

GASPÉ OF YESTERDAY

THE TARDY SCHOONER "EZEL"

Thomas Savage of Cape Cove has
a Deed of Protest presented to
Captain John Rendell, Master of
the schooner "EZEL"

KEN ANNETT

THE TARDY SCHOONER, "EZEL"FOREWORD

In the month of May, 1875, the Cape Cove Fishery Merchant, Thomas Savage, made arrangements through his fellow Jerseyman, George Balleine, to charter the schooner "EZEL" of 155 tons, Captain John Rendell, Master. From Bristol, England, where the "EZEL" was due, George Balleine's agents, Messrs LeMaistre and Company of Liverpool were to arrange for the schooner to proceed to the port of Cadiz, Spain to load a cargo of salt for Thomas Savage's Bay Chaleur fishery, and upon delivery of that cargo in Gaspesia, to load a cargo of "fish in tubs" for delivery in Brazil, South America.

But as the autumn days of October shortened, with no sign or word of "EZEL", Thomas Savage grew increasingly concerned and annoyed. It was not until early November that word finally reached him, indirectly, that "EZEL" had arrived at Gaspé Basin. It was at this point that he had his agent, fellow Jerseyman and Gaspesian merchant, James M. Remon, draw up a formal DEED OF PROTEST before Justice of the Peace John Baker, Esquire, of Percé.

"GASPÉ OF YESTERDAY", in presenting below this DEED OF PROTEST, will supplement it by notes on ports and persons involved in this story of the "TARDY SCHOONER "EZEL".

PROTEST OF THOMAS SAVAGE
AGAINST
JOHN RENDELL OF SCHOONER "EZEL
ET AL

DOMINION OF CANADA
PROVINCE OF QUEBEC
DISTRICT AND COUNTY OF GASPE

Be it known to all men by this present Public Instrument of Protest and Declaration that at Cape Cove in the County aforesaid on this twelfth day of November in the Year of Our Lord one thousand eight hundred and seventy five,

Before me, John Baker, Esquire, one of Her Majesty's Justices of the Peace in and for the District of Gaspé, acting in this behalf in default of Notaries Public resident in the County of Gaspé and being thereunto duly authorized by law,

Personally came and appeared James M. Remon, Agent duly authorized of Thomas Savage, of Cape Cove aforesaid, Merchant, who being by me duly and solemnly sworn, did and doth declare, depose and say as follows.

That on the twenty ninth day of May last past the schooner or vessel "EZEL" of the burden of 155 tons or thereabouts, John Rendel now Master, being due then at Bristol, was chartered by written agreement through Messrs LeMaistre and Co. of Liverpool as agents for George Balleine of Jersey to proceed with all convenient speed to Cadiz and there load a cargo of salt, and therewith to proceed to Cape Cove and other places if required in the District of Gaspé from whence, after discharge of her said cargo of salt, to take a cargo of fish in tubs to port or ports in Brazil

That the said vessel was so chartered by order and for and on account of the said Thomas Savage and addressed to him for both inward and outward cargo,

That instead of proceeding direct to Cadiz from Bristol the said vessel was employed on an intermediate trip and left Androssan with coals for Cadiz on or about the second day of September last past, and finally only left Cadiz for Gaspé on or about the second

day of October last past at about which time she should, by the conditions of the charterparty, have arrived at her intended port in Gaspé.

That the said vessel appears to have arrived at Gaspé Basin on the ninth day of November instant but up to the date of this present has not made her appearance at Cape Cove aforesaid or any other of her intended places of discharge and lading.

That by the aforesaid deviation from the charterparty by the said vessel and the consequent non-fulfilment of the conditions thereof, the said Thomas Savage is exposed to serious loss, damage and detriment.

Wherefore the said appearer, on behalf of the said Thomas Savage, doth by these presents publically and solmenly protest against any and all the aforesaid happenings and against all losses damages and costs sustained or which may further be sustained by the said Thomas Savage in consequence of any of the acts aforesaid and that the same shall be borne by whom it may concern.

This done and protested at Cape Cove aforesaid as witness the signature of the said appearer, acting as aforesaid before and with me, the said John Baker, Esquire, Justice of the Peace acting as aforesaid, in the day and year first above written.

