact issued and consequently that no patent had been granted.

Though land which was not denoted by the surveyor general was not under 59 Geo III liable to be sold for taxes (see *d. Bell v. Cr. C. & Har. Dig. Jones, 1.*) yet lands described as granted were liable though no patent in fact issued (see *d. Mc Lellan v. McDonald B. case, 2*) Such appears to be the position of lot 29 in 1 con Plouffe's when sold to Russell.

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But it further appears from the Report of the Crown Lands Department dated 30th May 1855 that "in the original Schedule under the Assessment Act prepared in the year 1850 it (the lot) was inserted as under location only"

This completely alters the case. Lands though subjected to assessment when "described in the said Schedule as having been granted or let to lease by His Majesty" is not so when described as "under location only" (59 Geo III cap 7 s. 13)

Assuming the facts stated in the Report of the Commissioners of Crown Lands to be true I have no difficulty in recommending that upon Sir John's paying into the Crown Lands Department the amount for which the lot was sold by the Sheriff together with interest from the date of sale a patent should issue to him - or rather in the words of the recommendation of the Commissioners of Crown Lands "a sale be authorized"

Wm. Andrew James
Wm. Myer

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The accompanying papers relating to
 No. 29 in the 1st Consession upon the Ottawa
 River in the Township of Montserrat North
 have been filed by Mr. John Cochrane on
 behalf of Mr. Walter Russell of Montreal
 They consist of an Affidavit made 17th
 Jan^y 1857 by William Edwards of Charmin
 in which he states that he has been
 many years Agent for Mr. Russell in
 looking after his lands - that Louis Pelon
 resident on the West half of the above
 named lot, and Peter Gault in the East
 half, recognized Mr. Walter Russell's claims
 to this land, by paying the Deponent
 as his Agent for Timber cuts upon it,
 and it would seem from the Affidavit
 that Louis Pelon made overtures for
 the purchase of this land.

A paper described as a Lease from Mr.
 Russell to Peter Gault of the East half of
 the lot but for no definite period. Made
 at

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at an Annual ^{rent} of fifty shillings and terminated
on either party giving three months notice
before the expiration of any future year, is also
attached hereto - Likewise an Affidavit
made by Alexander McGeoch the witness
to the said paper, and Pere Champaigne
in which they declare that Pierre Gode has
resided on and improved the half lot in
question for several years -

Mr McCann M.P. on behalf of Louis Pilon
files an Affidavit made by the latter
on the 4th October 1856 in which he states
that in October 1847 he purchased from one
Jouffe Lavoye Jules of the Broken Front,
and the Front part of Lot No 29 in the 1st
Concession of Plantagenet, - that Lavoye
bought the improvements of one Contois,
who commenced them, about five years before
the Defendant purchased: and that there
are now about seven acres improved & abans.
Mr McCann also submits an Affidavit made
4th October last by Louis Gode the Father of Pierre
Gode

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facts in which he states, that the possession of a part of the said lot No 29 was held by himself, and not by his said son, who only resided on the land with him, and went to Lower Canada about a year since and has not been on the premises except on a visit, since.

By an order in Council of the 12th Aug 1855 it was, on Petition of William Johnson who purchased the interest of Peter Blouin, allowed upon improvements on lot No 29 in the Broken Front & northern part of lot No 29 in the 1st concession of Plantagenet directed; that on the Petition enquiring the interest in the said lot of improvements McDonald was purchased for arrears of taxes in 1831 & a special sale be made in his favor at the rate of seven shillings & six pence per acre. Mr. Johnson has failed to acquire the interest of the said purchaser at Sheriff's sale who it seems parted with it, and it became vested in Peter McGill & Company who assigned to the Trustees of the said Montreal - the interest

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Letter of the 27th September last sets forth the
particulars of his claim and states that Mr
Stannan while Treasurer collected the taxes
for a number of years —

