

No 73 B.S.C.

*With Mutter of the Petition of John
Bain.*

*Filed 6th Decr 1847.
R.F.
C.D.C.*

(A) Letters of Administration

In the Surrogate Court

Province of Canada
District of Brock
Woodstock Town

(Locus Sigilli)

By St. Lapenotiere Judge of the Surrogate Court in and for the District of Brock aforesaid,
To John Bain and William Wilson

Greeting Whereas George Hendry late of the Township of East Oxford in the District of Brock and Province aforesaid Cabinet Maker as is Alleged lately died at Woodstock in the Township aforesaid having left no last Will and Testament, and having children living, and at the time of his death, Goods, Chattels and Credits, whereof the Auditing, allowing and finally discharging the Accounts, are well known to appertain to me, and being desirous that the said Goods, Chattels and Credits may be faithfully administered, applied and disposed of, according to Law; do therefore Grant unto you the said John Bain of Woodstock in the County District of Brock and Province of Canada aforesaid Cabinet Maker and William Wilson of Woodstock aforesaid Shoemaker full power ^{to administer} and faithfully to dispose of the Goods, Chattels and Credits of the said deceased, and to demand, recover and receive all such debts which were owing to the said deceased at the time of his death, and also to pay all such just debts as the said deceased, at the time of his death, did owe, so far as the said Goods, Chattels and Credits will thereunto extend and the Law require. And I do by these presents Ordain, depute & constitute you the said John Bain and William Wilson jointly Administrators of the Goods, Chattels & Credits of the said George Hendry deceased.

In testimony whereof I have hereunto caused the Seal of the said Court to be affixed and I have hereunto subscribed my name this twenty fourth day of November in the year of Our Lord One thousand eight hundred and forty seven.

(signed) St. Lapenotiere
Judge of the Surrogate Court
District of Brock

(signed) John G. Vansittart
Registrar

Part B of said certificate annexed hereto

In the District Court of the District of New York

Catharine Hendry widow of the late George Hendry late of Woodstock in the District of New York do hereby make solemn oath and swear that she became the wife of the said George Hendry on or about the twentieth day of April 1822 and that she has since the said marriage now alive within said District one son and one daughter and that the said son was born on or about the fifth day of July 1822 and that he was replaced by the name of William

born before me at Woodstock in the District of New York this 20th day of December 1847

Catharine Hendry

W. Lappin

Notary Public for the District of New York

Stedger Sandton as Guardian to the children of Hendry
Court
Judge of the Surrogate Court of the District of New York

binch Maker, and late partner in trade of the late by his petition bearing date on the twelfth day Hendry departed this life at Woodstock aforesaid when namely Christina aged eleven years and Catharine aged one year and that the said Mother of the said children from occasional to the charge of the said children and also a Guardian might be appointed to take inquiries, and whereas the application of the said Court on the thirteenth day of October said John Bain having applied for the appointment on the Mother of the said children on or about the by virtue of the Authority in me vested or Sandton of Woodstock aforesaid Baptist William, Helen and Catharine the Infants here named, during their respective Minorities day of November in the Year of Our Lord

Lappin here
Judge Surrogate Court
District of New York

Filed 30th Novr 1847
(20) J. G. V. Regr

(Copy)

(C) Appointments of William Hedger Sandon as Guardian to the children of the late George Hendry

In the Surrogate Court

Province of Canada
Dist of Brock
Court

By William Lapenotiere Esquire Judge of the Surrogate Court of the District of Brock in the Province of Canada

(Locus Sigilli)

To the Revd William Hedger Sandon Greeting
Whereas John Bain ^{of Woodstock} in the District aforesaid Cabinet Maker, and late partner in trade of the late George Hendry late of Woodstock aforesaid deceased by his petition bearing date on the twelfth day of October last past represented ^{to me} that the said George Hendry departed this life at Woodstock aforesaid on the fourth day of October last leaving four children namely Christina aged eleven years William aged five years Helen aged three years and Catharine aged one year and that the said ^{George} ~~William~~ Hendry died intestate and that his widow the mother of the said children from occasional mental derangement is unfit to be entrusted with the charge of the said children and also prayed that as the friends of the said children, a Guardian might be appointed to take care of the said children during their respective minorities, And whereas the application of the said John Bain was filed in the office of the said Court on the thirteenth day of October aforesaid. And whereas it appears that notice of the said John Bain having applied for the appointment of a Guardian to the said children was served on the mother of the said children on or about the said twelfth day of October last. Now therefore by virtue of the Authority in me vested, I do hereby appoint the Reverend William Hedger Sandon of Woodstock aforesaid Baptist Minister to be the Guardian of the said Christina, William, Helen and Catharine the Infant children of the said George Hendry deceased above named, during their respective minorities.

