

or has violated any of the Conditions of the Sale, or where the Sale has been made in error or mistake. That although it does not appear that Marshall represented to the Department, in any way, the existence of the Dams, no fraud or imposition was practiced by him, as such mere non-disclosure does not constitute fraud or imposition within the meaning of the Act.

Further, the Sale to Marshall cannot, under the circumstances of the Case, be said to have been made in error or mistake.

In the absence therefore of the violation on Marshall's part of some of the Conditions of Sale, the Superintendent General cannot properly cancel the Sale to him of the lot in question.

I am, Sir,  
Very obediently,  
S<sup>t</sup> Mendenhall

Deputy of the Minister of the Interior