RG1 L5 Heir & Devisee Commission, Upper Canada, 1777-1854.

This series has not been filmed by PAC Juneal Summer 81

Claims Case like, Series 1 forms the bulk of tHC's collection

available at vational Hoching.

Researchers must use the microfilm

HORS CIRCULATION:

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microfilm

Minutes, reports and recommendations of the Heir and Devisee Commission, Ontario together with notices of claims and various supporting documents (bonds, certificates, location tickets and the like) were forwarded with the reports to the Executive Council, where further records were created in response to the reports or as a means of controlling the documents on file. The majority of the documentation dates from the period 1797-1804, but some supporting documents bear dates as early as 1777 and reports were received until 1797.

The Heir and Devisee Commission was established in 1797 under the statute 37 Geo. III, cap. 3, to clarify the titles to lands in Upper Canada which had been granted before provision was made (in 1795) for the issuance of patent deeds on Crown grants. The life of the Commission was extended in 1799 (39 Geo. III, cap. 2) and alterations in mode of operation made in 1802 (42 Geo. III, cap. 1). A major revision of the composition, powers and duties of the Commission was effected in 1805 (45 Geo. III, cap. 2) and the three-year term was extended by further statutes until 1911.

Members of the Executive Council were ex-officio members of the first Commission and the supporting documents as well as reports on claims were maintained by the Clerk of the Executive Council on their behalf. After the reorganization of 1805, only reports were forwarded to the Council Office. With the exception of certain special cases, claims and supporting documentation on them were kept by the Commissioners' staff and eventually were deposited at Osgoode Hall in the custody of the Registrar of the Supreme Court of Ontario. In 1952, the records were transferred to the Archives of Ontario, where they now form Record Group 40 of that institution.

VGEMENT

DESCRIPTION

The records retained in the Executive Council Office are now arranged in sub-series by district, then by type of document and chronologically, alphabetically or numerically within that. The Commissioners' Reports after 1805 form a separate sub-series. The Shelf List which follows serves as the primary guide to the records. Many of the Commissioners' Reports are indexed and may serve as a means of access to the other records when used in conjunction with the Shelf List. Some of the volumes of supporting documents contain rough lists of contents, supplementing the arrangement by date, personal name or claim number.

For claims submitted after 1805, the researcher is best advised to consult the Archives of Ontario first, since in the vast majority of cases only the Commissioners' report on the claim will be available here.

ICROFILM &

HOTOCOPIES

The complete series was microfilmed in 1981 by the Genealogical Society of Utah. For conservation purposes, the originals have been withdrawn from circulation. RESEARCHERS MUST USE THE MICROFILM. The rules set for making photocopies of land petitions apply to this series as well.

first revised July 1973; reboxed and relabelled February 1981; retyped 28-7-77 & 27-2-81; microfilm accessioned 1-12-81

TO DO:

describe uses of indexes to the Reports in relation to claims; establish correlation between PAC and OA records, if possible; consider indexing of supporting documentation (esp. vols. 52-79A)

