

To His Honor Samuel Smith Esquire -
Administrator of the Government of the Province
of Upper Canada.

The humble petition of Archibald
Burtch, of Oxford Township
Newark.

That in 1816. Your petitioner
was allowed by an order of Council 100 acres
of land as a settler, and his wife 200 acres as
the daughter of a soldier. Under those orders Your
petitioner located part of No. 34 in the 1st Co.
and his wife the broken front No. 34 in
the township of Wintonesta. As lands in
that Township were subject to settlement duties
Your petitioner immediately commenced
improving on the lot in which he was located.
and had two acres cleared and fenced; the
road cleared, and ^{had} built house thereon of the
dimensions required by the regulations of
that period, when he understood that one
Samuel Stungford, being considered by the
Council, as having a prior claim to the land,
had obtained an order for the broken lot No.
34. And that his wife's name had been
erased from the map, for said lot.

That Your petitioner in the
improvements made, as above mentioned,
has expended upwards of forty pounds
sterling, which now come into the
possession of said Stungford.
Wherefore he prays that Susannah
Burtch, his wife, may be allowed to locate
elsewhere, and as he is desirous of obtaining

35
The Petition of No. 319
D¹²
without payment of duty by the
supervisor of the lot for the above
land 28 September 1820

In Council 4 October 1820.

On hearing Burch and Hungerford -
It is referred to Mr Springer to Report to
His Excellency the Lieutenant Governor in
Council what Improvement was made on
the Lot No 314 and Broken point Westminster -
and occupied by Hungerford when Burch -
applied for and obtained an Order in Council
for the Location, and add his opinion which
of the two Claimants has the best equitable -
Claim to be confirmed.

Order Copy of His Order by Mr Springer
to Mr Springer's Selects. 1820

MM

In Council 29 November 1820

UPON the Report of Mr Springer this day read
at the Board "it is Ordered that the Patent do issue
to Samuel Hangerford."

In this order written upon Mr Springer's
Report dated 28 October 1820. —

Filed in the Petition of Samuel Hangerford
Reported upon and approved in Council
16 December 1816 upon Report of the
Committee. — No 21 —

3138

9' Petition ^{D 12}
Arch? Burtch ^{3/13}

The Surveyor General
is requested to report
hereon further Honors
Information
Adm. Office

May 20th 1820
By order
Coryille Hill

Recd 22 May 1820
Let the Patent to
Hungerford be slow
with further orders
S.S.

33 Turn over

In Council 30th August 1820

It is directed that Archibald Burtch and
Samuel Hungerford do appear before the
Council on the 4th of October next to have the
difference existing between them relative to
Lot No 34 in Westminster, determined.

JH

PM

Give the agent for Hungerford a copy of this
Minute 4 September 1820. (Agent Walker)

Burtch & Hungerford appeared together before
the Council on the 4th October 1820 agreeable to the
order in Council of the 30th August 1820
See Minute within

313 F

UPPER CANADA LAND PETITIONS "B" Bundle 12, pt. 3, 1819-1820
(RG 1, L 3, Vol. 43)

PUBLIC ARCHIVES PUBLIQUES
CANADA

9th Petition B¹²
Arch? B¹³

The Survey General
is requested to report
hereon further. Names
Information
Adm. Office

May 20th 1820
By order
Wm. H. Miller

Recd. 22 May 1820
See Patent to
Hungerford he should
make further entries
S.S.

33 Turnover

In Council 30th August 1820

It is directed that Archibald Burtch and
Samuel Hungerford do appear before the
Council on the 4th of October next to have the
difference existing between them relative to
Lot No 34 in Westminster, determined.

M

M

Give the Agent for Hungerford a copy of this
Minute 4 September 1820. (Agent Wallace)

Burtch & Hungerford appeared together before
the Council on the 4th October 1820 agreeable to the
Order in Council of the 30th August 1820

See Minute within

3138

UPPER CANADA LAND PETITIONS "B" Bundle 12, pt. 3, 1819-1820
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PUBLIC ARCHIVES PUBLIQUES
CANADA

313L

We the under signed being chosen by
 Samuel Hungenford as being the nearest
 Neighbours and endeavourers to Value
 the improvement made by Mr Archer
 said Bench on the Lot No 10th Street
 from broken front in the Township of
 Westminster which we have carefully
 Examined and Judge as follows

Chopping two & half acres $\text{£}4-13-9$
 Boards Shingles & nail on the house $3-15-11$

We allow the four acres of land $8-8-9$
 that Samuel Hungenford had
 cleared to be worth $12/6$ per acre
 for three years - which is

leaves a balance Due Hungenford $\text{£}7-10$
 $\text{---}18-9$

Delivered 29th Sept 1820
 Ezra Griffith
 Peter Mc Names

Personally appeared before me the above
 named Ezra Griffith and Peter Mc Names
 who make oath and say that they
 made the above statement and valuation
 to the best of their ability without favour
 or affection to either of the parties in differ-
 ence

Sworn before me
 at Delaware 29th }
 September 1820 }
 Daniel Sprague J.P.