(Signatures)

James M. Remon,
Agent for Thomas Savage

John Baker, J.P.

IN TESTIMONIUM VERITATIS

Province of Quebec
District of Gaspé

I, John Short, of Gaspé Basin in the District of Gaspé, Sheriff, acting in this behalf in default of Notary Public, being thereunto authorized by law, did at

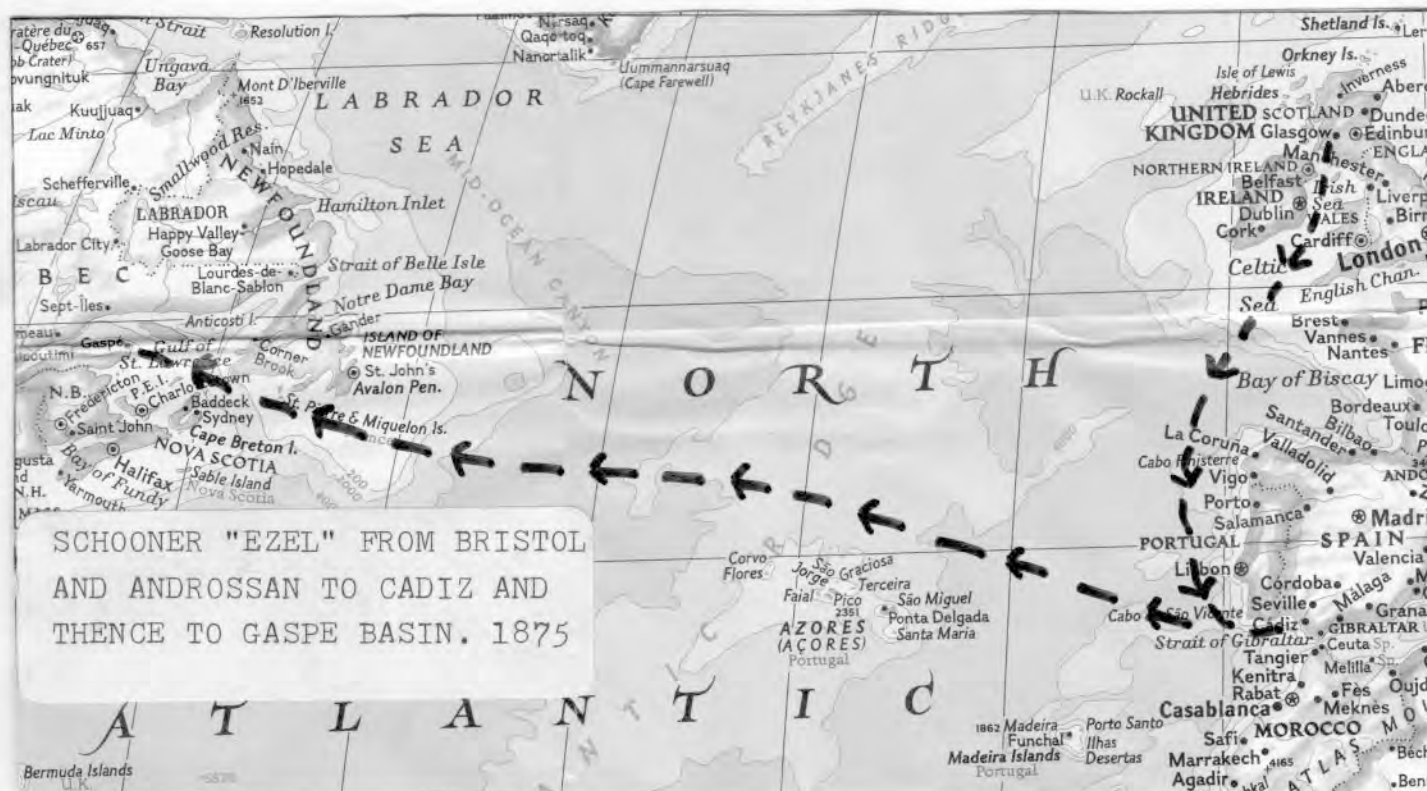
instance and request of Thomas Savage, Esquire, M.L.C. of and for the said District, on this twentieth day of November in the year of Our Lord one thousand eight hundred and seventy five, hand a duly authenticated copy of the above Protest, after reading the same, to John Rendel, Master of the schooner "EZEL" now lying in the harbour of Gaspé and did protest, as by these presents I do protest against all and singular the losses, damages, detriments, costs, charges and expenses that have arisen, or may hereafter arise in consequence of the aforesaid nonfulfilment of the Charter Party to the owners of the said schooner "EZEL" and do declare that the same shall and may be borne by those who ought of right so to do and not by the said Thomas Savage.

