

GASPE OF YESTERDAY

139

PROTEST - SCHOONER "OLIVE"  
\*\*\*\*\*  
CAPTAIN JOHN LE GRESLEY  
\*\*\*\*\*  
1825  
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KEN ANNETT

PROTEST - SCHOONER "OLIVE" - CAPTAIN JOHN LE GRESLEY, MASTER MARINER

By this Public Instrument of Declaration and Protest be it known and made manifest unto all to whom these presents shall come, or whom the same may in any wise concern, that on the Twenty Ninth day of July in the year of our Lord one thousand eight hundred and twenty five, before us, the undersigned Notaries Public duly admitted and sworn for the Province of Lower Canada and residing in the City of Quebec in the said Province,-

Personally came, appeared and were present, John Le Gresley, Master Mariner and Master of the Schooner or Vessel called the OLIVE of the burthen of forty six tons or thereabouts, now lying in the Port of Quebec, George Sivret, Mate, and William Mitchell, Seaman, of and on board of the said vessel, who, in pursuance of a protest entered and noted by the said John Le Gresley in the Office of L.F. Macpherson, one of us, the said Notaries, on the twenty eighth day of July Instant, against the perils of the sea and in extension of the same the said John Le Gresley, George Sivret and William Mitchell of their own free will and voluntary accord in the presence of us, the said Notaries, did and by these presents do jointly and severally allege, affirm, declare, protest and say that -

The said Schooner or vessel called the OLIVE being tight, staunch and strong, well and sufficiently manned, equipped and furnished with all things needful and necessary for a voyage to sea, they, the said appearers, set sail on board the said vessel in ballast from the port of Harbour Grace in the Island of Newfoundland on the third day of the said month of July on a voyage to the Port of Quebec in Canada where she arrived at her moorings on the twenty eighth day of July Instant -

That they proceeded on the said voyage without anything particular or extraordinary occurring till the twenty sixth day of July Instant, at about two o'clock P.M. at which time with a strong gale from the S.W. their said vessel was brought up with her small bower anchor and cable off the Parish of St. Thomas, where she rode to her anchor about half an hour

2.

when from the violence of the wind and sea and in a sudden pitch of the vessel the said cable gave way and about fifty fathoms thereof with its anchor buoy and buoy rope were lost, notwithstanding that every possible search was made for the same after the wind moderated -

The said appearers do further make Oath and say that the said cable, previous to the time of bringing up the said vessel therewith on the said twenty sixth day of July Instant was strong and serviceable, was new last autumn and had only been in use two voyages from Bay Chaleur to Quebec with the voyage herein before described -

and that the said appearers do further jointly and severally allege, affirm, declare, protest and say that all and singular the losses, injuries, damages and detriments which have happened to the said vessel were in no way owing to or occasioned by any unseamanship, mismanagement or neglect of any of them, the said appearers or of any of the rest of the crew of the said vessel, but, solely and entirely to the perils before mentioned, and that during the said voyage they and the remainder of the crew of the said vessel used their utmost endeavours and exertions to preserve the said vessel from loss and damage.

To the truth of all which said several matters and things herein before alleged and declared they, the said appearers have duly and severally made Oath on the Holy Evangelists of Almighty God before us, the said Notaries.

Now therefore that these presents may enjoy full force and effect, we, the undersigned Notaries, at the request of the said John Le Gresley, did protest as by these presents we do most solmenly protest against all and every person or persons whom the same doth, shall or may in any wise concern, and do declare that all damages, losses and detriments which have happened to the said vessel are and ought to be born by the proprietors of or underwriters on the same or whomsoever else it shall or may in any wise concern, the same having ocured as before mentioned and not by or through

insufficiency of the said vessel or neglect of the said John Le Gresley, his officers or any of his mariners. -

Thus Done, Protested and Sworn to in the said City of Quebec in the said Province of Lower Canada (where no stamps are used) at the office of L.T. Macpherson, one of us the said Notaries, on the day and year first above written.

In Faith and Testimony whereof the said appearers have to the original of these presents, first duly read, and remaining of record in the said office, severally set their hands in the presence of us, the said Notaries, also hereunto subscribing,-

(Signatures)

John Le Gresley

George Sivret

Wm Mitchell

L.T. MacPherson, N.P.

E.B. Lindsay, N.P.

218  
e 1/2 } 29 July 1895 } Protest

John Levesley }  
schooner }  
Oliver }

Case

By this Public Instrument of Protest  
and being known and acknowledged  
to be the true and lawful protest of  
the same made in accordance with  
the Statute in that behalf made in  
the month of July in the year  
one thousand eight hundred and  
ninety five the undersigned  
- signed Notaries Public duly admitted  
- sworn for the Province of New Canada  
and residing in the City of Quebec in the  
said province personally came, appeared  
and were present John Levesley  
Master Mariner and Master of the  
Schooner or vessel called the Oliver  
of Quebec  
of the burthen of forty six tons  
or thereabouts, now lying in the port of Quebec



George Sivret, Mate, and William Mitchell, Seaman  
 and on board of the said vessel who in pursuance  
 of a protest entered and sworn to the said

John Lehesley Notary Public of

S. S. Macintosh on one of us the said Notaries on the  
 twenty eighth day of July instant

in the presence of the sea and in extensive of the same the  
 said John Lehesley, George Sivret, a

