

Province of Lower Canada

William the Fourth, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith.

Letters Patent granting a certain Water Lot to William Walker and James Bell Forsyth.

Enrolled in the Register office of Enrollments at Quebec on Wednesday the 2^d day of November 1831.

Attest

Recorded in the registers office of the records at Quebec the second day of Nov^r 1831 in the ninth Register of Letters Patent of Land

at page 65.

Attest

Entered in the Auditor's office the second day of April 1832 in Docket Book C page 234.

Attest

granted

Whereas our Loving Subjects William Walker of the City of Quebec, in our said Province of Lower Canada Esquire, and James Bell Forsyth of the same place, Esquire, by their Petition bearing date the _____ day of _____ in the Year of our Lord one thousand eight hundred and _____ presented to our Trusty and well Belov'd Sir James Kempt then being Administrator of the Government of our said Province of Lower Canada, have humbly represented to us, to grant to them the said William Walker and James Bell Forsyth their heirs and assigns for ever, a certain Lot or piece of Ground, situate lying and being upon the north shore of the River Saint Lawrence, in our said Province of Lower Canada herewith particularly described; And whereas the said Sir James Kempt then being the Administrator of our Government as aforesaid and our Executive Council of our said Province having duly and maturely considered the said Petition have adjudg'd it to be reasonable and advisable that we should grant unto the said William Walker and James Bell Forsyth, and to their heirs and assigns for ever, the said Lot or piece of Ground; And whereas by virtue of a certain Warrant of Survey to him for that purpose directed under the hand and Seal, of the Administrator of our said Government as aforesaid, bearing date at the Castle of Saint Lewis, in our City of Quebec the sixteenth day of June in the year of our Lord one thousand eight hundred and twenty nine, our Deputy Surveyor General of and for our said Province of Lower Canada, hath made a faithful and exact Survey of the said Lot or piece of Ground and the same hath laid out for the said William Walker and James Bell Forsyth, according to the aforesaid Warrant of Survey. Now know ye that we, having taken the premises into our Royal consideration, and judging the said Petition of the said William Walker and James Bell Forsyth, to be reasonable and therefore being willing to grant to the said William Walker and James Bell Forsyth the Lot or piece of Ground aforesaid so as aforesaid Survey'd and laid out for them the said William Walker and James Bell Forsyth, by our said Deputy Surveyor General, of our especial grace, certain knowledge and mere motion have given granted and confirm'd and by these Presents do give grant and confirm unto the said William Walker and James Bell Forsyth their heirs and assigns, the said Lot or piece of Ground so as aforesaid laid out and Survey'd beginning at low water mark on the north side of Arthur Street, of thirty french feet being at about sixty four french feet, east of the intersection of the alignment of Mess^{rs} Munro and Bell's new wharf, with the said North side of Arthur Street, thence running or magnetically South, eighty nine degrees east, one hundred and twenty feet into deep water, thence at right angles north one degree east, one hundred and forty five feet two inches, thence at right angles north eighty nine degrees, west to low water mark, thence along low water mark south thirteen degrees west, one hundred and forty nine feet six inches English measure, to the place of beginning which said water lot, as thus circumscrib'd, contains fifteen thousand two hundred and forty superficial English feet. To have and to hold the said Lot or piece of Ground hereby granted and every part and parcel thereof with the appurtenances, unto them the said William Walker and James Bell Forsyth their heirs and assigns, to the only proper use and behoof of them the said William Walker and James Bell Forsyth, their heirs and assigns for ever in free and common Socage by fealty and the annual Rent of Thirteen pounds, seven shillings and Eleven pence, of lawful money of this Province of Lower Canada, in lieu of all other and all manner of rents, services, fines, rights, dues, duties, claims and demands whatsoever and in like manner as Lands are now holden in free and common Socage in that part of Great Britain call'd England to be paid yearly and every year at the feast of Saint John the Baptist to our Receiver General of our Revenue of our said Province of Lower Canada, for the use of us our heirs and successors. And we do hereby give and grant for us our heirs and successors unto the said William Walker and James Bell Forsyth their heirs and assigns for ever, full power and liberty to use occupy and enjoy, the said Lot or piece of ground hereby ^{granted} in any manner which they shall think fit by erecting a wharf or wharves, store or stores, or other Buildings thereon and to apply the produce or profits thence arising to their own use and benefit paying only to us, our heirs and successors, the rent aforesaid of thirteen pounds seven shillings and eleven pence, of lawful current money aforesaid. Provided always and these presents are upon this express condition, that our said Grantees their heirs or assigns do and shall within three years from the date hereof, erect and build or cause to be erected and built, on the said lot or piece of Ground and premises herebefore granted or on some part thereof, an Open Public wharf or wharves, for the greater convenience and accommodation of Ships and Vessels resorting to and lying in our Port of Quebec, and for the more safe and easy loading and unloading, of goods, wares, and Merchandizes, in and upon and from and out of, such Ships and vessels and that it shall and may be lawful for all and every person and persons, whomsoever to use the said wharf or wharves, for the purposes of moorage and wharfage, and to moor and fasten Ships and Vessels thereto and to load and unload any goods, wares and merchandizes at any such wharf or wharves, and also to use any crane or cranes erected thereon upon payment of a reasonable rate or rates as and for moorage, wharfage or cranage, to be assessed and allowed to the Proprietor

