

Captain Henry Waterhouse – Documents relating to land transactions and correspondence with Thomas Moore

Captain Henry Waterhouse (1770-1812) arrived in the colony with the First Fleet, as a midshipman on board Captain Phillip's ship *Sirius*. He accompanied Phillip to Norfolk Island and on expeditions inland. After returning to England on the *Supply* in 1792, Governor Hunter appointed him captain of the *Reliance* and he sailed to Sydney again in 1795. Waterhouse imported the first Spanish merino sheep to the colony in 1797, and supplied lambs to many settlers including John Macarthur and Samuel Marsden. He supported the governor against the officers of the New South Wales Corps and was given several land grants. He would have made Moore's acquaintance during this time, before returning to England in 1800, where he lived near Rochester, Kent until his death. He was a witness at the marriage of his sister to George Bass and a friend of Matthew Flinders.

These papers were in the Diocesan Library and were transferred to the Samuel Marsden Archives in the 1950s. Further papers relating to Henry Waterhouse and his father William are held by the State Library of New South Wales. The following transcriptions were made in 2007 by Dr Peter Orlovich.

1. Manuscript Letter from Henry Waterhouse [England] to [Thomas Moore], 20 October 1804

Dear Sir,

I was much oblig'd by your letter by the Calcutta - & Capt. Woodruffe informs me he has the Log at Portsmouth - for which accept my thanks as likewise the seed by the Venus whaler the Log & Dove I was not so fortunate in but am nevertheless obliged. Andrew has been constantly well, & far from what you suppose of a delicate Constitution, & I hope his improvement will meet yours & his Mother's approbation, he writes to you by this conveyance. He has been several times down with Mr. White during the holidays who informs me he has always made him write to you - I was much pleased with the newspaper you sent me, & may I beg you will send me any spare ones you may have - I have as usual sent the papers under cover to Capt. Rowley which are for your perusal as well as his as I have not two sets to send - You will find Capt. McArthur has sold his commission, & goes out as a settler, Capt. Townson has sold his Commission & is going out as a settler. Captain Prentice is on half pay & means to return to New South Wales, indeed things are at such a pitch here that it is next to impossible to live here - I wish I was back again. I understand numbers of families of from four to five hundred a year are making application to Government for encouragement to go to N.S. Wales & only wait some alteration in the mode of the Laws to embark. Balmain died about the time I wrote last, as did Mr. Beckwith in a garret without a rag to cover him. I have not heard anything of Mr. Johnston the Clergyman since the death of his Daughter. Mr. Thompson the Surgeon is trying to get out again. - Capt Hunter commands the *Venerable* a 74, & I hope soon to get a ship... The newspapers will give you an account of this country - I can only say we are in the same state we were a year ago expecting an invasion that England is a perfect garrison, well prepared to meet the Enemy - sanguine as the new Emperor seems to be, it is supposed he will attempt some blow, but that he has delayed it too long - I am very sorry to hear so bad an account of my farm - as it is all I have to leave my little Girl who is very well. I have lost enough by Mr. Cox - I know I need not say if you can assist Capt. Rowley in doing any thing to better my concerns in the Colony, I shall feel very much oblig'd, & will thankfully repay any expences [sic] that if you can you will do it. The Spanish wool & some of the wools of N.S. Wales I believe will shortly be an object of attention to Government, from which I think you may profit, by keeping your wool &c &c. I hope to hear from you by ships coming to this Country, & be assured I shall not forget the promise I made you when I

received him from you nor will my family should I be absent in attending to the welfare of Andrew - remember me kindly to Mrs. Moore.

I am

Yours truly

H. Waterhouse

Oct 20th 1804

Remember me to all my friends.