P. Kennedy

SHELF LIST		RG 1, L 5 HEIR & DEVISEE COMMISSION Records submitted to Council H-1133-H1153		21.00/ml		ur	
District	<u>Dates</u>	Title or descr	iption of records	Volume	Pages	Reel	
	n.d. (pre- 1804)	Index of locat by the Land Bo	ion certificates issued ards arranged alpha- -divided by district	1	1-46	н-1133	WITHDRAWN
eastern	1797-1802		Commissioners, with the al's reports thereon, lete index	4	1-185, index	H-1133 H-1133	AWN FROM
**	1803-1804	Surveyor Gener some Orders-in	Commissioners, with the al's reports thereon and a-Council for the issuance tions of the lands claimed		1-110b	н-1133	CIRCULATION:
**	n.d. (1803 ?)	Report of the (folios 1-4 and	Commissioners d endorsations missing)	3	5-28	H-1133	
**	c. 1809- 184 <u>1</u>	or unresolved	ims, received but disallo arranged alphabeticall imant, with a list of nam	y	1-107b	н-1133	USE MICROFILM
***	to 1804	of claims a name of claima	ficates submitted in suppurranged alphabetically by unt and numbered as identified from the Rep B 1-18 D 1-20 F 1-17		1-32a 33- 133a	H-1133 H-1134	FILM
11	11	G 1-26 I/J 1-5 L 1-13	H 1-17 K 1-5 M 1-65	7	134-280	c H-1134	H.
11	11	N 1 P 1-5 S 1-23 U,V 1-3	O 1 R 1-4 T 1-3 Z 1-2	8	281-325	b H-113 4	HORS CIRCULATION:
"	**		of certificates, numbered ged alphabetically, with a		326-391	a H-1135	•
98	**		of certificates, numbered ged alphabetically, with a	10	392 - 4 52	a H-1135	ند
**	(1789)	cates, prepare in several num	copies of location certified for the Commissioners, meric sequences by distric Augusta, Matilda)		1-190 a	н-1135	LE MICROFILM
					2		X

- SHELF LIST

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District	Dates	Title or description	of records	Volume	Pages	Reel	
JOHNSTOWN	1800- 1803	Reports of the Commis Surveyor General's	ssioners, with the reports thereon	12	1-123	H-1135	TIW
••	1801-1804	Orders-in-Council for Surveyor General's de land claims recommend	escriptions on ded	14	1-47	H-1135	WITHDRAWN FR
**	n.d. (1800- 1803)	Notices of claims, marranged in rough nur a rough list of claim	meric order, with	13	1-225 a	H-1135	FROM CIRCULATION:
***	1800- 1840?	Notices of claims, marranged in rough al with a list of claim	phabetic order,	15	1- 8 3a	H-1135	TLATION:
11	***	Notices of claime,	in numerical order unlisted	16	1-128	H-1136	USE
10	to 1804	Location certificate of claims arrange name of claimant and (missing claims iden	d alphabetically by numbered				MICROFILM
		A 1-24	B 1-79	17	1-107a	H-1136	K
**	**	C 1-51 E 1-6	D 1-11 F 1-22	18	108-213	H-1136	
11	11	G 1-31	Н 1-42	19	214-323	a H-1136	3
11	11	K 1-19	L 1-37 N 1-35	20		a H-1136	
**	11	N 1-16	М 37- 93 Р 1-30	20	419-480	a H-1137	HORS
		Q 1	R 1-28	21	481-367	ъ н-1137	, CI
**	11	s 1-88		22	568-663	^{3b} H-1137	CULATION
90	**	T 1-13 V 1-8	U 1 Y 1	23	.66 4- 69 ²	^{la} н-1137	TION:
MIDLAND	1797-180	3 Reports of the Comm Surveyor General's	issioners, with the reports thereon	24	1-400 401-52	H-1137 4 H-1138	UTIL
11	(1790s) 1797-180	Index of claimants 3 Orders-in-Council f Surveyor General's	descriptions on	25		H-1138	UTILISER LE
**	1797-18 0	land claims recomme 4 Notices of claims,	in no particular ord	25 ler,	1-0 <i>(</i> а	H-1138	MI CROFI LM
		with some reports of the Surveyor General Provincial Secretary relative to the issuance of patent deeds with a list		ie ar	1-178 _a	н-1138	AI LM
					3		

