

To his Excellency the Governor General¹⁸⁴
and to his Excellency's Executive Council

The petition of your petitioner respectfully sheweth
That prior to the late War with the United States
the young men of the Province by paying three pounds
fee and doing the settlement duties obtained a Deed for
two Hundred Acres of land also Aliens coming from the
United States were put upon an equal footing with the native
~~subjects~~ born subjects of the Province

That in view of an approaching War with the United States
in order the more ready to raise an effective Provincial
Defence His Excellency Sir Isaac Brock of illustrious
memory issued his proclamation that every man
that would volunteer to serve his Majesty in the
flank companies should receive a free Deed for an
extra hundred acres of land to be granted for his service
That after the War a free Deed was granted to those
that applied in a certain time for the one hundred acres
but the then Executive took away one hundred of the
above mentioned two hundred acres and for the remaining
one hundred raised the fee to six pounds making those
who had given proof of their loyalty three pounds
worse off than the Aliens had been

That your petitioner volunteered to serve and did serve
in the flank company and during the War whenever called
upon for his services

That in the year 1819 your petitioner applied at the land
office with his claim for land and obtained a grant
for Lot thirty three in the seventeenth concession of the
township of Worcester in the county of exposed District of
London the east half for services the West half for head rights

That in the year 1820 your petitioner applied at the
land office for and obtained the Location ticket

That in the year 1821 your petitioner hired two men to do
the settlement duties for the whole for the sum of nine
teen pounds your petitioner having then but just begun
in the world for himself and having but a small property
beside the farm on which he resides the above hire
reduced your petitioner to a very low circumstance in life

Canada Land Petitions "W" Bundle 3, 1844-1846
(RG 1, L 3, Vol. 538 (a))

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

181

181

In Committee 15th April 1845

With every disposition to adopt a favorable view of this case, the Committee feel that if they were to recommend a Grant to Petitioner, they would encourage applications which would render the former proceedings of Government in relation to old locations, nugatory. The only ground of distinction in favor of Petitioner that can be suggested is the recognition of the Secretary of the Lieutenant Governor in 1822, of the immediate right of the party to a deed - but they fear this would not be a solid distinction.

Approved in Council same day.

Communicated to Com. Genl. Lons, 19th April 1845

See Petition 17/19 July 1847 -
" 13 Aug 1848

M. 225.
 James Cunningham
 13 March 1845.
 Enclosing the petition
 of John Williams,
 relative to his claim
 to land, for services
 during the late war.
 Leg. Office
 17 March 1845.
 Transmitted to the Hon.
 Commissioners of
 General Land
 By Command
 J. P. Kirk
 W. B. T. Mearns

The East half of Lot 133 in the 17th Concession of the Township
 of Ferris was described for Patent 22nd Oct 1822 in the name of
 John Williams of Toronto as a Private in a Regt. Company
 of the 2nd Regt. of Lincoln Militia during the late war.
 The West half of that Lot was located 25th May 1820 under
 Order in Council of 21st April 1819 also in the name of John
 Williams of Toronto as a Private and by Affidavit dated
 25th Oct 1821 the ordinary settlement duties were stated to
 have been performed. The last named half Lot was
 included in the Schedule of unpatented lands published
 4th April 1839 remained unclaimed. The West of
 unpatented represented the same as unoccupied/unimproved
 but the remark was added "The road has been shown
 across in front of this Lot & some slashing done adjoining
 the same nothing else done". The Order in Council of
 28th Feb 1842 upon the Inspection of the District of Brant
 declared the location for forested Lots has been shown returned
 for sale to the Commissioners of Crown Lands.

190 26th
 March 1845

Thomas Parke
 Land - Genl.