Dimensions: 230mm x 182mm

2. Capt Henry Waterhouse to Mr. Thomas Moore, Builder, New South Wales, favored by Mr. Blaxland, 18 September 1806

Dear Sir

It is so short a time since I last wrote that I have nothing further to say than that Andrew is well, will be in London tomorrow from Dr. Whites, where he has been for the Holidays and will write to you & Mrs. Moore, this will be given to you by my Friend Mr. Blaxland to whom any service you can render on his arrival, I shall consider as an obligation, he goes out with his family, you already I suppose know I have let my farm to him for seven years, & that he will take charge of my stock. Therefore I trust to your friendship in giving him any assistance that may be in your power, in my last about a fortnight ago I mentioned having received the Birds you were good enough to send me. My best regards to Mrs. Moore.

Yours truly

H. Waterhouse

September the 18th, 1806

"Turn over"

[On reverse]

"I shall desire Andrew when he arrives in Town, to write to you, & seal it himself which I will send to Mr. Blaxland, & not having been seen by any body, you will know his real sentiments. My Father proposes to send you the Newspapers, & will write at the same time. In which you will see the Death of two of the greatest characters that ever lived Mr. Pitt & Mr. Fox."

Dimensions: 229mm x 179mm

3. Capt Henry Waterhouse to Thomas Moore, 24 April 1812

Dear Sir

I have written to you by various conveyances & not having received any answer I concluded the Letters have not been delivered. I have now written by Colonel Davey to request that jointly with yourself you will see my Property in that country justly disposed of and that good Bills may be transmitted to my agent Mr. O Standert, 3 Cliffords Inn London. I trust you will not think me importunate in having sent a second Power to you with a request to Governor McQuarry, my reasons were, Colonel Davey might not arrive, Mr. Blaxland be dead (which I hope not all these

considerations have induced me to beg you will see justice done to me. My former Letters with my Fathers Newspapers will have given you all the Information. I beg my best wishes to Mrs. Moore. Andrew I believe is doing well in his Professional Duties. I have not heard from him for some time.

Yours truly

H. Waterhouse

April 24th 1812

PS Let me hear from you as soon as you can. I do not wish you should have any trouble on the occasion unless Mr. Blaxland does not immediately proceed to put my wishes in execution. I know you will oblige me in this Instance, all the requisite Papers are in the hands of Mr. Gregory or John Blaxland and the Circumstances you are in a great measure acquainted with.

[This document has a partially indecipherable watermark which includes "S.A. Lee"]

Dimensions: 235mm x 200mm

4. Instrument signed by Henry Waterhouse appointing Thomas Moore as *'my true and Lawful Attorney to act for me in all cases the same as if I myself was present". This instrument dated

23 April 1812, appointed Thomas Moore, now resident at Port Jackson in New South Wales, Ship Builder, "to sell, assign and make over to any Person or Persons, who may become the Purchasers of my property at the settlement of Port Jackson or its dependencies of Land, Houses, Cattle & all other stock or property wherein I have a just right to dispose of. And his signature to any Deed or Instrument as my lawful Attorney shall be good and sufficient to the Purchaser the same as if I myself had Executed the same - In witness whereof I have this day put my hand and Seal full ratifying & confirming my Authority. Communicated by me to the said Mr. Thomas Moore, dated this 23rd day of April One thousand Eight Hundred and Twelve.

[Watermark 1809]

Signed sealed & delivered in the presence of us: W. Waterhouse & Eliz'th Bass.

Dimensions: 225mm x 182mm; folded as 4 folios

5. William Waterhouse, 6 Smith Square, Westminster, to Thomas Moore, 21 September, 1812, re death of his son Captain Henry Waterhouse [31A manuscript pages]

My Dear Sir

I am writing to you on a Melancholy subject, the Death of my dear Son Captain Waterhouse, who died the 27th July last and has left his affairs in a very unsettled state, which will occasion much embarrassment.

P.S. My Wife and all my family join me in best respects and good wishes to you and Mrs. Moore.

I forgot to say in the former part of my letter that I have sent Captn. Rowley's original letters, as they may be necessary for you, pray take care of them in case I should want them in England.

