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INDIAN AFFAIRS HEADQUARTERS FILES

ARC-178 (12-75)

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CANADA

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68

PUBLIC ARCHIVES
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CANADA

Indian Affairs
Headquarters Files

(RG 10, Volume 7667)

File 22105-8 G.T.P.	Battleford Agency - Right-of-way for Grand Trunk Pacific branch lines through part of the Sweet Grass Reserve # 113. 1910 - 1927
File 22105-10 G.T.P.	Battleford Agency - Right-of-way for Grand Trunk Pacific branch lines through the Mosquito Reserve. 1910 - 1918
File 22110-7 C.N.	Edmonton Agency - Right-of-way for Canadian Northern Railway through the Wabamun Indian Reserve. 1906 - 1923
File 22114-3 G.T.P.	Qu'Appelle Agency - Right-of-way for the Grand Trunk Pacific through part of the Pasqua Reserve (plan). 1910 - 1922
File 22116-1 C.P.R.	Peigan Agency - Right-of-way for the Canadian Pacific Railway through part of the Peigan Reserve (plans). 1911 - 1947

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
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CANADA

No. 22116-1 C.P.R.

Department of Indian Affairs

19.....

PEIGAN

RAILWAYS

C.P.R. R-W FOR PIPE LINE & STATION GROUNDS

PUBLIC ARCHIVES CANADA

390768

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

15-5-036

Gleichen Alta

12th July 1911

DEPARTMENT OF INDIAN AFFAIRS JUL 31 1911

33160

Sir

It might be well to have the amount of land patented to the Canadian Pacific Railway at Brocket on the Peigan Indian Reserve looked into.

The Right of way plan shows a large amount of land taken, but I have been informed by Inspector Markle that the Engineers of that Company state that this area was reserved for the Company in case they required it, but a less area was taken and paid for.

If this is the case the present office will be on the Reserve instead of on the Railway property, as well as the store belonging to Mr McDermid and the store formerly occupied by Mr Leonard.

It would not affect the survey made by me two years ago, but the plan of the lands laid out for Indian purposes will require to be changed accordingly

I have the honor
to be
Sir
Your obedient Servant

J P M Oliver

Surveys

DEPT. OF INDIAN AFFAIRS JUL 18 1911 SURVEYS.

D D McLean Esq
Secretary
Department of Indian Affairs
Ottawa
Canada

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CPR

155,036.

Ottawa, July 19, 1911.

Sir,-

Referring to your letter of the 12th inst., I beg to inform you that in 1898, the Canadian Pacific Rwy. Co., paid, in connection with the right of way, for two station grounds in the Peigan Indian reserve. They were named No.5 and No.6 Sidings; one of these has since been entitled "Brocket". Each of their widths is twelve hundred feet(1200); that is to say six hundred feet on each side of the centre line. No change appears to have been made since that date.

Within recent years the Company has filed plans in connection with a pipe line to Brocket Station; some of these plans do not show the correct width of the station ground. On this account the impression may have arisen that the original width was not paid for.

Sent S.B.

Your obedient servant,

Sgd. J.W. McLean

Asst. Deputy and Secretary.

J. K. McLean, Esq., D.L.S.,
Wabumun, Alta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
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CANADA

155-036 22116-1 CPR

The Canadian Pacific Railway Company

Law Department

NMD

A. Chaman K.C.
General Counsel.
E.W. Beatty,
General Solicitor.

4422 - M. Montreal, 27th November, 1911.

DEPT. OF INDIAN AFFAIRS NOV 28 1911

DEPT. OF INDIAN AFFAIRS NOV 28 1911 SURVEYS.

To schedule and plot on plan

399687

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir:-

I have the honour to send you herewith one tracing of plan and profile showing a portion of the Crow's Nest Branch grade revision between McLeod and Frank as the same is located through Indian Reserve No. 147.

I beg to request that the right of way as shown on this plan be reserved in favour of this Company until a final plan signed by a Land Surveyor can be filed.

Inasmuch as the location as shown on this plan may be changed we do not desire to have a Patent issued at present but only that the right of way be reserved.

I shall be glad to hear from you that this request for reservation has been duly noted in the books of the Department.

Your obedient servant,

E.W. Beatty
General Solicitor.

No encl. Plan & profile sent and a record on file under Company Permit order No. 1117

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

155,036.

Ottawa, November 29, 1911.

Sir,-

I beg to acknowledge the receipt of your letter of the 27th instant and of a plan and profile showing the location of a revision of the Crow's Nest Branch of the Canadian Pacific Railway through the Peigan Indian Reserve No.147.

Your obedient servant,

Sgd. J. D. McLean

Asst. Deputy and secretary.

Forward to S.B.

E. W. Beatty, Esq.,
General Solicitor,
Canadian Pacific Rwy.,
Montreal, Que.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417,657.

Ottawa, Jan. 13, 1913.

EXD.

Sir,

I beg to enclose herewith a blue print plan showing thereon a small portion of land at Brockett in the Peigan Indian Reserve which the Indians are desirous of acquiring either by purchase or exchange. Kindly advise me whether the land may be purchased and if so at what price or if an exchange is preferred from where would you desire the portion in exchange.

Encl.

S.B.

Your obedient servant,

Sgd J D McLean

Assistant Deputy and Secretary.

L. M. Dennis, Esq.,

Ass't to the President,

Canadian Pacific Railway Company,

Montreal, Que.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417,657.

Ottawa, Feb. 26, 1913.

Sir,

I beg to draw your attention to letter to you of the 13th ultimo relating to a desired purchase or exchange of a piece of land now in the station ground of the Canadian Pacific Railway at Brockett, Peigan Indian Reserve and to request you to be good enough to state whether the purchase of exchange may be made.

Your obedient servant,

Assistant Deputy and Secretary.

L. M. Dennis, Esq.,
Ass't to President,
Canadian Pacific Railway Co.,
Montreal, Que.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
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CANADA

417657

Canadian Pacific Railway Company

Department of Natural Resources

OFFICE OF
ASSISTANT TO THE PRESIDENT

Montreal February 28th., 1913.

DEPT. OF INDIAN AFFAIRS,
MAR 1 1913
SURVEYS.

DEPARTMENT OF INDIAN AFFAIRS
MAR 1 1913

QUOTE FILE No 431523

Dear Sir:-

In answer to your letter of the 26th. inst. file 417657. I beg to advise you that your former letter of the 13th. ulto. relating to certain land which it is desired to purchase or exchange for the Peigan Indian Reserve at Brockett, was referred to Mr. Allan Cameron, Superintendent of the Land Branch of the Department at Calgary, and you will no doubt receive a reply from him before long.

Yours truly,

J. P. Dennis

Assistant to the President.

Mr. J. D. McLean,
Ass't. Deputy & Secretary,
Department of Indian Affairs,
OTTAWA, ONT.

Indian Affairs, (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

41765-7 ~~155036~~ 22116-1CPR

DEPARTMENT MAR 10 1913

CANADIAN PACIFIC RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND LEASE AGENT, WESTERN LINES

P. McPHE[redacted] Lease Agent, Winnipeg.
Right of
J. G. OSBORNE, Local Right of Way and Lease Agent, Calgary.
E. W. BATEMAN, Local Right of Way and Lease Agent, Vancouver.

WINNIPEG, MAN. March 4th./13 P-R

In your reply refer to No

72 C.N.P.

Sniff

43279

DEPT. OF INDIAN AFFAIRS MAR 11 1913 SURVEYS

J.D. McLean, Esq.,
Asst. Deputy & Secretary,
Department of Indian Affairs,
Ottawa, ONT.

Dear Sir:-

Referring to your letter of January 13th, addressed to L.M. Dennis, Asst. to President, C.P.R., Montreal, in reference to small portion of land at Brockett in the Peigan Indian Reserve, I beg to say that your letter has been referred to me, and that the Company would be willing to sell part of the land which you require, but we would have to retain 250 feet measured at right angles from the centre line on the Sputh side of the track. I might say that we would be willing to release your Department extra land both at Brockett and at Peigan Siding, retaining only 150 feet on the North side of the centre line and 250 feet on the South side of the centre line through the station grounds as shown on the registered plan. This could either be arranged as a sale or an exchange of property. I understand that there is likely to be some change of line which will affect certain portions of the Peigan Indian Reserve, and it might be as well if you allow this matter to stand for a short time until the Railway Company's plans are fully matured, when possibly an

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
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CANADA

CANADIAN PACIFIC RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND LEASE AGENT, WESTERN LINES

P. McPHE[illegible]
Right of W[illegible] and Lease Agent,
Winnipeg.
J. G. OSBORNE,
Local Right of Way and Lease Agent,
Calgary.
E. W. BATEMAN,
Local Right of Way and Lease Agent,
Vancouver.

WINNIPEG, MAN.

In your reply refer to No

J.D. McL. No.2

432079

exchange of land could be arranged.

I will probably be in Ottawa during the coming Spring, and if so will try and have the matter in shape so that I can call on you and make a definite proposition.

Yours truly,

P McPherson

Right of Way & Lease Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417,657.

Ottawa, March 15, 1913.

Sir,

Referring to your letter of Jan. 21, last, and previous correspondence, I beg to inform you that the Canadian Pacific Railway is willing to sell part of the land at Brockett in the Peigan Indian Reserve for which application has been made by the Department but that they will require to retain a width of 250 feet measured South from the centre line. The company in fact is willing to sell all the land at Brockett and Peigan siding retaining only one hundred and fifty feet in width on the North of the centre line and 250 feet South but the Railway Company is contemplating a change in the location of their line and it is thought that this matter should stand for a short time until the Company's plans are fully matured. The matter will therefore stand for the present; kindly bring it up again at a future date.

Your obedient servant,

Sgd J. D. McLean

Assistant Deputy and Secretary.

E. H. Yeomans, Esq.,
Indian Agent,
Brockett, Alta.

Fwd
S.B.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

INDIAN AGENT'S OFFICE,

DEPT. OF INDIAN AFFAIRS MAY 19 1913

Peigan Agency,

Brocket, May 13, 1913.

IN YOUR REPLY REFER TO
No. 16.
ALSO
TO DATE OF THIS LETTER.

437511

417,657.

DEPT. OF INDIAN AFFAIRS, MAY 20 1913 SURVEYS.

Sir,—

I have read your letter of the 15th. of March last and concluded that it would be prudent, in my opinion, to acquire the land from 250' southerly of the centre line of the C.P.R'y. to the reserve, within section 8, township 7, range 28, as soon as convenient and for the reason that there are now 2 stores on this strip of land and these stores are not now controlable because they are not on the Indian reserve.

If the land again added to the reserve and licenses granted to these shopkeepers they would be asked to confine their sales to Indians of only useful articles and keep no trinkets and so called soft drinks to exchange for the earnings of the Indians.

There is no reason at the present time why the extra land at the Peigan siding should be acquired too.

Your obedient servant,

Jarnault

Acting Agent.

The Secretary,
Department of Indian Affairs,
Ottawa,

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

155036-2
~~83780~~ 16

EXTRACT
ORIGINAL ON
427004-16

DEPARTMENT OF INDIAN AFFAIRS
APR 30 1914

458500

Direct
Surveyor.
April 6, 1914.

Indian Agent's Office,
Brocket, Alta.,
March 23rd 1914.

Sir,-

I would recommend that arrangements be made with Canadian Pacific Railway in reference to taking over the pipe line we have been using.

We have no record in this office of its having been transferred to the Department when abandoned by the Railway Company.

Your obedient servant,
H. A. Gunn,
Indian Agent.

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

155,036/2.

Ottawa, April 15, 1914.

Sir,

I beg to draw your attention to your letter of Nov. 27, 1911, No. 4422-M, and to request you to be good enough to inform me whether you have had a final plan prepared showing the right of way through the Peigan Indian Reserve of the revision of the Crows Nest Branch of the Canadian Pacific Railway. Kindly forward this plan as soon as possible together with your offer of the sum the company is willing to pay for the said right of way.

Final
S. B.

Your obedient servant,

Sgd J. D. McLean

Assistant Deputy and Secretary.

E. W. Beatty, Esq.,
General Solicitor,
Canadian Pacific Railway Company,
MONTREAL, Que.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Ottawa, April 15th 1914.

Memorandum to Mr. Bray.

Re Pipe Line at Brocket Station in Peigan I.R.

The Canadian Pacific Railway applied for a lease of lands forty feet wide from the North limit of the Station grounds at Brocket to the Old Man River which was granted January 26th 1909 at the nominal sum of One Dollar ($1.00) per annum.

No reference is made on file 155036 re the Company abandoning the pipe line.

See letter of 1st Aug. 1908 - F. 155-036.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

155,036/Ty.

Ottawa, April 15, 1914.

Sir,

On August 1, 1908, permission was given to the Canadian Pacific Railway Company in a letter addressed to Messrs. Scott and Kelly, Barristers, of this City, to lay and maintain a pipe line from Brocket Station in the Peigan Indian Reserve North to the Old Man River for the nominal sum of $1.00 per annum. We have a communication from Mr. H. A. Gunn, Indian Agent, Brocket, to the effect that the said line is abandoned by your Company. It is desired that the said pipe line be transferred to this Department. I shall be obliged if the necessary steps are taken by your Company to have the transfer made.

Your obedient servant,

Assistant Deputy and Secretary.

The Secretary,

Canadian Pacific Railway Company,

MONTREAL, Que.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

155036-2

The Canadian Pacific Railway Company

Law Department

E. W. Beatty,
General Counsel. 4422 - M NM Montreal, 2nd May 1914.

J. [illegible] Vaught,
E. P. Flintoft,
Solicitors.

MAY 4 1914

DEPT. OF INDIAN AFFAIRS
MAY 4 1914
SURVEYS

460707

J. D. McLean, Esq.,
Assistant Deputy Minister & Secretary,
Department of Indian Affairs,
Ottawa.

Sir:-

File 155036/2, Crows Nest Branch Revision.

I have the honor to acknowledge receipt of your letter of the 15th ultimo.

The final plan has not yet been prepared and I am sorry I cannot say exactly when this will be done. However as soon as it is ready I shall forward it to you and will let you know what the Company is willing to pay for the right of way.

I have the honor to be,
Sir,
Your obedient servant,

J. Vaught
Solicitor.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657½

22116-1CPR

CANADIAN PACIFIC RAILWAY COMPANY.

FRA[illegible]YLOR,
[illegible] OF WAY AND LEASE AGENT.

E. J. BOSWELL,
ASST. RIGHT OF WAY AND LEASE AGENT.

MONTREAL, 1st Sept. 1914.

EJB/M. IN YOUR REPLY PLEASE REFER TO FILE: 37.0.8108

DEPARTMENT OF INDIAN AFFAIRS SEP 4 1914

J. D. McLean, Esq.,
Asst. Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS
OCT 7 1914
SURVEYS

Dear Sir:-

467058

Brocket Station Grounds, Crows Nest Subdiv.

. . . . . .

I have been advised that your Department is desirous of obtaining the part of Brocket Station Grounds not required for Railway purposes. This is referred to in your letter of January 13th 1913, addressed to J.S. Dennis, Asst. to President, C.P.R., Montreal.

DEPT. OF INDIAN AFFAIRS SEP 11 1914 SURVEYS

In view of this, I beg to state that the Company is now willing to sell your Department the following areas as shown on the attached plan.

DEPT. OF INDIAN AFFAIRS SEP 2 1914 SURVEYS

18.57	acres	shown	as	Block	"A"
5.81	"	"	"	"	"B"
9.09	"	"	"	"	"C"
38.28	"	"	"	"	"D".
71.75					

Mr. McPherson states that this land is worth about $30.00 per acre. A portion of this land is occupied by squatters comprising Indians and the Officials of the Indian Department.

Kindly advise your decision in due course.

Enc.

Yours truly,

Dict. by

F. Taylor,

E. J. Boswell
Asst. Right of Way & Lease Agent

Right of Way & Lease Agent.

Indian Affairs, (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

469911 417657

CANADIAN PACIFIC RAILWAY COMPANY.

FRANK TAYLOR,
RIGHT OF WAY AND LEASE AGENT.
E. J. BOSWELL,
ASST. RIGHT OF WAY AND LEASE AGENT.

MONTREAL, 16th October, 1914.

EJB/M. IN YOUR REPLY PLEASE REFER TO FILE 31.6-8108

DEPARTMENT OF INDIAN AFFAIRS
OCT 17 1914

J. D. McLean, Esq.,
Asst. Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS
OCT 21 1914
SURVEYS

Dear Sir:-

Brocket Station Grounds, Crows Nest Sub.

. . . . . .

Kindly see my letter of the 1st ulto. and advise me of your decision in due course.

Yours truly,

F. Taylor,

Right of Way & Lease Agent.

Dict. by

E. J. Boswell
Asst. R/W & L. Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CPR

417,657.

Held

1 Dy. Minister
2 Secy

Ottawa, Oct. ~~9~~ 22, 1914.

Sir,

With reference to correspondence with your predecessor, in which he represented that it was desirable to purchase from the Canadian Pacific Railway Company a portion of the Brocket Station Grounds in the Peigan Indian Reserve, I beg to enclose herewith a blue print plan showing the said Station Ground.

Encl.

Capital 19,138.58
Interest 5,119.83
71.75
30
215.25

You will note that the company desires to retain a width of one hundred and fifty feet on the North side of their centre line and a width of two hundred feet on the South side. The company is willing to sell the following areas as shown on the plan:-

Block A.....	18.57	acres
" B.....	5.81	"
" C.....	9.09	"
" D.....	38.28	"

71.75

S.B.

The officers of the company consider that this land is worth about $30.00 per acre. I have to request you to be good enough to examine the land ~~with the view of as~~ ~~certaining if this is~~ and to state what you consider to be a reasonable price. You should then place the matter before the Indian ~~Council~~ and, if they desire, request them to pass a resolution to the effect that the Department enter into negotiations for the purchase of this land and that the necessary funds be taken from their

Del
AT

H. A. Gunn, Esq.,
Indian Agent,
Brocket, Alta.

JM.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

their capital account.

Please return the plan with your report.

Your obedient servant,

Jas. P. Stewart

for Assistant Deputy and Secretary.

JM.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

KODAK SA

417,657.

Ottawa, Oct. 22, 1914.

Sir,

I beg to inform you that there has been inadvertently an unusual delay in connection with the proposed purchase of certain lands at the Brocket Station Ground, Alberta, referred to in your letter of the 1st ultimo. The matter is now being taken into consideration. I have to request you to be good enough to forward with as little delay as possible a plan on tracing cloth, similar to the blue print plan enclosed with your said letter.

Your obedient servant,

Sgd. S. Stewart

for Assistant Deputy and Secretary.

S.B.

F. Taylor, Esq.,
Right of Way and Lease Agent,
Canadian Pacific Rwy. Co.,
Montreal, Que.

JM.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

CANADIAN PACIFIC RAILWAY COMPANY.

FRANK TAYLOR,
RIGHT OF WAY AND LEASE AGENT.
E. J. BOSWELL,
ASST. RIGHT OF WAY AND LEASE AGENT.

JS/G

MONTREAL, 9th November, 1914.

IN YOUR REPLY PLEASE REFER TO FILE 31.6-8108

DEPT. OF INDIAN AFFAIRS
NOV 11 1914

J. D. McLean, Esq.,
Assistant Deputy & Secretary,
Department of Indian Affairs,
O t t a w a, Ont.

471286

Dear Sir:-

Brocket Station Grounds, Crows Nest Subdivision. Your File 417,657.

DEPT. OF INDIAN AFFAIRS
NOV 12 1914
SURVEYS

With reference to your letter of the 22nd ultimo.

I send you herewith, as requested, one tracing of plan showing the land available for sale to the Department of Indian Affairs, at Brockett, which is signed by F. A. Wilkin , D.L.S.

Yours truly,

F. Taylor.

Right of Way & Lease Agent.

Dict. By:-

E. J. Boswell
Asst. R/W & Lease Agent.

Enc.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417,657.

Ottawa, Nov. 13, 1914.

Sir:-

I beg to acknowledge the receipt of your letter of the 9th instant and accompanying plan showing the lands which your Company is prepared to sell to this Department, in the neighbourhood of Brocket Station, on the Peigan Indian Reserve, and to say that this matter is under consideration.

Your obedient servant,

Sgd. J. McLean

Assistant Deputy and Secretary.

Fn
Lorw.

F. Taylor, Esq.,
Right of Way and Lease Agent,
Canadian Pacific Rwy. Co.,
MONTREAL, Que.

JM.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
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CANADA

417657

CANADIAN PACIFIC RAILWAY COMPANY.

FRANK TAYLOR,
RIGHT OF WAY AND LEASE AGENT.

E. J. BOSWELL,
ASST. RIGHT OF WAY AND LEASE AGENT.

MONTREAL, 18th December, 1914.

EJB/M. IN YOUR REPLY PLEASE REFER TO FILE 31.6-8108

DEPARTMENT OF INDIAN AFFAIRS
DEC 21 1914

J. D. McLean, Esq.,
Ass. Deputy and Secretary,
Department of the Interior,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS
DEC 23 1914
SURVEYS

473712
473712

Dear Sir:-

Brocket Station Grounds - Your Ref. 417,657

. . . . . .

In your letter of the 13th ult. you state that this matter is under consideration.

Will you kindly reply more fully at your convenience.

Yours truly,

F. Taylor
Right of Way & Lease Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417,657.

Ottawa, Dec. 28, 1914.

Sir,

Referring to your letter of the 18th instant, I beg to inform you that our Indian Agent has not yet sent in the report requested relating to the lands at Brocket Station in the Peigan Indian Reserve, which your Company is willing to sell. He has been written again, this day, on the matter.

Your obedient servant,

Dept. J. D. McLean

Assistant Deputy and Secretary.

F. Taylor, Esq.,

Right of Way Agent, Canadian Pacific Rwy. Co.,

MONTREAL, Que.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417,657.

HXD.

Ottawa, Dec.28, 1914.

Sir,

I have to request you to forward, as soon as possible, a reply to letter of Oct. 22, last, requesting your view as to the value of the lands mentioned therein, at Brocket, which the Canadian Pacific Railway Company is willing to sell.

Your obedient servant,

Sgd. J. McLean

Assistant Deputy and Secretary.

F.H.

S.B.

H. A. Gunn, Esq.,

Indian Agent,

Brocket, Alta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

INDIAN AGENT'S OFFICE,

DEPARTMENT OF INDIAN AFFAIRS
JAN 11 1915

Brocket, Alta.

IN YOUR REPLY REFER TO
No. 236
ALSO
TO DATE OF THIS LETTER.

