

This Indenture made agreed and concluded upon at Saint Johns in the Island of Newfoundland the twenty fifth day of November in the fifty second year of the Reign of our Sovereign Lord George the third by the Grace of God of the United Kingdom of Great Britain and Ireland King Defender of the Faith, and in the year of our Lord One thousand eight hundred and eleven Between Peter W. Carter Esquire Registrar of His Majesty's Court of Vice Admiralty in the said Island of the first part and Sidney Livingston Spinster Daughter and Co-heiress of the late John Livingston Esquire of Saint Johns aforesaid deceased, of the second part and John Williams of Saint Johns aforesaid Merchant of the third part Whereas a Marriage is agreed upon, and intended to be shortly had and solemnized by and between the said Peter W. Carter and Sidney Livingston, and upon the Treaty of the intended Marriage it was agreed by and between the said Peter W. Carter and Sidney Livingston that previous to the solemnization of the said Marriage the said Sidney Livingston should invest all and singular the Houses, Lands, Rents, Monies, Profits, Estate and Effects, real and personal, which she the said Sidney Livingston is now possessed of or entitled to in her own right or hereafter may come into possession of or be entitled to in her own right as Co-heiress of the late John Livingston aforesaid, by virtue of the last Will and Testament of the aforesaid John Livingston her Father bearing date the                      day of April One thousand seven hundred and ninety seven, Upon the Trust and for the intents and purposes hereinafter expressed and declared of and concerning the same, and that the said Sidney Livingston should assign and make over the property to which she is entitled under or by virtue of her right as Co-heiress of her said late Father's estate, as aforesaid unto the said John Williams his Executors Administrators and Assigns upon the Trust and for the intents and purposes hereinafter mentioned, expressed and declared of and concerning the same. Now this Indenture Witnesseth that in consideration of the said intended Marriage and in pursuance and performance of the said hereinbefore mentioned agreement, on the part of the said Sidney Livingston in this behalf, and in the consideration of the Sum of Ten Shillings of lawful Money of Great Britain to the said Sidney Livingston in hand paid by the said John Williams at or before the Sealing and delivery of these Presents, the receipt whereof is hereby acknowledged

and for divers good causes and valuable considerations, the said Sidney Livingston hereunto moving, she the said Sidney Livingston with the consent and approbation of the said Peter W. Carter testified by his being a party to and Sealing and Delivering of these presents, Hath bargained, sold, assigned, transferred and set over And by these presents doth bargain, sell, assign, transfer and set over unto the said John Williams his Executors, Administrators and Assigns all and singular the Houses, Lands, Rents, Monies, Deeds, Bonds, Securities, Stock, Debts, Goods, Chattels, Estate and Effects real and personal of what nature and Kind soever which she the said Sidney Livingston is now possessed of or entitled unto by any means or ways whatsoever, and all and every other Sum and Sums of money which she the said Sidney Livingston, or which she or the said Peter W. Carter may be entitled to under or by virtue of her right as Daughter and Co-heiress of the said John Livingston Esquire deceased, and all the right, title, Interest, claim and demand whatsoever both at Law and in Equity, of her the said Sidney Livingston of in and to the same, and every part thereof respectively. To Have, Hold receive and take the said Houses, Lands, Rents, Monies, Deeds, Bonds, securities, Stock, Debts, Goods, Chattels, Estate and effects, and all and every sum and sums of money hereby assigned as aforesaid, or intended so to be, and every part thereof respectively, unto and by the said John Williams his Executors, Administrators and Assigns, but nevertheless upon the Trusts and for the intents and purposes hereinafter expressed and declared of and concerning the same, And for the considerations aforesaid, she the said Sidney Livingston with the consent and approbation of the said Peter W. Carter testified as aforesaid, And also he the said Peter W. Carter, do and each of them doth make, nominate and appoint and in their Place and stead put the said John Williams his Executors, Admin<sup>rs</sup> and Assigns their true and lawful Attorney for and in the name and names of them the said Peter W. Carter and Sidney Livingston and each of them but upon the Trusts hereinafter mentioned concerning the same, to ask, demand, recover and receive all such sum and sums of Money as are or shall be due or owing from any Person or Persons whatsoever, and to receive all and every Rent and Rents, Sum and Sums of

