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**IN THE MATTER OF THE ONTARIO HERITAGE ACT,
R.S.O. 1990, CHAPTER O.18 AND IN THE MATTER OF THE LANDS
AND PREMISES LOCATED WITHIN THE CITY OF PORT COLBORNE
IN THE PROVINCE OF ONTARIO**

NOTICE OF PASSING OF BY-LAW

TAKE NOTICE that the Council of the Corporation of the City of Port Colborne has passed by-law number 4382/55/03 to designate the following property as being of cultural heritage value or interest under Part IV of the Ontario Heritage Act, R.S.O. 1990, Chapter O.18.

1271 Sherk Road

**South half of the north half of Lot 12, 2nd Concession of the Township of
Humberstone, save and except Part 1 on Reference Plan 59R-673, being the
remainder of the lands in instrument No. 92293, City of Port Colborne, Regional
Municipality of Niagara.
"Sherkwood"**

REASONS FOR THE DESIGNATION

This property in the former Township of Humberstone, was the first lot in Humberstone to be granted by the Crown to an United Empire Loyalist. Corporal Frederick Rowe was a soldier in Butler's Rangers and he received this lot for his loyalty to the Crown of England during the American Revolution. The patent for this land was registered on May 17, 1802. Frederick Rowe conveyed the property to David Sherk on April 21, 1806. The Sherk's were one of the first pioneer families to settle in Humberstone from Pennsylvania.

The Sherk brothers operated one of the first saw mills in the Township at this property. Emerson and Warren Sherk, were the sons of Charles Sherk and they operated the saw mill until it shut down in the mid 1920's. It was Emerson and Warren who diversified the family business by erecting a chopping and grist mill at this location. Emerson Sherk further diversified by building a cider mill, just north of the other mills. People came from many miles to have their apples pressed into cider.

The dwelling is an excellent example of 19th century farm house building styles and techniques. It was built in the mid 1870's and displays features of the Regency, Gothic and Italianate styles of architecture. Exterior features include Regency detailing in the large first floor windows and wraparound porch; Gothic styling in the deep eaves and scrollwork on porch posts; vertical and horizontal clapboard siding; a Vernacular "Ontario Gothic Cottage" addition; large multi pane, sash type windows with Italianate hooded surrounds; end chimneys and a fieldstone foundation.

This building also possesses the inner hallmarks of a Mennonite homestead. They include floor to ceiling kitchen cabinetry with exceptional crown moulding along the westerly wall of the kitchen, wainscoting on the lower floor kitchen, a large wall width, floor to ceiling built-in cupboard in the rear hallway, peg rails in the upper floor bedrooms, wide plank floor boards throughout, rounded threshold boards at all doorways, and original interior plank doors throughout the dwelling.

Dated at the City of Port Colborne this 10th day of June, 2003.

Janet Beckett
City Clerk

J
6/25/03
RC

CORPORATION OF THE CITY OF PORT COLBORNE

BY-LAW NO. 4382/55/03

**A BY-LAW TO DESIGNATE THE PROPERTY
KNOWN MUNICIPALLY AS 1271 SHERK ROAD
PORT COLBORNE, AS BEING OF CULTURAL HERITAGE
VALUE OR INTEREST**

WHEREAS Section 29 of The Ontario Heritage Act, R.S.O. 1990, Chapter 0.18 authorizes the Council of a municipality to enact by-laws to designate real property, including all buildings and structures thereon, to be of cultural heritage value or interest; and

WHEREAS the Council of the Corporation of the City of Port Colborne has caused to be served on the owners of the lands and premises at 1271 Sherk Road 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 a newspaper having general circulation in the municipality; and

WHEREAS no notice of objection to the proposed designation has been served on the clerk of the municipality;

THEREFORE the Council of the Corporation of the City of Port Colborne enacts as follows:

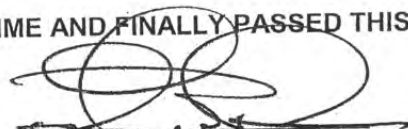
1. There is designated as being of architectural and historical value or interest the real property at 1271 Sherk Road, containing four out buildings and a residential dwelling upon it and the following interior items of the residential dwelling:

1. Floor to ceiling kitchen cabinetry with exceptional crown moulding along the westerly wall of the kitchen;
2. All wainscoting on the lower floor kitchen;
3. A large wall width, floor to ceiling built-in cupboard in the rear hallway;
4. All peg rails in the upper floor bedrooms;
5. All wide plank floor boards throughout the dwelling;
6. All rounded threshold boards at all doorways of the dwelling;
7. All original interior plank doors throughout the dwelling.