From the abstract of claim on F the
furnished from the Office of the County
Registrar it would seem that prior
to the Hon^{ble} Peter McGill's execution as
Comptroller to Mr Justice Puffinb. he executed
a deed to certain Trustees in which
it is stated in explanation that various
portions of real Estate which this deed
was supposed to cover were not individually
particularized — With a view to
transferring to Mr Justice Puffinb. any
interest in the lands in the mortgages
acquired by the Trustees the accompanying
Instrument bearing date 14th Aug - 1857
executed by James McCulloch - Hugh
Rawford Barwick & George Russell Dickson
all of the City of Toronto has been filed.
And taking into consideration the
nature

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nature of the evidence submitted
 in support of Mr. Russell's claim
 It is respectfully recommended
 that the Order in Council of 6th Aug
 1855 be rescinded and that Mr
 Arthur Russell be permitted as
 representing the purchaser at Sheriff
 Sale; to acquire a Patent on payment
 of the usual rate under similar
 circumstances of four shillings per
 Acre, and compensating the Tenant
 at a valuation by the Local Agents
 subject to approval for the
 improvements which they have
 effected //

Crown Land Department
 Toronto, 22^d August 1857

W. M. Macdonald
 att. Coun. C. L.

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PUBLIC ARCHIVES
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CANADA

In Committee 2^o Oct. 1857

The Committee respectfully advise that the within be commended of the Act of sale of Crown Lands be approved & carried out.

Apprs. in Council 3^o
Com. to C. 6

1857

h
71

J. B. 2014
Report from the
Crown Land Office

On the same of the
Hester Report to the
1857 in that Com. &
Provincial Council
of the Province

Report to a Committee
of the Hon. Executive
Council for consideration
& report
The Command
24 Aug 1857
W. M. H. G. H. G.
C. C. C. C.

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Statements of Title to Lot 89 in 1st Con^g Plantagenet

- 1st Deed Sheriff M^r Donaca to Donaca M^r Donaca
dated the 27th June 1831. Recorded 6th July 1831.
for Taxes and Broken Ground 200 Acres more or less.
- 2nd Deed Donaca M^r Donaca to John M^r Ringie
dated the 4th day April 1833. and Recorded
the 13th April 1833. and 10th April 1833. more or less.
- 3 Deed John M^r Ringie to George Peter M^r Guee
dated the 18th March 1840 and Recorded
the 1st day July 1840. 100 Acres
- 4 Deed the George Peter M^r Guee in Trust to
James M^r Butcheron et al. dated the
14 February 1851 and Recorded the 25 April
1852. the same Lot
- 4 Deed the George P M^r Guee to Hector Peepers
dated the 10th Dec^r 1851 and Recorded
the 20 November 1852. the same

I certify the above is a correct statement
of the service, transfers of said Lot Number
89 in the first Conception of Plantagenet
as they appears on the Books in my Office
Registry Office County of Prescott
Bellevue 2nd May 1857

Acres 57 1/2

J M Crishman
Registrar

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PUBLIC ARCHIVES
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CANADA

8509/51 14021
A Memorial of an Indenture of Debt
Claim made the Fourteenth day of August
in the year of our Lord one thousand
eight hundred and fifty seven -
Between James McFulchin of the City of Toronto
in the Province of Canada Esquire being
High Constable Barrister of the said City
of Toronto and Province aforesaid (Attorney
of the Toronto Branch of the Bank of
Montreal) and George Percival Bidart
of the said City of Toronto and Province
aforesaid Esquire of the first part; and
Sector Russell of the City of Montreal
in the District of Montreal and Province
aforesaid Esquire of the second part.
Whereby it is witnessed that the said
parties of the first part - in and in con-
sideration of the sum of five shillings of
Lawful Money of Canada to them in
hand well and truly paid by the said
party of the second part; (the receipt whereof
is hereby acknowledged) have assigned
conveyed and set over by way of Debt-
Claim to the said party of the second
part - All their right Title interest and
claim what soever both at Law and in
Equity of in and to Lot Number
Twenty nine in the First Concession
of the Township of Plantagenet in the
County of Prescott (one of the United
Counties of Prescott and Russell)
and of the said Province containing
by admeasurement Two Hundred acres
more or less - To Have and Hold
the

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14th of
with all the and every the benefit
that may or can be derived from
the said Lot Number Twenty nine
unto the said party of the second part
his heirs and assigns for ever.

which said indenture by way of full
claim is not needed by
Peter McCall McCallum of the said City of
Toronto in the said County of York Esquire.

and this Memorial thereby is hereby
required to be registered by me the said
party of the ~~first~~ ^{second} part herein named.