Dated at Woodstock this Thirtieth day of November in the Year of Our Lord One thousand eight hundred and forty seven.

(Signed)

W Lapenotiere
Judge Surrogate Court
District of Brock

Filed 30th Nov 1847
(sd) J. G. W. Regr

In the Court of Sessions

The sixth day of December in the first year of our said Majesty King George the third

In the Matter of the Petition of John Nam

Respondent

The Humble Petition of John Nam of Woodstock in the District of York, against and against

That on the respective days and years hereinafter set forth the respective parcels of Land hereinafter described became vested in your Petitioner and the late George Henry late of the Town of Woodstock in the District aforesaid deceased as becometh in Common (Statute is made) By Deed of Bargain and Sale made between Archibald Buntick of the Township of East Bedford in the County of York in that part of the Province of Canada then called Upper Canada of the one part and your Petitioner and the said George Henry deceased therein described as late of the other part the said Archibald Buntick in consideration of Six pounds five shillings paid to him by the said George Henry and your Petitioner Did convey unto the said George Henry and your Petitioner and then his and assigns All that parcel or tract of Land situate lying and being in the said Township and part of sd. Parish mentioned in the first conception of the said Township and described as follows that is to say commencing at the distance of eleven chains and forty seven links from the North East corner of sd. ^{lot} ~~lot~~ ^{lot} ~~lot~~ in the said Township thereof and from thence extending South Eleven degrees thirty minutes East one hundred feet from thence South Seventy eight degrees thirty minutes East sixty feet from thence South Eleven degrees thirty minutes West one hundred feet and from thence South Seventy eight degrees thirty minutes West forty feet along the south side of sd. ^{lot} ~~lot~~ ^{lot} ~~lot~~ and thence by the boundary of the said lot numbered Twentieth to the place of beginning To hold the same unto the said George Henry and your Petitioner and their heirs unto the use of the said George Henry and your Petitioner and their heirs and assigns for ever as becometh in Common and as joint tenants: By Deed of Bargain and Sale made the twentieth day of September in the said year one thousand eight hundred and forty one Between William Belkidge Bachelor of Divinity of St. John's College Cambridge Rector of Woodstock in the District aforesaid of the First part, Mary Belkidge Wife of the said William Belkidge of the Second part and the said George Henry and your Petitioner of the third part, the said William Belkidge in consideration of the sum of Fifty seven pounds fifteen shillings paid by the said George Henry and your Petitioner, Did bargain sell alien assign transfer release sufficiency convey and confirm unto the said George Henry and your Petitioner their heirs and assigns All and singular those certain tracts of Land and premises situate lying and being in the Township of Blandford County of Oxford District and Province aforesaid, containing by sd. measurement Fifteen thousand three hundred and twelve square feet being composed of part of the frontage of lot Number Twenty in the first conception of the said Township of Blandford and which certain Tracts or parcels of Land are known as Village lots, numbers five and thirteen in the Block marked with the letter D