19. C. C. to white
 I had my depositions to adopt in former case of the
 case the Committee felt that if they were to recommend a grant
 to better, they must examine the evidence which is in the
 former proceedings of government in relation to the evidence regarding
 the only ground of distinction in former of the fact that can be
 supports of the acquisition of the territory of the 1st June 1822
 of the committee might be the party to a deed. but they from this
 could not be a title distinction

328
 Petition **W3-N°18**

John Williams

To withdraw the order of
 forfeiture and the deed to
 issue for the West of Lot No. 33
 in 17th Concession of
 Lot 10

Recd. 20th March 45
 Withdrawn from sale March 27/45

The Surveyor General's Office
 will please report upon
 the within
 C.L.O. T.B.
 22nd March 45

L.G.O. March 24/45. No 262. W.
 Crown L. Office
 31 March 1845
 Referred to a Committee of the
 Ambassadors Council
 By Command
 P. von Hülshoff

Canada Land Petitions "W" Bundle 3, 1844-1846
 (RG 1, L 3, Vol. 538 (a))

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

That your petitioner at the same time became debilitated 180
by the rheumatism and remains so to the present time
That your petitioners Wife has born him nine sons and
four Daughters of which seven sons and three Daughters are
yet living and their maintenance and scanty education with
various other necessary expenses has kept your petitioners
~~resources~~ resources drained

That your petitioner has obtained a free Deed for
the east half of the above said Lot but in consequence of
your petitioners pecuniary inability he has not realized
himself to have the means to spare to pay the fee
but having now obtained the means by favour of
one of his sons your petitioner has employed
M^r James Cummings Esq member of P. C. to obtain
and fetch the Deed to your petitioner

That your petitioner has received a notice from
M^r Cummings that the Late Council have passed
a decree declaring your petitioners claim to be
forfeited

That your petitioner has never before the present
received any intelligence from any source whatever
that such forfeiture either had or was ever like
to take place

That your petitioner therefore can form no idea
for what cause such forfeiture should have
taken place except it be for the lapse of time
That whatever may be the error of your petitioner
your petitioner Prays that he may be forgive-
in that your petitioner and his household may
be thought upon and remembered for good
that the Decree ^{or Declaration} of forfeiture may be revoked
that the Deed for the West half of lot 33 in
the 17th con. of Yorke aforesaid may be sent
by the hand of M^r Cummings Esq to your
petitioner and your petitioner as in duty bound
will ever Pray

Thos old 27th Feb 1845

John Williams

184

Upper Canada
London District

It is Reminded that Personly appeared before me Peter Seple
and of his majestys Justice of Peace for the Saied District Francis
Whitty and David Crank both of Deorham township who being duly sworn depose
and say and each of them for himself saith that on Lot N^o Thirty three in the 17th
Concession of Terra the Road is cut and cleared two Rods wide the whole Weath of
the Lot front and Rear and the timber cut down four Rods in depth and the
Weath of the Lot front & Rear one Acre cleared & fenced and a Dwelling house
Sixteen by twenty Erected thereon

Francis Whitty
David Crank

Sworn before me
this 26 Day of October 1825
Peter Seple J.P.

Canada Land Petitions "W" Bundle 3, 1844-1846
(RG 1, L 3, Vol. 538 (a))

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

180

Government House, Feb
Sept 2^d 1846

Sir

The location ticket and certificate
of settlement duty which you left with
Mr. Smedley the Governor at Stamford
I have handed to the Surveyor General
who informs me that he is not aware of
any objection to the issue of the patents
Whenever you or your agent shall apply
at his office at Feb.

I am, Sir,

Your obedient servant

Wm. John Colman,
Should

Wm. Colman

Canada Land Petitions "W" Bundle 3, 1844-1846
(RG 1, L 3, Vol. 538 (a))

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA



paid 7?