And I the said John Short have at the request of the said Thomas Savage, granted unto him these presents, in writing, to serve and avail him and all others whom it doth or may concern in relation to the premises in any way whatsoever.

Given under my hand and seal at Gaspé Basin aforesaid on the day and year above written in triplicate.

(Signed)

John Short,
Sheriff and J.P.



NOTES ON PORTS AND PEOPLEBRISTOL

Historic seaport of south-western England linked to the Avon, Frome and Severn rivers. Played a notable part in maritime history. In the 19th century the port facilities moved downriver to Avonmouth and Portishead. In 1875 the schooner "EZEL" likely used the City docks where coastwise maritime traffic was concentrated.

ANDROSSAN

Scottish port on the Firth of Clyde, facing the East coast of the Isle of Arran. Its docks were equipped to handle coal from the mines of Renfrew and Ayr. H.V.Morton in his "IN SCOTLAND AGAIN", described the view from Ardrossan harbour -
 "...framed in the mouth of the harbour was the Isle of Arran...like some magic island that had been towed into the Firth of Clyde...a great ridge of mountains rose sheer from the sea and the morning mists lay heavy on them...from which the top of Goatfell lifted itself to the sun..."

CADIZ

Its fine natural harbour attracted mariners from ancient Phoenician times. Capital and principal seaport of the Spanish province of Cadiz. The export of salt, obtained by evaporation of seawater in pans about Cadiz Bay, brought the "EZEL" here in 1875 to load fishery salt for Thomas Savage.

GASPÉ
BASIN

In the era of sailing ships the outer and inner harbours of Gaspé combined to offer one of the finest seaports in eastern Canada. There Jacques Cartier found shelter and claimed the land for his King. Later, many of the fishery firms built wharves and warehouses about the inner Basin.

NOTES (CTD)THOMAS SAVAGE

(1808-c.1890) Native of the Island of Jersey, Gaspesian fishery merchant with a base at Cape Cove.

Served as Member of the Quebec Legislative Council for Gaspé.

Reference to the Savage family is to be found in Leigh Boyle Coffin's book-"WHEN TWO OR THREE ARE GATHERED TOGETHER",p.66

JAMES M.REMON

(1824-1904) Another native of the Island of Jersey.

Gaspesian merchant at Pabos.

He was buried in St.Paul's Anglican Church cemetery, Percé.

GEORGE BALLEINE

Native of the Island of Jersey. Member of an old and influential family that had links to such Jersey families as VALPY, COLLAS, DE LA PERELLE, LE CORNU, HACQUOIL, JEAN etc. References to the family are to be found in Mrs.Marion Turk's book- "THE QUIET ADVENTURERS IN CANADA", ppl47-149.

JOHN BAKER

Definitive family histories of the BAKER families of the Cape Cove/Percé area are needed. Some, but not necessarily all of the Bakers, were from the Channel Islands.

When the Rev.John Suddard married John Jean and Hannah Barnes on March 4,1824 the two witnesses were John LeBoutillier and John Baker.

JOHN SHORT

Son of the Rev.Robert Short, M.A. who served in Gaspesia as the Anglican Rector of Percé. References to the family can be found in "GASPÉ OF YESTERDAY" #027 SPRING GROVE SPEC 6 July 1982.



PORT OF ANDROSSAN WHERE THE
SCHOONER "EZEL" LOADED COAL
FOR CADIZ. 1875



IN THE DAYS OF SAIL - SCHOONERS IN THE
SHELTERED HARBOUR OF GASPÉ BASIN.