their heirs
and assigns.

proprietor or wharfinger, of such wharf or wharves by and under the authority and
in the manner hereinafter mentioned. - And we do hereby for us, our heirs and Successors,
grant to the said William Walker and James Bell Forsyth their heirs and assigns that
it shall and may be lawful for them the said William Walker and James Bell For-
syth, being the proprietors of the wharf or wharves, to be erected on the said tract of
ground, and premises, to demand have and receive, to and for their use, from every
person and persons whom the same shall or may concern, such reasonable rate and rates
as and for moorage for ships or vessels which shall be moored or fastened to the said
wharf or wharves, and as and for wharfage for all goods, wares, and merchandises,
shipped off, laden or unladen at the said wharf or wharves, and as and for cranes
for the use of any crane or cranes, to be erected on the said wharf or wharves as shall
from time to time be assessed and allowed, by the Governor, Lieutenant Governor, or
person administering the Government, of our Province of Lower Canada by and with
the advice of our Executive Council of our said Province. - Provided also that if our
said Grantees their heirs and assigns, do not or shall within the aforesaid term of three
years, from the date of these presents, erect and build or cause to be erected and built,
an open Public wharf or wharves on the said tract of ground and premises hereby granted,
then and in such case this our present grant and every thing herein contained shall cease
and be absolutely void, and the said tract or piece of ground and premises shall
revert and escheat to us, our heirs and Successors and become the absolute property
of us, or them in the same manner as if these presents had never been made, any
thing herein contained to the contrary in any wise notwithstanding. - Provided
always nevertheless, and we do hereby reserve to us, our heirs and Successors full power
and authority to erect and build one or more battery or batteries or any other
works of military Defence upon the said lot or piece of ground whenever our
or their Service may require the same. - And we do hereby direct and appoint
that within six months from the day of the date of these presents a Copy of these
our Letters patent shall be registered in our Registrars office in our City of Quebec
in our said Province and that a Docket thereof shall be also entered in our
Auditors Office in our said City of Quebec in our said Province, and that in default
thereof the whole premises hereby granted shall revert and escheat to us, our heirs
and Successors and become the absolute property of us, or them in the same manner
as if the present grant had never been made, any thing herein contained to the con-
trary in any wise notwithstanding. - And we do moreover of our Especial grace
certain Knowledge and mere motion consent and agree that these our present
Letters Patent being registered and a Docket thereof made as before directed and
appointed, shall be good and effectual in law to all intents, constructions and purposes
whatsoever, against us, our heirs and Successors, notwithstanding, any misreciting
misbounding misnaming or other imperfections or omission, of, in, or in any wise con-
cerning the above granted, or hereby mentioned or intended to be granted Lot or piece
of ground and premises or any part thereof. - In Testimony whereof we have caused
these our Letters to be made patent and the great Seal of our said Province of Lower
Canada to be hereunto affixed. - Witness our Right Trusty and well Beloved Matthew Lord
Bylmer Knight Commander of the most Honorable Military Order of the Bath, our Captain
General and Governor in Chief in and over our Provinces of Lower Canada and Upper
Canada Vice Admiral of the same &c. &c. at our Castle of Saint Lewis in
our City of Quebec in our said Province of Lower Canada the thirty first day of
October in the year of our Lord one thousand Eight Hundred and thirty one, and
in the second year of our Reign. -

Matthew Lord
Secretary