Jany. 5th. 1915. 191

BM

~~414439~~

Sir,—

In reply to your letter 417657 Dec. 28th. requesting a reply to letter of Oct.22nd 1914. I may say that I have waited to get ameeting of the Band on this ~~##~~matter until they could all be present which will be next Tuesday Jan 12th. hence the delay.

Your obedient servant.

J. H. Gilmour

Indian Agent.

The Secretary.

Department of Indian Affairs.

Ottawa.

Ont.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

475022 (22116-1CPR)

PEIGAN INDIAN RESERVE,

January 12th 1915

We, the undersigned, Chief and Councillors of the PEIGAN BAND of Indians owning the Reserve situated in the PEIGAN INDIAN AGENCY, in the Province of Alberta, at a meeting summoned for the purpose, according to the rules of the Band, and held on the said Reserve, this 12th day of January, A. D. 1915 in the presence of the Indian Agent for the said Reserve, representing the Superintendent General of Indian Affairs for the Dominion of Canada;

Do hereby for ourselves, and on behalf of the Indian owners of the said Reserve, request that a sum not exceeding Two Thousand one hundred and fifty 00/100 Dollars, be paid out of money standing to the credit of this Band, for the purpose of purchasing from the Canadian Pacific Railway Co. a portion of the Brocket Station Ground as described in the Department's letter No. 417,657 of Oct. 22, 1914 and shown on a blue print which accompanied the said letter.

Black Plume his X mark Chief

..... H. M.

Big Swan his X mark H. M.

Little Plume his X mark H. M.

Sunday his X mark H. M.

Signed and sealed in the presence of .....

H. Gibbons
Indian Agent

The original of this Document has been removed for retention in the Records of the Indian Land Registry.
J. Littlewood
Signature
March 28 1972

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

INDIAN AGENT'S OFFICE,

Brocket, Alta.

IN YOUR REPLY REFER TO
No. 240.
ALSO
TO DATE OF THIS LETTER

Jan.15th. 1915. 191

DEPARTMENT OF INDIAN AFFAIRS
JAN 22 1915
SURVEYS

Sir,—

In reply to letter No. 417657 dated Oct. 22nd. 191 in reference to the purchasing of a portion of the Brocket Station Grounds from the Canadian Pacific Railway, I may say that I examined the land and think it worth $30.00 per acre.

Although not knowing the price paid for the land when taken from the Indians, I would suggest that an offer of the original price with interest be made the company, provided it did not bring the price to more than $30.00 per acre.

Enclosed you woll find the resolution of the Indians as requested.

Your obedient servant.

H. Gilmour

Indian Agent.

The Secretary.

Department of Indian Affairs.

Ottawa.

Ont.

This Business was begun from Treaty 7 Section 150 Indian Act

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPARTMENT OF INDIAN AFFAIRS CANADA

MEMORANDUM Fyle 417657

Mr.Scott,-

Referring to the letter hereunder of the 15th instant and previous correspondence I beg to state that it appears to be very desirable that the land at the Brocket Station in the Peigan Indian Reserve should be purchased and be again added to the Reserve. The especial reasons for this procedure are given in the Agent's letter of the 21st January 1913. (turned out)

The Company has stated in letter of the 1st September last that an officer of their Company considers the land to be worth $30.00 per acre. Our Agent,Mr.H.A.Gunn,has forwarded a resolution from the Indian Bandd requesting that the land be purchased at a price not exceeding the said rate.

The Agent says that he has examined the land and thinks it worth $30.00 per acre but adds that although he does not know the original price paid for the land,he would suggest that an offer of the original price,with interest to date, be made to the Company,provided it does not exceed $30.00 per acre. $4.00 per acre was paid in 1898,which,with interest to date,is only $7.40 per acre.

I think $7.40 is altogether too small a sum to offer and as far as I can learn $30.00 per acre is a very high price. I beg to recommend that some competent person be appointed to advise the Department of the value of the land,if you decide that the purchase is to be made.

Ottawa,27th January 1915.

S. Bray
Chief Surveyor.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

CANADIAN PACIFIC RAILWAY COMPANY.

FRA[illegible] TAYLOR,
RIGHT OF WAY AND LEASE AGENT.

E. J. BOSWELL,
ASST. RIGHT OF WAY AND LEASE AGENT.

MONTREAL, 28th January, 1915.

EJB/M. IN YOUR REPLY PLEASE REFER TO FILE 31.6-8108

DEPARTMENT OF INDIAN AFFAIRS
JAN 30 1915

J. D. McLean, Esq.,
Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

Brocket Station Grounds - Your Ref.417657

. . . . . .

Your letter of the 28th ulto. states that Local Indian Agent has been requested to send in his report.

Will you kindly advise as to your decision in regard to purchasing certain lands from this Company.

Yours truly,

F. Taylor
Right of Way & Estate Agent.

Mr Reid
Please see memo below re this.
a.F.B.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Department of Indian Affairs

Canada

File No. 417 657-

Lands and Timber Branch

Ottawa 19th February, 1915.

Memo.

Deputy Minister,

On the 28th December, 1912, Mr. Agent Yeomans advised that Mr. Megginson desired to obtain a site on which to build a store, on the Piegan Reserve, and on communicating with the Agent it was subsequently ascertained that the land desired by Mr. Megginson, or Brecket Trading Company, was situate on the Right of Way of the Railway at Brecket, and the Company was so informed on the 19th December, 1913, and told that if this property was acquired by the Department, their application would be given due consideration.

No further action has been taken in the matter, as the question of acquisition of the land from the Railway Company, has not as yet, been settled.

Please see Mr. Bray's report under.

W. Adams

In charge Lands & Timber Branch.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

475022 (22116-1CPR)

PEIGAN INDIAN RESERVE,

January 12th 1915

We, the undersigned, Chief and Councillors of the PEIGAN BAND of Indians owning the Reserve situated in the PEIGAN INDIAN AGENCY, in the Province of Alberta, at a meeting summoned for the purpose, according to the rules of the Band, and held on the said Reserve, this 12th day of January, A. D. 1915 in the presence of the Indian Agent for the said Reserve, representing the Superintendent General of Indian Affairs for the Dominion of Canada;

Do hereby for ourselves, and on behalf of the Indian owners of the said Reserve, request that a sum not exceeding Two Thousand one hundred and fifty 00/100 Dollars, be paid out of money standing to the credit of this Band, for the purpose of purchasing from the Canadian Pacific Railway Co. a portion of the Brocket Station Ground as described in the Department's letter No. 417,657 of Oct. 22, 1914 and shown on a blue print which accompanied the said letter.

Black Plume his X mark Chief

..... H. M.

Big Swan his X mark H. M.

Little Plume his X mark H. M.

Sunday his X mark H. M.

Signed and sealed in the presence of .....

H. Glenn
Indian Agent

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CPR

Pincher Cree, Alberta, February 27th 1915

To the Deputy Minister,

Department of Indian Affairs

OTTAWA, Ont.

Sir,

IN RE Valuation of Blocks A, B, C & D--to be reconveyed to the Department of Indian Affairs, C.P.R. Crow's Nest Branch, Brocket Station Grounds, Piegan Indian Reserve No 147.

I have the honour to submit my report of the valuation of the above mentioned Blocks.

Block A--18.57 acres--This area of ground consists of the Macleod Trail which takes all the level ground, the balance being steep and rough side-hill through which a road has been cut leading to the bridge across the Old Man river. No value.

Block B-- 5.81 acres-- Continuation of Block A with same steep side hill--No value

Block C.- 9.09 acres--Level land. Owing to the small area I valued this Block at Ten Dollars an acre. The fact that there are Indian Cabins built on this Block has influence me to arrive at the above figures.

Block D.-38.28 acres--Level land, could be used to advantage for agricultural purposes in connection with the Agency buildings Worth Twenty Dollars per acre.

TOTAL VALUE

Block A	No value
Block B	No value
Block C	$ 90.90
Block D	765.60
Total	$ 856.50

11.93 per ac

I have the honour, Sir, to be

Your obedient servant,

J. W. Harwood

Appraiser

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

OFFICE OF THE DEPUTY SUPERINTENDENT GENERAL

OTTAWA March 4, 1915.

DEPT. OF INDIAN AFFAIRS
MAR. 5 1915
SURVEYS

Memorandum,-

Mr. Bury.

Incl.

I inclose herewith valuation of the land at Brocket Station, Peigan Indian reserve, which the Department desires to purchase from the Canadian Pacific Railway Company. Please inform the Company that this is the price the Department will be prepared to pay for this land.

Duncan Ca 15

D. S. G. I. A.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

CANADIAN PACIFIC RAILWAY COMPANY.

DEPARTMENT OF INDIAN AFFAIRS
MAR 4 1915

FRA[illegible]YLOR,
[illegible]GHT OF WAY AND LEASE AGENT.
E. J. BOSWELL,
ASST. RIGHT OF WAY AND LEASE AGENT.

MONTREAL, 3rd March, 1915.

EJB/M.6 IN YOUR REPLY PLEASE REFER TO FILE 31.6-8108

J. D. McLean, Esq.,
Assistant Deputy & Secretary,
Department of Indian Affairs.
Ottawa, Ont.

47,0318

Dear Sir:-

Brocket Station Grounds - Your Ref.417657.

. . . . . .

Will you kindly see your letter of the 28th December and advise as to your decision in regard to purchasing certain lands from this Company, at your convenience.

Yours truly,

Taylor,

Right of Way & Estate Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CPR

417657

Ottawa, 5th March 1915.

Sir,-

Referring to your letter of the 3rd instant No. 31.6-8108 and previous correspondence I beg to inform you that Mr.J.W.Harwood, an appraiser, Pincher Creek, Alberta, was appointed to make a valuation of the land at Brocket Station in the Peigan Indian Reserve, which your Company is disposed to sell to the Department.

These lands consist of

Block	A	18.57	acres
"	B	5.81	"
"	C	9.09	"
"	D	38.28	"
		71.75	

Mr.Harwood says that the Macleod Trail takes all the level ground in Block A and that there is also a road across it leading to the bridge across The Old Man River. The remainder is a steep and rough side hill. Block B is of the same character.

Mr.Harwood considers the said blocks A.and B to be of practically no value. The total sum he estimates to be a fair price for the four Blocks is $856.50. I beg to inform you that the Department is prepared to pay this sum to your Company for this land.

S.B.

Your obedient servant,

(sgd) J. D. McLean

Asst. Deputy and Secretary.

F.Taylor Esq.,
Right of Way and Estate Agent,
Canadian Pacific Railway Company,
Montreal, P.Q.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Pincher Creek, March 13/15

The Deputy Minister

Department of Indian Affairs

Ottawa, Ont

Sir,

The following is a statement of costs for Valuation fees of the C.P.R. Right-of-Way, Brocket, Alberta, on the Crows Nest Branch of the C.P.R. which the Peigan Indians are negotiating to purchase.

Livery hire	$5.00
Valuation Fees	$ 5.00
Total	$10.00

Respectfully yours

J. W. Harwood

Pincher Creek, Alta.

c/o'
a/c 210 Cal

Cur Supt 1/5

65530

47/1082

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

CANADIAN PACIFIC RAILWAY COMPANY.

22116-1CPR

FRANK TAYLOR,
RIGHT OF WAY AND LEASE AGENT.

E. J. BOSWELL,
ASST. RIGHT OF WAY AND LEASE AGENT.

MONTREAL, 23rd March, 1915.

EJB/M. IN YOUR REPLY PLEASE REFER TO FILE 31.6-3108

DEPARTMENT OF INDIAN AFFAIRS
MAR 24 1915

DEPT. OF INDIAN AFFAIRS
MAR 26 1915
SURVEYS

J. D. McLean, Esq.,
Asst. Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ont.

477409

Dear Sir:-

Brocket Station Grounds - Your Ref. 417657

In reply to your letter of the 5th, I beg to advise that the rate of $30.00 per acre does not appear to be an unreasonable valuation of the land which our Company is offering to sell your Department, but I note that your Mr. Harwood values the land at about half the total value that $30.00 per acre would amount to.

Mr. McPherson, the Company's Right of Way & Lease Agent at Winnipeg, writes as follows: in regard to the matter:

"I admit that part of the land proposed to be reconveyed to the Department of Indian Affairs is of very little value, but the land adjoining the station grounds would readily sell for very much more than $30.00 per acre. We have had quite a number of applications for purchase of sites for townsite purposes, but as I understand that the Department of Indian Affairs prefer to have control of all lands within the reserve, and we desire to meet their wishes in every way possible, I refused to sell any building sites within the limits of our property or to turn over the whole property to the land Department to be subdivided and handled as a townsite. We could obtain much better revenue by taking the latter course.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

The good land is worth at least $30.00 per acre as farm land and I do not think we should accept any lower value than $30.00 per acre for the total area. The Department of Indian Affiars will have no difficulty in realizing considerably more than that if they are willing to sell it to squatters and other parties requiring sites at that point."

Will you kindly reconsider your offer as set forth in your letter of the 5th inst. and advise me in due course.

Yours truly,

F. Taylor
Right of Way & Estate Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

F.417657

Ottawa, 25th March 1915.

MEMORANDUM

Mr.Scott,-

In connection with the letter hereunder of the 23rd instant from Mr.W.Taylor, Right of Way Agent of the Canadian Pacific Railway I beg to refer you especially to the letter from Agent E.M.Yeomans of the 21st January 1913. Mr.Yeomans says that the office building and a greater part of the lawn in front of the Agent's house is inside the Railway property. According to the report and valuation made by Mr.J.W.Harwood, Indian cabins are also on this land. It therefore appears to be very desirable that the land should be purchased from the Railway.

It is not probable that a town of any size will exist at this station(Brocket)but apparently there is reason to believe it will be a village site.

Our valuator Mr.Harwood, states that two portions of the block in question have no value. He is evidently wrong on this point, as no land, however bad in that district, is absolutely of no value. I would suggest for your approval that a compromise offer be made, that is to say that we offer about the mean sum between the value placed on the land by the Railway Company and that placed on it by our valuator, namely $20.00 per acre.

E. Brais
Chief Surveyor.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

H.D.

Ottawa, 30th March 1915.

Sir,-

I beg to acknowledge the receipt of your letter of the 23rd instant regarding the valuation of lands which this Department desires to acquire from the Canadian Pacific Railway Company at Brocket, Alberta.

It is not the intention of this Department to acquire these lands for sale to squatters, but rather to preserve the Indian Reserve intact in so far as possible. Your valuation of $30.00 per acre is considered to be too high. It is thought however that our valuator has placed too small a value on a portion of this land. We are therefore prepared to submit a new offer of $20.00 per acre for the entire block of 71.75 acres. In view of the fact that nearly one-third of this land is hill-side and practically useless, this is considered to be a very reasonable offer.

Your obedient servant,

(sgd) J D McLean

Asst. Deputy and Secretary.

F. Taylor Esq.,
Right of Way & Estate Agent,
Canadian Pacific Railway Co.,
Montreal, P.Q.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.R.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

Ottawa, 19th May 1915.

Sir,-

I beg to refer you to our letter of the 30th March last relating to the lands at Brocket, Alberta, which this Department desires to acquire and to request the favour of a reply.

Your obedient servant,

(sgd) J D McLean

Asst. Deputy and Secretary.

F.B.

F.Taylor Esq.,
Right of Way & Estate Agent,
Canadian Pacific Railway Company,
Montreal, P.Q.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

CANADIAN PACIFIC RAILWAY COMPANY.

RIGHT OF WAY AND ESTATE DEPARTMENT

22116-1 C.P.R.

FRANK TAYLOR,
RIGHT OF WAY AND ESTATE AGENT.

E. J. BOBWELL,
ASST. RIGHT OF WAY AND ESTATE AGENT.

JOHN MORROW,
A. B. PIERS,
REAL ESTATE AGENTS.

MONTREAL, 17th June, 1915.

IN YOUR REPLY PLEASE REFER TO FILE 31.6-8108

DEPARTMENT OF INDIAN AFFAIRS
JUN 21 1915

INTERIOR OTTAWA
JUN 19 1915
REGISTRATION BRANCH

480583

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS
JUN 22 1915
SURVEYS

Dear Sir,-

Brocket Station Grounds.- Your Ref. 417657

In further reference to your enquiry of the 19th ulto., I beg to advise that our Department of Natural Resources, Townsite Branch, places a value of $30.00 per acre on this land and have offered to take the land over and credit the Operating Department for the amount. On it being represented, however, to our Chief Engineer that the Department of Indian Affairs were particularly desirous of controlling all land within the reserve, he agreed to dispose of the land to your Department and at your own valuation. Therefore, on behalf of the C.P.R. Co. I beg to accept your offer of $20.00 per acre for the entire block of 71.7 (×71.75) acres, as set forth in your letter of the 30th March last. Will your kindly advise if the transfer should be made out in the name of His Majesty King George the Fifth, or should it show what Department will control the land.

Merger for $1435 for purpose

$1435-02

Merger capital $18,987.67 24-6-15 JAY

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

The Sec.....2

Registration of the plan has not yet been completed, but no doubt, this will be attended to by the Registrar in due course.

Yours truly,

Zaufa,

Right of Way & Estate Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

CANADIAN PACIFIC RAILWAY COMPANY.

RIGHT OF WAY AND ESTATE DEPARTMENT

FRANK T. [redacted]
RIG[redacted]AY AND ESTATE AGENT.
E. J. BOS[redacted]L,
ASST. RIGHT OF WAY AND ESTATE AGENT.
JOHN MORROW,
A. S. PIERS,
REAL ESTATE AGENTS.

MONTREAL, 27th May, 1915.

EJB/M.[redacted]

IN YOUR REPLY PLEASE REFER TO FILE 51.[redacted]

DEPARTMENT OF INDIAN AFFAIRS
MAY 28 1915

D. McLean, Esq.,
Asst. Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ont.

419553

Dear Sir:-

Brocket Station Grounds - Your Ref. 417657

I am in receipt of your letter of the 19th, requesting reply to your letter of the 30th March last.

This matter was referred to our Executive in the West and I am endeavouring to obtain a decision which, as soon as it has been received, will be transmitted to you.

Yours truly,

DEPT. OF INDIAN AFFAIRS
MAY 28 1915
SURVEYS

Right of Way & Estate Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417,657

22116-1CPR

Ottawa, June 24th, 1915.

His Royal Highness

The Governor General in Council.

The undersigned begs to report that, as the office building, the greater part of the lawn in front of the Indian Agent's house, and a number of Indian cabins in connection with the Peigan Indian reserve, are situated outside of the boundaries of the reserve on land belonging to the Canadian Pacific Railway Company, at Brocket station, it is desirable that 71.75 acres of the said company's land at that point be acquired by the Department of Indian Affairs for the purposes of the Peigan agency.

The company has agreed to accept the Department's offer of twenty dollars per acre for the said 71.75 acres = $1435.00, and a resolution has been passed by the council of the band in favour of the requisite expenditure being made from their funds on the purchase of the land.

The undersigned would therefore recommend that under section 90 of the Indian Act authority be given for the expenditure of the said sum of $1435.00 from the capital at the credit of the Peigan Indians, which amounts to $18,987.67, on the purchase of the said 71.75 acres of land as an addition to the reserve of the said Indians, the said land being shown on a plan, No. 1465, of record in the Department of Indian Affairs.

Dec 24
25
26
26

(sd) W. Burnett

Superintendent General of Indian Affairs

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

1. Sy minutes
2 Sec.

Ottawa, 7th July 1915.

With cheque

Sir,-

In reply to your favour of the 17th ultimo regarding the sale to this Department of 71.75 acres of land near Brocket Station in the Blackfoot Indian Reserve, I beg to enclose cheque for $1435.00 in payment of this land.

Please be good enough to have the deed made out to His Majesty King George the Fifth as represented by the Superintendent General of Indian Affairs.

Ck. 1887 for $1435.00

Your obedient servant,

Sgd J D McLean

Asst. Deputy and Secretary.

F.Taylor Esq.,
Right of Way & Estate Agent,
Canadian Pacific Railway Co.,
Montreal, Que.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

Ottawa, 8th September 1915.

Sir,-

I beg to draw your attention to letter to you of the 7th July last enclosing a cheque for $1435.00 in payment for 71.75 acres of land at Brocket Station in the Blackfoot Indian Reserve and to inform you that we have received no acknowledgment nor yet has the deed for the land in question been forwarded to the Department. I shall be obliged for an explanation of the cause of the delay.

Your obedient servant,

(sgd) J D McLean

Asst. Deputy and Secretary.

F.Taylor Esq.,
Right of Way and Estate Agent,
Canadian Pacific Railway Company,
Montreal, Que.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

CANADIAN PACIFIC RAILWAY COMPANY.

RIGHT OF WAY AND ESTATE DEPARTMENT

DEPARTMENT OF INDIAN AFFAIRS
SEP 13 1915

FRANK TAYLOR,
RIGHT OF WAY AND ESTATE AGENT.

E. J. BOSWELL,
ASST. RIGHT OF WAY AND ESTATE AGENT.

JOHN MORROW,
A. S. PIERS,
REAL ESTATE AGENTS.

MONTREAL, 11th September, 1915.

EJB/M. IN YOUR REPLY PLEASE REFER TO FILE 31.6-8108

483085

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

Brocket Station Grounds - Blackfoot Indian Reserve
Your Ref. 417657

. . . . . .

In reply to your letter of the 8th, I beg to acknowledge receipt of cheque for $1435.00, in payment for 71.75 acres of land, which cheque was forwarded with your letter of the 7th July last and I regret the delay in acknowledging receipt.

Our Western Agent has been requested to arrange transfer in favor of His Majesty King George the Fifth, as represented by the Superintendent General of Indian Affairs and I am tracing the matter today. I hope to forward this transfer to you in a short time.

Yours truly,

DEPT. OF INDIAN AFFAIRS
SEP 14 1915
SURVEYS

F. Taylor
Right of Way & Lease Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

Ottawa, 29th November 1915.

Sir,-

I beg to refer you to your letter of the 11th September (your fyle No.31.6-8108), stating that title will be forwarded for the 71.75 acres of land purchased from your Company and added to the Peigan Indian Reserve. Kindly have title prepared and forwarded at your earliest convenience.

Rec'd.

Your obedient servant,

(sgd) J.D. McLean

Asst. Deputy and Secretary.

F.Taylor Esq.,

Right of Way & Lease Agent,

Canadian Pacific Railway Co.,

Montreal, Que.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

CANADIAN PACIFIC RAILWAY COMPANY.