In witness whereof I the said James McCallum
do give as the Grantors above named
have herunto set my hand and affixed
my seal this fourteenth day of August
in the year our Lord 1857

Signed and sealed

In Presence of
P. McCallum
William B. Bayne

} James McCallum



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Witnessed by me } Peter McNeil McFadden of the City of Toronto
 York and Peel } Cruise in the within Memorial named
 To wit: } makeh out and said that I was present
 and saw the James McFadden, Hugh Campbell
 Bramble and George Percival Redwood duly
 sign seal and deliver the within Instrument
 of Quit Claim mentioned and that I saw
 a subscribing to the same, and I also saw
 the within the said James McFadden me
 of the Grantees named duly sign and seal
 for registering the within Memorial of Instrument
 of Quit Claim and that said Instrument was
 executed in the presence of this deponent and
 another subscribing witness and that both
 said Instruments were executed in the said
 City of Toronto in the said County of York

Sworn before me in the said
 City of Toronto in the said County
 of York this 14th day of August 1857
 J. B. Campbell
 a Commissioner of the Crown Lands

P. McNeil McFadden

Memorial of
 Assignment
 of Interests
 by way of
 Quit Claim

14c

This Indenture made the fourteenth
day of August in the year of our Lord one
 thousand eight hundred and ~~nifty seven~~
Between James McButcher of the City of Toronto
 in the Province of Canada Esquire, Hugh Crawford
Barwick of the said City of Toronto and Province
 aforesaid (Manager of the Toronto Branch of the Bank
 of Montreal) and George Percival Ridout of
 the said City of Toronto and Province aforesaid
 Esquire of the first Part: and Hector Russell
 of the City of Montreal in the District of Montreal
 and Province aforesaid Esquire of the second
 Part.

Witnesseth that for and in consideration of the
 sum of Five Shillings of lawful money of Canada
 to the said Parties of the first part in hand well
 and truly paid by the said Party of the second
 part (the receipt whereof is hereby acknowledged)
 They the said parties of the first part have assigned
 conveyed and set over by way of Quit Claim
 and by these presents do assign convey and
 set over by way of Quit Claim to the said
 party of the second part his heirs and assigns
 all ^{with} Right Title Interest and Claim whatsoever
 to ^{both at law and in equity} Lot Number Twenty nine in the First
Concession of the Township of Plantagenet
 in the County of Prescott (one of the United Counties
 of Prescott and Russell) and of the said Province
 containing by admeasurement Two Hundred
acres more or less.

To Have and To Hold the
 same, with all and every the benefit that
 may or can be derived from the said
Lot Number Twenty nine unto the said
 party of the second part his heirs and assigns
 for ever.

In witness whereof the said parties
 of the first part have hereunto set their
 hands and affixed their seals the

day

day and year first above written

Signed sealed and delivered
in presence of

P. McJ. McJutchin

James McJutchin
A. C. Russell
G. F. Aitout.

1850
8509
J.S.
No 14
Recd McJutchin
for
of Exchange

Indenture

of

Assignment

by
of

Quit Claim

James McJutchin and others

To

Hector Russell

Ref Bure 676

dated the day of 1857

1480

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PUBLIC ARCHIVES
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12762 1488 1551 140
Toronto Feb: 12th 1857
St. 29. 1st Con. St. Plantagenet

Enclosed I have the honor to enclose
papers showing that Louis Pelon resides in
the City & Peter Jacobs on the Edge - & that
they both do confirm acknowledging Mr. Popple
as proprietor, the latter having deeded his
& the former applied for his & agreed to
purchase from that gentleman.

