MEMORIALS OF FORT ERIE AND EARLY NAVIGATION ON LAKE ERIE:::

page 58: GRIST MILL REGULATIONS::: 1786.

"Secretary's Office, Quebec 14th., February, 1786."

Several applications having been made to His Honour the Lieutenant Govenaor, for leave to erect Mills in the new settlement.

Notice is hereby given by the Lieutenant Govenor, and Commanderin- Chief of this Province, by and with the advice of His Majesty's Council thereof; that right shall be granted to a person or persons, to erect a Mill in each seigniority or Township, in the situation best adopted for that purpose, for the use of the settlers: which person or persons, shall for a limited time enjoy the right of seigniority in everything regarding the Mill, according to the laws and customs of this Province, as a reward for his or their trouble, and as full compensation for the expence thereby incurred, on the following terms and conditions.

" Certain place in each seigniorty or Township, having been pitched upon; which in the opinion of the judges are best adopted by their situations and advantages to have MIlls erected upon them; the holder of the lot upon which spot is situated, shall in preference authorised by himself or in company with such other persons, as he may find necessary for that purpose to associate with him in the undertaking: to erect a Grist MIll for the use of the seigniorty or Township, under the conditions herein-after recited.

- 1. That a Grist Mill sufficient in all respects for the use of the settlers in the seigniorty or Township shall be erected; and held in readiness for the use; on or before the first day of November next.
- 2. That said Grist Mill shall be kept in constant repair, and attended to by the persons necessary to grind the grain of the settlers. That in consideration of the due performance of the above conditions; the persons engaging and binding themselves thereto; shall enter into the enjoyment of all the rights and privilages which His Majestie holds, as seigior with respect to Mills; according to the laws and customs of this Province, under the following provisions.

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"That at the expiration of fifteen years, His majestie shall resume the seigneurrial rights of bannalite, and that the Mills together with all necessary buildings, thereto appertaining, erected in consequence of the agreement; shall then be delivered up to His Majesty, without the right to claim or compensation from the builders, in consideration thereof.

In Lower Canada Mills are often erected in this way, the undertaker enjoying the privilages from the seignior for ten years; but in consideration of the situations and circumstances of the settlers, for their greater encouragement; the term will be extended to fifteen years.

That if at any time before the term of fifteen years has elapsed, it shall be found expedient for His Majesty to reume the rights of bannalite; it shall be lawful there to do; and in that case a just and equitable compensation shall be allowed, to the undertakers under the agreement; to be given under the opinion of five persons; two of whom shall be named on the part of His Majesty, two by the possessors of the Mill, and the fifth by the first four ; as well for the first cost of erecting the Mills; as in consideration of a reasonable profit, to be derived from the undertaking.

For the greater encouragement of the undertaker, one batteau properly manned, shall be allowed at His Majestie's expence; to make one trip to carry up from the Lachine, the Mill stones, and for the use of each Mill.

All persons willing to undertake the erecting of a Grist Mill, in each seigniory or Township, the holder of the Lot upon which the Mill is to be erected, having always the preference; are immediately to signify the same, through the usual channel of their inspectors; those for the seigniories or Townships of Johnstown and Oswegatchie, to Stephen Delancey Esquire: for the seigniories of Townships depending on Cataraqui, to Neil McLean Esquire, Deputu Inspector: and if approved by the Lieutenant Commander- In Chief; they are to be ready to enter into an agreement on the above terms, with the inspectors at the above mentioned places; and to give good and sufficient security to them on the part of His Majesty; for the due performance thereof, on or before the tenth day of May, next.

Right, will be granted on the same conditions at the settlements near Niagara Falls and Fort Erie. The Commanding Officer will be authorised to receive proposals, and ratify the agreements on the part of His Majesty. "By His Monour the Lieutenant Govenor's Command

George Pownall, Secty.

Page 3. GRIST MILLS:::

In the vicinity of Niagara, two places were named as being eligible for the construction of water Mills: They were at the Falls above 12 mile pond, ten miles from the lake, and 16 from the Garrison: and between the great Falls and Chippeway Creek.