in a plan of village lots in the said Township belonging to the said William Bethridge deposited in the Registry Office of the said County of Oxford by Onesiphorus Bartley Deputy Provincial Surveyor To Hold the said Lands tenements and hereditaments thereby conveyed unto the said George Hendry and Your Petitioner their heirs and assigns to the sole and only use of the said George Hendry and Your Petitioner their heirs and assigns for ever. By an Indenture made the sixteenth day of May One Thousand eight hundred and forty five Between William Grey of the Township of Woodstock in the County, District & Province aforesaid Keeper of the First part, Susannah Grey the wife of the said First party of the Second part, and George Hendry aforesaid and Your Petitioner of the Third part, the said William Grey for and in consideration of the sum of Twelve pounds paid to him by the said George Hendry and Your Petitioner did give, grant, bargain, sell, alien, release, enfranchise, convey and confirm unto the said George Hendry & Your Petitioner their heirs and assigns All and singular that certain parcel or Tract of Land and premises situate lying and being in the Town of Woodstock aforesaid, containing by admeasurement half an acre or thereabouts being composed of Lot number fourteen on the west side of Riddle Street in the said Town of Woodstock To Hold the said Lands tenements & hereditaments thereby conveyed unto the said George Hendry and Your Petitioner their heirs & assigns to the sole and only use of the said George Hendry and Your Petitioner their heirs & assigns for ever. By an Indenture made the eighteenth day of March One thousand eight hundred and forty seven Between Archibald Burch of Oxford East County District & Province aforesaid Esquire Neoman of the First part and Jane Burch the wife of the said party of the First part, of the Second part and George Hendry aforesaid and Your Petitioner of the Third part, the said Archibald Burch for and in consideration of the sum of Fifty eight pounds paid to him by the said George Hendry & Your Petitioner did give, grant bargain sell alien release enfranchise convey and confirm unto them their heirs and assigns All and singular that certain parcels or tracts of land and premises situate lying and being in the Township of Oxford Eastern Division Town of Woodstock aforesaid, being composed of a part of the northerly part of Lot Number nineteen in the first concession of the said Township of Oxford Eastern Division and is bounded and may be described as follows (that is to say) commencing where a post has been planted at the distance of one hundred feet on a course south eleven degrees thirty minutes east from a point on the south side of Dundas Street distant on a course south seventy eight degrees thirty minutes east from the north east angle of the said Lot eleven chains forty one links, thence south eleven degrees thirty minutes east fifteen feet thence south seventy eight degrees thirty minutes east sixty feet thence north eleven degrees thirty minutes west fifteen feet thence north seventy eight degrees thirty minutes west sixty feet more or less to the place of beginning also commencing on the south line of the last described tract or parcel of land at the distance of fourteen feet on a course north seventy eight degrees thirty minutes east from the south west angle of the said last described parcel or tract of land thence south seventy eight degrees thirty minutes west fifty eight feet thence south eleven degrees thirty minutes east one hundred and six feet where there is a street twenty feet wide leading easterly and westerly until it is

intersected by Streets leading to Dundas Street; Thence North Seventy eight degrees thirty Minutes East fifty eight feet Thence North Eleven degrees thirty Minutes West One hundred and Six feet more or less to the place of beginning, the said parcels or tracts of land containing by admeasurement Seven Thousand and forty eight square feet of superficial measure To hold the said Lands, tenements and hereditaments thereby conveyed to the said George Hendry and Your Petitioner their heirs and assigns to the sole and only use of the said George Hendry and Your Petitioner their heirs and assigns for ever and that the said lands are

held by the said George Hendry and Your Petitioner by the day of the decease.
Your Petitioner further sheweth that he held no other lands than those above described as joint Tenant or Tenant in Common with the said George Hendry deceased, and that on the fourth day of October last the said George Hendry died intestate as will appear by letters of Administration granted by the Judge of the Surrogate Court of the District aforesaid to Your Petitioner and William Wilson of the Town of Woodstock aforesaid Shoemaker and bearing date on or about the Twenty fifth day of November last - a copy of which is herunto Annexed Marked A leaving William Hendry his only son and heir at law him surviving, who is a minor of the age of ^{and six months} six years, as will appear by the Affidavit of Catharine Hendry ~~the widow of the said George Hendry deceased~~ herunto Annexed and marked B.

Your Petitioner further humbly sheweth that on the application of the friends of the said William Hendry and the other children of the said George Hendry deceased the Reverend William Hedger Landon of Woodstock aforesaid Baptist Minister hath been duly appointed the Guardian of the said William Hendry as will more fully appear by reference being made to the appointment of the said William Hedger Landon as such Guardian as aforesaid a copy of which is also herunto Annexed Marked C. and that the said William Hendry now resides in Woodstock aforesaid.

That Your Petitioner being desirous of obtaining a fair and just division of the lands so held by Your Petitioner and the said George Hendry in Common applied to the said William Hedger Landon as such Guardian as aforesaid to divide the same a copy of which application is Annexed herunto marked D. and that the said William Hedger Landon as such Guardian as aforesaid hath neglected and refused to divide the same as will appear by the Notice and Affidavit herunto Annexed marked E. C.