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District	Dates	Title or description of r	ecords V	<u>olume</u>	Pages	Reel	
MIDLAND	to 1804	Location certificates submitted in support of claims arranged alphabetically by name of claimant, with a					WITHDRAWN FROM CIRCULATION:
		list Miscellaneous (with list) A 1-20	В 1-57	27 27	1-16 a 17-99 a	H-1138 H-1138	AWN F
11	11	C 1-50 D 1-30	B 1-11	28 28	100-154a 155-193 a		ROM CIR
11	41	F 1-36	G 1-40	29	194-277 b	H-1139	CULA
**	**	H 1-57 K 1-8	I/J 1-8	30	278-347 b	н-1139	: NOI
**	"	L 1-28		31	348-376 b	н-1139	SE
••	11	м 1-56	N 1-9	32	377-441 a	н-1139	
**	11	P 1-49	R 1-36	33	442-523 b	H-1140	MICROFILM
11	**	S 1-62 U/V 1-18	Т 1-12	34	524-620 a	H-1140	*
11	**	W 1-42	Y 1-5	35	621-667 k	H-1140	
11	1801-1804	Orders-in-Council for the Surveyor General's descri claims recommended by the	iptions on land	36	1-70 a	H-1140	- manual
HOME	1802-1804	Reports of the Commission	ner s	37 37	1-62 z 63-68a	H-1140 H-1141	HORS
11	1804	Reports of the Commission		38	69-110 a	H-1141	S CI
11	c. 1804- 1823	Copy of the Commission of claims and a list of claims	f 1816, notices of imants, 1821-1823	of 3, 39	1-29a	H-1141	RCULATION:
11	1797-1802	Orders-in-Council for the Surveyor General's descri claims recommended by the	iptions on land	40	1-15 a	H-1141	
**	to 1804	Iocation certificates sull of claims arranged by in two rough alphabetic sull numbers 1-15, numbers 1-17,	name of claiman sequences with list	rt 41 41	16-47a 48- 70a	H-1141 H-1141	UTILISER LE M
**	1803-1837	Notices of claims, numbe a rough list of claimant and numbers 1-35, with a	S	42 ts	1-128a 129-20 8 a	H-1141 3 H-1141	WIGOŁIW