RIGHT OF WAY AND LEASE DEPARTMENT

DEPARTMENT OF INDIAN AFFAIRS
DEC 4 1915

FRAN[illegible]R,
[illegible]AY AND LEASE AGENT.
E. J. B[illegible],
ASST. RIGHT OF WAY AND LEASE AGENT.

MONTREAL, 3rd December, 1915.

EJB/M.

IN YOUR REPLY PLEASE REFER TO FILE 31.6-8108

405502

J. D. McLean, Esq.,
Asst. Deputy & Secretary,
Department Indian Affairs,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS
DEC 7 1915
SURVEYS

Dear Sir:-

BROCKET STATION GROUNDS.
Your Ref. 417657

. . . . . .

I am in receipt of your favor of the 29th ulto., requesting that title to the 71.75 acres of land be forwarded to you.

I am advised that this matter is receiving the attention of our Right of Way & Lease Agent at Winnipeg, but that the transfer is being withheld until the plan has been registered.

I am making further enquiries as to the delay in the registration of the plan.

Yours truly,

F. Taylor
Right of Way & Lease Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

INDIAN AGENT'S OFFICE,

DEPARTMENT OF INDIAN AFFAIRS FEB 26 1916

BROCKET, ALTA.

IN YOUR REPLY REFER TO
No. 473.
ALSO
TO DATE OF THIS LETTER.

FEBY. 21. 1916. 191

487903

Sir,—

I BEG TO INFORM THE DEPARTMENT THATMR. MEGGINSON OF THIS PLACE AND HIS ASSOCIATES PURPOSE ERECTING A FLOURING MILL HERE AND HAVE THE BUILDING MATERIAL AND MACHINERY THEREFOR ON THE GROUND.

AN APPLICATION THEY MADE TO THE C.P.R. FOR A SITE ADJACENT TO THEIR TRACKS WAS REFUSED AND IT APPEARS TO BE THE INTENTION NOW TO ERECT THE BUILDING IMMEDIATELY WEST OF THE STORE BUILT BY LEBEL & CO. SOME TIME AGO.

AS NEGOTIATIONS HAVE BEEN ON FOOT TO PURCHASE THE RIGHT OF WAY OF THE C.P.R. FOR THE INDIANS, IT WAS THOUGHT PROPER THAT THE DEPARTMENTSHOULD BE ADVISED OF THE INTENTION TO BUILD SO THAT IF COMPLICATIONS WERE LIKELY TO FOLLOW THE DEPARTMENT COULD TAKE STEPS TO SAFEGUARD THE INTERESTS OF THE INDIANS.

I WILL BE GLAD TO RECEIVE SUCH INSTRUCTIONS AS THE DEPARTMENT SEES FIT TO OSSUE IN VIEW OF THE CIRCUMSTANCES.

YOUR OBEDIENT SERVANT.

H. A. Gunn

INDIAN AGENT.

THE SECRETARY,
DEPARTMENT OF INDIANSAFFAIRS.
OTTWWA.
ONT.

DEPT. OF INDIAN AFFAIRS
MAR 1 1916
SURVEYS

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

22116-1 CPR

by Minister
Secretary

Ottawa, 1st March 1916.

Sir,-

With reference to your letter of the 21st ultimo, No.473, I beg to enclose herewith a blue print plan showing the lands at Brocket Station in the Peigan Indian Reserve which have been purchased from the Canadian Pacific Railway. The lands consist of the blocks lettered A, B, C, and D as shown on the plan. You should allow no trespass on these lands or on any other part of the reserve.

If Mr. Megginson and his associates desire to erect a flour mill on any part of the said lands or reserve, they should make an application through you for the land they require, stating the amount they are willing to pay for the same or the annual rental if they desire a lease.

You should then forward the application with your report to the Department for its consideration and you will be then further advised. In the meantime you will please not allow any trespass on the reserve as above instructed.

S.B.

Bel

Your obedient servant,

(sgd) J D McLean

Asst. Deputy and Secretary.

H.A.Gunn Esq.,
Indian Agent,
Brocket, Alberta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

DEPARTMENT OF INDIAN AFFAIRS
MAR 14 1916

INDIAN AGENT'S OFFICE,

BROCKET, ALTA.

IN YOUR REPLY REFER TO
No. 495.
ALSO
TO DATE OF THIS LETTER.

MARCH 10TH. 1916. 191

438484

Sir,—

REFERRING TO LETTER No. 417657 I WOULD LIKE TO BE INFORMED IF WHEN THE DEPARTMENT TOOK THIS LAND OVER FROM THE RAILWAY COMPANY, WHAT ARRANGEMENTS WERE MADE RESPECTING THE TWO ## STORES AND THE DWELLING THAT WERE ON IT.

I WOULD SUGGEST THAT THEY BE MADE TO PAY A GROUND RENT TO PRECLUDE THEM ACQUIRING A SQUATTERS RIGHTAS WELL AS TAKING A TRADERS ANNUAL LICENSE.

IN SETTING THE GROUND RENT IT MIGHT BE WELL TO KEEP IN MIND THE FACT THAT THESE TRADERS PAY NO OTHER TAXES.

YOUR OBEDEENT SERVANT.

H. A. Gunn

INDIAN AGENT.

THE SECRETARY.
DEPARTMENT OF INDIAN AFFAIRS.
OTTAWA.
ONT.

DEPT. OF INDIAN AFFAIRS
MAR 1916
SURVEYS

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

Ottawa, 15th March 1916

Sir,-

I beg to acknowledge the receipt of your letter of the 10th instant asking what arrangements were made respecting the two stores and the dwelling that were on the land recently purchased from the Canadian Pacific Railway Company adjoining the Brocket station grounds in the Peigan Indian Reserve. The Railway Company has not forwarded the deed for this land and until that has been done it is not intended to deal with the applications of Mr. Megginson and the Brocket Trading Company.

Your obedient servant,

(sgd) J. McLean

Asst. Deputy and Secretary.

H.A.Gunn Esq.,
Indian Agent,
Brocket, Alberta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

Ottawa, 17th March 1916

Sir,-

I beg to refer you to your letter of the 3rd December (your file No.31.6-8108) and to say that it is desired that you will be good enough to hasten as much as possible the preparation of the deed of the lands at Brocket Station, Alberta, recently purchased by this Department from your Company as an addition to the Indian Reserve.

Your obedient servant,

(Sgd) J.D. McLean

Asst. Deputy and Secretary.

Rec'd. Feb 5

F. Taylor Esq.,
Right of Way & Lease Agent,
Canadian Pacific Railway,
Montreal, Que.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN P

OFFICE OF THE RIGHT OF WAY AND LEAS

P. McPHEIS, Right of W[illegible] Lease Agent, Winnipeg.
E. W. BATEMAN, Local Right of Way and Lease Agent, Vancouver.
J. G. OSBORNE, Local Right of Way and Lease Agent, Calgary.

WINNIPEG, MAN.

March 30th, 1916.

In your reply refer to No.

C.N.P. 72.

489043

J.D. McLean, Esq.,
Asst. Deputy and Secretary,
Department of Indian Affairs,
O T T A W A.

Dear Sir:

In reply to your letter of the 17th, addressed to Mr. Taylor, which matter is now being dealt with through this office, I have only just succeeded in securing registration of plan to permit of transfer, and am to-day forwarding the same for execution by the Railway Company, and duplicate title and transfer will be forwarded you as soon as I receive same duly executed.

Yours truly,

P. McPheis

R.W. &.L. Agt. M. Lines.

DEPT. OF INDIAN AFFAIRS
APR 4 1916
SURVEYS

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN PACIFIC RAILWAY
(CROWS NEST BRANCH)
BROCKET STATION GROUNDS
part of the PEIGAN INDIAN RESERVE No. 147

ALBERTA

PLAN SHEWING PORTIONS THEREOF (BLOCKS A, B, C, & D)
to be re-conveyed to the DEPT OF INDIAN AFFAIRS

SCALE - 200 Ft = 1 IN.

Standard Iron Bars, 3 ft. long, are placed at all points indicated.

Vice - President

Chief Engineer

I, Charles Howarth, of the City of Winnipeg in the Province of Manitoba, Draftsman, make oath and say that I was personally present and did see Francis A. Wilkin named in the within instrument who is personally known to me to be the person named therein duly execute the same for the purposes therein named, that the same was executed at the City of Winnipeg in the Province of Manitoba, that I am the subscribing witness thereto, that I know the said Francis A. Wilkin and he is in my belief the full age of twenty-one years.

Charles Howarth

A Commissioner for taking Affidavits in and for the province of Manitoba

I, Francis A. Wilkin, of the City of Winnipeg in the Province of Manitoba, Dominion Surveyor, do hereby certify that I have represented by this plan the land therein and that the said plan is correct to the best of my knowledge and belief and prepared in accordance with the Rules of the Land Titles Act.

Dated at Winnipeg in the Province of Manitoba this 28th day of July 1930 in the presence of

Charles Howarth

"A" 18.57 Ac.

"B" 5.81 Ac.

"C" 5.72 Ac.

"D" 38.28 Ac.

FROM McLEOD

PINCHER

TRAIL 66

SURVEYED

Centre Line of CANADIAN PACIFIC RAILWAY (Crows Nest Branch)

Stoney Road

WATER SUPPLY

2301.4

2545.4

1871.2

1/0F.

CANADIAN PACIFIC RAILWAY
(CROWS NEST BRANCH)

BROCKET STATION GROUNDS

part of the PEIGAN INDIAN RESERVE No. 147

ALBERTA

PLAN SHEWING PORTIONS THEREOF (BLOCKS A, B, C, & D)

to be re-conveyed to the Dept. of INDIAN AFFAIRS

SCALE - 200 Ft. = 1 IN.

Standard Iron Bars, 3 ft. long, are placed at all points indicated.

I, Charles Howarth, of the City of Winnipeg in the province of Manitoba, Draftsman make oath and say that I was personally present and did see Francis A. Wilkin named in the within instrument who is personally known to me to be the person named therein duly sign and execute the same for the purpose therein. That the same was executed at the City of Winnipeg in the Province of Manitoba and that I am subscribing witness thereto. That I know the said Francis A. Wilkin and that he is in my belief the full age of twenty one years.

Sworn before me at the City of Winnipeg in the Province of Manitoba this 24th day of July 1912 — Charles Howarth

A Notary Public in and for the province of Manitoba

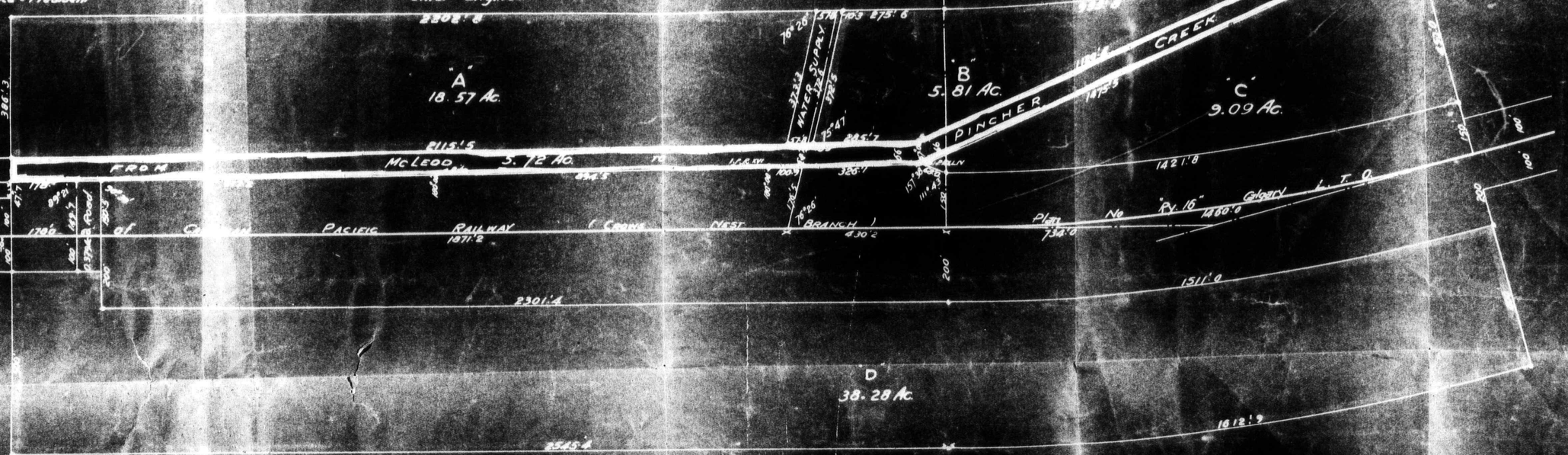
I, Francis A. Wilkin of the City of Winnipeg in the Province of Manitoba Dominion Land Surveyor do solemnly declare that the Survey represented by this plan has been made by me and that the said plan is correct and true to the best of my knowledge and belief and is prepared in accordance with the provisions of the Land Titles Act.

Dated at Winnipeg in the Province of Manitoba this 24th day of July 1912 in the presence of Charles Howarth — F. A. Wilkin D.L.S.

I, Francis A. Wilkin of the City of Winnipeg in the Province of Alberta Land Surveyor do solemnly declare that the Survey represented by this plan has been made by me in accordance with the provisions of the Alberta Surveys Act and that the plan is correct and true to the best of my knowledge and belief and is prepared in accordance with the provisions of the Land Titles Act.

Dated at Winnipeg in the Province of Alberta this 24th day of July 1912 in the presence of Charles Howarth — F. A. Wilkin A.L.S.

Vice-President — Chief Engineer



417657

CAN PACIFIC RAILWAY COMPANY

OFFICE OF GHT OF WAY AND LEASE AGENT, WESTERN LINES

P. McPHERSON,
Right of Way and Lease Agent,
Winnipeg.

E. W. BATEMAN,
Local Right of Way and Lease Agent,
Vancouver.

J. G. OSBORNE,
Local Right of Way and Lease Agent,
Calgary.

REGISTER.

WINNIPEG, MAN. May 10th. 1916.

In your reply refer to No.
72 C.N.P.

J. D. McLean, Esq.,
Asst. Deputy and Secretary,
Department of Indian Affairs,
Ottawa.

1 Transfer
2 Lease

490568

Dear Sir:- Your file 417657.
Re Brocket Station Grounds.

Herewith I enclose duly executed transfer in favour of His Majesty the King, covering lands purchased by the Department of Indian Affairs from the C.P.R. Company at Brocket and being known as Blocks A.B.C. & D., according to plan R.W.50. I also enclose a vandyke copy of that plan, together with Duplicate Certificate of Title No. 12 C. 162 to permit of registration. Please acknowledge receipt.

Yours truly,

P. McPherson

Right of Way & Lease Agent.

Encls.

3 Encls.

PM: JES.

Entered on schedule H.T.

Per Plan No. 1465

DEPT. OF INDIAN AFFAIRS
May 17 1916
SURVEYS

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

41765

1 Copy Sent
2 Lands

Ottawa, 19th May 1916.

Sir,-

I beg to acknowledge the receipt of your letter of the 10th instant and of transfer, vandyke copy of plan and duplicate Certificate of Title covering lands purchased by this Department at Brocket.

LANDS BRANCH
MAY 20 1916

Your obedient servant,

(sgd) J B McLean

Asst. Deputy and Secretary.

P.McPherson Esq.,
Right of Way and Lease Agent,
Canadian Pacific Railway,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

Ottawa, 23rd September, 1916.

Sir,

I beg to enclose herein for registration Transfer from the Canadian Pacific Railway Company to His Majesty King George the Fifth of land in the Peigan Indian Reserve. I am also enclosing the Certificate of Title of this land held by the Canadian Pacific Railway Company. Kindly issue certificate of title in the name of His Majesty King George the Fifth and advise the Department as to the amount of the registration fees in this matter.

Enc.

Your obedient servant,

ASW.

Sgd J D McLean

Asst. Deputy and Secretary.

E.J.Flavin, Esq.,
Registrar,
South Alberta Land Registration District,
Calgary,
Alta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Mr. Pitt
Sent
Requisition
Book note
application
GSS

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

South Alberta Land Registration District

LAND TITLES OFFICE

CALGARY, ALBERTA

J. M.

ADDRESS TO REPLY TO
THE REGISTRAR
LAND TITLES OFFICE
CALGARY, ALBERTA

DEPARTMENT OF INDIAN AFFAIRS
OCT 2 1916

September 27th, 1916. 191

Your File 417657

Dear Sir,-

RE PART PEIGAN INDIAN RESERVATION

No. 147 494053

With reference to your letter of the 23rd instant, I return herewith transfer "The Canadian Pacific Railway Company to His Majesty King George The Fifth", and would ask you to have an affidavit of value completed on the enclosed form, and sworn before a Notary Public under seal.

Providing the value is $1435.00, the fee for registration will be $6.90.

Yours truly,

DEPT. OF INDIAN AFFAIRS
OCT 3 1916
SURVEYS

Wilford Forbes
Registrar.

L. D. M. Leland Esq.,
Ass't Deputy & Secretary,
Department Indian Affairs,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Tobereginstered

Ottawa, 10th October, 1916.

Sir,

I am enclosing herein a transfer from the Canadian Pacific Railway Company to His Majesty of that portion of the Peigan reserve No.147 in the Province of Alberta shown as Blocks A, B, C, and D according to registered plan, which has been returned from the Land Titles Office at Calgary together with a blank form of affidavit required for the registration. It is presumed that you have a sufficient knowledge of the property in question to make the required affidavit. Would you kindly take this affidavit before a Commissioner or notary public as soon as possible and forward it to the Department together with the enclosed transfer and plan.

Enc.

ASW.

Your obedient servant,

J. D. McLean

Asst. Deputy and Secretary.

H.A.Gunn, Esq.,
Indian Agent,
Brocket,
Alta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN PACIFIC RAILWAY
(CROWS NEST BRANCH)
BROCKET STATION GROUNDS
part of the PEIGAN INDIAN RESERVE No 147
ALBERTA

PLAN SHEWING PORTIONS THEREOF (BLOCKS A.B.C.&D.)
to be re-conveyed to the DEPT. OF INDIAN AFFAIRS

SCALE - 200 FT = 1 IN

Standard Iron Bars. 3 ft long, are placed at all points indicated.

Vice. President

Chief Engineer

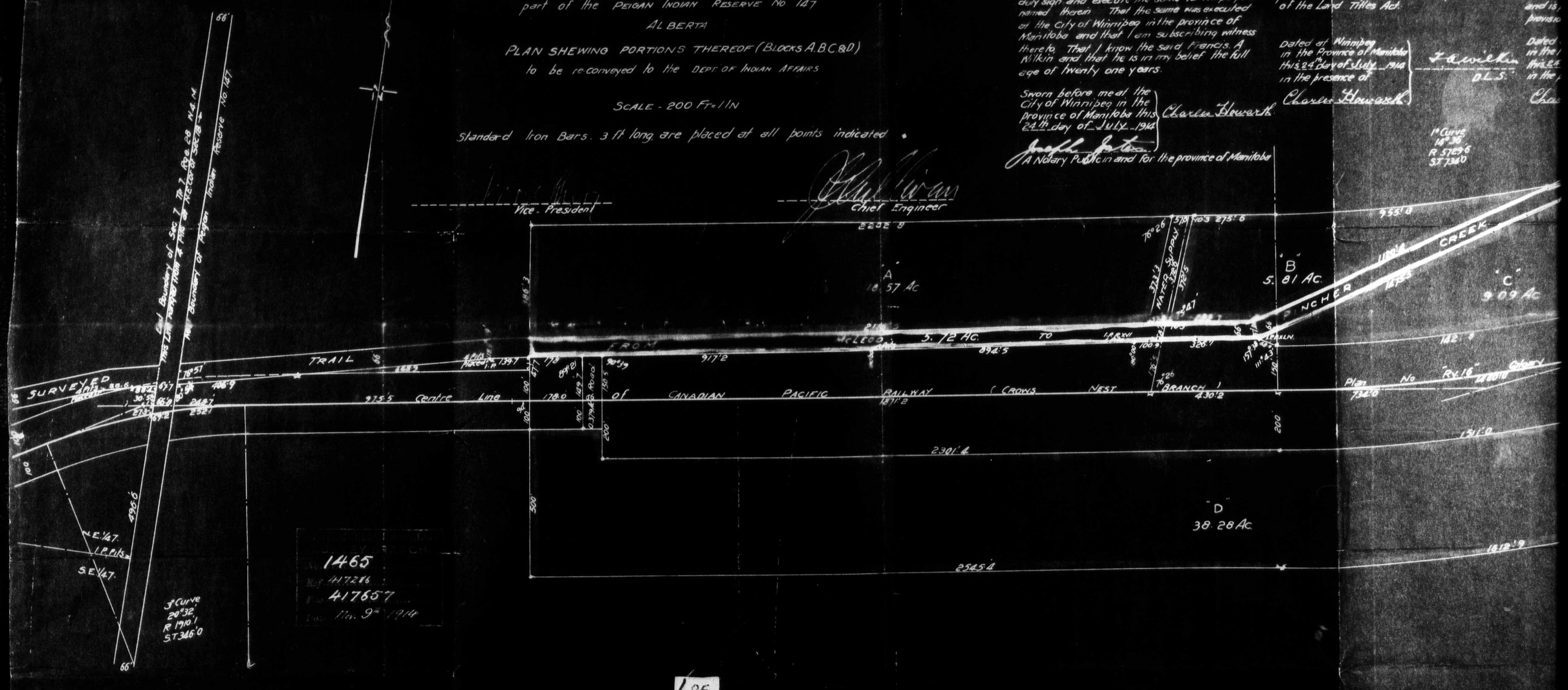
I. Charles Howarth, of the City of Winnipeg in the province of Manitoba, Draftsman make oath and say that I was personally present and did see Francis A. Wilkin named in the within instrument who is personally known to me to be the person named therein duly sign and execute the same for the purpose named therein. That the same was executed at the City of Winnipeg in the province of Manitoba and that I am subscribing witness thereto. That I know the said Francis. A Wilkin and that he is in my belief the full age of twenty one years.

Sworn before me at the City of Winnipeg in the province of Manitoba this 24th day of July 1914 — Charles Howarth

A Notary Public in and for the province of Manitoba

I Francis A. Wilkin of the City of Winnipeg in the Province of Manitoba Dominion Land Surveyor do solemnly declare that the Survey represented by this plan has been made by me and that the said plan is correct and true to the best of my knowledge and belief and is prepared in accordance with the provisions of the Land Titles Act.

Dated at Winnipeg in the Province of Manitoba this 24th day of July 1914 in the presence of Charles Howarth — F. A. Wilkin D.L.S.