Under all the circumstances, stated in
previous letters from Mr. Popple, he hopes
that his title to the lot may be
confirmed.

I have the honor to be

Dear Sir

John Popple

The Hon:
The Comr of Customs
Toronto.

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1557/9 1499

This Lease drawn in duplicate
 certifies that Hector Russel by his
 Attorney the Undersigned grants to Peter
 Grool the use of the East half of Lot
 Number Twenty Nine in the first Con-
 cession of the Township of North
 P. Lantapnet in the County of Prescott
 for the sum of fifty shillings per annum
 from date hereof and Peter Grool accepts
 the said half Lot on the conditions
 named. It is further mutually agreed
 by the Parties named that no market-
 table timber is to be cut on said land
 without the permission of the said Hector
 Russel - Also that this Lease shall
 terminate by either ^{Party} giving three
 Months notice to the other before the
 expiry of this or any future year.

Signed the first day of January one
 thousand eight hundred and fifty six
 by the Parties before named.

In Presence of
 Alex. M. G. Cook

Hector Russel by
 his Attorney McArthur
 Peter Grool
 mps

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Province of Canada } Alexander Mc Geoch
United Counties } of Plantagenet In the
of Prescott & Russell } said County of Prescott
So Wit. } ^{County} ~~of~~ the same place ^{marked}

Doth & saith that the last half of
number twenty nine in the first Concession of
said Plantagenet was first occupied by
Xavier Bellfleur who made his improvements
over to Francois Dubois who again made
them over to Peter Grole the present oc-
cupier & who is in possession under
Hector Thassee Esq of Montreal.

Deponant's further saith that Xavier
Bellfleur first settled on said land about
the year one thousand eight ^{hundred} and forty seven
& that the present occupant Peter Grole
has been in possession six years - that
there is thereon erected a Log House &
three or four acres cleared - the House
being built by the said Xavier Bellfleur
& the land cleared by said Peter Grole.

Shewn before me this }
13th day of June 1856 }
J. Edwards J.P. }

Alex. Mc Geoch
Per his
True & Champaigne
mark

14 pp 1531/57

Montreal 9 March 1852

Sir,

I am residing on Lot 29 / Brotham Street /
in the 1st Concession on the East of the Ottawa near
the entrance into the South Nation which I have
been informed by Mr W^m Edwards of Clarence
belongs to you - I am anxious to become the pur-
- chaser of the same if your Price and terms of
Payment should suit - I would be able in
June next to make as first Payment the sum
£12.10. - and thereafter the like Annual sum
until the whole cost of Purchase money be liquidated
An answer addressed "Post Office" Montreal
or J^r Deane will greatly oblige

Your humble Servant
Louis F. Feltz

Robert Russell Esq^r
Montreal

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Clerk's office
North West District
14. Nov 1857
I hereby Certify that Peter Pelon was assessed for
one half only of Lot N^o 29 in the 1st Concession
of this Township for the year 1855 - Assessment
Rolls of previous years not in my hands
Henry Smith
Township Clerk
North West District

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CANADA

1482 1337/57

Province of Canada }
 United Counties }
 of Prescott & Russell }
 Do wit } and saith - That he is &
 has been for many years
 agent for Victor Ruel Esq of Montreal
 in looking after his lands situated
 in said United Counties - that lot Twenty
 - nine in the first Concession of North
 Plantagenet was included in the list
 of Lands claimed by the said Victor Ruel
 - that Louis Pelon resided on the West
 half and Peter Grolo on the east half
 of said lot - that they both recognized
 and allowed the claim of Victor
 Ruel to the land and paid deponer
 Money for timber cut by them thereon
 and that said Louis Pelon being desirous
 of purchasing said land did apply
 to deponer for that purpose who
 referred him to Victor Ruel and that
 the said Louis Pelon did write to Victor
 Ruel as seen by his letter dated
 Plantagenet the month of March 1852
 offering to purchase said land