<i>(</i> .	District	<u>Dates</u>	Title or description of records	olume	Pages	Reel	
<i>f</i> -'	WESTERN	1798-1804	Reports of the Commissioners, with some Orders-in-Council for the issuance of Surveyor General's descriptions for				WITHDRAWN
			land claims recommended	43	1-93 d	H-1141	DR
			(see also reports in vols. 95-96) Rough minutes of meetings, 1799	43	1-54	H-1141	AWN E
	**	1798-1840	Notices of claims, received but disallowed or unresolved arranged alphabetically,	e d			FROM
			with a list of claimants	44	1-49a	H-1141	CIRC
	**	1803	Notices of claims arranged alphabetically, with a list of claimants and numbers 96-192, with a list	45	50- 94a 95-187a	H-1142 H-1142	CIRCULATION:
	11	to 1804	Location certificates submitted in support of claims arranged alphabetically (A-With a list (only for pp 32-95) (NB: the 1796 list of Loyalist forms p.	۷), 46	1-95b	H-1142	USE
	LONDON	to 1804	Notices of claims, numbered 1-41, with a list (sequence incomplete)	47	1-33 a	H-1142	MI CROFILM
			Orders-in-Council for the issuance of descriptions by the Surveyor General	47	34-41b	H-1142	K
C		1818-1841	Notices of claims, received but disallows or unresolved, with a list	ed 47	42- 59b	H-1142	
(NIAGARA	1802-1804	Reports of the Commissioners	48	1-41	H-1142	
	**	1803-1819	Notices of claims, received but disallow or unresolved, with a list Notices of claims (allowed), with a list	49	1-44a 45-79a	H-1142 H-1142	HORS
	GORE	1816-1824	Notices of claims, received but disallow or unresolved, with a list	ed 50	1-23a	H-1142	RS CIR
	NEWCASTLE	1798-1835	Reports and Orders-in-Council;	51 ed	1-21 _c	H-1142 H-1142 H-1142	CULA
			Notices of claims, received but disallow or unresolved, with a list numbered 1-16 Notices of claims (allowed), numbered 1-	3 .	22-66 _e	H-1142	NOIL
			with a list		67-123a	H-1143	
	BATHURST	1841	Notice of a claim	51	1-5	H-1143	TILI
		1841	Surveyor General's descriptions of lands alloted in response to claims, annotated by the Attorney General regarding the				E
			issuance of Fiats for the deeds - numbered 27-87 (not a complete sequence	52 ce)	1-92	H-1143	MICRO
, ,		1842	- numbered 1-90 and A 11-A 16	53	93-203	H-1143	FILM
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District	Dates	Title or description of records	/olume	Pages	<u>Reel</u>
•••		Surveyor General's descriptions, with annotation of Attorney General's fiats	54		£
	1848	numbered 53-95		204-265 F 266-440 F 441-708 F 708a-1001	I-1143 🗒
		1-87		266-440 H	I-1143 🖁
	1849			441-708 H	I-1143 😤
	1850	1-128		7082-1001	H-1144
	1851	1-147		1002-1211	U_1144
	1852	1-103			
	1853	1-82		1212-1361	
	1854	1-27		1362-1415	
Home, &c		Affidavits, bonds, location certificates, powers of attorney and other documents relating to the conveyance of land title, chiefly by the debtors of Robert Hamilton			CIRCULATION:
		of Queenston arranged by township		1	
ft ·	1794-1799	Ancaster twp., with a 'Schedule' or list	55	.1 - 59	i-1144 ເລື່
**	1797	Blenheim twp., with a 'schedule'	56	60-132 ¹	H-1144 [™]
**	179 6-1797	Beverley twp., with a 'schedule'	57	133-156 ¹	H-1144 MICROFILM
- ,,	1796-1797	Burford, twp., with a 'schedule'	58	157-211	H-1144 E
••	1797	Charlotteville, with a 'schedule'	59	212-221	H-1144
**	1797	Crowland twp., with a "schedule"	6 0	222-227	H-1144
	1812	Ernestown mills - bond for a lease	61	.228-2291	H-1144
**	1797 1794-1797 1828	Etobicoke twp., with a 'schedule' Gainsborough twp., with a schedule Grand River (see also vol. 75)	62	230-280	
11		Grimsby, with a schedule	63	281-316	H-1144
	1796-1798 1794	Humberton twp., with a schedule Lansdown twp.			CIRCULATION: H-1145
	1/34	Loughborough twp.			Ę
		Markham twp.			Ą
-•		markitam cwp.			10
**	1796-1799	Oxford-on-Thames twp., with a schedule	64	317-399	H-1145
**	1795-1799	Pelham twp., with schedule	65	400-436	H-1145 H-1145 H-1145 H-1145 H-1145
		Rainham twp.			1.
		Saltfleet twp. (list only)			3S
		Southwold twp., with a schedule			æ
		Thorold twp., with a schedule			. E
**	1797-1799	Townsend twp., with a schedule	66	437-491	H-1145 ≒
		Vaughan twp., with a schedule			×
		Wainfleet twp., with a schedule			Œ
	1801	Wolford twp			H-1145 MI CROFILM
**	1900-1901	3 Yonge Street	67	492-503	H-1145
••	1002-100	York			
	1000	n.p. (unspecified lots) - bond to Hamilt	on		
	1789	nehe (mushecttien tota) - noun to unutil	- -	6	

