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REGISTERED MAIL

DESIGNATIONONTARIO HERITAGE ACT

IN THE MATTER of the Ontario Heritage Act, R.S.O.1990, Chapter 0.18 and in the matter of lands and premises at the following municipal addresses in the Town of Lincoln, Province of Ontario.

NOTICE OF PASSING OF BY-LAWS

TO: Ontario Heritage Foundation
77 Bloor Street West
Toronto, Ontario
M7A 2R9

TAKE NOTICE that the Council of the Corporation of the Town of Lincoln has passed By-laws Numbered 95-58, 95-59 and 95-60, to designate the property, including lands and buildings at the following municipal addresses, as properties of architectural and historical value and interest under Part IV of the Ontario Heritage Act, R.S.O.1990, Chapter 0.18.

1. By-law No.95-58

The **Marlatt Farmstead**, 5499 Philp Road, Part of Lots 20 & 21, Concessions 5 & 6, former Township of Clinton, now Town of Lincoln

The house and farm buildings are situated on land originally deeded by Crown Patent to John Campbell. This land was purchased in 1810 by Abraham Marlatt who owned Lots 20 & 21, Concession 6.

The present house, of neoclassic vernacular design, dates to approximately 1850 and utilizes hand-hewn beams and Flemish and triple brick construction. Some of the unique features are the five-bay facade with original doors and windows, the front door being flanked with sidelights and overhead transom. Among the remaining buildings and of particular interest is the Main Barn, a good unaltered example of an early 1800's Loyalist Barn in the English three-bay style.

This farm was owned by the Marlatt family from about 1788 to 1923. [REDACTED]
[REDACTED]
[REDACTED]

2. By-law No.95-59

Durham-Devries Home, 5567 Fly Road, Part of Lot 22, Concession 6, former Township of Clinton, now Town of Lincoln.

The property on which the house sits was originally a Crown Grant to Paul Marlatt in 1796 - later registered in 1805. (The Marlatts were originally part of the Huguenot migration from France to Virginia in the late 17th Century. They later moved to this area in the 1780's -90's) The property was bought by Jacob Book in July of 1807 and later sold to James Durham in 1830.



The house was built for James Durham in 1832. [REDACTED]

[REDACTED]. Of white stucco, 2 storey construction, the home features multiple-paned 12/12 windows and sidelights flanking either side of the front door. The interior features an arched ceiling above the doorway and entrance hall, plus original entry hall and side hall doors. There are original red pine floors, baseboards, and hand-hewn beams throughout parts of the house. Of interest is a single 2"x8"x7' beam (artifact) with the inscription - "Bruce Tallman, Brian Patterson, August 12th, 1832" (possibly the builders) taken from an inside wall and preserved by the present owner.

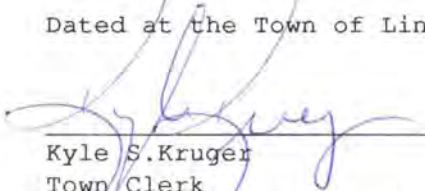
3. By-law No.95-60

Fretz Smokehouse, 4420 21st Street, Part of Lots 21 & 22, in Concession 1, former Township of Louth, now Town of Lincoln.

This small outbuilding, known as the Smokehouse is constructed of Flemish Bond patterned bricks. It is situated directly behind (west of) the Fretz Homstead, a Mennonite Neo-classic country home built in 1841 on Twenty Mile Harbour. The home, which is presently owned by Robert & Frances Herbert, still has its original detached wash and cook house which contains a large cooking fireplace.

The Smokehouse has a single room for smoking meat, a chimney, low gable roof and two original doors with portholes for ventilation. Built into the front exterior facade is a brick bake oven believed to be the only extant and unaltered exterior oven in Southern Ontario. It has a separate chimney and both the groundlevel hearth and oven above have segmental arches worked into the brickwork.

Dated at the Town of Lincoln 26th day of April, 1995


Kyle S. Kruger
Town Clerk
4800 South Service Road
Beamsville, Ontario
L0R 1B1

THE CORPORATION OF THE TOWN OF LINCOLN

BY-LAW NO. 95-60

A BY-LAW TO DESIGNATE THE PROPERTY KNOWN MUNICIPALLY AS THE FRETZ SMOKEHOUSE, 4420 21ST STREET, PART OF LOT 21 IN CONCESSION 1, FORMER TOWNSHIP OF LOUTH, NOW TOWN OF LINCOLN, AS BEING A STRUCTURE OF ARCHITECTURAL AND HISTORICAL VALUE OR INTEREST

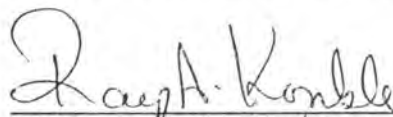
WHEREAS:

1. Section 29 of the Ontario Heritage Act, Chapter 0.18, R.S.O.1990, authorizes the Council of the municipality to enact by-laws to designate real property including all buildings and structures thereon to be of architectural or historical value or interest.
2. The Council of the Corporation of the Town of Lincoln has caused to be served on the owners of the lands and premises known as 4420 21st Street, in the Town of Lincoln, and upon the Ontario Heritage Foundation, notice of intention to so designate the aforesaid real property and has caused such notice of intention to be published in the Lincoln Post Express, a newspaper having general circulation in the municipality once for each of the three consecutive weeks in its publications of November 23rd, 30th and December 7th, 1994.
3. The reasons for the designation are set out in Schedule "B" attached hereto, and forming part of this by-law.
4. No notice of objection to the proposed designation has been served on the Clerk of the municipality.

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE TOWN OF LINCOLN ENACTS AS FOLLOWS:

1. There is designated as being of architectural and historical value or interest the real property known as the Fretz Smokehouse, 4420 21st Street, part of Lots 21 & 22, in Concession 1, former Township of Louth, now Town of Lincoln, more particularly described in Schedule "A" attached hereto, for the reasons as described in Schedule "B" attached hereto and forming part of this by-law.
2. The Municipal Solicitor is hereby authorized to cause a copy of this by-law to be registered against the property described in Schedule "A" attached hereto and forming part of this by-law.
3. The Clerk is hereby authorized to cause a copy of this by-law to be served on the owner of the aforesaid property and on the Ontario Heritage Foundation and to cause notice of the passing of this by-law to be published in the Lincoln Post Express, a newspaper having general circulation in the municipality, once for each of three consecutive weeks.

BY-LAW read a FIRST time this 18th day of April, 1995
BY-LAW read a SECOND time this 18th day of April, 1995
BY-LAW read a THIRD time and FINALLY PASSED this 18th day of April, 1995


MAYOR: RAY A. KONKLE


CLERK: KYLE S. KRUGER

SCHEDULE "A"

PART OF Lot 21 in the First Concession, in the former Township of Louth, now in the Town of Lincoln, Regional Municipality of Niagara, designated as Parts 1, 2 and 3 on Plan 30R-4346.

SCHEDULE "B"

REASONS FOR DESIGNATION

This small outbuilding, known as the Smokehouse is constructed of Flemish Bond patterned bricks. It is situated directly behind (west of) the Fretz Homestead, a Mennonite Neo-classic country home built in 1841 on Twenty Mile Harbour. The home, which is presently owned by [REDACTED], still has its original detached wash and cook house which contains a large cooking fireplace.

The Smokehouse has a single room for smoking meat, a chimney, low gable roof, and two original doors with portholes for ventilation. Built into the front exterior facade is a brick bake oven believed to be the only extant and unaltered exterior oven in Southern Ontario. It has a separate chimney and both the groundlevel hearth and oven above have segmental arches worked into the brickwork.