Your Petitioner thereby humbly prays Your Honor that you will Cause ~~or that you~~ a division of the said property to be made so that the same may lawfully be held by you ~~and the said William Hendry in severalty.~~ Your Petitioner as in duty bound will ever pray.

John Bains

In the District Court of the District of Columbia
The 12th day of December 1847.

Between John Bain

Demandant

vs
The Reverend William Hedge Saunders
Guardian of William H. Hedges, the infant
son and heir at law of the late George Hedges
deceased.

Respondent

We hereby agree to appoint David White, James M. Callum
James Simpson
to make partition of the Lands held by us as tenants and common as specified
and set forth in the Petition of the above named Demandant filed in this
Honorable Court on the 12th day of December 1847, providing that a division
of the same might be made by the authority of this Honorable Court,
John Bain the above named Demandant
William Hedges by
W. H. Saunders his Guardian

In the District Court of the District of Brook
the seventh day of December 1847.

Between John Brown

Demandant

and

The Reverend William Hodge Landon
Guardian of William Hodge the Defendant
and he as law of the late George Hodge
deceased

Respondent

Take notice that a Petition to the Judge of this Honorable Court was this day
filed with the Clerk of the said Court Praying the same to order a Division of the
Lands therein specified and owned by the above named Demandant and the said
William Hodge your bond in fee simple, and unless you consent thereto within
two days from the Service hereof a writ will be awarded to compel a Division
thereof

Yours &c

W. Lupton

To the Rev^d William Hodge Landon

The above named Respondent

Demandant's Attorney

In the District Court of the District of New York

The 12 day of December 1847.

Between John Bain &

Demands

and
The Reverend William Hedge Landen Guardian

of William Henry the Infant Son and heir at Law of the late George Henry deceased } Respondent

Sheweth consent to a Division being made of the Lands mentioned and set forth in the Petition of the above named John Bain, filed in this Honorable Court on the Seventh day of December 1847. Calling upon the Judge of this Honorable Court to order partition of the same to be made.

William Henry by
W. H. Landen his Guardian

In the Grock District Court

Between John Bain

Defendant

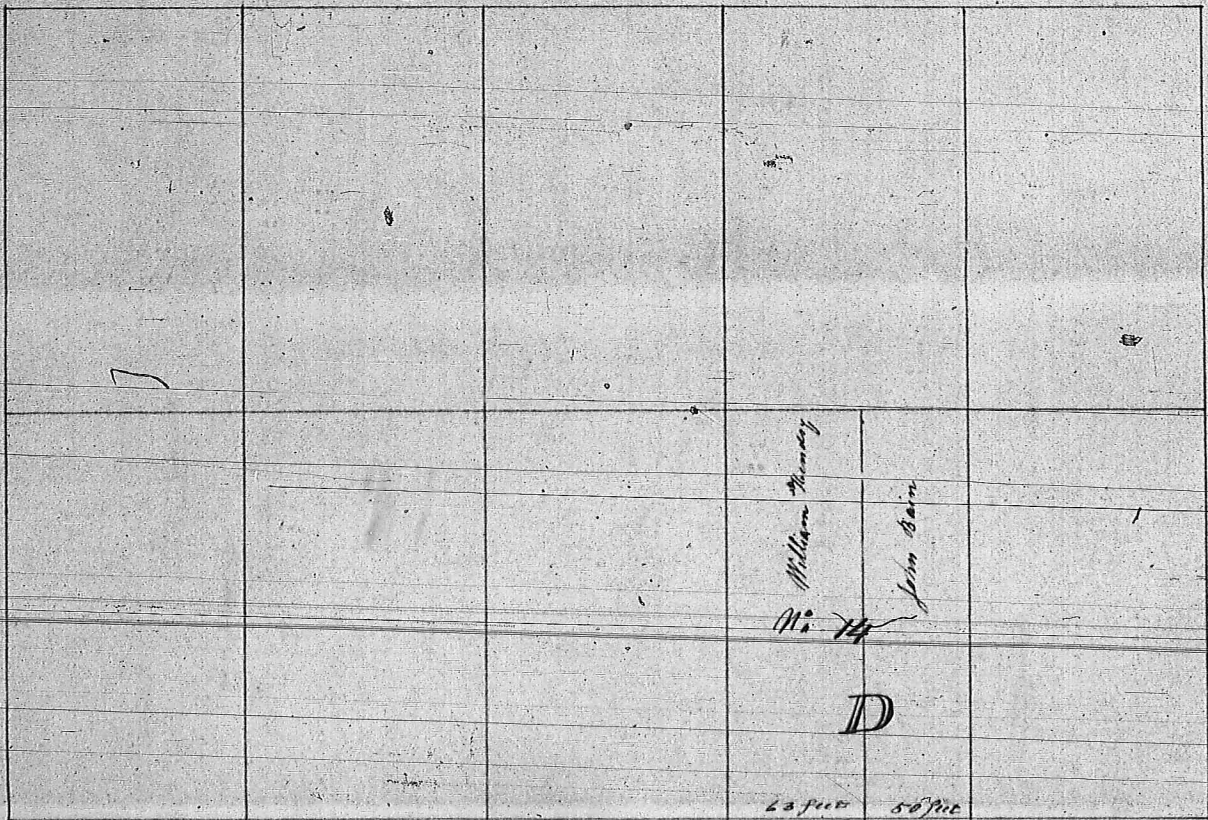
The Reverend ^{and} William Hedge Landon, Guardian
of William Hendry, the infant son and heir
at law of the late George Hendry deceased Respondent