1 of

CANADIAN PACIFIC RAILWAY
(CROWS NEST BRANCH)
BROCKET STATION GROUNDS
part of the PEIGAN INDIAN RESERVE No 147
ALBERTA

PLAN SHEWING PORTIONS THEREOF (BLOCKS A.B.C & D)
to be re-conveyed to the DEPT. OF INDIAN AFFAIRS

SCALE - 200 FT = 1 IN

Standard Iron Bars. 3 ft. long, are placed at all points indicated.

Vice-President

Chief Engineer

I, Charles Howarth, of the City of Winnipeg in the province of Manitoba, Draftsman make oath and say that I was personally present and did see Francis A. Wilkin named in the within instrument who is personally known to me to be the person named therein duly sign and execute the same for the purpose named therein. That the same was executed at the City of Winnipeg in the province of Manitoba and that I am subscribing witness thereto. That I know the said Francis A. Wilkin and that he is in my belief the full age of twenty one years.

Sworn before me at the City of Winnipeg in the province of Manitoba this 24th day of July 1914 } Charles Howarth

A Notary Public in and for the province of Manitoba

I Francis A. Wilkin of the City of Winnipeg in the Province of Manitoba Dominion Land Surveyor do solemnly declare that the Survey represented by this plan has been made by me and that the said plan is correct and true to the best of my knowledge and belief and is prepared in accordance with the provisions of the Land Titles Act.

Dated at Winnipeg in the Province of Manitoba this 24th day of July 1914 in the presence of } F. A. Wilkin D.L.S.

Charles Howarth

I Francis. A. Wilkin, of the City of Winnipeg in the Province of Manitoba Alberta Land Surveyor do solemnly declare that the Survey represented by this plan has been made by me in accordance with the provisions of the Alberta Surveys Act and that this plan is correct and true to the best of my knowledge and belief and is prepared in accordance with the provisions of the Land Titles Act

Dated at Winnipeg in the Province of Manitoba this 24th day of July 1914 in the presence of } F. A. Wilkin A.L.S.

Charles Howarth

146

CANADA

417657

INDIAN AGENT'S OFFICE,

BROCKET, ALTA.

DEPARTMENT OF INDIAN AFFAIRS OCT 25 1916

IN YOUR REPLY REFER TO
No. 673.
ALSO
TO DATE OF THIS LETTER.

OCT. 21ST. 1916. 191

Sir,

494825

ENCLOSED YOU WILL FIND AFFIDAVIT SIGNED AS PER INSTRUCTIONS CONTAINED IN LETTER No. 417657 OF OCT. 10TH.

TRUSTING THIS IS SATISFACTORY,

I HAVE THE HONOR TO BE,

SIR.

YOUR OBEDIENT SERVANT.

H. A. Gunn

INDIAN AGENT,

THE SECRETARY.

DEPARTMENT OF INDIAN AFFAIRS.

OTTAWA.

ONT.

BRANCH OCT 27 1916

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

With cheque

Ottawa, 30th October, 1916.

Sir,

I beg to acknowledge the receipt of your letter of the 23rd instant returning the transfer from the Canadian Pacific Railway to His Majesty King George the Fifth asking to have an affidavit of value completed on the enclosed form and properly executed.

In reply I beg to enclose herein the transfer and the required affidavit made by Mr. Indian Agent Gunn of Brooket, Alta., who has a sufficient knowledge of the property in question to make the affidavit. I am also enclosing a cheque for $6.90 the amount of your fee for registration. Kindly issue certificate of title in the name of His Majesty King George the Fifth as represented by the Superintendent General of Indian Affairs.

Ck 3766

Ack

ENC.

cheque omitted from yesterday's letter. sent today acc.

Oct 31

Your obedient servant,

Sgd J. Stewart

Assistant Secretary.

Wilford Forbes, Esq.,
Registrar,
Land Titles Office,
Calgary, Alta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

1 Sy. Minutes
2 Secy

Ottawa, 3rd November 1916.

NXD

Sir,-

In connection with your letter of the 25th ultimo, No.675, I have to refer you to our letter of the 29th September last and to request you to ascertain whether the persons now occupying with their buildings lands in the Peigan Indian reserve, desire to [redacted] lease the premises. You should then submit the matter to the Indians and obtain their consent to execute, when called upon, the necessary surrender for ~~either~~ lease [redacted] as may be decided.

If the Indians are willing to execute a surrender, the said parties should have a survey and plan made of the lots they desire. The plans should then be forwarded to the Department with their applications.

S.B.

Your obedient servant,

Sgd J. Stewart

Assistant Secretary.

H.A.Gunn Esq.,
Indian Agent,
Brocket, Alberta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

FORM II, SECTION 117

(*LAND TITLES ACT*)

[illegible]ba:
Prov[illegible] of Alberta }

I, Henry A Lamme
(*Name in full, no initials*)

of Brocket Alberta
(*Residence*)

Indian Agent
(*Occupation*) make oath and say:

1. I am the ~~transferee (or transferee,~~ *or* agent, of the ~~transferee, or~~ transferee) in the within (*or* attached) transfer mentioned, and I know the land therein described.

2. The improvements upon the said lands consist of the following and are of the fair value set out opposite each:—

Building used as a ..... $.....

Building used as a ..... $.....

Building used as a ..... $.....

Building used as a ..... $.....

Building used as a ..... $.....

Building used as a ..... $.....
(*setting out every building*)

..... of fencing.....
(*stating length*)

Clearing ..... acres.....

Breaking ..... acres.....

Crops upon the land, now or season just ended ..... acres.....

Garden Improvement .....

Well .....

Other Improvements .....

.....

.....

.....

.....

.....

.....

.....
(*describing them*)

TOTAL: $.....

3. The land alone, without improvements is of the fair value of Fourteen hundred and thirty-five dollars, the total value of the lands, with improvements, being at the date hereof Fourteen hundred and thirty-five dollars.

4. I know the cirsumstances of the within (*or* attached) transfer and the consideration named therein is the true consideration passing between the parties.

5. Immediately before the transaction which resulted in the making of the attached transfer, including the lands mentioned therein, I was beneficially interested in not more than ..... acres of land in the Province of Alberta. The land contained in the said transfer was as to ..... acres thereof under cultivation and was actually and bona fide used by me for agricultural purposes during twelve months immediately preceding the said transaction. (*To be made by transferror only.*)

Sworn before me at the City of Macleod
in the Province of Alberta, this 20th
day of October A.D. 191 6

H. A. Lamme

J. A. Lamme
A Commissioner, etc. in & for Alberta

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

South Alberta Land Registration District

LAND TITLES OFFICE

CALGARY, ALBERTA

J. M.

ADDRESS REPLY TO
THE REGISTRAR
LAND TITLES OFFICE
CALGARY, ALBERTA

DEPARTMENT OF INDIAN AFFAIRS
NOV 10 1916

McK

November 6th, 1916. 191

Your File 417657

ACCOUNTANTS
NOV 11 1916

Sir,

BLOCK" "A", "B", "C" & "D" PLAN R. W. 50 495154

With reference to your letter if the 30th ultimo, I return herewith your cheque for $6.90, and transfer "The Canadian Pacific Railway Company to His Majesty King George The Fifth". The fee for registration will be $6.90, plus unearned increment tax of $17.95, being 5 % on the difference between the present sworn value of the land, $1435.00, and $1076.00, the first taxable value for unearned increment purposes, at the rate of $15.00, per acre.

Your obedient servant,

Wilford Forbes
Registrar.

A. Stuart Esq.,
Assistant Secretary,
Department of Indian Affairs,
Ottawa, Ont.

CKW 376 4089-17

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

Ottawa, 14th November, 1916.

Sir,

I beg to acknowledge the receipt of your letter of the 6th instant returning the transfer from the Canadian Pacific Railway Company and also the cheque for $6.90 for the registration fee with a request for a further sum of $17.95 for the unearned increment tax on the land in question.

In reply I beg to enclose this transfer together with a cheque for $6.90 registration fee and a further cheque for $17.95 to cover the unearned increment tax.

ENC.

Your obedient servant,

J D Malloy

Asst. Deputy and Secretary.

Wilford Forbes, Esq.,
Registrar,
Land Titles Office,
Calgary,
Alta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

41765-7

South Alberta Land Registration District

LAND TITLES OFFICE

CALGARY, ALBERTA, November 25-1916

ADDRESS YOUR REPLY TO THE REGISTRAR LAND TITLES OFFICE CALGARY, ALBERTA

DEPARTMENT OF INDIAN AFFAIRS NOV 29 1916

495766

Dear Sir:-

I enclose herewith D.C. of T. 14 G 24, in the name of His Majesty, covering Part of Peigan Indian Reserve No. 147,

Fees paid.

Yours truly,

RA.

ENC.

REGISTRAR.

The Secretary,
Dept., Of Indian Affairs,
Ottawa, ONT.,

DEPT. OF INDIAN AFFAIRS
DEC 1 1916
SURVEYS

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CPR

Indian Office

At.....

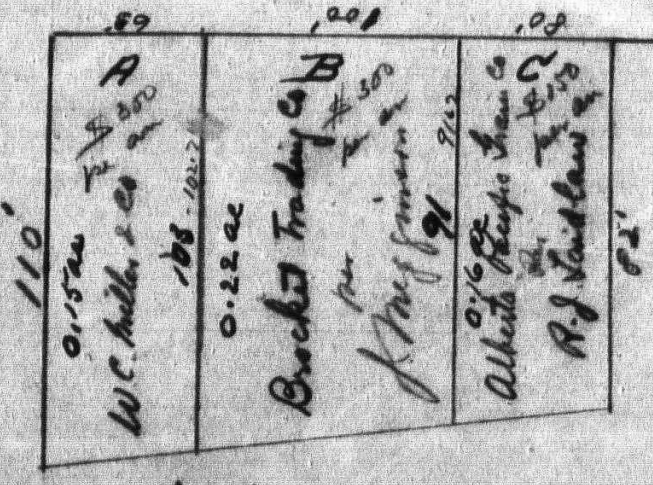
497578

MEMO.

29 January 1917 19

Canadian Pacific Railway

North Boundary Land lately purchased from C.P.Rly



This land is situated as nearly as can be judged in the Center of Section 8. Township 7. Range 28. west of the 5th meridian on the Peigan Reserve.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1CPR

F.417657

Department of Indian Affairs,

Ottawa, 3rd February 1917.

Mr Ogo

DESCRIPTION FOR SURRENDER

That tract of land in the Peigan Indian reserve, Province of Alberta, situated near the Brocket Station of the Canadian Pacific Railway, comprising three lots lettered A.B. and C, containing respectively fifteen, twenty-two and sixteen hundredths of an acre, now occupied by W.C. Miller and Company, the Brocket Trading Company and the Alberta, Pacific Grain Company, as shown approximately on a sketch of record in the Department of Indian Affairs, under number 497578, and to be hereafter surveyed.

S.B.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(Triplicate)

F. 417,657.

22116-1CPR

Know all Men by these Presents

THAT WE, the undersigned Chief and Principal men of

The Peigan Band of Indians

resident on our Reserve near Macleod,

in the Province of Alberta ~~_____~~ and Dominion of Canada, for and acting on behalf of the whole people of our said Band in Council assembled, Do hereby release, remise, surrender, quit claim and yield up unto OUR SOVEREIGN LORD THE KING, his Heirs and Successors ~~forever~~, ALL ~~AND SINGULAR, that certain parcel or tract of land and premises, situate, lying and being in the Peigan Indian Reserve in the County of _____ and Province of Alberta _____ containing by admeasurement be the same more or less and being composed of~~

that tract of land in the Peigan Indian reserve, Province of Alberta aforesaid, situated near the Brocket Station of the Canadian Pacific Railway, comprising three lots lettered A, B and C, containing respectively fifteen, twenty-two and sixteen hundredths of an acre, now occupied by W. C. Miller and Company, the Brocket Trading Company and the Alberta, Pacific Grain Company, as shown approximately on a sketch of record in the Department of Indian Affairs, under number 497578, and to be hereafter surveyed.

Form No. 65.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

TO HAVE AND TO HOLD the same unto His said Majesty THE KING, his Heirs and Successors ~~forever,~~ in trust to lease

the same to such person or persons, and upon such terms as the Government of the Dominion of Canada may deem most conducive to our Welfare and that of our people.

AND upon the further condition that all moneys received from the leasing thereof, shall, ~~after deducting the usual proportion for expenses of management,~~ be paid to us, in the usual way.

AND WE, the said Chief and Principal men of the said

The Peigan Band of Indians do on behalf of our people and for ourselves, hereby ratify and confirm, and promise to ratify and confirm, whatever the said Government may do, or cause to be lawfully done, in connection with the leasing of the said land.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

IN WITNESS WHEREOF, we have hereunto set our hands and affixed our seals this day of in the year of our Lord one thousand nine hundred and seventeen.

Signed, Sealed and Delivered,

IN THE PRESENCE OF

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

F. 417,657.

22116-1CPR

February 5, 1917.

Sir,-

In reply to your letter of the 29th ultimo, I beg to inclose surrender, in duplicate, covering three portions of land on the Peigan Indian reserve for the purpose of the same being leased for the benefit of the Band, and which surrender you are hereby authorized to submit to the Indians under and in accordance with the provisions of the Indian Act.

I inclose copy of instructions to agents for their guidance in taking surrenders, and have to request you to closely follow the requirements thereof, especially in regard to furnishing a list of the male members of the band over twenty-one years of age entitled to vote, and also certifying as to the number present at the meeting, the number voting for and the number voting against the surrender. I might point out that it is essential to the validity of a surrender that it should be assented to by a majority of the male, voting members of the Band, and that such majority must be present at the meeting called for the purpose of considering the surrender.

Your obedient Servant,

WAD

Duncan C. Scott
Deputy Superintendent General.

H. A. Gunn, Esq.,
Indian Agent,
Brocket, Alberta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657.

INDIAN AGENT'S OFFICE

DEPARTMENT OF INDIAN AFFAIRS FEB 19 1917

BROCKET, ALTA.

IN YOUR REPLY REFER TO
No. 798
ALSO
TO DATE OF THIS LETTER

FEBRUARY 14TH, 1917

Sir,—

498038

IN REFERENCE TO YOUR LETTER No.417,657 OF FEB5/1 WITH ENCLOSURE OF SURRENDER FORMS, I BEG TO SAY WE ARE HEREWITH RETURNING SAME AS THE INDIANS DO NOT WISH TO SURRENDER THIS LAND, BUT ARE WILLING TO LEASE IT, AND DO NOT WISH TO HAVE ANY FURTHER SURRENDER MADE.

THEY WANT THE LEASE MADE FOR THREE YEARS WITH THE PRIVILEGE OF RENEWAL.

COULD NOT THE SAME FORM BE USED AS IN LEASING THE ELEVATOR. 417597

LAND BRANCH FEB 19 1917

I HAVE THE HONOR TO BE,

SIR,

YOUR OBEDIENT SERVANT,

H. Allum

INDIAN AGENT.

THE SECRETARY,

DEPARTMENT OF INDIAN AFFAIRS,

OTTAWA,

ONT.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417,657.

Ottawa, February 20, 1917.

Sir,-

I have to acknowledge the receipt of your letter of the 14th instant, in regard to the surrender by the Indians of portions of land on the Peigan reserve for the purpose of leasing.

In reply I would say that, under the provisions of the Indian Act the Department cannot lease Band land without a surrender by the Indians for the purpose, and I am, therefore, returning the documents in order that you may lay the matter again before the Indians under the instructions already given you, advising them that a surrender in order that a lease may issue is absolutely essential and if they desire, the number of years for which they are willing to grant the surrender may be inserted therein, so that at the expiration of the time limit the land will again come under their control as portion of the reserve.

WAD

Your obedient Servant,

J. D. McLean

Assistant Deputy & Secretary.

A. J. Gunn, Esq.,
Indian Agent,
Brocket, Alberta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417,657.

Ottawa, February 20, 1917.

Sir,-

I have to acknowledge the receipt of your letter of the 14th instant, in regard to the surrender by the Indians of portions of land on the Peigan reserve for the purpose of leasing.

In reply I would say that, under the provisions of the Indian Act the Department cannot lease Band land without a surrender by the Indians for the purpose, and I am, therefore, returning the documents in order that you may lay the matter again before the Indians under the instructions already given you, advising them that a surrender in order that a lease may issue is absolutely essential and if they desire, the number of years for which they are willing to grant the surrender may be inserted therein, so that at the expiration of the time limit the land will again come under their control as portion of the reserve.

WED

Your obedient Servant,

J. D. McLean

Assistant Deputy & Secretary.

A. J. Gunn, Esq.,
Indian Agent,
Brocket, Alberta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657
F22116-1CPR

INDIAN AGENT'S OFFICE

BROCKET, ALTA.

DEPARTMENT OF INDIAN AFFAIRS MAR 19 1917

IN YOUR REPLY REFER TO
No. 622
ALSO
TO DATE OF THIS LETTER

MARCH 15TH, 1917

498974

BRANCH MAR 19 1917

Sir

IN REFERENCE TO YOUR LETTER No.417657 OF FEBRUARY 20TH, 1916 AM HEREWITH ENCLOSING SURRENDER FOR LEASE SIGNED, AND ALSO VOTERS LIST SIGNED BY THE INDIANS.

THE INDIANS WHOSE NAMES WERE ON THE LIST AND WHO HAVE NOT SIGNED WERE ILL OR ABSENT FROM THE RESERVATION, ALL WHO ATTENDED THE MEETING SIGNED WITH THE EXCEPTION OF ONE OF THE MINOR CHIEFS (BULL PLUME), AND ALTHOUGH HE EXPRESSED HIMSELF IN FAVOUR OF LEASING, WOULD NOT SIGN.

THE INDIANS THINK THE MONEY DERIVED FROM THE RENTAL SHOULD BE DIVIDED ANNUALY AMONG THEM, BUT I EXPLAINED THAT IT SHOULD BE ALLOWED TO ACCUMALATE TO THE CREDIT OF THE BAND.

THE SOUTH ALBERTA HAY GROWERS HAVE A LUMBER YARD IN BROCKET, OF WHICH A SMALL PORTION IS SITUATE ON THE RESERVATION, AND THE INDIANS THINK THEY ALSO, SHOULD PAY, IS THE DEPARTMENT WILLING TO LEASE THIS AS WELL IF THE HAY GROWERS ARE DESIROUS OF LEASING SAME.

I HAVE THE HONOR TO BE,

SIR,

YOUR OBEDIENT SERVANT,

Bullume

INDIAN AGENT.

THE SECRETARY,
DEPARTMENT OF INDIAN AFFAIRS,
OTTAWA,

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CPR

VOTERS LIST.

ON THE SURRENDER FOR LEASE, LOTS A.B.C. SITUATED NEAR THE BROCKET STATION
W.C. MILLER & Co.
NOW OCCUPIED BY THE BROCKET TRADING Co & THE ALBERTA PACIFIC GRAIN Co.

No	Name of Voter	Names signed by Voter	For	Against
1	Black Plume	Black Plume his mark	X	
2	James Crow Flag	Jas Crow Flag	X	
3	Running Eagle	Running Eagle his mark	X	
4	Tom Big Smoke	Tom BigSmoke	X	
5	One Owl	One Owl. his mark	X	
6	Harry White Cow	Harry White Cow his X mark	X	
7	Escape	Escape his X mark	X	
8	Hair on His Body	Hair on Body his X mark	X	
9	Many Guns	Many guns	X	
10	Lame Man	Lame Man X	X	
11	Tom Four Horns	Tom Four Horns his X mark	X	
12	Four Horse Jim	Fourhorse Jim his X mark	X	
13	Weasel Feather	Weasel Feather his X mark	X	
14	Shining Double	Shining Double X	X	
15	Joe, Shining Double			
16	Man Who Smokes	Many Who Smokes X	X	
17	Baptiste	Baptiste. X	X	
18	Sarcee Man	Sarcee Man X	X	
19	Crooked Guts	Crooked Guts X	X	
20	Calf Shirt	Calf Shirt X	X	
21	Morning Bull	Morning Bull X	X	
22	No Chief			
23	Crazy Boy	Crazy Boy X	X	
24	Willie Crow Shoe	willie Crowshoe	X	
25	John English	Jno English	X	
26	Lost	Lost X	X	
27	Weasel Bear	Weasel Bear X	X	
28	Joe, Weasel Bear	Joe Weasel Bear	X	
29	Neil Yellow Wings	Neil Yellowwings	X	
30	Frank Four Horns	Frank Four Horns	X	
31	Sacred Owl			
		CARRIED FORWARD		

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

VOTERS LIST

CONTINUED
22116-1CPR

No	Name of Voter	Names signed by Voter		For	Against
		Number brought forward			
32	Joe, Lost	Joe Lost		+	
33	Jas, Man Who Smokes	Jas Man Who Smokes		+	
34	Jim, Smith	Jim Smith		+	
35	Joe, Buffalo				
36	Chicky	Chicky	X	X	
37	Red Young Man	Red Young man	X	X	
38	Bad Eagle	Bad Eagle	X	X	
39	Woodman	Woodman	X	X	
40	Little Girl	Little Girl	X	X	
41	Jack Spear	Jack Spear	X	X	
42	Bull Plume	Minor Chief favorable in his talk but would not vote			
43	Dante Spear	Dante Spear		X	
44	Little Mustache	Little Moustache	X	X	
45	Leo Smith	Leo Smith	X	X	
46	Good Chaser	Good Chaser	X	X	
47	Dewdney	Dewdney	X		X
48	Dan, One Owl	Sick			
49	Percy Smith	Percy Smith		X	
50	Many Chiefs	Many Chiefs	X	X	
51	Cold Weather	Cold Weather	X	X	
52	Big Swan	Big Swan	X	X	
53	North Peigan				
54	Little Person	Little Person	X	X	
55	Big Bull	Big Bull	X	X	
56	Little Leaf	Little Leaf	X	X	
57	Cross Chief				
58	Commodore	Sick			
59	Nathan Many Feathers	Nathan Many Feathers		X	
60	White Owl	White Owl	X	X	
61	Wolf Talks	Wolf Talks			
62	Sidney Wolf Talks	Sidney Wolf Talk		X	

Carried forward

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

VOTERS LIST CONTINUED.