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District	Dates to 1804	Title or description of records Certificates regarding the performance	Volume	Pages	<u>Reel</u>
		of settlement duties arranged in alphabetic order with a list at the begining of each volume			WITHDRAWN H-1145
		surnames A-F	68	0-152a	H-1145 🛱
	**	G-Robertson	69	152b-295a	
	***	Robinson-W	70	295b-449a	77.7.4.0
	11	second series, arranged by township, with a list	72	449b-475a	CIRCULATION:
	11	third series, with a list alphabetically arranged (A-W)	, 71	0- 4 4a	H-1145 ::
	1781-1817	Certificates attesting to good character with a list	73	0-28a	H-1145 M
	1777-1816	Certificates of Loyalist claimants, alphabetically arranged (A-W), with a li	st 74	1-370	H-1146 H-1146
	1788-1804 1820 1856	Certificates and depositions regarding exchanges and surrenders, with a rough 1 Draft of a surrender to the Crown of lan in the Grand River tract sold by William Claus to Lord Selkirk and later reposses made by George H. Markland as surviving	ds	1-68	⊭ H-1146
		Trustee for the Six Nations	75	1-9	H-1146
	1789-1801	Certificates and Orders from the Land Boards and other authorities giving entitlement to lands arranged alpha-			HORS
	1796	with a second series A-W for the Niagara and Home districts arranged alpha-	76	1-220	H-1146
		betically, with a rough list of names	76	221-265	H-1146
Home	1800-1804	Assignments of title to lands by certificate or deposition, with a rough list	77	1-31	H-1146
	1788-1835	Assignment of title to lands by agreemen bond, deed of sale, mortgage or other conveyance arranged roughly by type	t,		UTILISER H-1146
		of document, alphabetically	78 78	1-127 128-258	H-1146 🏯 H-1147 🚍
	1798-1803	Receipts acknowledging sales of lands and titles thereto, in no particular order;		259-278	
	1804-1805	Receipts to the Inspector General of Pub Accounts for patent deeds;	lic	279-323	H-1147 MC ROFILE
	1804-1815	Receipts of the Receiver General for langrant fees paid to him	d	324-332	H-1147
	1804	Receipts for documents sent to returning officers (election writs, etc.)		333-348	H-1147
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, **	District	Dates	Title of description of toosts	Olumb	المحتالة		
<i>(</i>		1803	Orders-in-Council for the issuance of Surveyor General's descriptions for land claims recommended by the Commissioners numbered 1-36, in chronological order, with 5 extra for December 1803, and unnumbered Orders of later date	79A	349-491 492-716	H-1147 H-1147	WITHDRAWN FROM
		1797-1802	Register A: entrybook of Commissioners' Reports - with an index	. 80	1-400		
		1802-1803	Register B: entrybook of Commissioners' Reports - with an index	81	1-275	H-1148	CIRCULATION:
		1803-1804	Register C: entrybook of Commissioners' Reports - with an index	82	1-159	H-1148	N: USE
		1805-1822	Register D: entrybook of Commissioners' Reports (# 1-6 and A-S), including the Surveyor General's reports	83	1~133	H-1148	E MICROFILM
			on # 1-4	83	17133	11-11-0	FIL
		1823-1835	Register E: entrybook of Commissioners' Reports (T-F2)	84	1-273	H-1149	X
Č		"	Index to Register E	85	1-74	H-1149	
(1836-1845	Register F: entrybook of Commissioners Reports (G2-) - with an index	86	1-315	H-1150	
		1845-1853	Register G: entrybook of Commissioners' Reports	87	1-177	H-1150	нокѕ
		1826-1828	Register of Notices of Claims arranged alphabetically (see also vol.	88 99)	1-85	Н-1150	_
		1837-1847	Minute Book of the Commissioners - with an index	89	1-228	H-1150	CIRCULATION
	(1797-1804	Register of claims allowed entered chronologically, by district — *A" (indexed in vol. 91, pp 1-46 & vol. 92,	90 pp 1-117	1-184	H-1151	••
		1805-1823	Register of claims allowed (in Reports				
			1-6 and A-T) — "B"	93	1-41	H-1151	
A	,		(indexed in vol. 91, pp 47-67 & vol. 92, Index of claimants in Registers A-B-C (see vols. 90 & 93; Register C not found	91	1-116	н-1151	TILISER
ft 3-11-81			Index of original nominees in Registers A-B (see vols. 90 & 93)	92	1-133	H-1151	뜐
(, ,		Index of original nominees in Register C (Register of claims allowed "C" not four	; nd) 94	1-40	H-1151	MICROFILM
			(WERTOLET OF OTTAINS GIVEN OF THE PORT		8		FI LM