[Extract only above]

Dimensions: 250mm x 200mm

6. Copy of Henry Waterhouse's Will, dated 22 May, 1793, with annexed instrument [Grant of Administration] and Seal of the [++++] Court of the Archbishop of Canterbury, appointing

William Waterhouse as Executor, 14 August 1812, the text of which is reproduced as a transcript below:

Administration with will annexed of Captn Henry Waterhouse deceased, dated 14th day of August 1812.

"In the name of God -

I Henry Waterhouse Lieutenant in His Majesty's Navy, living in bodily health and of sound and disposing mind and memory and surviving the perils and Dangers of the Seas and other uncertainties of this transitory Life (do for avoiding controversies after my decease make publish and declare this my last will and testament in manner following (that is to say)

First I [recommend?] my Soul to God that gave it and my Body I commit to the Earth or Sea as it shall please God to order Mid as for [re all my worldly Estate I give bequeath and dispose thereof as followeth that is to say all my wages half pay prize money or Chattels and Estate whatsoever as shall be anyways since owing or [—ing] unto me at the time of my [—] I do give & devise and bequeath the same unto my Father William Waterhouse of Mount Street Cros—or Square And I do hereby nominate and appoint my friend Mr. Osborne Standert of the Navy Office **Executor** of this my last will and testament hereby revoking all former and other wills Testaments and Deeds of Gifts by me at any time heretofore made and I do ordain and ratify these Presents to stand and be for and as my only last will and testament. In witness whereof to this my said will I hereon set my Hand and Seal the twenty second Day of May in the year of our Lord One Thousand seven hundred and ninety three and in the thirty third year of the Reign of His Majesty King George the third over Great Britain."

[Signed] Henry Waterhouse (SS).

Signed sealed published and [su—arod?] in the presence of T. Dodd [and] John Morris"

"Extract by Adderley & Box, Proctors Doctors Commons"

"By Decree"

Dimensions 420mm x 500mm.

Appended to the parchment extract is a smaller parchment annexure being an extract from an instrument [a Grant of Administration by Charles, Archbishop of Canterbury] appointing William Waterhouse as Administrator of the estate of Henry Waterhouse, the original instrument, of which this is an extract, being given at London on the 14th August, 1812. [Dimensions: 200mm x 203mm] Appended to the annexure is a wafer "Seal of the Prerogative Court of the Archbishop of Canterbury". [Dimensions of wafer Seal: 93mm x 79mm]

[Text of Grant of Administration]

Charles by Divine Providence Archbishop of Canterbury, Primate of all England, and Metropolitan, To our well beloved in Christ, William Waterhouse the Father and [U—] Legatee named in the Will of Henry Waterhouse late of Smiths Square in the Parish of Saint John the Evangelist Westminster in the County of Middlesex and a Post Captain in the Royal Navy [de—] Greeting; Whereas the said Henry Waterhouse, having whilst living, and at the Time of his Death, Goods, Chattels or Credits, in diver Dioceses or Jurisdictions, did (as is alleged) in his Life-time rightly and duly make his last Will and Testament (hereunto annexed) and did therein name Osborne Standert Esquire, sole Executor, who hath renounced the Probate and execution thereof.

AND WE being desirous that the said Goods, Chattels and Credits may be well and faithfully administered, applied and dispose of the said Goods, Chattels and Credits, according to the Tenor and Effect of the said Will,; and first to pay the Debts of the said Deceased, which he did owe at the Time of his Death, and afterwards the Legacies contained and specified in the said Will, so far as such Goods, Chattels and Credits, will thereto extend and the law requires: You having been already sworn, well and faithfully to administer the same, and to make a true and perfect Inventory of all and singular the said Goods, Chattels and Credits, and to exhibit the same into the Registry of our

Prerogative Court of Canterbury, on or before the last Day of February ensuing, and also to render a just and true Account thereof, And we do by these Presents ordain, depute and constitute you Administrator of all and singular the Goods, Chattels and Credits of the said Deceased (with the said Will annexed.) Given at London the fourteenth Day of August in the Year of our Lord one thousand eight hundred and twelve and in the Eighth Year of our Translation.