We the undersigned being the persons to whom the above named John
Bain and the abovenamed William Hendry by his Guardian the Reverend
William Hedge Landon agreed to refer the division of the property described
and set forth in the petition of the said John Bain filed in this Honorable
Court in this Cause praying for a division of the same which at that
time was held by the said John Bain and the said William Hendry as
tenants in common having taken upon ourselves the burthen of
dividing the said Lands do award and divide the said Lands as
follows (that is to say) to John Bain as his share ^{or award} the Lands and
Premises situate in East Oxford marked A & B in the
accompanying Plan and description and fifty feet frontage of
the northern part of lot number fourteen on the west side
of Riddell Street in the Town of Woodstock as shown in the
accompanying Plan & description marked D.

And to William Hendry by his Guardian the Reverend William
Hedge Landon we award as his share the Land & Premises
situate in the Township of Blandford being Lots numbers
Five and Thirteen in the Block marked with the letter D in
a Plan of Village Lots in the said Township belonging to the
Reverend William Bettridge and marked C in the accompanying
Plan and description and sixty three feet frontage more or less of
the Southern part of Lot number fourteen on the West side of
Riddell Street in the Town of Woodstock as shown in the accompanying
Plan and description marked D

David White
James McCallum
James Simpson

Graham Street



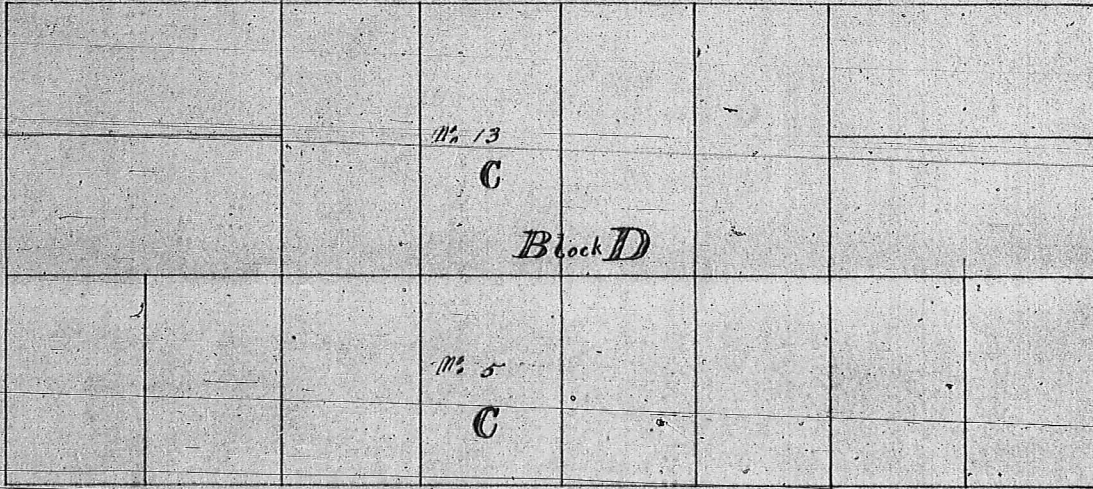
Middell Street

^D
The Land & Premises of which the above is a true and accurate Plan
are situate lying and being in the Town of Woodstock in the
County of Oxford in the District of Brock and Province of Canada
containing by admeasurement half an acre or the same less or more
being composed of Lot number fourteen on the West side of Middell
Street in the Town of Woodstock aforesaid