Ezra Griffith
 Peter Mc Names

Petition of 1812
 made by Samuel Hungenford
 In Council 30th August 1820
 by Daniel Sprague J.P. and
 others

Upper Canada } Personally appeared before me
 London District } Danice Springer Equiv. one of
 His Majesty's Justices of the Peace in and
 for the said district, Elias Kemp who after
 being duly sworn depouthe and saith
 that he agrees with Edward Suple agent
 for Archibald Burch, to lay off two
 acres and a half of ground Samuel
 Hungerford chopped on the lot No.
 thirty four broken front in the townsh-
 -ip of Westminister for the use of it for
 two crops and after this deponent had
 cleared it. Refused him the use of the
 second crop, and ordered him from the
 Premises, and Put a man by name David
 Powell in possession and further this
 Deponent saith not
 Sworn before me at Delaware

29th September 1820 — } his
 Danice Springer J.P. } Seal & Kemp
 mark

3132
his grant adjoining whatever portion may
be assigned her, that he may be per-
mitted also to surrender the same part
of No. 34 in the 1. Co. Westminister, now
entire in his name, and locate elsewhere.
And prays for such other relief,
with the premises, in consequence of the
Wp. he has sustained as above mentioned,
as to Your Honor may seem just.

And as in duty bound shall

Yours ever pray -
17 May 1820.

Archibald Bontek

Petition of
Archd. Burtch.

Received May 17/1820
from the Petitioner
J. Smith
1820

Surveyor General to
report

By an order in Council
of the 14 Dec. 1816 Samuel
Hungerford was granted the
north part of Lot N. 34 in
the Concession of Broken Head
in Westminster Surarash
Archibald Burtch has
located elsewhere - which
is yet to be F. Redout
1820
18 May
1820

UPPER CANADA LAND PETITIONS "B" Bundle 12, pt. 3, 1819-1820
(RG 1, L 3, Vol. 43)

PUBLIC ARCHIVES PUBLIQUES
CANADA

3/30

Upper Canada } Personally appeared before
 London District } Me Daniel Sprunger Esquire one of his
 Majesty's Justices of the Peace in and
 for the said District. Abraham
 Carrall who maketh oath and
 saith that he went with Samuel
 Hungerford to Archibald Burch and
 heard the said Samuel Hungerford
 offer the said Burch, that he would
 have to two judicious men to say what
 the Value of the improvement was
 worth which the said Archibald should
 have made on the Lot Number thirty
 seven Broken front in the Township
 of Westminster and Whalton than the
 said men should say he the said
 Samuel Hungerford would pay to the

Petition of
Archibald Burch.

Received May 17/1820

I hereby certify
that we both
first consideration
was not to proceed
that time.

I hereby certify
Acres of Land
No 34 north

3/30

Archibald Bunch, and
that he would not settle with the
said Hungeford on no terms whatever
that he would try to get the Land
and Hungeford might be the same
Sworn before me } Abraham Carroll
25th Sept 1820 }
Daniel Springer

I hereby certify that I did clear ^{31²} ~~31~~
Acres of Land for Archibald Burtch on lot
No 24 north part first Concession weemunter and
Burtch a good sufficient Dwelling house to complete
the Settling Duties to which I ~~did~~ ^{received} one
Hundred and three Dollars from the hand of the said
Burtch This from me *Oliver Temple*

Sworn before me
12 Day of May 1920

Oliver Temple J. P.

*Oliver Temple
Archibald Burtch*

I hereby certify that I did work with ³¹³⁸ Inna LeBarth we both of ^{wellington} Inford on lot No 34 north part first concession in the year 1817 and that there was not to exceed four acres cleared on the lot at that time.

Inna LeBarth

To His Honor James Smith Esquire
Administrator of the Government of Upper
Canada.

The humble petition of Archibald Burtch
of York & Yoman
Sheweth.

That under an order of Council,
passed in January 1816 Your petitioners
wife located the book lot Number thirty
four in Westminster, whereas Your petitioners
cleared and fenced 8 or 10 acres of land,
and made other improvements to the
value of \$40. &c. &c. before he discovered
that Messrs Humphreys, at a Sub-
sequent period to the date of the above
mentioned grant, had obtained an order
in Council for said lot. By a petition
filed yesterday in the Council office
Your petitioners has prayed for relief in
the premises - but as the same has
not yet been presented to the Honble
Council - and the deed to Humphreys
is about to be completed - Your petitioners
prays Your Honor will be pleased
to direct that the Patent be stayed
in the Secretary or Registrar office, until
his aforementioned petition is answered,
or until he has an opportunity of
obtaining some remuneration for
the

September 1820
Darius Springer J.P.

³³⁴ Expenses incurred in the settling duties
performed on said land from Survey-
ors. And as in duty bound shall
love for ay.

Wm B. May
1820.

Archibald Burns