Sworn before me in }
 said United Counties this }
 seventeenth day of January }
 one thousand eight hundred & fifty seven }
 John Ramage J.P. }
 J. W. Edmonds

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Provinces of Canada) Alexander McGeoch of the
 United Counties of Prescott & Russell
 of the same place
 do Wit-
 That they are intimately ac-
 quainted with Peter Grolo the person
 named in a certain Lease for the least
 half of Lot Number Twenty Nine in the
 first Concession of North Plantagenet
 dated the first day of January One Thou-
 sand eight hundred & fifty six signed by
 the said Peter Grolo & Hector Russell by
 attorney William Edwards and witnessed
 by Alex McGeoch and that the said
 Peter Grolo has resided on & improved the
 said land for several years.

Further the said deponents
 swear that they have understood the land
 before ~~mentioned~~ was claimed & owned by
 Hector Russell of Montreal

Sworn before me in
 said United Counties this
 Seventeenth day of January
 One Thousand Eight Hundred & Fifty Seven
 W Edwards
 J P

Alex McGeoch
 his
 Peter & Champain
 marks

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Victor Russell, J. S.
357

No 14

John Cochran & Co
Louis Blon & Peter Grol.
Toronto July 15/57

2000

With 3 affid. & 3 other
papers to 29 in 1
N Plantagenet

Ref B. No 265

RB 29/56

JK

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562/56

1400

I certify that I am acquainted
with lot N^o 29 in the 1st Concession
of Plantagenet and Broken Front.

It has been occupied for many years
by Louis Pelon who has cleared some
ten or twelve acres and built a House
Barn & Stable thereon.

Robert Hamilton

Prov^l & Land Surveyor

L. Original 11th March 1856.

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I certify that on referring to the Registry ¹⁰⁰⁰Books of the ^{14 p. p}United
Counties of Prescott & Russell, I find entered in a Certificate under
the name of the late Alex^r. McDonell, late Sheriff of the said Counties
lot Number Twenty nine in the first Concession and Broken Front
of the Township of Plantagenet, setting forth that he sold the
same to Donald McDonald for the sum of Three Pounds
twelve shillings and six Pence Cy, The said Certificate
was recorded in the Registry Office on the 5th July 1831.

Registry Office Original 29th March 1856

J. M. Marston
Cly. Registrar

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1498
Legislative Assembly
of Toronto 7th April 1856

Sir

Having had an interview with you some four or five weeks since on the subject of Lot 29 in the 1st Con of St. Plantagenet for which an order in Council passed some time last year to allow Thos. H. Johnson to purchase the same at 7/6 per acre, providing that he purchased the interests in the same from one Donald McDonald who purchased the land at Sheriff's Sale for taxes, you came to the decision to reconsider the order and to permit Mr. Johnson to purchase the land upon his producing the Certificate of the Registrar of the County showing the amount paid by Mr. McDonald, and also requiring Mr. Johnson to deposit the money in the Crown Land Office. I enclose you herewith the certificate of the Registrar of the County showing the amt paid by McDonald, and I have to request

Hon Joseph Baughon
Comptroller of Lands
Toronto

that

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14NN

that you will have the goodness to reconsider
the former order in Council and pass an order
permitting Mr. Johnson to purchase the land
upon his depositing the money in the Department
which he is now prepared to do.

