

under others has been smaller than was estimated. But it is impossible to transfer from one item to the other. This amount is necessary to adjust the expenditure for the different heads, and will still leave a balance on the whole unexpended.

Indians—Ontario and Quebec—

To provide for excess of expenditure over revenue in the account for the payment of Robinson treaty annuities .....\$1,000 00  
 To pay Messrs. Strickland and Burnham for islands Nos. 82 and 83, in Stony Lake ..... 228 20

Sir RICHARD CARTWRIGHT. What is the position in regard to this Robinson treaty ?

Mr. DALY. The hon. gentleman will recollect, by the treaty made in 1850, the sum of £4,160 cash in hand was paid to the Indians, and a perpetual annuity of £1,100 was agreed to be paid to them, and in 1868, \$88,000 was funded at 5 per cent to produce the annuity of £1,100, or \$4,400 in currency ; and it was provided in the treaty that when the value of the lands was sufficient to produce an amount that would permit the province, without incurring loss, to increase that annuity, it should be augmented to a sum not exceeding \$4 per capita. Since 1875 the annuity has been increased to that amount ; and it appears that during the last three years the parliamentary appropriation required has averaged \$16,816 per annum. In addition to the annuities there were expenses which amount in some years to about \$750.

Sir RICHARD CARTWRIGHT. I was not so desirous of obtaining the particulars the hon. gentleman is giving, as to know what arrangements have been come to with Ontario and Quebec. My recollection is, that the Dominion Government have always contended that the province of Ontario was responsible for this Robinson treaty annuity. I want to know whether that matter was decided in the course of the late arbitration ; and, if so, how ?

Mr. DALY. It was decided by the arbitrators in favour of the Dominion, with the exception of the interest on the arrears.

Sir RICHARD CARTWRIGHT. Then, under the statement, the Dominion would be entitled to a very considerable sum of money.

Mr. DALY. Yes. The province of Ontario has appealed from the decision, and the case will be decided by the Supreme Court. The Dominion has entered a cross appeal on the question of interest. I think the case has been argued, speaking from memory, but decision not given.

Sir RICHARD CARTWRIGHT. We ought to get a decision within a year ?

Mr. DALY. It seems to me it ought to be within a few months. As to the item of

Mr. FOSTER.

\$228 for islands, it appears that in 1886 a Mr. Newson was sent up to survey certain islands in the eastern portion of Stony Lake, among which were the islands numbered 82 and 83. These islands were sold to a Mr. Grubb, of Peterboro', in 1888, for \$40 each. The department subsequently learned that these islands were part of the mainland, and that the building of the Trent Valley Canal had raised the waters of the river, and had made what was originally part of the mainland these two islands that were surveyed by the surveyor. The surveyor failed to notify the department that they had been part of the mainland, and it is doubtful whether he knew himself. This Mr. Grubb, to whom they had been sold, made improvements on island No. 82 to the amount of \$250, and the department offered to cancel the sale to Mr. Grubb and pay him his purchase money at the rate of 3½ per cent, which is the rate of interest we get for Indian funds, which, with the \$250, would make \$346.80. Then Strickland & Burnham were asked if they would pay the department for the improvements that were made, and they replied that these improvements were of no benefit to them, and they would rather not do so ; but they were willing to let Mr. Grubb retain the island if the department would pay them \$250 for island 82, and \$75 for island 83, making a total of \$325. This offer was accepted, but as the department had no funds, and the mistake had been made by the officers of the department, it was not fair to make it a charge on the funds of the Indians, the department now ask Parliament to vote the sum of \$228.20 to repay Messrs. Strickland & Burnham the value of the land which was sold to Grubb as islands 82 and 83. It does not come out of the Indian fund.

Indians—Nova Scotia—

To provide an additional amount for medical attendance and medicines...\$1,000 00  
 To pay Mr. Daniel McNeil for legal services in the case of McLean vs. Livingston et al, as taxed by the Department of Justice..... 229 25  
 To pay Mr. Alexander McDonald for legal services in connection with trespass on the Malagawatch and Whycomagh reserves, county of Inverness, N.S., as taxed by the Department of Justice..... 90 00

Mr. BORDEN. Can the Minister give some particulars with reference to this item of \$1,000 for medical attendance and medicine to Indians in Nova Scotia ?

Mr. DALY. The appropriation made in 1894-95 was \$2,000, and we have accounts remaining unpaid amounting, up to the time the Estimates were before Council, to \$740. This is to meet the difference between the amount that was appropriated by Parliament and the bills that have already been rendered by medical men for services to the