[Signed]

Geo. Gosting

Nath. Gosting

R.C. Creswell

Deputy Registrars

Extracted by Adderley & Box, Proctors Doctors Commons

"Sworn under One Hundred Pounds G.B."

7. Documents relating to disposal of Henry Waterhouse's property in NSW comprising the following:-

a) Indenture made in Sydney on 17th August 1797, between Philip Schaffer of Parramatta and Henry Waterhouse of Sydney for the sale of The Vineyard. Parramatta, "laying on the North side of the Creek leading to Parramatta" containing by estimation 140 acres of land, granted to Philip Schaffer by Crown Grant dated 5th April 1787. [Bearing the original signatures of "John McArthur" and "William Neale" as witnesses, and of Philip Schaffer and William Waterhouse as vendor and purchaser. [Watermark: "A. Blackwell" on page 1, and a Crown and throne watermark on page 2].

Dimensions: 312mm x 198mm

The text of this Indenture is as follows:-

This Indenture made at Sydney in the County of Cumberland in New South Wales this Seventeenth day of August in the year of our Lord One thousand seven hundred and Ninety Seven, Between Philip Schaffer of Parramatta in the County aforesaid of the one part, & Henry Waterhouse Esq. Of Sydney in the County aforesaid of the other part Witnesseth that the said Philip Schaffer in consideration of Five Shillings of lawful Money of Great Britain to him in hand paid by the said Henry Waterhouse Esqr at or before the ensealing & delivery of these Presents, the Receipt whereof is hereby acknowledged & for the good Causes & Considerations him the said Philip Schaffer hereunto specially moving, has bargained & sold & by these presents doth bargain & sell unto the said Henry Waterhouse Esqr. All that the Messuage or Tenement known by the name of The Vineyard laying on the North side of the Creek leading to Parramatta, containing by estimation One Hundred & Forty Acres of land be the same more or less, now in the possession of the said Philip Schaffer, by virtue of a Grant from the Crown bearing date the Twenty Fifth Day of April in the year of Our Lord One thousand Seven Hundred & eighty seven; together with all and singular the Houses, Outhouses, Buildings, Gardens, Lands, Meadows, Commons, Pastures, Feedings, Woods, Underwoods, Hays, Paths, Waters, Watercourses, Privileges, Profits, Easements, Commodities, Advantages, Emoluments, Hereditaments & appurtenances whatsoever to the said One hundred & forty Acres of land belonging or appertaining, or with the same used or enjoyed, or accepted, reputed taken or known, as Part, Parcel or member thereof; or as belonging to the same or any Part thereof, & the Reversion & Reversions, Remainder & Remainders, Yearly & other Rents issues & profits thereof, & of every part & parcel thereof, To have & to hold the said Messuage or Tenement, Lands, Hereditaments & all & Singular other the Premises

herein before mentioned or intended to be bargained & sold, & every Part & Parcel thereof, with their every of their

Rights, Members, & Appurtenance unto the said Henry Waterhouse Esqr. His Executors, Administrators & Assigns, from the day next before the day of the Date of these Presents, for and during & until the full end and term of One whole year from thence next ensuing & fully to be compleate & ended Yielding & paying therefore into the said Philip Schaffer His Heirs & Assigns the Yearly Rent of One Pepper Corn at the expiration of the said Term if the same shall be lawfully demanded, To the Intent & Purpose that by Virtue of these Presents, & of the Statute for transferring uses into Possession, he the said Henry Waterhouse Esqr may be in the actual possession of the Premises, & be thereby enabled to take & accept a grant & Release of the Reversion & Inheritance of the Same Premises to him his Heirs & Assigns, to the uses, Intents & purposes thereof to be declared by another Indenture intended to bear date, the next Day after the Day of the Date hereof.

In Witness whereof the Parties to these Presents their Hands and Seals have subscribed & set, the day & year first above written.