22116-1 CPR

No	Name of Voter	Names signed by Voter		For	Against
		Number brought forward			
63	Mouse	Mouse	X	X	
64	Warrior	Warrior	X	X	
65	Black Eyes	Black Eyes	X	X	
66	Jas, Little Leaf	Jas Little Leaf	X	X	
67	Philip Big Swan	Philip Big Swan		X	
68	Victor North Peigan	Victor North Peigan		X	
69	Wolf Robe				
70	Sam Born	Sam Born		X	
71	Shot Himself In Back	Sick			
72	Eats Alone	Sick			
73	Sharp Adze	Sharp Adze	X	X	
74	Mike Sharp Adze				
75	Many Robes	Many Robes	X	X	
76	Sunday	Sunday		X	
77	Medicine Calf	Medicine Calf	X	X	
78	Iron Shirt	Iron Shirt	X	X	
79	Good Rider	Good Rider	X	X	
80	Seth Plain Eagle	Seth Plain Eagle	X	X	
81	Strikes With A Gun	Charlie Strike with Gun		X	
82	Herbert White Owl	Herbert White Owl		X	
83	Harold Sharp Adze	Harold Sharp Adze		X	
84	Albert Sunday	Albert Sunday	X	X	
85	Pat, Bad Eagle				
86	John Crow Eagle	Jno Crow Eagle		X	
87	Small Legs	Small Legs	X	X	
88	Understands It	Understands It	X	X	
89	Two Chiefs	Two Chiefs	X	X	
90	Ambrose Two Chiefs	Ambrose Two Chiefs	X	X	
91	Grassy Water	Grassy Water	X	X	
92	John Rider				

Carried forward

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

VOTERS LIST CONTINUED.

22116-1 C P R

No	Name of Voter	Name signed by Voter		For	Against
		Number brought forward			
93	Charlie Grier	Chas Grier		X	
94	Jas, Rabbit	Jas Rabbit	X	X	
95	Muggins	Muggins	X	X	
96	Big Face Chief	Big Face Chief	X	X	
97	Wolf Tail				
98	Meat Face				
99	Yellow Horn	Yellow Horn	X	X	
100	The Bear	The Bear	X	X	
101	Jas, O'Keefe	J S O Keefe		X	
102	Striped Squirrel				
103	John Black Eyes	Jno Black Eyes	X	X	
104	John Bastien	Jno Bastien		X	
105	Geo, Bastien	Geo Bastien		X	
106	O, Bastien	O, Bastien		X	
107	Dog				
108	Little Plume	Little Plume	X	X	
109	Tom Little Plume	absent } from Reserve			
110	Maurice Prairie Hen	absent }			
111	Frank Holloway	Frank Holloway		X	
112	Chas, Crow Eagle	Chas Crow Eagle		X	
113	Joe, Small Legs				
114	Bob Tail Rider	Bob Tail Rider	X		X
115	Tom Escape	Tom Escape	X		
116	Gopher	Gopher	X	X	
~~117~~	~~Bob, Crow Eagle~~	~~Under age~~			
117	Sam Warrior	Sam Warrior		X	
~~118~~ 118	Nap, Big Bull				
119	Paul White Cow	Paul white cow		X	
120	Joe Medicine Calf	Joe Medicine Calf		X	

Certified Correct
H. A. Gunn

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

FILM

F 22116-1 CPR

417,657.

Ottawa, March 20, 1917.

Sir,-

I have to acknowledge the receipt of your letter of the 15th instant, No. 622, inclosing surrender of land at Brocket, on the Peigan reserve, to be leased, and in reply have to say that you have failed to carry out the instructions of the Department in regard to execution of this document.

I would refer you to section 7 of the instructions for the guidance of agents, which were sent you under cover of letter of the 5th of February last, which provides that the affidavit of execution of a surrender should be made by the duly authorized officer and the Chief of the Band and a Principal man or two Principal men, before a judge, stipendiary magistrate or a justice of the peace. This requirement is in accordance with the provisions of section 49 of the Indian Act, subsection 3.

As you have not followed the instructions, the affidavit having been taken before a Commissioner for oaths in the Province of Alberta, who is not authorized to take such affidavit by the Indian Act, the documents are herewith returned in order that the affidavit may be made by yourself and the Chief and head man before any one of the persons above authorized to take the affidavit.

As

H. A. Gunn, Esq.,
Indian Agent,
Brocket, Alberta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

As your failure to carry out specific instructions in this matter will cause unnecessary correspondence and delay, you will give this matter prompt attention and return the documents properly attested as early as possible.

Your obedient Servant,

J. D. McLean

Assistant Deputy & Secretary.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

INDIAN AGENT'S OFFICE

BROCKET, ALTA.

IN YOUR REPLY REFER TO
No. 3
ALSO
TO DATE OF THIS LETTER

APRIL 4TH, 1917

Sir,—

489435

IN REFERENCE TO YOUR LETTER No. 417,657 OF MARCH 20/17, HEREWITH ENCLOSED LEASE SIGNED BY THE INDIANS BEFORE A JUSTICE OF THE PEACE.

TRUSTING THIS IS SATISFACTORY,

I HAVE THE HONOUR TO BE,

SIR,

YOUR OBEDIENT SERVANT.

H. A. Gunn

INDIAN AGENT.

THE SECRETARY,

DEPARTMENT OF INDIAN AFFAIRS,

OTTAWA.

ONT.

I regret having sent this as before but there is no Justice of the Peace nearer than Pincher Creek.

H. A. Gunn

DEPARTMENT OF INDIAN AFFAIRS APR 10 1917

BRANCH 12 1917

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

Ottawa, April 14, 1917.

His Excellency
The Governor General in Council.

The undersigned has the honour to submit herewith a surrender, in duplicate, made on the 14th day of March, 1917, by the Peigan band of Indians, of three lots lettered A, B, and C, containing respectively fifteen, twenty-two, and sixteen hundredths of an acre, on the Peigan Indian reserve, in the province of Alberta, as shown approximately on a sketch, No. 497578, of record in the Department of Indian Affairs, and to be hereafter surveyed; the said surrender having been made in order that the land covered thereby may be leased for a period of five years for the benefit of the band.

The surrender has been duly authorized, executed and attested in the manner required by the 49th section of the Indian Act, and the undersigned would recommend that the same be accepted by Your Excellency in Council under the said section; the original surrender to be returned to the Department of Indian Affairs, and the duplicate thereof to be kept of record in the Privy Council Office.

Superintendent General
of Indian Affairs.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

The Companies referred to in the surrender are occupying sites on the portion of the reserve described which was purchased by the Department from the C.P.R. last year.

A surrender is necessary in order to permit of any portion of the reserve being leased. The Indian Agent states that fair rental would be $300.00 a year each from the Miller & Brocket Companies, and $150.00 a year from the Alberta Pacific Grain Company.

The Agent reports 120 Indians as being entitled to vote on the surrender; that 98 were present and that 97 of those present voted in favour of the surrender.

Indian Affairs,
April 14, 1917.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Dominion of Canada,

Province of Alberta

County of .....

To Wit:

PERSONALLY APPEARED BEFORE ME,

H. Halcrow
(Name of Agent)

of the Peigan Agency of Brocket

in the Province of Alberta

and Black Plume, Cold Weather, Bad Eagle, Big Swan, Sunday, Little Plume
(Names of Indians)

Chiefs of the Peigan Band of Indians

And the said H. Halcrow
(Name of Agent)

for himself saith :—

That the annexed release or surrender was assented to by a majority of the male members of the said band of Indians of the full age of twenty-one years entitled to vote, all of whom were present at the meeting or council.

That such assent was given at the meeting or council of the said Band summoned for that purpose and according to its rules or the rules of the Department.

That the terms of the said surrender were interpreted to the Indians by an interpreter qualified to interpret from the English language to the language of the Indians.

That he was present at such meeting or council and heard such assent given.

That he was duly authorized to attend such council or meeting by the Deputy Superintendent General of Indian Affairs.

That no Indian was present or voted at said council or meeting who was not a member of the band or interested in the land mentioned in the said release or surrender.

And the said Black Plume, Cold Weather, Bad Eagle, Big Swan, Sunday, Little Plume
(Names of Indians)

say :—

That the annexed release or surrender was assented to by them and a majority of the male members of the said band of Indians of the full age of twenty-one years.

That such assent was given at a meeting or council of the said band of Indians summoned for that purpose as hereinbefore stated, and held in the presence of the said

H. Halcrow
(Name of Agent)

That no Indian was present or voted at such council or meeting who was not an habitual resident on the reserve of the said band of Indians and interested in the land mentioned in the said release or surrender.

That the terms of the said surrender were interpreted to the Indians by an interpreter qualified to interpret from the English language to the language of the Indians.

Canada G.R.

That they are Chiefs, Head men and principal men
(Chiefs or Principal Men)
of the said band of Indians and entitled to vote at the said meeting or council.

Sworn before me by the deponents
at the Village of Brocket
in the County of —
this 14th day of March
A. D. 1917

Philip Bourque
Commissioner for Oaths
Province of Alberta

Black Plume his X mark
Big Swan his X mark
Sunday his X mark
Little Plume his X mark
Cold Weather his X mark
Bad Eagle his X mark
Jas E. Bastien Interpreter

Form No. 66

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Dated 1917.

THE PEIGAN

BAND OF INDIANS

-to-

THE KING.

S U R R E N D E R

-of-

Pt. Peigan reserve

for leasing.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(F 22116-1 CPR)

Dominion of Canada,

Province of Alberta

County of

To Wit:

PERSONALLY APPEARED BEFORE ME,

H. Gunn
(Name of Agent)

of the Peigan Agency of Brocket

in the Province of Alta

and Black Plume, Cold Weather, Bad Eagle, Big Swan, Sunday, Little Plume
(Names of Indians)

Chiefs of the Peigan Band of Indians

And the said H. Gunn
(Name of Agent)

for himself saith :—

That the annexed release or surrender was assented to by a majority of the male members of the said band of Indians of the full age of twenty-one years entitled to vote, all of whom were present at the meeting or council.

That such assent was given at the meeting or council of the said Band summoned for that purpose and according to its rules or the rules of the Department.

That the terms of the said surrender were interpreted to the Indians by an interpreter qualified to interpret from the English language to the language of the Indians.

That he was present at such meeting or council and heard such assent given.

That he was duly authorized to attend such council or meeting by the Deputy Superintendent General of Indian Affairs.

That no Indian was present or voted at said council or meeting who was not a member of the band or interested in the land mentioned in the said release or surrender.

And the said Black Plume, Cold Weather, Bad Eagle, Big Swan, Sunday & Little Plume
(Names of Indians)

say :—

That the annexed release or surrender was assented to by them and a majority of the male members of the said band of Indians of the full age of twenty-one years.

That such assent was given at a meeting or council of the said band of Indians summoned for that purpose as hereinbefore stated, and held in the presence of the said

H. Gunn
(Name of Agent)

That no Indian was present or voted at such council or meeting who was not an habitual resident on the reserve of the said band of Indians and interested in the land mentioned in the said release or surrender.

That the terms of the said surrender were interpreted to the Indians by an interpreter qualified to interpret from the English language to the language of the Indians.

That they are Chief & Head men & Principal men
(Chiefs or Principal Men)

of the said band of Indians and entitled to vote at the said meeting or council.

Sworn before me by the deponents at the Village of Brocket in the County of — this 14th day of March A. D. 19(?)

Philip L. Bourque
Commissioner for Oaths
Province of Alberta.

Black Plume his X mark
Big Swan his X mark
Little Plume his X mark
Sunday his X mark
Cold Weather his X mark
Bad Eagle his X mark
Jno E. Bostian Interpreter

Form No. 66

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Dated 1917.

THE PEIGAN

BAND OF INAIDNS

-to-

THE KING.

S U R R E N D E R

-of-

Pt. Peigan reserve

for leasing.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417,657.

Ask Leg to withdraw Surrender

Ottawa, May 14, 1917.

Sir,-

In reply to your letter of the 4th ultimo, and prior correspondence, I beg to inform you that the surrender of lands at Brocket for leasing to W. C. Miller & Co., The Brocket Trading Company and the Alberta Pacific Grain Company has been duly approved by His Excellency the Governor-General in Council, and the Department is in a position to issue leases upon being furnished with a surveyor's plan and description of each location made at the expense of the applicants. I may say that the description given by you, which was inserted in the surrender, is not considered sufficient for the issue of leases.

Your obedient Servant,

WAO

W. A. Orr.

In Charge Lands & Timber Branch.

H. A. Gunn, Esq.,
Indian Agent,
Brocket,
Alberta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

Ottawa, 16th May, 1917.

Sir,

I have the honour to enclose herewith for registration in your Department a surrender made by the Peigan band of Indians of three lots lettered A, B and C, containing respectively fifteen, twenty-two and sixteen hundredths of an acre, on the Peigan Indian reserve, the Province of Alberta, with a view to the same being leased for a period of five years for the benefit of the band, which surrender was accepted by His Excellency the Governor General in Council on the 18th day of April, 1917.

Be good enough to return the instrument to this Department as soon as possible with a certificate of registration endorsed thereon.

ENC.

Your obedient servant,

J. D. McLean

Asst. Deputy and Secretary.

Thomas Mulvey, Esq., B.A., K.C.,
Under Secretary of State,
Ottawa.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

Brocket Trading Co.

Dealers in
DRY GOODS, GROCERIES, BOOTS and SHOES
HARDWARE, TINWARE, PAINTS, OILS, ETC.

DEPARTMENT OF INDIAN AFFAIRS
MAY 30 1917

501137

Brocket, Alta., May 26 1917

Forward

The Dep. of Indian Affairs

Dear Sirs

The Agent has advised me to get a survey of the Store site. Will you please advise me what rental the Dep. intends charging for the land also whether the survey expenses will be deducted from the rental. Awaiting your reply.

Remain
Yours truly
John D. Alexander

LANDS BRANCH
MAY 31 1917

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

17,657.

E.D.

Ottawa, May 31, 1917.

Sir,-

In reply to your letter of the 26th instant, I beg to say that the rental for the land which it is proposed to lease to you at Brocket will be $300 per annum, and expenses in connection with making survey would require to be borne by yourself and could not be deducted from the rental.

Your obedient Servant,

W.A. Orr.

In Charge Lands & Timber Branch.

WAO

John D. Megginson, Esq.,
Brocket Trading Company,
Brocket,
Alberta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417647

CANADA

DEPARTMENT OF THE SECRETARY OF STATE

DEPARTMENT OF INDIAN AFFAIRS
JUN 19 1917

501656

GE/JN.

No. 1418 Ottawa, June 18th, 1917.

Sir:-

With reference to your letter No. 417647 of the 16th instant, I beg to return to you, herewith, Surrender made by the Peigan Band of Indians of the land therein described, the same having been duly recorded in this Department.

I have the honour to be,

Sir

Your obedient servant.

Encl.

F. Gurrond

for Under-Secretary of State.

BRANCH
23 1917

The Secretary,

Department of Indian Affairs,

Ottawa.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

DEPT. OF INDIAN AFFAIRS
OCT 18 1918
RECORDS

DEPARTMENT OF INDIAN AFFAIRS
CANADA

COMMISSIONER'S OFFICE,

IN YOUR REPLY REFER TO
NO. 23-27
ALSO TO DATE OF THIS LETTER

REGINA, SASK., Oct. 15, 1918.

515858

Sir,

I am advised by Mr. Thos. Graham, Acting Indian Agent, Peigan Agency, that two store keepers applied some time ago for a lease of land at the Siding, on which they have built stores; as also did the Elevator Company, for a lease of a piece of land on which they have built a cottage for their elevator man. I am advised that Mr. Gunn, the late Agent, suggested to the Department that the two stores pay a yearly rental of $300.00 each, and that the lease for the cottage be $150.00 per year. In my opinion the amounts named are altogether too large, and that about $150.00 each in the case of the stores and $60.00 per annum in the case of the cottage, would be more in keeping with what should be asked. I would ask that you advise me what has been done in this connection, and if these people have been given the necessary authority to occupy the land in question.

I have the honour to be,
Sir,
Your obedient servant,

Com. Graham
Commissioner.

The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 C.P.R.

417 657-

19th October, 1918-

Sir,

I have to acknowledge the receipt of your letter of the 15th Instant, No. 23/27, in regard to Storekeepers at Brockett Station on the Piegan Reserve.

In reply I beg to say that on the 14th March, 1917, a Surrender for leasing was taken from the Piegan Band of Indians, of three Lots, Lettered A.B. & C. containign repsectively [illegible]22, & Fefteen, Twenty-two and sixteen hundredths of an Acre, occupied by W.C. Miller & Co. the Brockett Trading and the Alberta Pacific Grain Co.

On the 14th May, 1917, Mr. Agent Gunn was advised of acceptance of Surrender, and that the Department was in a position to issue leases, upon being furnished with a Surveyors plan and description of each Location, made at the expense of the applicants, as the description given by him, was not considered sufficient for the issue of leases.

These descriptions have not as yet been furnished, but upon receipt thereof by the Department, the questionof issuing leases at the rental placed on the land by you, will be given due consideration.

I may say that no authority has been given for occupation of lands.

WAD
A.S.

Your obedient servant,

Assistant Secretary-

W. M. Graham, Esq.
Commissioner,
Regina,
Sask.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1CPR

417,657.

EXD

Ottawa, November 12, 1918.

Sir,-

I beg to acknowledge the receipt of your letter of the 25th ultimo, No. 23-27, in regard to leasing of lands at Brocket Station on the Peigan reserve.

In reply I would say that the description in the surrender a copy of which is herewith inclosed, as well as sketch therein referred to, is not sufficiently definite as regards the three portions of land to enable the Department to prepare descriptions for insertion in leases.

It is considered advisable, therefore, that proper description by metes and bounds, sufficient for identification purposes, should be furnished, as proposed, at the expense of the lessees.

I may say that, upon receipt of descriptions, the question of issuing leases at the reduced rental specified by you will be given favourable consideration.

Your obedient Servant,

J. D. McLean

Deputy Assistant Secretary.

W. M. Graham, Esq.,
Commissioner,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

DEPARTMENT OF INDIAN AFFAIRS
CANADA

COMMISSIONER'S OFFICE,

IN YOUR REPLY REFER TO
NO. 23-27
ALSO TO DATE OF THIS LETTER

SC-B

REGINA, SASK. Apr. 26, 1919.

Surveys for disposition of Lands for Leases

DEPT. OF INDIAN AFFAIRS
APR 29 1919
RECORDS

DEPT. OF INDIAN AFFAIRS
MAY 6 1919
SURVEYS

522337

Sir,-

Referring to your letter of the 12th November last, under File No. 417,657, I beg to forward herewith a plan defining by metes and bounds the areas required by the respective lessees, of lands at Brocket station, on the Peigan Reserve.

It was your intention upon receipt of a proper descriptive plan to give consideration to the issuing of leases at a reduced rental, as specified by me to the respective lessees referred to in the correspondence.

I have the honour to be, Sir,

Your obedient servant,

W. M. Graham

Commissioner.

Enc.
The Secretary,
Dept. of Indian Affairs,
Ottawa.

BRANCH
APR 30 1919

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

ADDRESS REPLY TO THE
SECRETARY, DEPT. OF INDIAN AFFAIRS,
OTTAWA.

IN YOUR REPLY REFER TO
No. 417657.
ALSO TO THE DATE OF THIS LETTER.
PLEASE WRITE ON ONLY ONE SUBJECT
IN EACH LETTER.

DEPARTMENT OF INDIAN AFFAIRS

CANADA

Ottawa, May 7th, 1919.

DEPT. OF INDIAN AFFAIRS
MAY 15 1919
SURVEYS

Memorandum

Mr. Scott.

Referring to the letter from Mr. W.M. Graham of the 26th ult., I beg to state that the surrender for lease in the Piegan Indian Reserve comprised three lots containing respectively 15, 22 and 16 hundredths of an acre, a total of 53 hundredths. The lease proposed by Mr. Graham is for the same three lots but enlarged to contain each 32 hundredths, a total areaof 0.96 acres.

The difference considered as village lots is considerable, but as regards the whole reserve, very trifling. I think the Indians surrendered the three lots without any special regard to their exact areas. The subdivision proposed by Mr. Graham is very much better than the one indicated in the surrender.

In view of the foregoing also that the surrender is only for leasing and that the cost of obtaining a new surrender from so large a band will be great; Will you kindly rule whether another surrender may be dispensed with.

S. Bray
Chief Surveyor.

Sir
I think we might safely act on Surveyor's report in this lands so specified

Approved
DCS

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

Ottawa, May 15th, 1919.

Sir,-

Referring to the letter from your predecessor of the 14th of May, 1917, please find enclosed herewith a blue print plan showing thereon in red lines the three lots lettered A, B, and C at Brocket in the Peigan Indian Reserve.

Please inform the proposed Lessees that a survey will require to be made on the ground and the lots to be posted with iron posts and at their expense. The plan containing all the usual information and especially ties should be forwarded to the Department. The survey should be made by a duly authorised Surveyor of the Province. The iron posts are to be made as indicated on the blue print enclosed herewith.