Your early attention to the
above will confer a particular favour on your

obt sent
St Mm Cairn

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3621 J 8
N 14

The Hon. McLean for
The Hon. A. Johnston
Toronto Apr 7/8
58

Re 29th of Nov
Plantagenet

Ref B & W
see letter 8th Hill

M 38/424 1855

RR 28/326

See Puff = 26th Hill
1856

14 pp

Sh

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259²/₅₅

14⁵⁵

I approve of the Testimony
of Peter Wells 29th March 1855
Pet. Wells

I Certify that at the request of Thomas Hall Johnson, Esq. I have viewed the north part of Lot number twenty nine in the first Concession of the Townships of South Plantagenet including the beach front that the said Lot is occupied by Peter Wells by the permission of the said Thomas H. Johnson that he has about seven acres of land cleared, and a log house thereon that the said Clearing is partly on the beach front, and upon the other portion of the said Lot. That I am not aware of any adverse claims upon the strength of improvements in any other way, and that I consider its utmost value to be four shillings per acre, and to my personal knowledge that the said Peter Wells has occupied the said Lot for upwards of seven years

Peter McQuinn
P. L. Surgeon

South Plantagenet,
March 29th 1855

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259^{1/2} 55
14/11/55

Know all men by these presents that I Peter Pelow
of the Township of Plantagenet in the County of Prescott and
the Province of Canada, Geman, for and in Consideration of
the sum of Ten Pounds of lawful money of the said Province
to me in hand paid by Thomas Hall Johnson of Vanillee Hill
in the said County Trader, the receipt whereof I do hereby ack-
nowledge, have granted, bargained, sold, assigned transfered
and forever quit claimed, and by these presents, do grant, bar-
gain sell, assign transfer and forever quitclaim unto the said
Thomas Hall Johnson, his heirs and assigns forever, all the
right title and interest which I possess, in right of improve-
ments or otherwise, in lot Number Twenty nine in the first
Concession of the said Township of Plantagenet together with
the Broken Trout, containing Two Hundred Acres more or less, and
I hereby relinquish to him, all my interest in the said land together
with my improvements thereon.

In witness whereof I hereunto set my hand and seal
this Eighth day of March in the year 1855. —

Peter Pelow
ma 16

Signed, sealed and
delivered in presence of
having been first read and
explained: —

Donald Mc Hollister

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PUBLIC ARCHIVES
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14 N

To His Excellency The Right Honorable Sir Edmund H
Mead, Baronet; Governor General &c. &c. &c.
In Council,

The Petition of Thomas Hall Johnson of
Yankless Hill in the County of Prescott in the Province of Canada
Trader, Humbly Sheweth,

That he owns, and is in possession of
by transfer from Pete, alias Louis Pelou, the north part of lot Number
Twenty nine in the First Concession of the Township of Plantagenet
with the Broken Front, containing 200 acres more or less, that
the said Pelou went onto the lot in question upwards of seven
years ago, built a house, and commenced to clear and cul-
tivate, that he has cleared upwards of seven acres upon the lot
in question and continued to reside upon it up to the present
time, that all the improvements were made by him, and I
am not aware nor do I believe that the original locator has
been known in this part of the Country,

Your Petitioner therefore prays that he may be permitted
to purchase the lot in question at the accompanying valuation
thereof, and will as in duty bound ever pray

Yankless Hill 29th March 1855

Thomas H. Johnson -

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Petition 2592

In the Petition

Wm. 2nd Hall Johnston

W. K. Hill Mars 29
April 7
55

To pur: A part 29
in 1st Manufacture
with Dr. Hunt.

Ref B42.13

W.M.H.

7

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8357/54

14th

I Certify that at the request of Thomas H Johnson Esq
 I have received the improvements made upon
 Lot number twenty nine in the first Concession
 of the Township of North Plantagenet. that
 the said Lot is occupied by a person of
 the name of Pete Pelow by the permission
 of the said Thomas H Johnson. that he has
 about seven acres of land cleared, and
 five small log plants thereon, and that
 by evidence taken before me the first
 improvements thereon was made by the
 said Pete Pelow about the year 1847
 and believe that the original owner
 of the Crown has never been known in
 that portion of the County, and that
 I am not aware of any adverse claim
 to the said Lot on the ground of improvement
 or occupation, and that I consider its utmost
 value to be four shillings per acre
 South Plantagenet) Peter Mc Laurin
 of council 16th 1854) P. L. Surveysor
)
)