Sealed & Delivered (where no stamps are used or can be had) in the Presence of
John McArthur Philip Schaffer [Seal]
Wm. Neale W. Waterhouse [Seal]

b) Copy of Land Grant, John Hunter to Captain Henry Waterhouse, for 4Vi acres in the District of Parramatta, "laying & situate in the District of Parramatta & bounded on the West side by a Creek which is the Eastern boundary of the Farm known by the name of the Vineyard", signed & sealed on the 17th October 1797. [Watermark 1805]

Dimensions: 380mm x 240mm

c) Copy of Letter from Samuel Marsden and Rowland Hassall to Moore, with assessment of value of Waterhouse's farm at Parramatta [See Item d (v) below]

d) Documents relating to sale of cattle belonging to Waterhouse, and drafts sending proceeds to London, including

(i) Account Sales of 25 head of horned cattle sold by Auction by D. Bevan the property of Captain Waterhouse, dated Sydney 6 May 1813;

Dimensions: 225mm x 181mm

(ii) Debit from Mr. David Bevan Auctioneer, for market duties May 6th 1813 for 25 horned cattle sold in Sydney market belonging to Captain Waterhouse, [signed] "Matthew John Gibbons Clerk" and notated "Received the Contents";

Dimensions: 122mm x 92mm

(iii) "Sydney Market New South Wales. May 6th 1813. A True Copy from the market Register Book Sydney of twenty five head of Horned Cattle sold by Mr. David Bevan Publick Auctioneer on the above Date, viz the property of the Late Captn. Waterhouse."

Dimensions: 228mm x 187mm

(iv) "Sydney 6th May 1813 Account Sales of 25 head of horned Cattle sold by auction by D. Bevan belonging to Captn Wm. Waterhouse [11 Lots the total being £180: 15: 0, less fees and costs, £165: 13: 6." [Watermark on this document is "Buttanshaw 1807"]

Dimensions: 226mm x 185mm

(v) Copy of a manuscript letter from Samuel Marsden & Rowland Hassall to Thomas Moore, Liverpool, dated Parramatta, 17th March 1813, and stating:

Dear Sir,

We the undersigned being appointed to value the Farm of Captain Waterhouse on the North side of Parramatta River, have this day taken into consideration, and from the Fences and Buildings having gone to utter Ruin, we are of opinion that the said Premises are worth no more than One hundred

and sixty Pounds Sterling to be paid on demand; as nothing can be taken into consideration but the Land and Situation except what sawed Timber may be found in the Ruins, which may help the Purchaser in his Improvements. The above we have mentioned to Mr. Hannibal McArthur who has agreed to become Purchaser upon your giving him possession and a regular Transfer.

We are &c [Signed]

Saml. Marsden

Rowland Hassall

PS: inclosed [on reverse] is Mr. H. McArthur's Note relative to the Purchase of the same to which he requests an immediate answer.

[Reverse]

(Copy)

"Account Sales of 25 Head of Horned Cattle sold by Auction by D. Bevan, the property of Captain Waterhouse." [Amounting to:] £169: 0: 0

Dimensions: 250mm x 203mm

8. Inventory of documents sent by William Waterhouse to Moore, probably with Item 5 above.

9. Land Grant, and appended wafer seal, Governor John Hunter to James Redman, District of Banks Town, 60 acres of land called Redman Farm dated 12 March 1800, with further notation on reverse of deed recording conveyance of same land by subsequent sale for £50 Sterling by Mary Marlborough to Thomas Moore, dated 6 December 1809, "for and in consideration of the Sum of Forty Pounds Sterling in hand paid by Tos. Moore of Sydney to Mary Morlbough [or Morlborough], Convey and Make over to the said Thos Moore his Heirs and Assigns the within allotment of Ground and Premises to be held by him his Heirs and Assigns for ever - In witness My hand and Seal this sixth Day of December in the Year of Our Lord One thousand Eight Hundred and Nine.