Your obedient servant

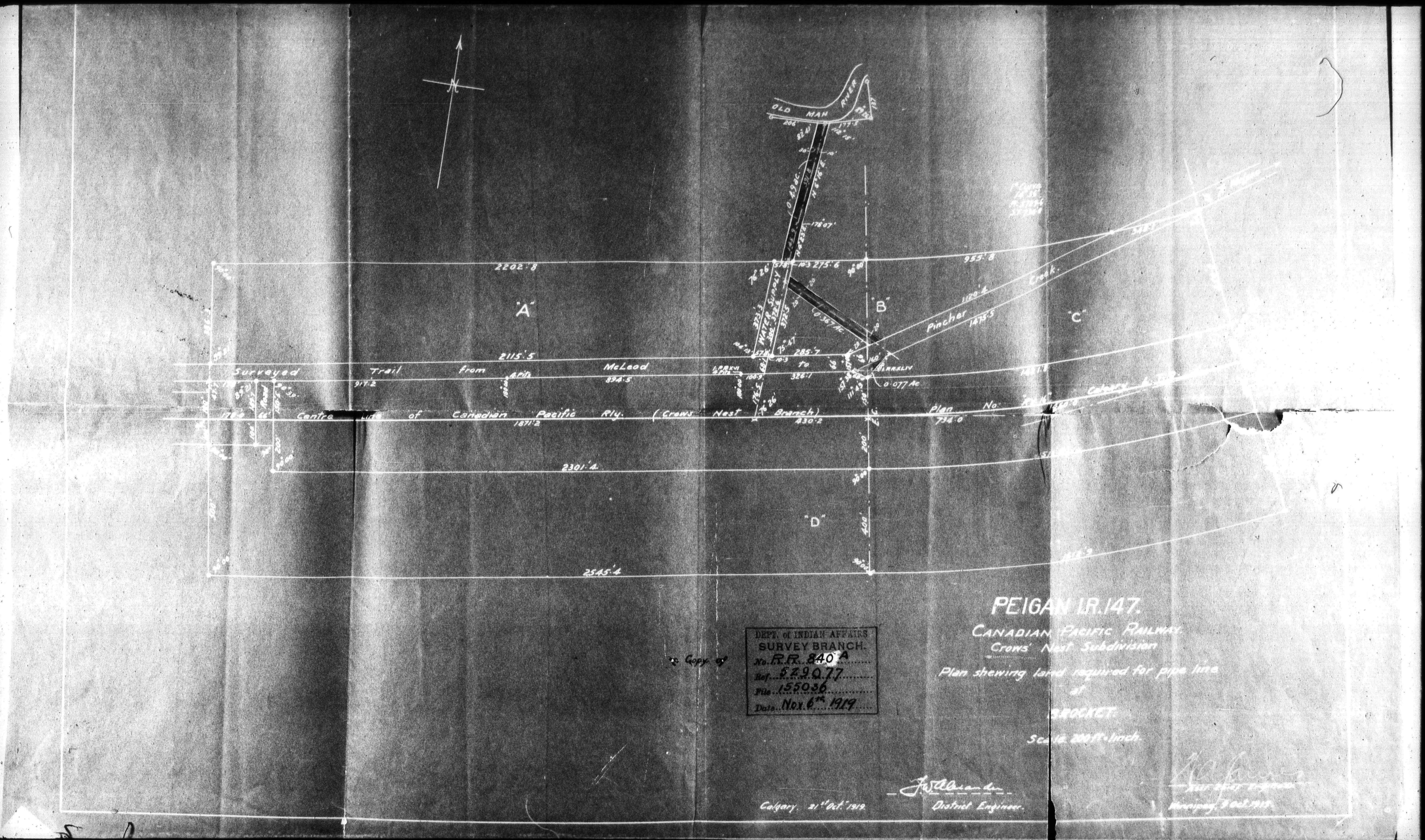
Sgd. J.D. McLean

Assistant Deputy and Secretary.

Thomas Graham, Esq.,
Indian Agent,
Brocket, Alta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA


OLD MAN RIVER
0.492 Ac.
N 6°16' E.
178°07'
WATER SUPPLY
0.367 Ac.
"A"
"B"
"C"
"D"
2202.8
955.8
2115.5
894.5
2301.4
2545.4
Pincher Creek.
Surveyed Trail from McLeod to Pincher Creek
Centre Line of Canadian Pacific Rly. (Crows Nest Branch)
Plan No.
0.077 Ac.
DEPT. of INDIAN AFFAIRS
SURVEY BRANCH.
No. R.R. 840 A
Ref. 529077
File 155036
Date Nov. 6th 1919
Copy of
PEIGAN I.R. 147.
CANADIAN PACIFIC RAILWAY
Crows' Nest Subdivision
Plan shewing land required for pipe line
of
BROCKET
Scale 200 ft. to inch.
Calgary, 21st Oct. 1919.
District Engineer.
Surveyor Engineer
Revised, 3 Oct. 1919.

(Copy)

22116-1 CPR

Winnipeg, Man. May 23, 1919.

W. M. Graham, Esq.,
Indian Commissioner,
Regina, Sask.

Dear Sir,-

Re pipeline at Brocket.

Herewith I enclose a blue print showing land required by the C.P.R. Company for pipeline through land owned by the Indian Department at Brocket. You will remember that the Company reconveyed to the Indian Department Blocks B. and C. and other lands as shown on this plan. We now desire to change the location of the pipeline through blocks B. and C. as shown in red and also to extend it north into the river. The three parcels contain the following areas;/

North of land formerly owned by C.P.R.	0.25 of an acre
Block B	0.367 " " "
Block C.	0.077 " " "
Total	0.694 " " "

Will you kindly advise at what price this land can be obtained or if you would prefer merely to give an easement permitting construction and maintenance of the pipeline.

Yours truly,

(Sgd.) P.McPherson,

Right of Way & Tax Agent.

Enc.
PM/IC.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

185-036

DEPARTMENT OF INDIAN AFFAIRS
CANADA

DEPT. OF INDIAN AFFAIRS
JUN 6 1919
RECORDS

COMMISSIONER'S OFFICE,

IN YOUR REPLY REFER TO
NO. 13-54 G-B
ALSO TO DATE OF THIS LETTER

REGINA, SASK., June 2, 1919.

DEPT. OF INDIAN AFFAIRS
JUN 7 1919
SURVEYS

Sir,-

I am enclosing herewith copy of letter which I received from Mr. F. McPherson, Right of Way Agent for the C. P. R. Co., together with blue print. You will note from the letter the Company are requesting permission to run a pipeline through blocks B. and C. as shown on the plan.

My opinion is, that it would be better to give permission without making any charge, as the matter is trifling. I would be glad therefore to have your authority to grant permission so that action may be taken by the Company at once.

I have the honour to be,
Sir,
Your obedient servant,

W. M. Graham
Commissioner.

Encls.

The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

KODAK SAFE

22116-1 CPR

155036

1 By Minister
2 Decls

Ottawa, 7th June 1919.

Sir,-

With reference to your letter of the 2nd instant, No.13-54, I have to say that on Aug.1st 1908 permission was given to the C.P.Rwy., to lay and maintain a pipe line from Brocket station in the Peigan Indian reserve to the Old Man river, for the nominal rental of $1.00 per annum. The application forwarded to you, a copy of which is enclosed with your letter, appears to be simply a change in the route of the pipe line proposed in 1908. There appears to be no objection to the C.P.R.Co., laying and maintaining a pipe line in Blocks B.& C., as desired. It is understood that all that portion of the old route not now required is abandoned by the railway. You may, in accordance with your suggestion, inform the Company that they may lay and maintain the pipe line during the pleasure of the Superintendent General and for the nominal rental of $1.00 per annum and that the Company will be responsible and will compensate for any damages that may ensue, in connection with the work.

S.B.

Your obedient servant,

(sgd) A.S.McBurzie

Assistant Deputy and Secretary.

W.M.Graham Esq.,
Commissioner,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

155-086 22116-1CPR

DEPT. OF INDIAN AFFAIRS
JUL 8 1919
RECORDS

DEPARTMENT OF INDIAN AFFAIRS
CANADA

IN YOUR REPLY REFER TO
NO. 13-54
ALSO TO DATE OF THIS LETTER

DEPT. OF INDIAN AFFAIRS
JUL 8 1919
SURVEYS

COMMISSIONER'S OFFICE,
REGINA, SASK., 4th.July,1919

524749

Sir:

I communicated the contents of your letter of the 7th June, #155036, to the Right of Way and Tax Agent of the C.P.R. Company, and have received a further communication from him in which he says,-

> "I understand that the old pipe line is not to "be abandoned through land for which the Company has "title as shown on the plan of subdivision as water "supply, but that we merely wish permission to lay "down and maintain new pipeline from this property "across Blocks B and C, as shown on plan submitted, "and confirmation of previous permission to lay pipe-"line from the north limit of the Company's property "to the river."

I shall be glad therefore if you will further advise me in this connection.

Your obedient servant,

W. M. Graham

Commissioner

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CPR

155036

Ottawa, 8th July 1919.

Sir,-

I beg to acknowledge the receipt of your letter of the 4th instant No.13-54 and note that the C.P.R.Co., desire to remain the present pipe line at the Brocket Station in the Peigan Indian reserve and to lay down a new one across Blocks B and C as shown on the blue print plan which accompanied your letter of the 2nd June last. There appears to be no objection to allowing the Company to lay the new pipe line as desired; you may accordingly grant the permission for the nominal rental of $1.00 per annum. It is understood that the pipe will be laid at a sufficient depth so as not to interfere with any operations on the surface. Kindly send a copy of your letter to be placed on file here.

S.B.

Your obedient servant,

J D McLean

Assistant Deputy and Secretary.

W.M.Graham Esq.,
Commissioner,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(COPY)

22116-1 CPR

DEPARTMENT OF INDIAN AFFAIRS

CANADA

IN YOUR REPLY REFER TO
NO. 13-54
ALSO TO DATE OF THIS LETTER

SC.B

COMMISSIONER'S OFFICE,
REGINA, SASK., July 16, 1919.

Dear Sir,-

Referring to your letter W.S. 33, dated the 24th ultimo, I beg to advise you that consent is given to the C.P.R. Company, to lay down and maintain, during the pleasure of the Superintendent General of Indian Affairs, a new pipe-line at the Brocket Station on the Peigan Indian Reserve across blocks B and C, as shown on the blue print plans which accompanied your letter of the 23rd May last, on payment of the nominal rental of One ($1.00) Dollar per annum, on the understanding that the Company will be responsible and make compensation for any damage that may ensue in connection with the work, and that the pipe-line be laid at a sufficient depth so as not to interfere with any operations on the surface.

I shall be glad to receive an acknowledgment from you on behalf of the Company and your formal consent to the conditions stated therein, if the Company desires to proceed with the work.

Yours truly,

(Signed) W. M. Graham,

Commissioner.

P. McPherson, Esq.,
Right of Way & Tax Agent, C.P.R. Co.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

155036

25,02

DEPT. OF INDIAN AFFAIRS
JUL 21 1919
RECORDS

DEPARTMENT OF INDIAN AFFAIRS
CANADA

IN YOUR REPLY REFER TO
No. 13-54
ALSO TO DATE OF THIS LETTER

COMMISSIONER'S OFFICE,
SC-B
REGINA, SASK., July 16, 1919.

DEPT. OF INDIAN AFFAIRS
JUL 28 1919
SURVEYS

Sir,-

Referring to your letter of the 8th instant, under your file No. 155,036, I beg to enclose herewith copy of my letter addressed to Mr. P. McPherson, Right of Way and Tax Agent of the C.P.R. Co., at Winnipeg, advising him of the consent of the Department to the laying of a pipe-line at Brocket Station by the C.P.R. Company.

I have embodied in my letter the conditions mentioned in yours of the 8th July and 7th June.

Noted in schedule H.F.

I have the honour to be,
Sir,
Your obedient servant,

Wm. Graham
Commissioner.

Enc.

The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

155036

DEPT. OF INDIAN AFFAIRS
AUG 11 1919
RECORDS

DEPARTMENT OF INDIAN AFFAIRS
CANADA

IN YOUR REPLY REFER TO
NO. 13-54
ALSO TO DATE OF THIS LETTER

COMMISSIONER'S OFFICE,
SC-B
REGINA, SASK., Aug. 5, 1919.

DEPT. OF INDIAN AFFAIRS
AUG 12 1919
SURVEYS

525987

Sir,-

Referring to previous correspondence under your file No. 155,036, I have to advise you that the Right of Way and Tax Agent of the C. P. R. Co., asks if it is necessary to have a formal agreement drafted covering the permission given them to lay down a pipe-line at the Broxlet Station on the Poigan Indian Reserve, and stating that if it is considered necessary, a special survey by a Dominion Lands Surveyor will be required.

It would appear that a formal agreement was not contemplated by the Department, but I shall be glad if you will advise me.

I have the honour to be,
Sir,
Your obedient servant,

W. M. Graham
Commissioner.

The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CPR

155036

1 Legal Secy.
2 Secy.

Ottawa, 13th August 1919.

Sir,-

With reference to your letter of the 5th instant relating to the new pipe line required by the Canadian Pacific Railway Company at Brocket Station, it is not considered that a formal agreement is necessary. The Departmental letter to you dated 8th July last may be taken as authority for the Company to enter upon the land to lay and maintain this pipe line. It is presumed that this is the only purpose for which the Company requires the land and that they do not require any area for tank or pump house etc., A formal acknowledgement of your letter dated 16th July last to the Right of Way Agent accepting the conditions stated therein is necessary and should be forwarded to this Department for record here.

Kindly have the Company forward to the Department for the purpose of record a plan on tracing cloth showing the location of the pipe line. This plan should preferably be signed by a Dominion or Provincial Land Surveyor. If the Company has not a surveyor on their engineering staff in that district, a plan signed by their local engineer and countersigned by their district engineer will be sufficient.

Form Letter

Your obedient servant,

J D McLean

Assistant Deputy and Secretary.

W.M.Graham Esq.,
Commissioner,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CPR

13-64 30.B Aug. 20, 1919.

Dear Sir,-

Replying to your letter No. W. S. 38 of the 2nd instant, I beg to advise you that the Department do not consider that a formal agreement is necessary. It is presumed of course that the only purpose for which the Company require the land, is to lay and maintain their pipe-line, and that no area is required for tank or pump houses.

Will you please forward to me for record in this Department, a plan on tracing cloth showing the location of the pipe-line; this plan should preferably be signed by a Dominion or Provincial Land Surveyor. If the Company has not a surveyor on the engineering staff in that district, a plan signed by the local engineer and countersigned by the district engineer will be sufficient.

I shall be glad to receive in due course the plan referred to.

Yours truly,

Commissioner.

P. McPherson, Esq.,
Right of Way & Tax Agent, C.P.R. Co.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

13
J54

CANADIAN PACIFIC RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND LEASE AGENT
WESTERN LINES

P. McPHE:
RIGHT O. WAY AND LEASE AGENT
WINNIPEG

E. W. BATEMAN,
LOCAL RIGHT OF WAY AND LEASE AGENT
VANCOUVER

WINNIPEG, MAN. August 2nd, 1919.

IN YOUR REPLY REFER TO NO.
W. S. 33

W. M. Graham, Esq.,
Commissioner, Dept. of Indian Affairs,
Regina, Sask.

Dear Sir:- Your number 13-54.

Thanking you for your favor of the 16th ultimo I beg to say that the conditions therein named are satisfactory. If you consider it necessary to have formal agreement I presume a special survey by a D. L. S. will be required. Please advise.

Yours truly,

P McPherson
Right of Way & Tax Agent.

PM/IC.

RECEIVED AT COMMISSIONERS OFFICE
AUG 4 1919
1063

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

155-036

DEPT. OF INDIAN AFFAIRS
AUG 25 1919
RECORDS

DEPARTMENT OF INDIAN AFFAIRS
CANADA

IN YOUR REPLY REFER TO
NO. 13-54
ALSO TO DATE OF THIS LETTER

SC-B

COMMISSIONER'S OFFICE,
REGINA, SASK., Aug. 20, 1919.

526520

DEPT. OF INDIAN AFFAIRS
AUG 25 1919
SURVEYS

Sir,-

I have to acknowledge receipt of your letter No. 155036 of the 13th instant and attach hereto copy of the letter I have this day addressed to the Right of Way and Tax Agent of the C. P. R. Company. I also enclose the formal acknowledgment from this Official of my letter of the 16th ultimo.

I have the honour to be,
Sir,
Your obedient servant,

W. M. Graham
Commissioner.

Enc.

The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

155036

Ottawa, 26th August 1919.

Sir,-

With reference to your letter of the 20th instant No.13-54, I have to say that it may be more satisfactory to have a formal agreement relating to the laying and maintaining of a pipe line at Brocket in the Peigan Indian reserve by the Canadian Pacific Railway Company. In any case the plan previously requested should be forwarded as soon as it may be convenient to have it prepared. The agreement cannot be drawn up until the plan has been received.

Your obedient servant,

A F Mackenzie

For
Assistant Deputy and Secretary.

S.B.
A.F.M.

W.M.Graham Esq.,
Commissioner,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

Ottawa, 10th October 1919.

Sir,-

I beg to draw your attention to letter of the 15th May last and to request you to be good enough to ascertain when the plan of lots A, B and C at Brocket in the Peigan Indian reserve will be forwarded to the Department.

Your obedient servant,

J. D. McLean

Assistant Deputy and Secretary.

S.B.

Thos. Graham Esq.,

Act. Indian Agent,

Brocket, Alberta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657 22116-1 C.P.R.

DEPT. OF INDIAN AFFAIRS
OCT 29 1918
RECORDS

DEPARTMENT OF INDIAN AFFAIRS
CANADA

COMMISSIONER'S OFFICE,

IN YOUR REPLY REFER TO
NO. 23-27
ALSO TO DATE OF THIS LETTER

REGINA, SASK., 25th. Oct., 1918

516272

Sir:

I am in receipt of your letter of the 19th instant, No.417 657, and note that a Surrender for Leasing was taken from the Peigan Band in March, 1917, of three lots, lettered A,B,C, to be occupied by W.C. Millar & Co, The Brecket Trading Co and The Alberta Pacific Grain Co, upon the Department being furnished by the applicants, at their own expense, with a surveyor's plan and description of each location.

I would submit that the applicants might be spared the expense of procuring the "plan and description" referred to, by adopting in the leases prepared for them the description employed in the Surrender taken from the Indians. This suggestion might carry the further advantage at this late date of expediting completion of arrangements with the applicants, who, notwithstanding that no authority has been given for occupation of the lands, have actually been in occupation for one year and four months.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

months. There is therefore arrears of rent payable for that period which it would be as well to collect from the tenants forthwith.

I shall be glad to receive your further suggestions in this regard before taking up the matter with the Agent.

Your obedient servant,

W.M. Graham

Commissioner

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

INDIAN AGENT'S OFFICE

DEPT. OF INDIAN AFFAIRS
OCT 21 1919
RECORDS

PELGAN AGENCY, BROCKET, ALTA.

OCTOBER 16TH, 1919

IN YOUR REPLY REFER TO
No. 589
AND
TO DATE OF THIS LETTER

DEPT. OF INDIAN AFFAIRS
OCT 22 1919
SURVEYS

528456

Sir,—

IN REFERENCE TO YOUR LETTER No.417657 OF OCTOBER 10TH, RE PLAN OF LOTS A, B AND C AT BROCKET IN THE PEIGAN RESERVE, I BEG TO SAY THAT WE RETURNED THE PLANS TO THE PARTIES INTERESTED TO HAVE THE CORRECTIONS MADE AS PER INSTRUCTIONS FROM THE DEPARTMENT, THEY TOOK THE MATTER UP WITH THEIR SURVEYOR, BUT TO DATE THE PLANS HAVE NOT BEEN CORRECTED NOR RETURNED TO US AND WE HAVE AGAIN NOTIFIED THE PARTIES THAT THE DEPARTMENT ARE AWAITING THE PLANS.

AS SOON AS THE PLANS ARE AT OUR DISPOSAL WE WILL AT ONCE FORWARD THEM IN TO THE DEPARTMENT.

I HAVE THE HONOR TO BE,

SIR,

YOUR OBEDIENT SERVANT,

THOMAS GRAHAM,

ACTING INDIAN AGENT.

PER

H. Lancaster

CLERK.

THE SECRETARY,

DEPARTMENT OF INDIAN AFFAIRS,

OTTAWA, ONT.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

155036

DEPT. OF INDIAN AFFAIRS
NOV 10 1919
RECORDS

DEPARTMENT OF INDIAN AFFAIRS
CANADA

IN YOUR REPLY REFER TO
NO. 13-54
ALSO TO DATE OF THIS LETTER

COMMISSIONER'S OFFICE,
REGINA, SASK., Nov. 6, 1919.

DEPT. OF INDIAN AFFAIRS
NOV 11 1919
SURVEYS

529077

SIR,

Referring to your letters of the 13th and 26th August last, under your file No. 155,036, I beg to enclose herewith the plan asked for therein, which has just been received from the Right of Way and Tax Agent of the C.P.R., Company. The latter asks for a confirmation of the understanding with the Company granting them an easement to maintain its pipe line over the land colored in red on the plan attached, at the nominal rental of $1.00 per annum, as arranged, but this is not in accordance with your letter of the 26th August referred to, as you state that it may be more satisfactory to have a formal agreement drawn up. I am notifying the Company to that effect ~~and~~ that in due course an agreement will be prepared and submitted to them for signature.

Mr McLean
To perfect the plan
plot on plan and
& please return
copy

I have the honour to be,
Sir,
Your obedient servant,

Plotted on plan.
W. Nov. 1919

Enc.

Commissioner.

The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1CPR

155036

1 Sy. Minister 2 Secy

Ottawa, 11th November 1919.

Sir,-

I beg to acknowledge the receipt of your letter of the 6th instant No.13-54 and of a plan showing the location of the pipe line of the Canadian Pacific Railway at Brocket in the Peigan Indian reserve.

On further considering the matter it has been decided that a formal agreement does not appear to be necessary; your letter to Mr.McPherson, Right of Way and Tax Agent, Canadian Pacific Railway, of the 13th July last and his acceptance of the conditions mentioned in your letter of the 2nd August following, appear to be quite sufficient. The railway company may therefore lay and operate the pipe line in question during the pleasure of the Superintendent General. Be good enough to inform Acting Agent, Mr.Thos.Graham, accordingly.

Your obedient servant,

J.D.McLean

Assistant Deputy and Secretary.

T.Graham Esq.,
Commissioner,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1CPR

155036-2

Ottawa, 17th November 1919.

Sir,-

With further reference to your letter of the 6th instant, No.13-54, and previous correspondence, I have to say that the plan which accompanied the application of the Canadian Pacific Railway for right to lay a pipe line at Brocket in the Peigan Indian reserve, dated 23rd May last, shows that the right to lay a pipe line to Old Man River, then held by the Company, was to be abandoned. The plan forwarded with your letter of the 6th instant shows that the Company desires to retain the said right to lay a pipe line to Old Man River.

The last payment received for the said pipe line to Old Man River was dated 8th March 1909. There is therefore the sum of $10.00 due from the Company, at the rate of $1.00 per annum, for this line. In addition, the sum of $1.00 per annum is due for the right to lay a pipe line as granted in letter to you of the 11th instant. Kindly notify the Company to forward the sums due.

J. B.

Your obedient servant,

Assistant Deputy and Secretary.

W. Graham Esq.,
Commissioner,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CPR

155036

1 Sy. Minister
2 Secy

Ottawa, 11th November 1919.

Sir,-

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S.B.

Your obedient servant,

J. D. McLean

Assistant Deputy and Secretary.

Sec 1 Form 2

W. Graham Esq.,
Commissioner,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1CPR

155036-2

Ottawa, 17th November 1919.

Sir,-

With further reference to your letter of the 6th instant, No.13-54, and previous correspondence, I have to say that the plan which accompanied the application of the Canadian Pacific Railway for right to lay a pipe line at Brocket in the Peigan Indian reserve, dated 23rd May last, shows that the right to lay a pipe line to Old Man River, then held by the Company, was to be abandoned. The plan forwarded with your letter of the 6th instant shows that the Company desires to retain the said right to lay a pipe line to Old Man River.