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CANADA

8337/21 14/12/54

Know all men by these presents that I Pete Pelon of the Township of Plantagenet in the County of Prescott in the Province of Canada, Yeoman; for and in Consideration of the sum of Ten Pounds of lawful money of the said Province to me in hand paid by Thomas H. Johnson of VanKleeck Hill in the said County, Trader, the receipt whereof I do hereby acknowledge, have granted, sold assigned and forever quit claimed unto the said Thomas H. Johnson his heirs and assigns all the right, title and interest which I now have in lot Number Twenty Nine in the first Concession of the said Township of Plantagenet, and I hereby relinquish to the said Thomas H. Johnson all the improvements which I have made on the lot in question as the occupier thereof In witness whereof I hereunto set my hand and seal at Plantagenet aforesaid the 14th December 1854

Signed sealed and delivered
in presence of-

Pete ^{his} Pelon
mark



Having been first read and explained
Patrick Garrange
John Dreyfus

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PUBLIC ARCHIVES
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1437

To His Excellency the Right Honorable Sir Edmund
Head, Bart. - Governor General &c. &c. &c.
In Council,

The Petition of the undersigned Thomas
Hall Johnson, of Vanhook Hill in the County of Prescott, in
the Province of Canada, Trader,

Humbly Sheweth,

That the original locatee of the
Crown of lot No. 29 in the 1st Concession of the Township of Plantagenet
has not been known in this part of the Country, that the lot has
for many years say for the last twenty years been plundered of
the timber by whoever chose so do so, that about seven years
ago, one Pete alias Louis Pelou went onto the lot, built a log
house upon it, commenced to improve it, and has cleared about
seven acres of it which he has fenced and continued to crop to
no person has attempted to molest him, or to assume the ownership
thereof; Your Petitioner purchased his improvements and
proprietorship ~~thereof~~, and is now desirous of securing a title thereof.

Your Petitioner therefore prays that in consideration
of the total neglect of the original locatee to perform any settlement
duty, or in any way to lay claim to the lot in question for so
many years, and in consideration of the length of proprietorship of the
said Pelou whom your petitioner now represents, the lot may
be forfeited to the Crown, and that your petitioner may be
permitted to purchase the lot at the valuation thereof, on
the usual terms, and your Petitioner as in duty bound will
ever pray.

Vanhook Hill 17th December 1854
Thomas H. Johnson

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It appears that there have been about seven
Acres cleared there between the year 1847 & the
present time by one Peter Pillo or Pellow who by
a transfer dated 2^d March last placed himself
conveyed his interest therein to the Petitioner Mr
W. W. Lawrence further states that he is not aware
of any adverse claim arising from improvement
or in any other way -

14th 26th P-29 in the Western Front on the Ottawa
River & the Northern part of St. P-29 in the
1st Concession of St. Lawrence in the Township of
Charlottenburg containing together 200 Acres
were entered on the Dubois Map in the
name of Duncan Campbell & also on McChesnut's
Map dated April 1795. On the Office the mark
D appears as signifying Descended from Patents
but it would not seem that any Description
of Patent has issued and in the Original
Schedule under the Apperment Not prepared
in the year 1820 it was inserted as under
location only. but upon reference to a Statement
furnished from the Office of the Clerk of the Ottawa
District & dated 26th April 1844 a Sale as for
arrears of Apperment taxes appears to have been
made in the name of Donald McDonald in the
year 1830. Under these circumstances it can
only be recommended that upon the Petitioner
inquiring the interest of the said Donald McDonald
in the lands referred to a Special Commission be
be authorized. but not at a less rate than
seven

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14000

shillings & six pence per Acre - It is true
that W^m Laurier & the Land Agent John
Stewart in the papers filed herein estimate
the value at four shillings per Acre. but it
is manifest that a lot springing upon the
Ottawa River and nearly as far down as the
mouth of the Petite Nation River ought to be
command a price even considerably exceeding
seven shillings & six pence per Acre

Crown Land Department
Quebec, 30th May 1855

Wm Laurier
Chief Clerk

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