of Money now due or which hereafter shall or may grow due, from any person and persons, who have been, now or which hereafter shall or may be tenants or tenants of any Messuages, tenements, Lands and Premises being the property of the Estate of the late John Livingston Esquire aforesaid, and at his own discretion to make any Lease and Leases of any of the said Messuages, tenements, Lands and Premises, for any number of Years not exceeding Twenty one years at the best Yearly Rent or Rents, that can be had or obtained <sup>for the same</sup> and to make Sale of all or part of the property aforesaid provided he may consider it advisable so to do, and to lay out and invest the monies arising from any such sale or sales, or any other monies arising out of the Rents or Rent of said Messuages, tenements and Lands in some of the Public Stocks or Funds or in Parliamentary or real securities at Interest, all which, Stock, Funds and securities may from time to time (as he may consider advisable) be sold, assigned, transferred, Altered and varied, and the monies arising thereby or coming to his hands, again invested or laid out in or upon new or other like Stock, Funds or securities when and as often to him shall seem meet, and on receipt of any Sum or Sums of money arising or coming out of the aforesaid Messuages, tenements and Lands or any part thereof, respecting for and in the name and names of them the said Peter W. Carter and Sidney Livingston and each of them or in the name of him the said John Williams his Executors, Administrators or Assigns to give, sign and execute any Receipts or Receipts, acquittances or acquittances, release or releases or other effectual discharge or discharges for the same, and on nonpayment thereof or any part thereof respectively to bring, commence, carry on, and prosecute any action or actions, suit or suits, or other proceeding or proceedings whatsoever, and generally to do execute and perform any other Act, deed, matter or thing whatsoever relative to the receipt and recovery of the said sum or sums of money hereby assigned or intended so to be and every part thereof respectively as fully and absolutely to all intents and purposes whatsoever as they the said Peter W. Carter and Sidney Livingston or either of them, might or could do in their proper person, AND it is hereby agreed and declared by and between the said parties to these presents, that the said John Williams his Executors, Adminis and assigns shall stand and be possessed of all and singular the aforesaid Houses, Lands, Rents, Monies, debts, Bonds, Securities, Stock, Debts, Goods, Chattels, Estate and

Effects, real and personal of what nature and kind soever, which she the said Sidney Livingston is now possessed of or entitled to, in her own right, or by any ways or means whatsoever, and all and every other Sum and Sums of Money which she or the said Peter W. Carter may be entitled unto, by virtue of her right as Daughter and Co-heiress of the said John Livingston Esquire deceased, and all the rights, title, Interest, Claim and demand whatsoever both at Law and in Equity of the said Sidney Livingston of in and to the same belonging and every part thereof respectively. In Trust for her the said Sidney Livingston her Executors and Administrators, until the said intended Marriage shall be had and from and immediately after the solemnization thereof, then as to the said property hereby Assigned, Upon Trust from time to time to authorize and empower the said Peter W. Carter to receive and take the Interest thereof respectively, for and during the term of the Life of her the said Sidney Livingston, and to and for her use and benefit, And upon this further Trust, that in case she the said Sidney Livingston shall happen to survive the said Peter W. Carter then he the said John Williams his Executors, Adminis and Assigns do and shall after the decease of the said Peter W. Carter surrender and give up and pay the whole of the said Fortune of the said Sidney Livingston to her the said Sidney Livingston or her Assigns, absolutely for her and their own use and benefit, AND do and shall in such <sup>case</sup> pay to or authorize and empower the said Sidney Livingston and her Assigns to receive and take all the aforesaid Houses, Lands, Rents, Monies, Debts, Bonds, Securities, Stock, Debts, Goods, Chattels, Estate and Effects, real and personal of what nature and kind soever, together with all the Interest, Dividends, and annual Produce of the said Houses, Lands, Rents, Monies, Debts, Bonds, securities, Stock, Debts, Goods, Chattels, Estate and Effects, real and personal of what nature and kind soever, which from the time of the decease of the said Peter W. Carter, shall become payable for and during the term of her Life, to and for her own use and benefit, And lastly the said Peter W. Carter for himself his Executors and Administrators doth covenant, promise and agree to and with the said John Williams his Executors, Adminis and Assigns by these presents, that he the said Peter W. Carter and all and every the Person and Persons lawfully claiming or to claim by from under or in Trust for him shall and will from time to time and at all times, after the solemnization of the said intended Marriage, upon the request and Desire of him the said John Williams his Executors, Administrators and Assigns or either of them, make do and execute, or cause and procure to be made, done and executed, all and every such further and other lawful and reasonable Act and Acts, deed and deeds, thing and things, devices, Assignments and Assurances in the Law whatsoever, for the further and better confirming and corroborating