*Mr. John Williams
Thorold
Niagara*

22nd 1846

Post Office

SEAS
1846



Post Office

1846

Canada Land Petitions "W" Bundle 3, 1844-1846
(RG 1, L 3, Vol. 538 (a))

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

P. 328
22 - March
Dear Sir

House of Assembly 24th March 1845¹⁸⁴⁵

at short time ago I sent the Petition of John Williams of Stamford with some others under cover to your address, together with a letter upon the subject of Mr Williams Claim - to which I received the usual form of reply, that it ^{had} been referred to the Commissioner of Crown Lands - Now, unless the Executive State some action upon it, of course it will there die a natural death - I spoke to you upon the subject a few evenings ago, and from what I was then given to understand, I do expect something favorable will be done - Mr Williams received the Patent for the one half of the Lot, as a free grant, and the half he now claims was subject to settling duties as well as a fee of about Six pounds - from his straitened circumstances in raising a large family, he was unable to raise the fee required, but succeeded in getting the settlement duties done and paid for as early as 1822 a Certificate of which I now enclose, as well as a letter from Major Hillier, the Secy. to His Ex: Sir Peregrin Maitland dated Sept 1822 - by reference to which as well as the Location Ticket and his petition, I would beg your attention - If any thing can be done for the deserving man, who is an old soldier

Canada Land Petitions "W" Bundle 3, 1844-1846
(RG 1, L 3, Vol. 538 (a))

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

1848
Scarcely and brought up by his industry Thirteen
Children, I shall feel obliged, as it will be
an Act of Justice to him -

I have not, since I came here, been very
troublesome to the Government - and making the
sacrifices I have done, in order to sustain the present
Genl. General; I trust I may not be refused the
small but just Claims I am induced to make on behalf
of some few most worthy individuals -
I am sure that Messrs. Draper & Smith
and also Mr Robinson, would render assistance in
this matter - you did not let me know the
fees on Mr Robert M'Gee's Commission, as Notary
Public - and also whether Mr Jordan who applied,
will likely to be favorably considered -

I have not written this officially, and
shall be glad to hear something favorable - again
refer you to my letter, enclosing Mr Williams petition

I am Dear Sir
Yours W. J. J.
James Cummins

Mrs. D. C. C. } Please to take care of the enclosed
L. C. } Letter & Certificate J. C.

Canada Land Petitions "W" Bundle 3, 1844-1846
(RG 1, L 3, Vol. 538 (a))

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

189

328 / 10,114 1846
James Cummins, M.P.
24/25 March 1845.

additional papers in
the case of John
Williams (No 10,025.)

Submitted

Secy Office
25 March 1845.

Transferred to the
Commission of Crown
Lands, with reference
to Mr. Williams' Petition
already sent.

By Command
Hopkirk

Canada Land Petitions "W" Bundle 3, 1844-1846
(RG 1, L 3, Vol. 538 (a))

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

House of Assembly
13th March 1845

184

Sir

I have the honor to inclose herewith the Petition of John Williams, of the Township of Stamford in the Niagara District, Farmer, which sets forth his claim in a fair point of view - and I cannot help but remark that ninety nine persons out of an hundred were not aware of the time limited for producing their just claims - The petitioner has all the necessary documents required by Law for substantiating his claims, and most fully relied on getting the title for the Land in question for his family - which will be perceived by his petition is a numerous one - I am personally acquainted with him, and can bear testimony to his respectability and Loyalty - but at same time cannot refrain from observing, that disappointments in just claims of this nature, tends to alienate the affections of Loyal Men and their offspring from the Government - I have taken the liberty of mentioning this, having an opportunity of writing you much of it. This being a peculiar hard case, I do trust the Executive Govern^t will be induced to grant the prayer of the Petitioner.

Wm. Q. Daly
L. L. L.

I have the honor to be

Sir
Your O^b. Servant
James Cunningham

In Committee 15th April 1845

With every disposition to adopt a favorable view of this case, the Committee feel that if they were to recommend a Grant to Petitioner, they would encourage applications which would render the former proceedings of Government in relation to old locations, nugatory. The only ground of distinction in favor of Petitioner that can be suggested is the recognition of the Secretary of the Lieutenant Governor in 1822, of the immediate