

W^H Newell & Son
McCallum
Sons

CH 380

Boston 31 Decr 1850

With regard to your notice about
a Resurvey of the Land, I have already had so much
trouble from you and your Purchaser, that
I shall leave you to do as you please in the
matter - merely warning you not to put up
with "Nancy", as she has now been in Hassenpion
22 years, and one of her Brothers now living
was present at her being put in Hassenpion &
long & hard your Father consented to the Boundary
line then fixed for her. - I may give you
what I please of my own land, but can no more
disturb her than you can - and she is a paal
if she does not take care of her self - Should
any thing pass be much on my nights, present to
myself the course I may ultimately pursue.

When I came into possession of this land about
26 years ago, there was a tolerable good Log Line standing
dividing it from the Glebe lot, from the Head to
the Water - terminating at two remarkable spruce trees
in the corner at the Roads side - about 2 feet apart
the line passed through between them, and they were
placed on the inside facing one another. There are
many people yet living who remember perfectly
these corner trees, and the heads of one of them are
not standing out of the bank on the roadside -
the western most one having been entirely removed
when I put a drain which will now water those
2 trees, from easily known were always recognised
white standing as in the line both by your Father
and myself. The log fence was patched up and
made to do for many years, but at length it rolled
down, when I asked your Father to repeat me

A Letter to Mr. Newell
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in cutting a deep & wide drain along the line
to carry off the water which you may remember
much the ground very swampy; he declined
doing so, saying that "Nancy" occupied the fields
joining, and gave him no rest, but added
she might help me if she pleased, but she also
declined, so that I had to make it all myself, and
it was your Father's wish that the contents of it might
be thrown out on Bath Licks, which was done, and
"Nancy" can tell you if you ask her that what was
on her side she carried away to make top dressing
on her Grap Licks and that prevented her from
telling what was on my side - The running of the
old Bag Licks was removed to make way for this
drain and there are some of the old bags yet lying
about - I had to exert a force on the trunk of the
drain at my own side as it could not be put in
the drain. There is another very extraordinary
but confirmatory circumstance of the genuineness of the
line to which I claim your special attention -
you are aware that a line had been run, and marked
from the Head Northward, about one chain & of the
True North line cause - by some one, and at some time
line became in possession of Patterson's Land - I know
not who run this line for sure never consulted
but think it must have been done by some in-
competent person employed by your Father, to guide
him where to cut pine wood - I did not observe
this line till some years after it was made
when my attorney very drawn to it by some
one that had cutting timber - I took little notice
of it at the time, as knowing it was in a thought
but from my observing that it left my lot

Reaching to a point in the Woods, thence that
either it or my East Line must be wrong,
and it was only when I got my East Line established,
not many years ago, that you as made
arrangements of the Great Error in my West Line.

This line, be it remembered, runs without my
Sanction, starts from the very spot where
stood the two spruce trees by the Roads side
thus confirming them to be the original Boundary
as recognised by your father - Weaving all
these Facts as to the validity of my claims to the
original line, and which if I had then sus-
pected that Purchaser might be made of
your beat from the westward, I would
never have given up, & for the sake of Peace
proposed to give you a half Rod, not as a
matter of Right, but as a gift, that you might
have your Comphiment - but made ~~a Reservation~~
of this through "Nancy's" Lat, to be paid her in
a cash Equivalent, as I had no right to dis-
turb her Possession. This was agreed to by all
the Parties on the spot, but afterward annulled
by your Purchaser, who, as a matter of course
forfeited my proposed gift, and would
tell you distinctly that I hold to the original
Boundary and shall ^{probably} treat you as a trespasser
if you come beyond it. Still, if I thought
it would satisfy you and your Purchaser
I would make you welcome to it, but this
must in no way compromise me with
Nancy, you and her must fight out your
own Battles. Will I to give you up all my

Leave it clear that necessarily follows that she
must give you her, which she has held under
tutored possession of, more than 20 years.

It would be a profitable exercise to think
about in connection with these Land Stories -
our Lord's saying as Recorded by Luke - " And that
taketh away thy clothes & " you are aware that
Matthew gives a different reading of this passage &
it is just possible that you may think it might
bear some more - for example - " He that striketh
away his cloak will soon find himself without ~~to~~
a coat also", in other words - when greedily men
get hold of a simplotous they generally apply
this denuding ~~propositio~~ ^{propositio} to him till they leave
him naked.

Some time before you went to Scotland I
let you have a paper to leave a particular
purpose in reference to the Settlement of
this Land dispute - but Mr. Macmillan having
refused to comply with it I thought
you might have noticed it before this;
it is like Ripping up a Note - note after it
is paid - I have to request you to return
it by first Post, failing which I shall in
justice to myself and family have to take
legal measures to compel you to return
it - on what will be the same thing to me
much it matters in your hands, but
I hope you will save me the trouble & ex-
pense of this course by returning it.

Yours truly
Jas. Davison