these presents and every clause, matter and thing herein contained, and for the better enabling the trustee aforesaid and his respective Executors, Administrators and Assigns to execute and perform the said Trust, according to the true intent and meaning of these presents as by the said John Williams his Executors, Administrators and Assigns, or either of them, or their or either or any of their Council shall be reasonably devised, advised and required, In Witness whereof the said Peter W. Carter and Sidney Livingston to these presents their hands and seals have set at Saint Johns aforesaid where stamped paper is not used, the day and year first above written.

Signed, Sealed and Delivered in the presence of, the interlineation between the 10<sup>th</sup> & 11<sup>th</sup> line of the 2<sup>nd</sup> Page of the words (for the same) being first made, and the word case between the 2<sup>nd</sup> & 3<sup>rd</sup> line of the 3<sup>rd</sup> page also first made.  
Mary Morris  
John Broom Not. Pub.

Peter Weston Carter LS  
Sidney Livingston LS

In the Supreme Court Newfoundland  
John Broom Senior of Saint Johns aforesaid Notary Public maketh Oath and Saith that he was personally present and did see Peter Weston Carter Registrar of His Majesty's Court of Vice Admiralty of Newfoundland and Sidney Livingston Spinster Daughter and Co-heiress of the late John Livingston Esquire Deceased, sign, seal and in due form of Law Execute the within Instrument of writing.

Sworn at Saint Johns aforesaid  
this twenty seventh day of June. 1818  
Before me

John Broom  
Not. Pub.

Let the within Instrument of writing be Recorded in His Majesty's Supreme Court, Saint Johns Newfoundland. Book of Inrollements G.G. folios 254. 255. 256. 257 & 258.  
Saint Johns June 8. 1818.

Francis Forbes

Be it remembered that on the fifteenth day of June One thousand eight hundred and eighteen, The Honorable Francis Forbes Chief Justice of the Island of Newfoundland &c Here Recordeth that on this day came James Burneaux of Saint Johns Cordwainer, and brought a certain deed of Release which he prayed might be Recorded in His Majesty's Supreme Court Saint Johns Newfoundland and the said deed of Release is Recorded in these words viz.

To all to whom these presents shall come we who have hereunto set our hands and seals creditors of James Burneaux of Saint Johns in the Island of Newfoundland Cord-wainer send greeting Whereas the said James Burneaux owes and is indebted unto His said creditors in several sums of money which he is not able fully to satisfy; We therefore have agreed, and do hereby agree to accept of three shillings and seven pence of lawful money of Great Britain per pound for each and every pound or twenty shillings which the said James Burneaux, now owes and are indebted unto us respectively, in full satisfaction of all such debts - Now therefore know Ye that for the consideration aforesaid, each of us the said Creditors, who have hereunto set our hands and seals for himself his Heirs, Executors and Copartners Do by these presents release and for ever discharge the said James Burneaux his Heirs, Executors and Administrators of and from all and all manner of action and actions, cause and causes of actions, Suits, bills, bonds, writings, debts, dues, accounts, Sum and Sums of money, judgments, executions, extents, trespasses, controversies, damages, dues and demands whatsoever, both at law and in equity, which against the said James Burneaux, each and every of us his said creditors now hath, or which each and every of our Heirs, Executors or Administrators respectively hereafter may, can, or ought to have, claim or demand for, upon or by reason of our several