

" that part of the united Kingdom of Great Britain and Ireland called England.
" And Our said Lady the Queen, by the said Letters Patent did grant to the
" said Ebenezer Baird his heirs and assigns for ever full power and liberty to
" use, occupy and enjoy the said lots, tracts, or parcels of land, beach and pre-
" mises in any manner that he or 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 his and their own use and benefit upon and
" subject to certain provisos and conditions in the said letters patent mentioned
" of which letters patent the said Attorney General bringeth here into Court a
" true copy together with these presents."

" And the said Attorney General of our said Lady the Queen further giveth
" the Court here to understand and be informed that by a certain Judgment
" of the Court of appeals of the Province of Lower Canada, rendered on the
" thirtieth day of July one thousand eight hundred and forty in the said
" cause in the said Letters Patent mentioned, the Reverend Ladies the Ursu-
" lines of Quebec aforesaid were adjudged and declared to be and in fact and
" in law are, the proprietors and in possession of all the land adjoining the
" said lot in the said Letters Patent firstly described, and that the line of high
" water mark of the said river Saint Lawrence was by the said Judgment
" declared to be and is the boundary and line of division between the property
" of the said Reverend Ladies the Ursulines of Quebec, and the said lots of
" land so granted to the said Defendant by the said Letters Patent as aforesaid,
" as by the said Judgment whereof the said Attorney General brings here into
" Court a true copy, reference thereto had, will more fully appear, which
" Judgment hath never been reversed, set aside or vacated, but was at the date
" of the said Letters Patent, and yet is in full force and effect and was and is
" binding upon our said Lady the Queen as having been rendered adversely
" to and against our late Lord the King Her Majesty's Royal predecessor in the
" throne, in favor of the said Reverend Ladies, the Ursulines of Quebec.

" And the said Attorney General of Our said Lady the Queen further giveth
" the Court here to understand and be informed that the said river Saint
" Lawrence is a navigable river where the tide ebbs and flows and that the
" said lot of land in the said Letters Patent firstly mentioned, comprises all the
" beach of the said river at the place there described between high water
" mark and low water mark immediately adjoining and in front of the said
" property of the said Reverend Ladies the Ursulines of Quebec, there situate,
" and that the said Reverend Ladies are by law entitled to the free use and
" enjoyment of the said beach, when uncovered by water, and to free access
" to the waters of the river St. Lawrence there at high tide for all the purposes
" of navigation, and otherwise, for all other purposes as Riparian proprietors
" are used to enjoy the beaches of navigable rivers adjoining the property
" whereof they are lawfully seized and possessed.

" And the said Attorney General of Our said Lady the Queen further giveth
" the Court here to understand and be informed that the said grant of the said
" two lots obtained in the said Letters Patent made to the said Defendant
" *unlawfully prejudices and injuriously affects the said rights of the said Reverend*
" *Ladies, the Ursulines of Quebec, as such Riparian proprietors.*

" Wherefore and in as much as the said Reverend Ladies the Ursulines of
" Quebec by their humble petition have represented the premises to Our said
" Lady the Queen and Our said Lady the Queen hath been graciously pleased,
" for their relief, to order the said Attorney General to do what to law and
" justice doth appertain, in this behalf, the said Attorney General of Our said

* For conditions of Letters Patent, see Appendix No. 1.