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District	Dates	Title or description of records	Volume	Pages	<u>Reel</u>	
Western	1299	Report of the Commissioners (in special storage; see Negatives C 60221 bb C-60224)	96	(roll)	H-1151	WITHDRAWN
Western	1803	Report of the Commissioners (in special storage; see Negatives C 60179 to C 60185)	95	(roll)	H-1151	RAWN FROM
	1805, 1812, 1818	Commissions appointing members of the Heir and Devisee Commission, 11 April and 26 December 1805; 1812, 18	318 97	4 parchm	ents H-1151	
	1805 1808	Reports of the Commissioners, submitted to the Executive Council First June 1805 Second March 1806 Third June 1806 Fourth March 1807 with the Surveyor General's report Fifth June 1807 Sixth March 1808	l			CIRCULATION: USE MICROFIL
		Draft register of Reports 1-6 and A-C	98	1-120	H-1151	K.T.T.W
	1821-182: 1816-181' c. 1830 n.d.	3 Schedule of Notices of claims; 7 Schedule of claims in reports M and N; Incomplete schedule of claimants (H-R); Incomplete schedule of lots under claim (formerly vol. 97)	; n 99	1-53	H-1152	
	1833-183	6 Register of disposition of claims (in numerical order) (formerly v. 97)	100	54-62	H-1152	
	1808- 1829	Reports of the Commissioners (also entered in vol. 83, Register D) A June 1808 B March 1809 C June 1809 D March 1810 E June 1810 F March 1811 G June 1811 H March 1812 I July 1812 J July 1813 K July 1814 L July 1815 M July 1816 N July 1817 O July 1818 P July 1819 Q July 1820 R July 1821 S July 1822 T July 1823 U July 1824 V July 1825 W July 1824 V July 1825 (the original Report W is in vol. 88; the Inspector General's copy is found X July 1827 Z July 1829	101	1-192	H-1152	HORS CIRCULATION: OTILISER IE MICROFILM
		(formerly vols. 98, pt. 1A and 1B)				=

District	Dates	Title or description of records Volume	Pages	Reel	
	1830-	Reports of the Commissioners 102	193-388	H-1152	
	1840				:
		A2 July 1830 B2 July 1831			
		C2 July 1832 D2 July 1833			Ì
		E2 July 1834 F2 July 1835			1
		G2 July 1836 H2 July 1837			
		I2 July 1838 J2 July 1839			
		K2 July 1840			
		(formerly volume 98 part 2A and 2B)	• • •		
	1841- 1850	Reports of the Commissioners 103			
	1850	L2 July 1841 M2 July 1842			į
		N2 July 1843 (formerly vol. 99)			1
		02 not found (see Register F, vol. 86)			į
		- July 1845 & January 1846	389-536	H-1152	
		- July 1846	537-638	H-1153	(
		- January 1847 - July 1847			
		- January 1848 - July 1848			i
		- January 1849 - July 1849			(
		(with draft of Jan. 1849, formerly vol. 99)			i
		- January 1850 (July not found)			i
		(formerly volume 98, part 2B and 3)			i
	1851-	Reports of the Commissioners			
	1854	104	639-821	H-1153	
	1004	- January 1851 - July 1851			
		- January 1852 - July 1852			
		- January 1853 - July 1853			
		- January 1854 - July 1854			
		(formerly volume 98 part 3)			
	1819-1	Contemporary copies of the Reports,			
	1829	prepared by the Clerk of the Executive		•	1
	1025	Council for the Inspector General			1
		P July 1819			i
		R July 1821			1
		T July 1823			į
		U July 1824			
		V July 1825			
		W (see vol. 101)			
		X July 1827			
		Y July 1828 (two copies)			į
		Z July 1829			į
		(formerly vol. 97)			;
		→ → → → → → → → → → → → → → → → → → → 		•	

(prepared 27-2-81, following reboxing)
PK amended 15-4-81 with completed pagination