William Mitchell

of their own free will and voluntary accord in the  
 presence of us the said Notaries did and by these  
 presents do jointly and severally, allege, affirm, de-

clare, protest, and say that the said Schooner  
 vessel called the Olive - being light, -

staunch and strong, well and sufficiently man-  
 ned, provided, equipped and furnished with all  
 things needful, and necessary for a voyage to

~~and the vessel was~~  
~~found~~ ~~cast~~ ~~and~~ ~~covered~~ ~~they~~ ~~the~~ ~~two~~  
 appears set sail out of the harbor  
 in Dallas from the  
 harbor face in the island of New  
 land on the third day of the said month  
 of July instant on a voyage to the Parish of  
 Quebec in Canada  
 where she arrived  
 at two o'clock on the said twenty eighth  
 of July instant that the said  
 vessel with the said voyage without any  
 particular or extraordinary occurring till the  
 twenty sixth day of July instant, at  
 about two o'clock P.M. at which time  
 with a strong gale from the S.W. the  
 said vessel was brought up with her  
 small hauler anchor and cast off the  
 Parish of St. Thomas where she rode to

The anchor about half an hour from  
 the violence of the winds the sea all in  
 a sudden pitch of the vessel the sand  
 cable gave way and about fifty  
 fathoms there with the anchor buoy and  
 buoy rope were lost notwithstanding that  
 every possible seam was made for the  
 same after the winds moderated.

The sea appeared  
 as gentle water  
 with one say  
 that the sea  
 cable previous  
 to the time of being  
 of the sea vessel  
 there with the  
 sea twenty fathoms  
 day of the distance  
 was very strong  
 and serviceable,  
 was never used  
 autumn had  
 only been in use

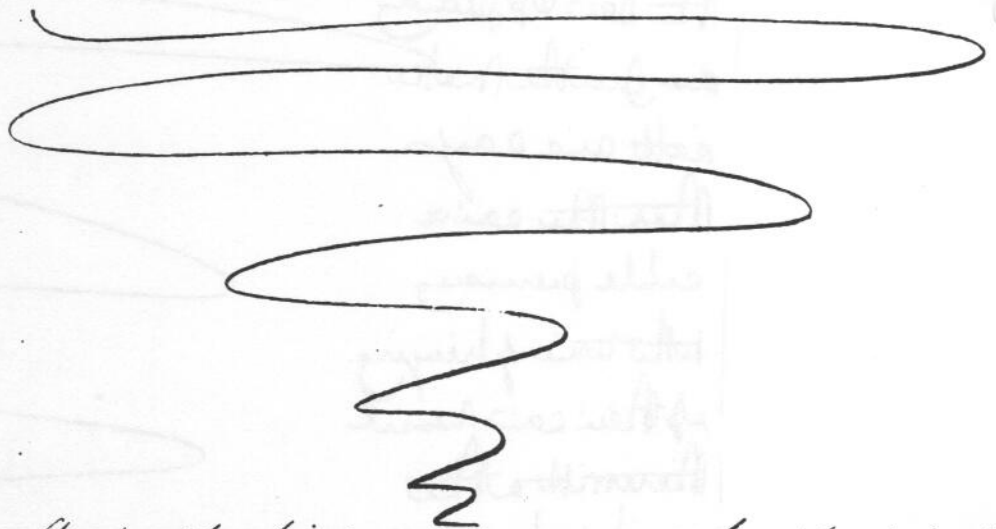




150

two voyagers  
Ray Walter to  
D. ~~...~~  
The voyage herein  
before described.

L. G. F.  
J. S. C.  
W. M.  
C. M. P. O. K. P.



And the said appearers do further jointly  
and severally allege, affirm, declare, protest and say  
that all and singular the losses, injuries, damages  
detriments which have happened to the said vessel  
were in no

was owing to or occasioned by any carelessness or  
 mismanagement or neglect of any of them the  
 said appearers or any of the rest of the crew of  
 the said vessel, but solely and entirely to the  
 perils before mentioned, and that during these  
 voyage they and the remainder of the crew  
 of the said vessel used their utmost endeav-  
 ours and expedients to preserve the said vessel  
 from loss and damage.

3. The truth of all which said several matters  
 and things herein before alleged and declared  
 they the said appearers have duly and severally  
 made oath on the Holy Evangelists of Almighty  
 God before us the said Notaries.

Now therefore that these presents may  
 enjoy full force and effect, we the said Notaries at  
 the request of the said John Levesley -  
 did protest as by these presents we do most solemnly

to protest against all and every persons and persons  
 whom the same doth shall or may in any way  
 concerned do declare that all damages, losses and  
 detriments which have happened to the said  
 ship are and  
 ought to be born by the proprietors of so much  
 tonnage on the same or whomsoever else it  
 shall or may in any wise concern the same  
 being occurred as before mentioned and not a  
 to through insufficiency of the said vessel  
 or neglect of the said John Le Vesle

his officers or any of  
 his mariners.

Thus Done, Protested and sworn to in the  
 said city of Quebec in the said Province of  
 Lower Canada (where no Stamps are used) at  
 the office of L. J. Macpherson one of us the  
 said Notaries on the day and year first  
 above written, In faith and Testimony where  
 of the said appearers have to the original

of which, because it's been...  
...of record...  
...the records...  
...the records...

Eleven: Andy stands out are  
mils. -

One Margaret etc. appear

*[Faint handwritten notes]*  
... ( ) ...

John L. Gresley  
George Sivert  
Wm. Mitchell  
T. M. Lusk @ H.  
O.D.