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 in the proper land registry office.

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 same newspaper having general circulation in the municipality.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS
26TH DAY OF MAY, 2003.**


MAYOR VANCE BADAWEY


CLERK JANET BECKETT

**CITY OF PORT COLBORNE
CERTIFIED TRUE AND CORRECT COPY**

City Clerk 
06/10/03

SCHEDULE "A"

LEGAL DESCRIPTION

South half of the north half of Lot 12, 2nd Concession of the Township of Humberstone, save and except Part 1 on Reference Plan 59R-673, being the remainder of the lands in instrument No. 92293, municipally known as 1271 Sherk Road, City of Port Colborne, Regional Municipality of Niagara.

REASONS FOR THE DESIGNATION

This property being the south half of the north half of Lot 12 in the Second Concession in the former Township of Humberstone, was the first lot in Humberstone to be granted by the Crown to an United Empire Loyalist. Corporal Frederick Rowe was a soldier in Butler's Rangers and he received this lot for his loyalty to the Crown of England during the American Revolution. The patent for this land was registered on May 17, 1802. Frederick Rowe conveyed the property to David Sherk on April 21, 1806. David Sherk was the son of Casper Sherk. The Sherk's were one of the first pioneer families to settle in Humberstone from Pennsylvania.

The property passed from David to his son Christian, sometime in the mid 1830's through succession, as David passed away sometime in the mid 1830's. Approximately thirty years later on January 31, 1868, Christian Sherk conveyed the land to his sons, Charles and David Jr. Sometime during the mid 1870's, Charles built an Ontario farmhouse near the centre of Lot 12 which is the building being considered for designation.

The Sherk brothers operated one of the first saw mills in the Township. The first of their mills was located east of Brookfield Road in Concession Three, however they decided to move their milling operations to their property at Lot 12, Concession 2. Emerson and Warren Sherk, were the sons of Charles Sherk and they operated the saw mill until it shut down in the mid 1920's. It was Emerson and Warren who diversified the family business by erecting a Chopping and Grist Mill at this location. Emerson Sherk further diversified by building a Cider Mill, just north of the other mills. People came from many miles to have their Apples pressed into cider. A storage building used to house the apples still exists on this lot, just east of the house.

Many of the original buildings built and used by Charles Sherk and his family still exist on this portion of the lot. These structures were used in the operation of the various businesses that the Sherk's employed themselves in and for traditional farmhouse uses. Today you can see one of two barns, the carriage house, an outhouse and a storage building used for the apple pressing operations. These buildings are all presently being used by [REDACTED] [REDACTED].

The house is an excellent example of 19th century farm house building styles and techniques. It was built in the mid 1870's and displays features of the Regency, Gothic and Italianate styles of Architecture. Exterior features include the following:
- Regency detailing in large first floor windows and wraparound porch; Gothic styling in the Deep Eaves and scrollwork on porch posts; Vertical and Horizontal Clapboard Siding; Vernacular "Ontario Gothic Cottage" addition; large multi pane, sash type windows with Italianate hooded surrounds; and end chimneys and fieldstone foundation.

This building also possesses the inner hallmarks of a Mennonite homestead. It is quite likely that due to the fact that the Sherk family held the property until the mid-twentieth century, many of the interior features have survived to this day. They include the following: floor to ceiling kitchen cabinetry with exceptional crown moulding; wainscoting on the lower floor (particularly impressive in the kitchen); a large wall width, floor to ceiling cabinet in the rear hallway; peg rail in the upper floor bedrooms; wide plank floor boards throughout; rounded threshold boards at many of the doorways; original interior plank doors; and hand hewn logs as floor joists.

CITY OF PORT COLBORNE
CERTIFIED TRUE AND CORRECT COPY

City Clerk

Janet Becker

06/10/03