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S.B.

Your obedient servant,

Assistant Deputy and Secretary.

W.Graham Esq.,
Commissioner,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Rent for 10 years from Aug 1st 1919 by C.P.R.
of land at Brocket for pipe line

BANK RECEIPT No. 2646

Amt. $10.00 chq

15-5-036

13/12/19

Date 191

DEPT. OF INDIAN AFFAIRS
DEC 13 1919
RECORDS

Entered Journal No. 70 Folio 246 530264

Leased
Acct 210

LAND REGISTRY
DEC 13 1919

Dept. Receipt No. 4010

Entered
H.G.

16 Oct. 1921

Folio 35.. Vol III Sundry Leases.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(COPY)

Winnipeg, Man. Dec. 8th, 1919.

W.S. 33.

W.M. Graham, Esq.,
Commissioner, Dept. of Indian Affairs,
Regina, Sask.

Dear Sir,-

Re Brocket Water Supply.

With further reference to my letter of the 28th ultimo I am now advised by the Auditor that he has issued voucher in favor of the Department of Indian Affairs for $10.00 covering ten years rental up to July 31st, 1919.

When formal agreement has been executed covering the new arrangement the Audit Office will then have proper information from which to issue voucher each year. I would suggest that the agreement date from the 31st July, 1919.

Yours truly,

(Sgd.) P. McPherson,

Right of Way & Tax Agent,

Canadian Pacific Railway Company.

PM) IC.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

153-036

DEPT. OF INDIAN AFFAIRS
DEC 18 1919
RECORDS

DEPARTMENT OF INDIAN AFFAIRS
CANADA

IN YOUR REPLY REFER TO
NO. 13-54
ALSO TO DATE OF THIS LETTER

COMMISSIONER'S OFFICE,
REGINA, SASK., Dec. 13, 1919.

DEPT. OF INDIAN AFFAIRS
DEC 19 1919
SURVEYS

530469

Sir,-

Further to your letter of the 17th ultimo No. 155, 036 and mine of the 6th instant; I beg to enclose herewith copy of a letter received from the Right of Way and Tax Agent of the C.P.R. Co., in regard to their water supply at Brocket.

Mr Graham - where is the Graham letter of the 6th mid. & what he refers? J.B. 19 Dec. 1919

I have the honour to be,
Sir,
Your obedient servant,

Wm Graham
Commissioner.

Enc.

The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(COPY) 22116-1 CPR

Canadian Pacific Railway Company.

Winnipeg, Man. Nov. 28th, 1919.

W.S. 33

W.M. Graham, Esq.,
Commissioner, Dept. Indian Affairs,
Regina, Sask.

Dear Sir,-

Re Brocket Water Supply- Your file 13-54.

Referring to your favour of the 22nd instant I beg to say that I am taking up with our Audit Department the question of the payment under the old arrangement of $1.00 per year which you state has not been paid.

It was never the intention to abandon the pipeline to the Old Man River through the Peigan Indian Reserve, but the pipeline through part of the Railway Company's property may be abandoned and if I gave you any other impression it must have been through a misunderstanding.

I think the new arrangement should be made to cover the whole pipeline, that is, from the River to the boundary of the Company's property between Blocks "A" and "B" on the subdivision and then through Blocks "B" and "C" as shown on the plan submitted. My suggestion was that the new agreement should be made to cover the whole right of way for the pipeline through Indian lands in connection with this water supply at an annual rental of $1.00 and not have the old agreement outstanding and also new one for the new portion of the pipeline.

In your letter of November 6th you state that the Department now consider it would be more satisfactory to have formal agreement with the Company and that it would be prepared and submitted in due course. I trust you will have the agreement cover full pipeline at $1.00 per year.

I presume the arrears of rental which you state

have not

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

have not been paid may have been overlooked on account of the fact that there is no formal agreement other than by letter, of the previous arrangement for annual rental.

Yours truly,

(Sgd.) R. McPherson,

Right of Way & Tax Agent.

PM/IC.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

155036-2

DEPT. OF INDIAN AFFAIRS
DEC 20 1919
RECORDS

DEPARTMENT OF INDIAN AFFAIRS

CANADA

IN YOUR REPLY REFER TO
NO. 13-54
ALSO TO DATE OF THIS LETTER

DEPT. OF INDIAN AFFAIRS
B.
DEC 22 1919
SURVEYS

COMMISSIONER'S OFFICE,
REGINA, SASK., Dec. 6, 1919.

530530

Sir,-

Referring to your letter of the 17th ultimo, No. 155036-2; I have not before me copies of the plans submitted by the C.P.R. Co., to which you refer in the first paragraph of your letter, but in mine to you of the 4th July last I quoted an extract from a letter received by me from the Right of Way and Tax Agent of the Company, in which he pointed out that the old pipe line was not to be abandoned. In drawing the attention of the Right of Way and Tax Agent to the seeming conflict between the two plans submitted by the Company, he replies under cover of a letter dated the 28th ultimo, a copy of which I forward herewith. Mr. McPherson again states that it was never the intention to abandon the pipe line to the Old Man River through the Peigan Indian Reserve. He goes on to say that he thinks a charge should be made to cover the whole pipe line, by which I understand him to mean that the nominal rental payable by the Company of $1.00 per annum should cover both the old and the proposed new pipe line.

I shall be glad to be advised of what the Department consider it advisable to do, having reference to Mr. McPherson's letter of the 28th November.

I have the honour to be, Sir,

Your obedient servant,

Wm Graham

Commissioner.

Enc.
The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

153-036

DEPT. OF INDIAN AFFAIRS
DEC 18 1919
RECORDS

DEPARTMENT OF INDIAN AFFAIRS
CANADA

COMMISSIONER'S OFFICE,

REGINA, SASK., Dec. 13, 1919.

YOUR REPLY REFERRED TO
No. 13-54
DATE OF THIS LETTER

DEPT. OF INDIAN AFFAIRS
DEC 19 1919
SURVEYS

530469

Sir,-

Further to your letter of the 17th ultimo No. 155, 036 and mine of the 6th instant; I beg to enclose herewith copy of a letter received from the Right of Way and Tax Agent of the C.P.R. Co., in regard to their water supply at Brocket.

I have the honour to be,
Sir,
Your obedient servant,

W. Graham
Commissiomer.

Mr Graham - Where is Mr Graham called for the 6th inst. & what he refers? J.B. 19 Dec. 1919

Enc.

The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(COPY) 22116-1 CPR

Canadian Pacific Railway Company.

Winnipeg, Man. Nov. 28th, 1919.

W.S. 33

W.M. Graham, Esq.,
Commissioner, Dept. Indian Affairs,
Regina, Sask.

Dear Sir,-

Re Brocket Water Supply- Your file 13-54.

Referring to your favour of the 22nd instant I beg to say that I am taking up with our Audit Department the question of the payment under the old arrangement of $1.00 per year which you state has not been paid.

It was never the intention to abandon the pipeline to the Old Man River through the Peigan Indian Reserve, but the pipeline through part of the Railway Company's property may be abandoned and if I gave you any other impression it must have been through a misunderstanding.

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Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

have not been paid may have been overlooked on account of the fact that there is no formal agreement other than by letter, of the previous arrangement for annual rental.

Yours truly,

(Sgd.) R. McPherson,

Right of Way & Tax Agent.

PM/EC.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

155036-2

DEPT. OF INDIAN AFFAIRS
DEC 20 1919
RECORDS

DEPARTMENT OF INDIAN AFFAIRS
CANADA

IN YOUR REPLY REFER TO
NO. 13-54
ALSO TO DATE OF THIS LETTER

DEPT. OF INDIAN AFFAIRS
B.
DEC 22 1919
SURVEYS

COMMISSIONER'S OFFICE,
REGINA, SASK. Dec. 6. 1919.

530530

Sir,-

Referring to your letter of the 17th ultimo, No. 155036-2; I have not before me copies of the plans submitted by the C.P.R. Co., to which you refer in the first paragraph of your letter, but in mine to you of the 4th July last I quoted an extract from a letter received by me from the Right of Way and Tax Agent of the Company, in which he pointed out that the old pipe line was not to be abandoned. In drawing the attention of the Right of Way and Tax Agent to the seeming conflict between the two plans submitted by the Company, he replies under cover of a letter dated the 28th ultimo, a copy of which I forward herewith. Mr. McPherson again states that it was never the intention to abandon the pipe line to the Old Man River through the Peigan Indian Reserve. He goes on to say that he thinks a charge should be made to cover the whole pipe line, by which I understand him to mean that the nominal rental payable by the Company of $1.00 per annum should cover both the old and the proposed new pipe line.

I shall be glad to be advised of what the Department consider it advisable to do, having reference to Mr. McPherson's letter of the 28th November.

I have the honour to be, Sir,

Your obedient servant,

Wm Graham

Commissioner.

Enc.
The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417687

WOODS & STEEL
SURVEYORS & ENGINEERS

Surveys
Ch.

DEPT. OF INDIAN AFFAIRS
DEC 19 1919
RECORDS

PINCHER CREEK. ALTA. 8th. December 1919

530242

DEPT. OF INDIAN AFFAIRS
DEC 15 1919
SURVEYS

The Secretary,
Department of Indian Affairs.
OTTAWA, Ont.

Sir,

I beg to inform you that I have laid out on the ground three lots 100 feet by 140 Feet, at Brocket on the Piegan Reserve according to a plan submitted to the Department by the parties occuping those lots.

Would you please advise me what kind of a plan you requi for these lots, What title do you want, What Scale, What tie lines you require, and what do you wish to be shown on the plan. Do you require on the plan the Alberta Land Surveyor affidavit, the Dominion Land Surveyors affidavit or simply the surveyors signature.

Yours truly

J. E. Woods D. L. S.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

KODAK SAFETY FILM

417657

Ottawa, 17th December 1919.

Sir,-

In reply to your letter of the 8th instant I have to inform you that the plan of lots in the Peigan Indian reserve should be prepared on a sheet of mounted drawing paper measuring about twenty-four inches by thirty inches. The title should be as follows,-

Plan of Lots A, B and C at Brocket
Peigan Indian reserve No.147,
Surveyed by J.E.Woods, A & D.L.S.
November.....1919.

Scale 100 feet to an inch.

For your information I will quote the following extract from our letter of the 15th May last addressed to the Indian Agent, Mr. Thos. Graham regarding this survey,-

"lots to be posted with iron posts and at their (the lessees) "expense. The plan containing all the usual information "and especially ties should be forwarded to the Depart- "ment. The survey should be made by a duly authorized "surveyor of the Province. The iron posts are to be made "as indicated on the blue print enclosed herewith."

You should place your affidavit on the plan as an Alberta Land Surveyor.

Enclosed also for your information is a copy of the General Instructions for Surveyors of this Department.

Your obedient servant,

J.B. McLean

Assistant Deputy and Secretary.

J.E.Woods Esq., A.& D.L.S.,
Pincher Creek, Alberta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

File 22116-1 C.P.R.

~~155036-2~~

Land Branch

Ottawa, 22nd December 1919.

Sir,-

With reference to your letters of the 6th and 13th instant and enclosures relating to the pipe lines at Brocket in the Peigan Indian reserve required by the Canadian Pacific Railway Company, and also referring to our letter to you of the 17th ultimo, I have to say that it is understood, as stated by Mr. McPherson, that the old pipe line which passes through Block "A" and from the North limit of the Block North to the Old Man River is to be retained. For the privilege of laying and maintaining this pipe line the nominal rental of $1.00 was due. The sum of $10.00 has been received which pays this rental up to August 1st of the present year.

A second pipe line is required which leaves the said old pipe line in Block "A" on the East side and passes South-easterly through the said Block "A" into Block "B"; also a small portion of Block "C" is shown on the plan to be required. For this pipe line an additional nominal rental of $1.00 per annum is to be paid.

Mr. McPherson should therefore arrange to have the said two rentals, amounting to $2.00, to be paid on the 1st August of each succeeding year and as stated in our letter to you of the 11th ultimo, a formal agreement is not necessary.

S.B.

Your obedient servant,

J. D. McLean

Assistant Deputy and Secretary.

W. Graham Esq.,
Commissioner,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

WOODS & STEEL
SURVEYORS & ENGINEERS

File 417657

PINCHER CREEK, ALTA., 26th. May 1920

538257

DEPT. OF INDIAN AFF.
MAY 31 1920
WOODS

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir,

I am sending you under seperate cover by same mail a plan of lots surveued at Brocket.

Your obedient servant

J. H. Woods

DEPT. OF INDIAN AFFAIRS
MAY 31 1920
SURVEYS

Plan Recorded
Under No 1887
Plotted on plan of Reserve
2/VI/1920 LP.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

Ottawa, 5th June 1920.

Description for lease

All those parcels of land in Section Eight, Township Seven, Range Twenty-Eight, West of the Fourth Meridian, in the Peigan Indian reserve Number One hundred and forty-seven, containing together ninety-six hundredths of an acre more or less and being composed of Lot "A", Lot "B" and Lot "C" in said section and in said Indian reserve. The said lots are shown on the plan of survey made by J.E.Woods, Dominion Land Surveyor, dated 26th May 1920, and recorded in the Survey Branch of the Department of Indian Affairs under Number 1887.

J.B.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(22116-1 C.P.R.)

417657

DEPARTMENT OF INDIAN AFFAIRS

CANADA

Ottawa, 5th June 1920.

Description for lease

All ~~those~~ that parcel of land in Section Eight, Township Seven, Range Twenty-Eight, West of the Fourth Meridian, in the Peigan Indian reserve Number One hundred and forty-seven, containing ~~together~~ ~~ninety-six~~ 32 hundredths of an acre more or less and being composed of Lot "A", ~~Lot "B"~~ and ~~Lot~~ "C" in said section and in said Indian reserve. The said lot~~s~~ ~~are~~ is shown on the plan of survey made by J.E.Woods, Dominion Land Surveyor, dated 26th May 1920, and recorded in the Survey Branch of the Department of Indian Affairs under Number 1887.

S.B.

Lot A .32 ac
" B .32 ac
" C .32 ac

LANDS BRANCH JUN 7 1920

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

417657

Ottawa, 8th January 1921

Sir,-

Enclosed herewith for your information and reference in your office is a blueprint plan, No. 1887, showing the three lots A.B. and C., laid out at Brocket in the Peigan Indian reserve by Mr. J.E. Woods, A.L.S.

Your obedient servant,

J.R.M. Lean

Assistant Deputy and Secretary.

Thos. Graham Esq.,
Indian Agent,
Brocket, Alberta.

S.B.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1C.P.R.

EX.

October 16th, 1931.

Sir,- Re Brocket Water Supply.

I beg to advise you that there is now due under Permits, covering privileges over part of Peigan Reserve, which may be referred to as First (from 1st August, 1908) and Second (from 1st August, 1919) rental from 1st August, 1919 to 1st August, 1932, in the sum of twenty-six dollars. As, doubtless, you are aware rental under the former is paid to 1st August, 1919, so that the arrears stated cover the combined annual rentals of two dollars.

The Department would beglad to have the Company's cheque for the amount due, it being essential that the record of this transaction should be kept up to date.

Your obedient servant,

J. C. Caldwell,
Director, Indian Lands and Timber.

Right of Way and Tax Agent,
Canadian Pacific Railway,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 C.P.R

CANADIAN PACIFIC RAILWAY COMPANY
OFFICE OF THE RIGHT OF WAY AND LEASE AGENT
WESTERN LINES
P. McPHERSON,
RIGHT OF WAY AND TAX AGENT
WINNIPEG
C. W. McBAIN,
INDUSTRIAL RIGHT OF WAY AND LEASE AGENT
VANCOUVER

WINNIPEG, MAN. October 29th, 1931.

IN YOUR REPLY REFER TO NO.
W.S. 33

J. C. Caldwell, Esq.,
Director of Indian Lands and Timber,
Ottawa, Ont.

Dear Sir,

Re - Brocket Water Supply
Your file 22116-1C.P.R.

Referring to your letter of October 16th regarding arrears of rental on this water supply. I beg to say that there should only be one rental charged as it is one pipeline.

The history of this matter according to my file and recollection is as follows:

The original water supply at Brocket was on the South side of station grounds to a spring on the Indian Reserve.

In 1906 a second water supply was arranged North of the station grounds, taking water from the Old Man River, and the pipeline easement was arranged by letter, at a nominal rental of $1.00 covering this new supply, on the understanding that the Company would relinquish the spring and pipeline on the South side of the station grounds which your Department required for stock watering purposes on the reserve. This was done.

At that time the C.P.R. Company had 450 feet in width North of the centre line of the track through the reserve at this point, but we subsequently agreed to reduce the width to 150 feet, thus releasing a strip of land to the Department of Indian Affairs of 300 feet in width, and a change was made in the location of our pipeline, for which your Department appears to claim a further rental of $1.00 per annum.

I do not think this additional charge should be made as it was for a pipeline certain relinquished by the C.P.R., and as it is all one pipeline in connection with one water supply I think the nominal rental of $1.00 per year covering the easement for the whole of the pipeline through the land controlled by your Department and North of the present Northern limit of our station grounds should be sufficient.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CPR

CANADIAN PACIFIC RAILWAY COMPANY
OFFICE OF THE RIGHT OF WAY AND LEASE AGENT
WESTERN LINES

P. McPHERSON,
RIGHT OF WAY AND TAX AGENT
WINNIPEG

C. W. McBAIN,
INDUSTRIAL RIGHT OF WAY AND LEASE AGENT
VANCOUVER

WINNIPEG, MAN. October 29th, 1931.

IN YOUR REPLY REFER TO NO.
W.S. 33

R

J. C. Caldwell, Esq.

It appears that because arrangements were made on two separate dates, two rentals have been charged.

Kindly give this matter your consideration, and on receipt of advice that only one rental will be charged I will arrange issue of a voucher covering payment of any arrears, without delay.

Yours truly,

P McPherson

PM:MS

Right of Way and Tax Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22,116-1C.P.R.

Ottawa, November 18, 1931.

Sir,-

Re Brocket Water Supply.
Your Ref. W. S. 33.

I beg to acknowledge the receipt of your letter of the 29th ultimo, reporting your findings in this matter, in connection with which I enclose copy of your letter of the 28th November 1919, addressed to Commissioner Graham, and submitted by him with his report to Department, also copy of official reply, from which you will see that it was naturally inferred that there were still two pipe lines in question.

Enclosures.

If, after perusing the enclosed communications, you consider that this decision was an error, the Department will gladly meet your views. The amount involved is small; it is simply a question of having the records up to date.

Your obedient Servant,

J. C. Caldwell,
Director of Indian Lands & Timber.

P. MacPherson, Esq.,
Right of Way & Tax Agent,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 C.P.R

NADIAN PACIFIC RAILWAY COMPANY
OFFICE OF THE RIGHT OF WAY AND LEASE AGENT
WESTERN LINES

P. McPHERSON,
RIGHT OF WAY [redacted] AGENT
WI[redacted]

C. W. McBAIN,
INDUSTRIAL R[redacted]Y AND LEASE AGENT
VANCOU[redacted]

WINNIPEG, MAN. November 23, 1931.

IN YOUR REPLY REFER TO NO.
W.S. 33

DEPT. OF INDIAN AFFAIRS
NOV 27 1931
RECORDS

J. C. Caldwell, Esq.,
Director of Indian Lands & Timber,
Ottawa, Ont.

Dear Sir, Your file No. 22,116-1C.P.R.

Referring to your letter of November 18th. I beg to say that my letter of October 29th correctly sets out the situation as shown from my files and from personal recollection. There is only the one pipeline, but the portion within the area which we abandoned to your Department was diverted - that is, the location was slightly changed when we had to relay the pipe.

There is only one pipeline in connection with this water supply, connecting our tank with the pumphouse, and I would be greatly obliged if you would have only one rental - the sum of $1.00 per annum - charged in connection with this water supply.

I trust you will give this request favourable consideration and advise me in due course.

Yours truly,

P McPherson

PM:MS Right of Way and Tax Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22,116-1 C.P.R.

Ottawa, November 28, 1931.

Sir,-

Re Brecket Water Supply, Peigan Indian Reserve,
Your Ref. W. S. 33.

Referring to your letter of the 23rd instant, I beg to say that the official records now correspond with advice furnished, so that there is due the sum of Thirteen dollars, rental to 1st August, 1932. Cheque for which the Department would be glad to have at your early convenience.

Your obedient Servant,

J. G. Caldwell,
Director of Indian Lands & Timber.

P. W. McPherson, Esq.,
Right of Way & Tax Agent,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

C. P. R. Rent of ... Old Man River, Brocket 22116 C.P.R

D BANK RECEIPT No. 8077 B

Amt. $1.00 chq

DEPT. OF INDIAN AFFAIRS AUG 23 1933

Date 19

Entered Journal No. 27 Folio 629 JKB

Dept. Receipt No. 655691

Fol. 35, Vol. III

Sundry Leases

Ent'd JKR

C.P.R. 22116-1 er Rent

Pipe line - Old Man River - Brocket

BANK RECEIPT No. 8888

Amt. $1.00 chq

DEPT. OF INDIAN AFFAIRS AUG 1973 RECEIVED

Date _____ 19 ____

Entered Journal No. 27 Folio 89

210 Guy

Dept. Receipt No. 654907

Yol 35, Vol. III

Sundry Leases

Cont'd H&R

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

C.P.R. – rent of pipeline to Old Man Rir. Brochet

BANK RECEIPT No. 6732

Amt. $13.00

Date DEC 17 1928 19

DEPT. OF INDIAN AFFAIRS RECORDS

Entered Journal No. 26 Folio 247

21

Dept. Receipt No. 654368

Folio 35 Vol. III

Sundry Leases.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-C.P.R

CANADIAN PACIFIC RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND LEASE AGENT
WESTERN LINES

P. McPHERSON,
RIGHT OF WAY AND TAX AGENT
WINNIPEG

C. W. McBAIN,
INDUSTRIAL RIGHT OF WAY AND LEASE AGENT
VANCOUVER

WINNIPEG, MAN. May 10th, 1934.

IN YOUR REPLY REFER TO NO.
72 C.N.P.

DEPT. OF INDIAN AFFAIRS
MAY 14 1934
RECORDED

DEPT. OF INDIAN AFFAIRS
MAY 18 1934
SURVEYS

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir, Re - Land at Peigan Station, C.P.R. Crow's Nest Branch

The C.P.R. Company owns 600 feet on each side of the centre line of the railway at Peigan, and as the extra width is no longer required, we have for disposal an area of about 84.48 acres.

