



On the second day of August in  
the year of our Lord. Threescore and eight  
hundred and forty four. Before  
the Condemned and Honorable Public  
duty admitted and sworn and  
residing in the Town of Steebrooke  
and the other in the Township of  
Hamstead in the district of Saint  
Francis in the Province of Canada  
personally appeared and were  
present. Samuel Brooks Esquire  
of the town of Steebrooke, of the one  
part. and Horace Abel Edgell  
Esquire of the Village of Londoyville  
of the other part. Which said Samuel  
Brooks for and in consideration  
of the price or sum of Fifty two Francs  
ten Shillings current money of this  
Province the him at and before the  
execution of these presents by the  
said Horace Abel Edgell in hand  
well and truly paid the receipt whereof  
the said Samuel Brooks doth hereby  
acknowledge doth quit claim and  
doth hereby grant bargain and sell  
assign transfer convey and make over  
with warranty against all troubles  
whatsoever unto the said Horace  
Abel Edgell hereby accepting as  
followeth. that is to say. What certains  
tract or parcel of land situate  
and being in the Township of Ascot  
known as the West vicarage and  
comprised of the lot number  
thirteen in the fifth range of the  
said Township containing Fifty  
two Francs

of His Excellency  
Sir Francis Bellour

Lieutenant Governor of the  
Province of Quebec

The Petition of John D. Padden, Esquire  
Charles Smith, Esquire Charles J. Harvey,  
Watchmaker William Hall, Carpenter and  
Robertson Oughton, Esquire and William  
M. Gundy, farmer all of the Township of  
Arct on the District of Saint Francis

Humbly Sheweth

That heretofore toms on the first day of  
May in the year of Our Lord one thousand  
Eight hundred and seventy one by deed of  
sole made and executed before witnesses  
Name Cynthia E. Edgell of the Village of  
Lumpville in the Township of Arct of the  
Name Warren Bellows of the said Village of  
Lumpville wife of the Reverend Archibald  
O. Smith of the said Village of Lumpville  
Clerk in Holy orders by her said husband  
and another and the said Archibald O  
Smith as well in his own name as for the purpose  
of authenticating the said wife being the lawful  
proprietors and in possession thereof of a tract  
of two certain tract or parcel of land  
situate and being in the said Township of  
Arct known as part of the number thirteen  
in the Fifth Range of the said Township

of

I have described as follows. Beginning  
at a post and stone with delf thereunder  
on the North West side of the road  
leading to Sudbury at the distance of fifteen  
chains and thirteen links from the junction  
of the North East side of the Newbrook road  
with said North West side of the Sudbury  
road; thence along the North West side of  
the said road in a North East direction  
Eight chains and seven links to a post and  
stone with delf thereunder. thence in the  
West at right angles with the road Eight  
chains and seven links. thence South West  
parallel with the said road Eight chains  
and seven links. thence South East at  
right angles with the road Eight chains  
and seven links. & the place of beginning  
are containing by acres two rods and  
two paces of land more or less with the  
improvements thereon made. Subject to the  
by law charge and condition that the person  
in whom these several shares shall come and  
remain at all times a good and sufficient  
fence around the land hereof. The  
said land bounded North East by land  
of one William Hall. South East by said  
Sudbury road. South West and  
North West by land owned of said William  
Hall. & the whole as described in the Plan and  
Dross verbatim of Survey thereof I have the  
Subscribed

Further the copy of some one thousand Eight  
hundred and twenty five by Robinson  
Oughted Provincial Land Surveyor and  
remaining of record in his office;  
And for the Consideration herein demand  
and the receipts whereof was made by said  
Deed acknowledged by said Parties. Well  
assign and made over the said tract of land  
to said Petitioners known and acting for and  
as "The Malvern Cemetery Company" in  
accordance with the provisions of "The Cemetery  
Companies Incorporation Act of 1848"  
and to their Successors and assigns forever  
to be held and used as a Cemetery forever.

That said Deed was bona fide granted by said Parties

That there is no known or adverse Claim to or  
in the said land

That the using of the said land as a Cemetery  
in terms of the said Deed under the said

"Cemetery Companies Incorporation Act of 1848"  
is not objectionable in any public opinion

That the name adopted by Petitioners is  
not objectionable

That two more true copies of the present  
application has been given in the Quebec  
Official Gazette and in the Sherbrooke Gazette  
and Dominion weekly newspapers published  
in the English and French languages in the  
District of Saint Francis

W. H. P. J.

Wherefore your Petitioners humbly pray  
that your Excellency will by order in  
Council command said Lord of sale of  
said land to Petitioners as such Secretary  
Company

And your Petitioners accordingly would  
ever pray.

W<sup>ch</sup> at New York in said State this  
Twenty fifth day of July 1678

J. B. Paddock

Witness our R<sup>ds</sup>

Chas. Fleming

William Hall

W<sup>ch</sup> Duglied

W<sup>ch</sup> McQuady

Acres of land with the improvements  
thereon erected and made, and  
other the appurtenances and dependencies  
whatsoever thereto belonging or  
in anywise appertaining. And all  
the estate, right, title, & interest  
Immovable claims, and demands  
whatsoever of him the said Samuel  
Brooks of in to and out of the said  
tract or parcel of land & premises  
above described bargained and sold  
or mentioned or intended so to be  
as the same may be without any  
exception or reserve and with which  
the said purchaser doth hereby declare  
himself acquainted and satisfied.  
To Have and To Hold the said tract  
or parcel of land and premises above  
described bargained and sold or  
mentioned or intended so to be, together  
with all and singular the rights  
members and appurtenances there-  
unto belonging or in anywise appertain-  
ing unto the said Horace Abel Edgell  
his heirs and assigns to the only  
purpose use and behoof of the said  
Horace Abel Edgell his heirs and assigns  
in perpetuity forever. Thus done and  
passed at the town of Sturbridge in  
the office of Wm. Ritchie and of the said  
Notaries on the day and year first  
above written. In Faith and testimony  
whereof the said parties have to these  
Instruments first duly read set and  
subscribed their respective names  
and signitures in the presence

of the said returns also hereto  
subscribing.

Thus signed Abner Hooker  
" Grace A. Edgell  
" L. B. Richardson  
" Wm. Ritchie N.P.

As appears on the original remains  
of record ... any office, and of which  
I solemnly certify the foregoing to  
be a true copy.

Wm. Ritchie N.P.  