David White
James McCallum
James Simpson

Adelaide Street

Russell Street

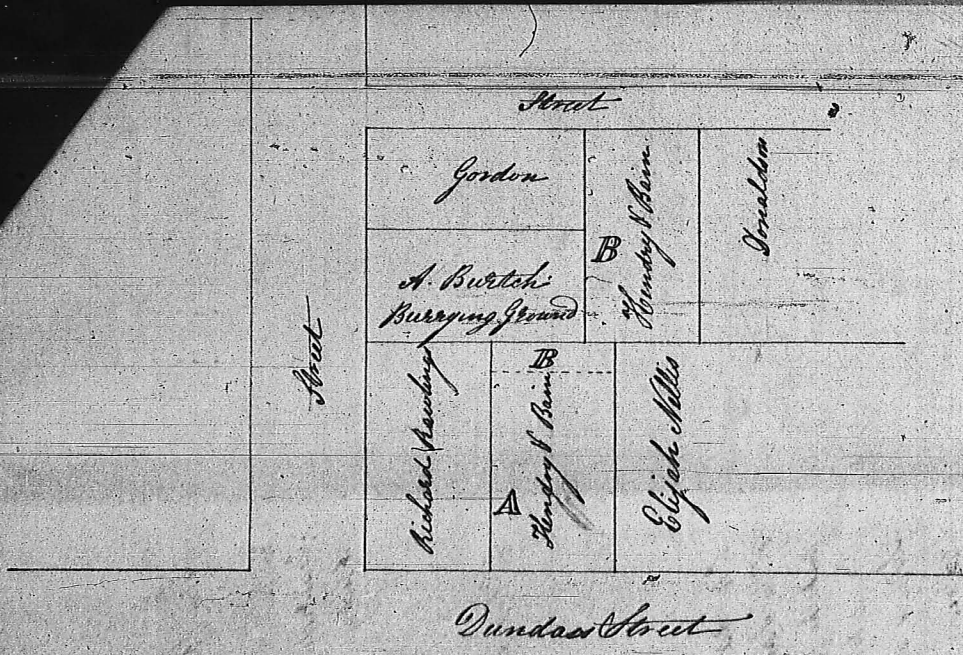


Dundas Street

C

The Land & Premises of which the above is a true & accurate Plan are situate lying and being in the Township of Blandford, County of Oxford, District of Booth and Province of Canada, containing by admeasurement Fifteen thousand three hundred and twelve square feet being composed of part of the frontage of Lot number twenty in the first Concession of the said Township of Blandford and which certain tracts of parcels of land are known as Village Lots numbers five and thirteen in the Block marked with the Letter D in a Plan of Village Lots in the said Township belonging to William Beltridge deposited in the Registry Office of the said County of Oxford by Onesiphorus Bartley Deputy Provincial Surveyor

David White
 James McCallum
 James Simpson



The Land & Premises of which the above is a true and accurate Plan
 are situate lying and being in the Township of East Oxford County of Oxford
 District of Brach and Province of Canada being part of Lot number
 fifteen in the first concession of said Township and may be described
 as follows (that is to say) Commencing at the distance of eleven chains and
 forty seven links from the North East corner of the said Lot on the Northern
 Boundary thereof and from thence extending South Eleven degrees thirty minutes
 East one hundred feet from thence North seventy eight degrees thirty
 minutes East sixty feet from thence North eleven degrees thirty minutes
 West one hundred feet and from thence South seventy eight degrees
 thirty minutes West sixty feet along the South side of Dundas Street
 and westerly boundary of the said Lot numbered fifteen to
 the place of beginning