Witness present

Saml. Adams"

"Registered in the Secretary's Office".

This Grant by Captain John Hunter, dated 12th March 1800, bears the original signature of Governor Hunter and the signatures as witnesses of George Johnston and James Williamson.

A wafer seal is appended to the Grant with frayed blue cloth. Care should be exercised to ensure that the cloth does not break and that the Seal does not become detached.

Torn at the vertical & lateral folds, which have been repaired with adhesive tape, which, when removed, leaves a sticky residue.

Dimensions: 365mm x 330mm

10. William Waterhouse, 6 Smith Square, Westminster, to Thomas Moore, Liverpool, New South Wales, 16 June 1820

Dear Friend

Since I wrote to you on the 9th of Dec. Last I have not had any safe opportunity of the sale of the farm and Cattle. Andrew called on us on Wednesday last, not having been in London for some time; looks remarkably well & in good health; told us there was a friend of his going out to New South Wales, that we could send a letter to you with safety: I have therefore sent you Papers The drafts [sic] One for £160 -the other for £165: 13: 6 both of which I Receiv'd making together £325: 13: 6, which I gave to Maria my grand Daughter, and intend to do the same with what remains unsettled, when I receive it, which I am sure and satisfied you will get finished as soon as you can, I understand Governor Macquarie is not likely to return yet, but I hope it will not be long before we shall have the

pleasure of seeing you and Mrs. Moore here, who [??] your very sincere and much oblig'd friend and Humble Servt.

W. Waterhouse

PS: My family all Join me in best best [sic] respects to Mrs. Moore and any enquiring friends My daughter Bass writes to you by this conveyance.

11. Payment Order dated 3rd May, 1813 & signed by John Berick, Paymaster 1 Batt. 73rd Regiment of Foot, drawn on the 1st Battalion, 73d Regiment of Foot, in Sydney, NSW, for pay owing to H. McArthur for £160 included in Paymaster's Monthly Estimate for services specified in the Order to the 24th April, 1813, addressed to Messrs Greenwood Cox & Co., London.

Dimensions: 200mm x 160mm

12. Payment Order dated 3rd May, 1813, & signed by John Berick, Paymaster 1 Batt. 73rd Regiment of Foot, drawn on the 1st Battalion, 73d Regiment of Foot, in Sydney, NSW, for pay owing to Captain William Waterhouse for £165: 13: 6 included in Paymaster's Monthly Estimate for services specified in the Order to the 24th April, 1813, addressed to Messrs Greenwood Cox & Co., London.

Dimensions: 200mm x 160mm

13. One A3 page photocopy of pages 2-3 from a "List of all Grants and Leases of Land registered in the Colonial Secretary's Office between the 28th day of January 1788 and the 31st day of December 1809", in which is recorded in columns: (i) Grant No.; (ii) Date; (iii) Grantee or Lessee; (iv) Situation; (v) Extent in Acres & Roods; (vi) Term of Years; (vii) Amount of Quit Rent; (viii) By Whom Granted; (ix) Registration Book "A" & Page; (x) Remarks.

Crown Grant No. 4 to Philip Schaffer was made on 22 February 1792, on the "north side of the Creek leading to Parramatta", area 140 Acres, Quit Rent being one shilling for every 50 acres, commencing after 5 years; registered in Book 1/A, page 2.

Dimensions: 419mm x 297mm

14. Share certificates belonging to Thomas Moore:

- 19 shares of the Bank of Australia, worth 100 pounds sterling each, dated 1st July 1833
- Australian Auction Company – 1 share certificate 17th January 1840, Received of Thos Moore, Esqre, the sum of fifty pounds as the first instalment of 5 pounds per share on ten shares allotted to him in this company
- Certificate of money paid on bank stock, Bank of Australia, 20th May 1840: this is to certify that the sum of one thousand seven hundred and sixty pounds has been paid upon 38 shares...in the name of Thomas Moore, Esquire.