

To His Excellency *Mr. Murray*

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The Right Honourable James Earl of Elgin
and Lincolnshire K. T. Governor General of British North America
and Capt Genl and Governour in chief in and over the Provinces
of Canada Nova Scotia New Brunswick &c &c &c

The Petition of the under signed Petitioner of the Township
of Thorold in the Niagara District

Humbly Sheweth

That in the year 1820 your petitioner located lot No 33 in the
17th Concession of the Township of Terra in what is now the Brock
District that your petitioner procured the performance of the set-
tlement Duties in full on said lot that said lot was located upon
two claims one a militia right the other what was termed a
head right that your petitioner received the Deed for the East half
of said lot as a militia right that a fee of six pounds was to be paid
for the other half that through various misfortunes (as is expressed in
a petition bearing Date Feb 1845 which ought to be now in the crown
lands office) your petitioner was rendered unable to attend to getting
the same settled that your petitioner considered his was and ever
would be safe to him that in the year 1844 when M^r James Cummings
Esq went to the Parliament your petitioner sent by him to pray the fee
and bring me the Deed that he wrote back to me Dated 3rd Dec 1844 stating
that the late Executive Council had Declared the land forfeited that
your petitioner then sent the petition referred to above also the affidavits
of Francis Wheatley and David Cronk Made before Peter Teeple Esq of
the ^{Township} of Oxford that the settlement Duties were performed and a letter
also from Sir Seignin Maitland all of these together with a later
petition being now as M^r Cummings Esq says in the crown lands
office that the ~~land~~ Executive Council on finding that the Law that
made a certain Description of claim forfeited did not apply to your peti-
tioners claim but that your petitioners claim was just they wrote to
the crown lands Agent for the Brock District not to sell the land and
received for answer that the land was sold that your petitioner feels
himself very much aggrieved having been to too great a cost for
it to lose both land and cost your petitioner therefore prays that
your Excellency would be most graciously pleased to make your pe-
titioner such remuneration as your Excellency would be satis-
fied with if placed in your petitioners situation and more your
petitioner can not ask of your Excellency

And as in Duty bound your petitioner will ever pray
Thorold 15th Feb 1848

John Williams

Canada Land Petitions "W" Bundle 4, 1847-1848
(RG 1, L 3, Vol. 540 (a))

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19.513

Johno McAlaird

13th July 47
11 March 48

Reporting to the

John W. D. McAlaird

Rechtsanwalt's Office

Ref: P. 2
No 183 W.

529
Land Survey Office

14 March 48

Comberland to the

Commissioner of

Comberland

By command

J. McAlaird

Secretary

Mr. W. D. McAlaird

The Petitioner sets forth the facts that he has sustained in consequence of his location of the West half of Lot number thirty three in the Township of Comberland of the County of Lacombe having been resumed and disposed of by sale.

The case of the Petitioner was under consideration in Council 19th July 1847 and another application in his name was reported upon on the 4th of Oct to which reference is requested -

J. McAlaird

Crown Lands Department
 Montreal, 9th May 1848.
 Geo. F. J. R.

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Mr. Smagg

Niagara District 157
Shore 23rd Feb 1848

Hon Peter McGill Esq speaker
of the Legislative Council

Dear sir

Prior to the late war with the United States of America our Government granted to persons coming from the United States to settle in Canada in common with those born in this Province the quantity of 200 acres of land for a fee of three pounds. when sir the war was like to take place Sir Isaac Brock of Herwick memory issued his proclamation that every man that would Volunteer to serve in the militia flank companies should have at the close of the war 100 acres of land extra and free from fee consequently those that did Volunteer had reason to expect that at the close of the war they would receive 300 acres of land each for the three pounds fee but sir how did it turn out with them why sir at the close of the war the Executive Council said that the common people getting so much land would not make a good use of it they therefore would only grant to the Volunteer 100 acres as a head right for a fee of six pounds and 100 acres as a militia right to be free of fee for his services thereby making the Volunteer three pounds the worse for his services I sir am one of those that did Volunteer with the first for the Defence of my country and was thereby wronged of my expectation but sir I endeavoured to avail myself of that that I could get I therefore located lot No 33 in the 17th concession of the Township of Terra and for the East half of which I have sir obtained the Deed as a militia right and for the West half there was sir to be a fee of six pounds paid when receiving the Deed but sir in consequence of having then but just commenced farming for myself and having to part with nearly all of my ^{lost} property to pay for the performance of the settlement Duties which was done in due time and being thus as it were striped ^{my lost} of my property and about then my Wife got her leg broke and I was sorely afflicted with the rheumatism which has continued ever since to be my affliction also for a number of years a failure of wheat crops and a numerous family to provide for I was not sir in circumstances to pay the fee and yet the Deed still sir I considered the land sure to me whenever I should see better days or if I never did see better days I considered my ^{claim} sure to my children after me

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such sir was my confidence in the Honour and integrity of our
Government that when they had once granted land to a man and
he had performed the settlement duties that his claim was ever
after sure to him I sir as before stated did perform every thing in
due time that was then required by the Land Board to be done
when sir my sons got grown so as to labour I began to increase
in property but sir being in Debt I had to attend to that first
and sir when I became able I sent in the year 1844 by M^r James
Lummings Esq to pay the fee and bring me the Deed but sir
when he applied at the Surveyor Generals office for me he
was informed that the late Executive Council had declared
my claim forfeited I have therefore sir petitioned the
Legislative Assembly and the Legislative Council of my country
in Parliament and Council Assembled to grant me that remu-
neration which is just and right and what sir might seem
to be but a little for your Honourable Council when imbued
with the spirit of justice to give me would nevertheless if
in money be of great use to me at the present time for
sir my old dwelling ^{house} got so bad that it would no longer shelter
us I had to build anew for which I am in Debt
will you therefore sir be most graciously pleased to assist
M^r Duncan McFarlin Esq by whom I have sent my peti-
tion in pressing the justness of my claim upon the
attention of the Council may your life yet be long and usefull

I am very Dear sir
your most obedient
humble servant
John Williams

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Montreal

4 March 1848

Sir
I enclose a petition
which I received yesterday
- and I beg you will
consider it as a petition
which I recommend
to your favorable consideration

I am Sir your very obly

A. McL.

The Honble
The Commissioner
Crown Lands

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1848
FEB 26
MONTREAL

Hon. Peter McGill Esq
Speaker of the Legislative Council
Montreal

1/4

ALLANBURG
July
35/48

MONTREAL
1848

MONTREAL
1848

as a hand
right 17

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1051. W4
John McLean (1847)

Shirts from
S. McE. Le
Korota. 23 Subh. 48
1/4 Mar.

Deliberating his
Claim to the 33rd 19th
Term or Compensation
in the House —

By Order in Council of the 19th
July last, Search to the value of Twenty pounds
was prepared on application of William
Apost. Mr. McE. Le. but has not
been taken out, the Committee do not
recommend any further remuneration

Approved in Council same day.
Com. 26 the 6. 6. 16 May 1848

The Applicant states that he located as "Head Right" the
half of 600 number thirty three in the 17th Township of the Province
of Nova Scotia, and that upon applying for a Patent it was found
that the land had been reserved, and he prays for compensation
for the loss which he has sustained.
Reference is requested to the Order in Council of 19th July 1847 upon a
former application by the Petitioner also to the Supreme General's Report
dated 26th March 1845 - Upon the Order in Council of 19th July last
Search to the value of twenty pounds was prepared on application of his Agent
Mr. W. Furlong M.P. but has not been taken out. G. Donnellin

From Council of Nova Scotia
1848

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