David White
 James M^r Callum
 James Simpson

B

The Land & Premises of which the above is a true & accurate Plan are situate lying and being in the Township of Bedford Eastern Division Town of Woodstock in the County of Bedford in the District of Brook and Province of Canada containing by admeasurement Seven Thousand and Forty eight Square feet of superficial measure be the same more or less being comprised of a part of the northerly part of Lot number nineteen in the first Subception of the said Township of Bedford Eastern Division and is bounded and may be described as follows (that is to say) commencing where a post has been planted at the distance of one hundred feet on a course South eleven degrees thirty minutes East from a point on the South side of Dundas Street distant on a course South seventy eight degrees thirty minutes East from the north east angle of the said Lot eleven chains forty one links thence South eleven degrees thirty minutes East fifteen feet thence South twenty eight degrees thirty minutes East sixty feet thence north eleven degrees thirty minutes West fifteen feet thence north twenty eight ^{degrees} thirty minutes West sixty feet more or less to the Place of Beginning. Also commencing on the South line of the last described tract or parcel of Land at the distance of fourteen feet on a course North seventy eight degrees thirty minutes East from the South West angle of the said last described tract or parcel of Land thence South seventy eight degrees thirty minutes West fifty eight feet thence South eleven degrees thirty minutes East one hundred and six feet where there is a street twenty feet wide leading East and West until it is intersected by streets leading to Dundas Street thence North twenty eight degrees thirty minutes East fifty eight feet thence North eleven degrees thirty minutes West one hundred and six feet more or less to the place of beginning

David White
 James M'Callum
 James Simpson

J F

Woodstock Dec 1st 1847

To the Revd. William Hedger Sandon
Guardian of William Hendry the only son
and heir at Law of the late George Hendry late of
Woodstock in the District of Brock Cabinet Maker
deceased

I John Bam Cabinet Maker Woodstock afore said
Partner in business with the late George Hendry
afore said having become the Joint owner in
fee simple with the late George Hendry late of
Woodstock in the District afore said Cabinet Maker
deceased of the lands following as Tenants in Common
that is to say.

Two Building lots being part of lot N^o 19. 1 Concession
of the Township of Oxford Eastern Division The one
Fronting Dundas Street containing 60 Feet in front
and 115 back the other in the rear of front lot 58 Feet
wide and a 100 Feet long The house on the Front lot
at present occupied as a work shop and dwelling house
by me

Also two Town lots in the Township of Blandford
being part of the frontage of lot N^o 20, ^{1st concession} in the said
Township containing by ad measurement 15312 Square
feet and known as lots N^o 5 and 13 in the Block marked
with the letter D the house thereon at present
occupied by the Widow of the late George Hendry afore said

son
mer
of
such
meth
to
6
Sandon
writing

Likeways Lot Number Fourteen on the West side
of Middle Street in the Town of Woodstock

As I am desirous that a partition of the said lands
should be made I hereby require you as the Guardian
of the said William Hendry to join with me in
dividing the said Lands as above described that I may
hold my part in severally

I am your obedient

Humble servant

John Bain

Woodstock Dec. 2nd 1847

Sir

I beg to acknowledge the receipt of your letter of the 1st Inst. stating that you had become joint owner with the late George Hendry Deceased, of several tracts of land in Woodstock, and calling upon me as Guardian of William Hendry, the only son & heir at law of the said George Hendry, to join with you in dividing the said lands that you may hold your part in severally.

In reply I beg to state, that although I consider your request perfectly reasonable, yet as I have some doubts whether I am authorized by law, to make, or aid in making any such division of the

Wm. John Buin
Woodstock

of the lands in question, as you desire
I must beg to decline complying with
your request, until authorized to do
so by some competent authority.

I have the honor to be

Sir,

Your Obedt. Servt.

W. H. Ludlow

In the District Court of the District of New York

District of New York } John Bain of Woodstock in the District of New York, Complainant, maketh
to wit } oath and swear that he did on the first day of December instant serve upon
the Reverend William Hedge Landon of Woodstock aforesaid Guardian over
the person and property of William Hendry the infant son and heir at law of
the late George Hendry the infant son of late of Woodstock aforesaid Complainant
make deceased the notice hereunto annexed marked F. And then deponent
further saith that on the second day of December aforesaid he the deponent
received from the said William Hedge Landon the annexed letter or notice G
in reply to the said Notice marked F and that the name W. H. Landon
set and subscribed to the said letter or notice G is in the proper hand writing
of the said William Hedge Landon.

I am before me at Woodstock in the
District of New York this 6th day of December
1817

John Bain

W. Sapschere
a Justice of the Peace in the District of New York.