Assuming that your Department might not desire private ownership of property within the Reserve, I am writing you to give you the first opportunity of purchasing this area.

It is necessary to retain the 200 foot right of way with an extra strip of 60 feet in width on the North side and 100 feet in width on the South side, for a distance of 2,000 feet. I am enclosing herewith a bluepring showing the approximate areas which would have to be retained by the Company.

If your Department would care to make an offer for this land I would be pleased to hear from you.

Yours truly,

P. McPherson

Right of Way & Tax Agent.

PM:MS

Cm-73907
7050

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1C CP R

Ottawa, 18th May 1934

Sir,-

The Department has been advised by the Canadian Pacific Railway Company that they no longer require a width of 500 feet on each side of their centre line at Pigan Station. The Company wishes to retain "the 200 foot right of way with an extra strip of 60 feet in width on the North side and 100 feet in width on the South side, for a distance of 2,000 feet. I am enclosing herewith a blueprint showing the approximate areas which would have to be retained by the Company." The balance of the right of way, approximately 84.5 acres, will be available for disposal and the Company has inquired if the Department would consider purchasing it, in order to retain it within the reserve.

You are requested to advise the Department at what price per acre you would value this property and whether it would be advisable to secure it in order to ensure that it would not be disposed of to private individuals and ascertain from the Council of the band if they are in favour of purchasing it from band funds, if so, they should pass a resolution authorizing the Department to make an expenditure not exceeding a certain specified amount for the purpose of purchasing this land for the Peigan reserve. You are requested to return the blueprint with your report.

Your obedient servant,

H.C.Lancaster Esq.,
Indian Agent,
Brocket, Alberta.

A. F. MacKenzie
(A.F.MacKenzie)
Secretary.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1C CP R

2 letters

D.A.M.

Ottawa, 18th May 1934

Sir,-

Your ref. No. 72 C N P

The local Indian Agent has been requested for a report on the lands at Peigan Station, which you state in your letter of the 10th instant are available for disposal. When this report is received, you will be further advised.

A plan showing revisions of the Crow's Nest Branch Railway through the Peigan Indian reserve, Mileage 6.1 to Mile 14.2, was filed with the Department by your Company in 1909. This plan was acknowledged by the Department January 15th 1909, in which the Company was asked if the deviation was to be a substitution for parts of the original location. Correspondence in connection with these deviations does not show any compensation received or patent issued.

I shall be pleased if you will advise me if your Company abandoned the intention to make these deviations and is not occupying any other land in that reserve than that specified in patents issued to the Company.

Your obedient servant,

A. F. Kinney

(A. F. Mackenzie)
Secretary

P. McPherson Esq.,
Right of Way and Tax Agent,
Canadian Pacific Railway,
Winnipeg, Man.

over

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 C.P.R

ANADIAN PACIFIC RAILWAY COMPANY
OFFICE OF THE RIGHT OF WAY AND LEASE AGENT
WESTERN LINES

P. McPHERSON,
RIGHT OF WAY AN[redacted] AGENT
W[redacted]

C. W. McBAIN,
INDUSTRI[redacted] OF WAY AND LEASE AGENT
[redacted]IVER

WINNIPEG, MAN. May 21, 1934.

IN YOUR REPLY REFER TO NO.
72-CNP.

DEPT. OF INDIAN AFFAIRS
MAY 25 1934

A. F. MacKenzie, Esq.,
Secretary, Department of Indian Affairs,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS
MAY 25 1934
SURVEYS

Dear Sir,

Your ref. 22116-1C CP

Referring to your favor of the 18th instant.

I beg to say that the proposed grade revision through Peigan Indian Reserve was never constructed and under present financial conditions I cannot say when it will be constructed - possibly never.

Yours truly,

P. McPherson

PM:MS

Right of Way & Tax Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1C.P.R

CANADIAN PACIFIC RAILWAY COMPANY
OFFICE OF THE RIGHT OF WAY AND LEASE AGENT
WESTERN LINES

P. McPHERSON,
RIGHT OF WAY AN[redacted] AGENT
W[redacted]

C. W. McBAIN,
INDUSTRIA[redacted] OF WAY AND LEASE AGENT
[redacted]UVER

WINNIPEG, MAN. May 21, 1934.

IN YOUR REPLY REFER TO NO.
72-CNP.

DEPT. OF INDIAN AFFAIRS
MAY 25 1934

A. F. MacKenzie, Esq.,
Secretary, Department of Indian Affairs,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS
MAY 25 1934
SURVEYS

Dear Sir,

Your ref. 22116-1C CP

Referring to your favor of the 18th instant.

I beg to say that the proposed grade revision through Peigan Indian Reserve was never constructed and under present financial conditions I cannot say when it will be constructed - possibly never.

Yours truly,

P. McPherson

PM:MS

Right of Way & Tax Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPT. OF INDIAN AFFAIRS
JUN 13 1934
SURVEYS

22116-1C.P.R

DEPT. OF INDIAN AFFAIRS
JUN 11 1934
RECEIVED

DEPARTMENT OF INDIAN AFFAIRS
CANADA

OFFICE OF
INDIAN AGENT

Peigan Agency, Brocket, Alta.

June 8th. 1934.

Sir.-

In reference your letter No.22116-1C cp of way 18th. with enclosure of Map of Peigan Siding- I beg to say the Chief and Council at a meeting at the office to-day would not sign a resolution to purchase back the 84.5 acres at Peigan Siding until they had further information, and I would request that you forward this office ~~of~~ a copy of the original agreement of purchase by the C.P.R. of the right of way through the reserve and the sidings.

The indians claim the land was leased and not sold and that the C.P.R. promised to pay for any stock killed on the right of way ~~or~~ any indian lives lost and also the indians were to have the discarded ties free gratis, but only in exceptional cases are stock losses paid for and no recompense has been made for five indian lives lost on the right of way and the railway sells the ties at $12.00 per mile.

I suggested that the indians agree to pay $3.00 per acre for the 84.5 acres but the opinion of the meeting was that they would only pay $2.00 per acre but they wanted further information as to the sale of their land for the right of way and sidings.

I have the honour to be,

Sir,

Your obedient servant.

H. C. Lancaster

H.C. Lancaster.
Indian Agent.

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1CP R

Ottawa, 16th June 1934

Sir,-

In reply to your letter of the 8th instant regarding the repurchase from the Canadian Pacific Railway of the Peigan station grounds, the right of way, including Brocket and Peigan Station grounds, were sold to the Canadian Pacific Railway Company and patent was issued on 24th Oct. 1898. The price paid was $4.00 per acre. The proceeds of the sale, $2173.20, were credited to the Capital funds of the band.

No agreement was entered into with the Company regarding the sale of ties or compensation for lives lost or stock killed on the right of way, although the Company paid claims for cattle and horses killed and after considerable correspondence, the right of way was fenced by the Company in 1906, and there do not appear to have been any claims against the Company since .

The Indians are aware of the conditions of this sale, as they passed a resolution on Jan. 12th 1915 authorizing the Department to purchase the greater part of Brocket Station grounds with band funds.

You are requested to again put this matter before the Indian Council. Your attention is directed to the second paragraph of departmental letter of the 18th May. In addition to ascertaining the desires of the Indians you should forward to the Department your opinion of the advisability of purchasing this land and the value per acre you consider it to be worth to the Indians.

Your obedient servant,

A. F. MacKenzie

(A. F. MacKenzie)
Secretary.

H. C. Lancaster Esq.,
Indian Agent,
Brocket, Alberta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 C.P.R.

ADIAN PACIFIC RAILWAY COMPANY
OFFICE OF THE RIGHT OF WAY AND LEASE AGENT
WESTERN LINES

P. McPHERSON,
RIGHT OF WAY AND TAX AGENT
WINNIPEG

C. W. McBAIN,
INDUSTRIAL RIGHT OF WAY AND LEASE AGENT
VANCOUVER

WINNIPEG, MAN. JUNE 22nd, 1934.

IN YOUR REPLY REFER TO NO.
72 CNP

DEPT. OF INDIAN AFFAIRS
JUN 25 1934
RECORDS

A. F. MacKenzie, Esq.,
Secretary,
Department of Indian Affairs,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS
JUN 26 1934
SURVEYS

Dear Sir, Your file 22116-1C CP

With further reference to your letter of May 18th and my reply of the 21st. I would be glad to hear from you regarding this matter.

Yours truly,

P. McPherson

PM:MS Right of Way and Tax Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 C.P.R.

CANADIAN PACIFIC RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND LEASE AGENT
WESTERN LINES

P. McPHERSON,
RIGHT OF WAY AND TAX AGENT
WINNIPEG

C. W. McBAIN,
INDUSTRIAL RIGHT OF WAY AND LEASE AGENT
VANCOUVER

WINNIPEG, MAN. JUNE 22nd, 1934.

IN YOUR REPLY REFER TO NO.
72 CNP

DEPT. OF INDIAN AFFAIRS
JUN 25 1934
RECORDS

A. F. MacKenzie, Esq.,
Secretary,
Department of Indian Affairs,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS
JUN 26 1934
SURVEYS

Dear Sir, Your file 22116-1C CP

With further reference to your letter of May 18th and my reply of the 21st. I would be glad to hear from you regarding this matter.

Yours truly,

P. McPherson

PM:MS Right of Way and Tax Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CP

Ottawa, 26th June 1934

Sir,- Your ref. No. 72 CNP

In reply to your letter of the 22nd instant, I have to advise you that the question of re-purchase of the Peigan Station grounds was referred to the Council of the band on the 8th instant. The Indians deferred making a decision at that meeting and requested the Department to supply further information. This has been supplied to the Indian Agent with the request that he again place the matter before the Indian Council. As soon as the report of this meeting is received, you will advised.

AR
AGM

Your obedient servant,

A. F. MacKenzie

(A.F.MacKenzie)
Secretary

P.McPherson Esq.,
Right of Way & Tax Agent,
Canadian Pacific Railway Co.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPT. OF INDIAN AFFAIRS
JUL 10 1934
SUSPENSE

22116-1 C.P.

DEPT. OF INDIAN AFFAIRS
JUL 7 1934
RECORDS

DEPARTMENT OF INDIAN AFFAIRS
CANADA

OFFICE OF
INDIAN AGENT

Peigan Agency, Brocket, Alta.

July 3rd. 1934.

Sir.-

In reference your letter No.22116-ICP of June 16/34 re repurchase of Peigan station grounds from the Canadian Pacific Railway Company - I beg to enclose herewith a Resolution signed by the Chief and Headmen of the Band to purchase back from the C.P.R the 84.5 acres at Peigan Siding at a price of $4.00 per acre, being the original price paid by the Company. Am also enclosing the map as requested.

I had some difficulty in getting the indians to agree to repurchase this land and they only wanted to pay $2.00 per acre but I thought if they paid back the original purchase price the C.P.R. should be satisfied and would recommend this be done.

The indians still would like a copy of the original agreement of sale of the Right of Way and Station grounds to the C.P.R. and I would like to have a copy of the Map fpr our files.

I have the honour to be,

Sir,

Your obedient servant,

H.C. Lancaster

H.C. Lancaster.
Indian Agent.

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CP

Ottawa, 10th July 1934

Sir,- Your ref. No. 72 CNP

With further reference to your letter of the 10th May last relating to the area in the Peigan Station grounds which your Company no longer requires, I have to advise you that the Council of the band has passed a resolution requesting the Department to purchase this land with their funds for the sum of $338.00. If this price is acceptable to your Company, His Excellency the Governor General in Council will be requested for authority to complete the purchase.

Your obedient servant,

(A.F. MacKenzie)
Secretary

P. McPherson Esq.,
Right of Way & Tax Agent,
Canadian Pacific Railway Company,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

C.P.R. 22116-C.P.R Rent

(Pipe line to Old Man River)

BANK RECEIPT No. 357

Amt. $1.00 chq

Date 19

DEPT. OF INDIAN AFFAIRS
AUG 1 1934
RECORDS

Entered Journal No. 27 Folio 377 for

Dept. Receipt No. 56641

Vol. 35; Vol. III Sundry Leases

Entd HGR

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

C.P.R. 22116-C.P.R Rent

(Pipe line to Old Man River)

BANK RECEIPT No. 357

Amt. $1.00 chq

Date 19

DEPT. OF INDIAN AFFAIRS
AUG 1 1934
RECORDS

Entered Journal No. 27 Folio 377 Jrs

Dept. Receipt No. 56641

Fol. 35, Vol. III Sundry Leases

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CP

Ottawa, 31st August 1934

Sir,- Your ref. No. 72 CNP

May I direct your attention to departmental letter of the 10th ultimo and request that you inform me if the price offered is satisfactory to your Company?

Your obedient servant,

(Thos. McGookin)
Acting Secretary.

P. McPherson Esq.,
Right of Way & Tax Agent,
Canadian Pacific Railway Co.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN PACIFIC RAILWAY COMPANY
OFFICE OF THE RIGHT OF WAY AND LEASE AGENT
WESTERN LINES

P. McPHERSON,
RIGHT OF WAY AND TAX AGENT
WINNIPEG

C. W. McBAIN,
INDUSTRIAL RIGHT OF WAY AND LEASE AGENT
VANCOUVER

WINNIPEG, MAN. September 4th, 1934.

IN YOUR REPLY REFER TO NO.
17 C.N.P.

DEPT. OF INDIAN AFFAIRS
SEP 7 1934
RECORDS

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS
SEP 8 1934
SURVEYS

Dear Sir, Your file No. 22116-1 C.P.

I am in receipt of your letter of 31st August.

Mr. McPherson is at present down East on business and will return at the end of this week when the matter will be immediately brought to his attention.

Yours truly,

McPherson

EAB:MS Right of Way and Tax Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

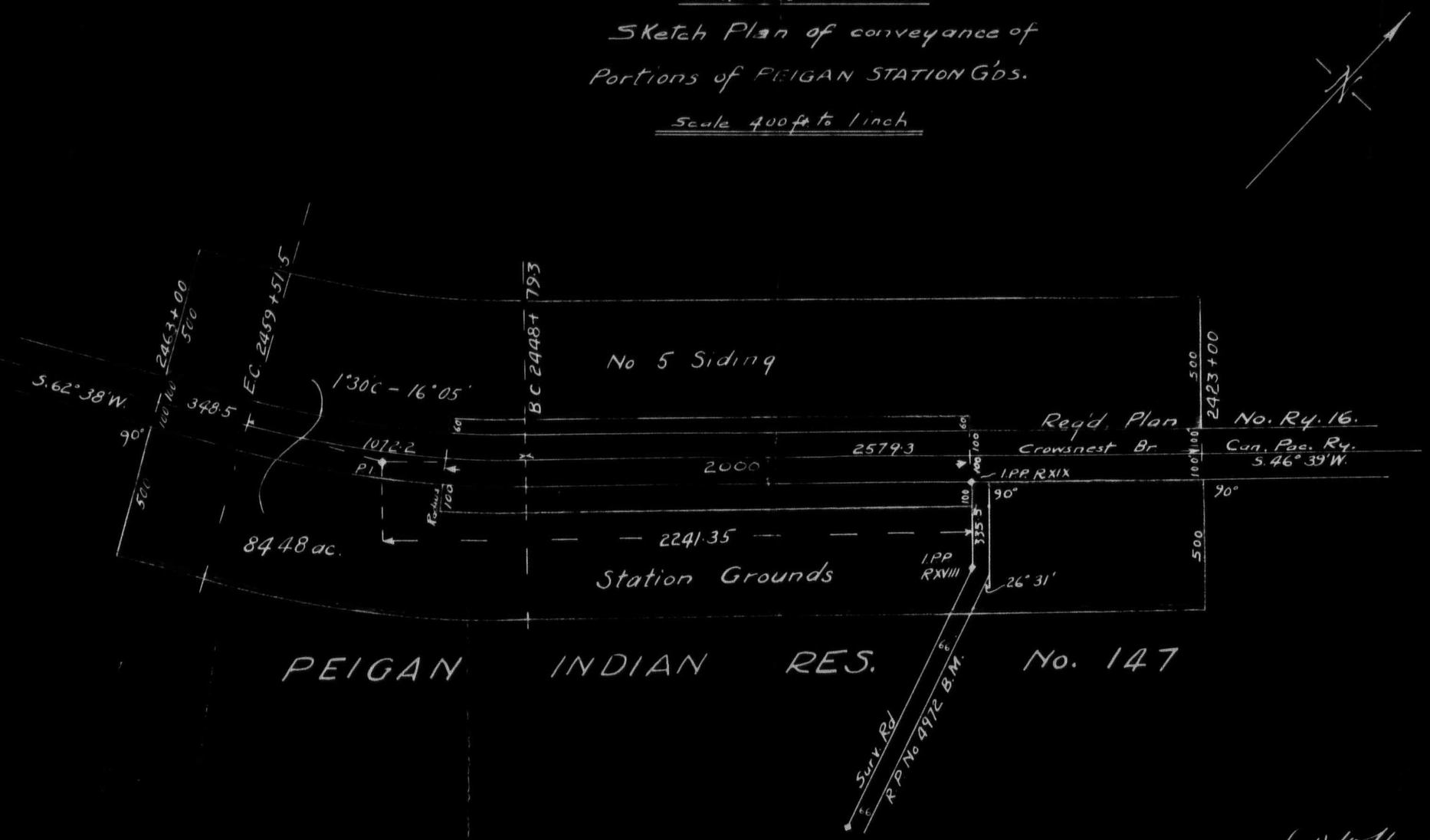
Canadian Pacific Railway

Crowsnest Subdivision

Sketch Plan of conveyance of

Portions of PEIGAN STATION G'ds.

Scale 400 ft to 1 inch



Winnipeg Man.
July 24 1934

(sd) W Humphreys.
D.L.S.

Traced by G.R.
Checked by J.Y.

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CPR

(COPY)
R/W File 72-CNP

PARTS OF PEIGAN STATION GROUNDS BEING TRANSFERRED TO DEPARTMENT OF INDIAN AFFAIRS.

All and singular the lands taken in the Peigan Indian Reserve No. 147, for station grounds at Siding No. 5 of the Crow's Nest Branch of the Canadian Pacific Railway, as shown on a plan of part of said railway signed by R. J. Jephson, Dominion Land Surveyor, and dated 13th December, 1897, of record in the Department of Indian Affairs, a copy thereof being filed in the Land Titles Office for the South Alberta Land Registration District as No. RY-16; save and except those portions thereof lying between the Northerly limit of land taken for right of way of said Railway and a line drawn parallel therewith and distant perpendicularly Sixty (60) feet Northerly therefrom, and between the Southerly limit of said land taken for right of way and a line drawn parallel therewith and distant perpendicularly One hundred (100) feet Southerly therefrom, which lie between the Westerly limit of New Road, Course R-XVIII - R-XIX, and its production Northerly, and a line drawn radial to the centre line of said railway through a point therein, distant Westerly thereon, Two thousand (2,000) feet from the production of said road limit; as said new road is shown on a plan thereof of record in said Land Titles Office as Number 4972-EM; the lands herein described containing Eighty-four and Forty-eight one-hundredths (84.48) acres more or less.

(SGD) W. HUMPHREYS
Dominion Land Surveyor.

WH:MS
July 23, 1934.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 C.P.R.

CANADIAN PACIFIC RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND LEASE AGENT
WESTERN LINES

P. McPHERSON,
RIGHT OF WAY AND LEASE AGENT
WINNIPEG

C. W. McBAIN,
INDUSTRIAL RIGHT OF WAY AND LEASE AGENT
VANCOUVER

WINNIPEG, MAN. September 24, 1934.

IN YOUR REPLY REFER TO NO. 72-CNP

DEPT. OF INDIAN AFFAIRS
SEP 27 1934
SURVEYS

DEPT. OF INDIAN AFFAIRS
SEP 27 1934

Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir, Your file 22116-1 C.P.

Referring to your favor of the 10th of July last offering $338.00 for about 84.48 acres in the Peigan Indian Reserve, being part of the land secured at Peigan station grounds. I beg to say that the Company will accept your offer of this amount, provided a special survey is not required.

I enclose herewith a draft description, furnished by our Surveyor, which, I think, should go through the Land Titles Office, without the necessity of a plan of survey, but if a survey should be necessary we would have to ask your Department to bear the cost of the survey.

We will be at considerable expense in moving the fence, but this will be done by the Company, provided you undertake to bear the cost of survey, if necessary.

It might be advisable if you would submit the enclosed draft description to the Registrar for his approval.

I also enclose a print of a sketch plan signed by Mr. W. Humphreys, D.L.S., illustrating the description, but which is not from an actual survey on the ground.

Yours truly,

P McPherson

Right of Way and Tax Agent.

PM:MS
ENC.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 C P R

Ottawa, 9th October 1934

Sir,-

This Department issued a patent to the Canddian Pacific Railway for 543.5 acres for right of way and station grounds in the Peigan Indian reserve, as per plan recorded with you as No.Ry-16. The Railway Company is now prepared to transfer to this Department 84.48 acres at Siding No.5, which is shown on that plan. The Company proposes to transfer these lands according to the following description,-

All and singular the lands taken in the Peigan Indian Reserve No.147 for station grounds at Siding No.5 of the Crow's Nest Branch of the Canadian Pacific Railway as shown on a plan of part of said railway, signed by R.J.Jephson, Dominion Land Surveyor, and dated 13th December 1897, of record in the Department of Indian Affairs, a copy thereof being filed in the Land Titles Office for the South Alberta Land Registration District as No.Ry-16; save and except those portions thereof lying between the northerly limit of land taken for right of way of said railway and a line drawn parallel therewith and distant perpendicularly Sixty feet northerly therefrom, and between the southerly limit of said land taken for right of way and a line drawn parallel therewith and distant perpendicularly One hundred feet southerly therefrom, which lie between the westerly limit of New Road, Course R-XVIII-R-XIX, and its production northerly and a line drawn radial to the centre line of said railway through a point therein, distant westerly thereon two thousand feet from the production of said road limit, as said new road is shown on a plan thereof of record in said Land Titles Office as number 4972-BM; the lands herein described containing eighty-four and forty-eight one hundredths acres, more or less.

Wilford Forbes Esq.,
Registrar,
Southern Alberta L.T.District
Calgary, Alberta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Please advise if this will be acceptable for registration in your office. A blueprint showing the land to be transferred is enclosed.

Your obedient servant,

Secretary.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1C.P.

South Alberta Land Registration District

LAND TITLES OFFICE

CALGARY, ALBERTA.

ADDRESS YOUR REPLY TO
THE REGISTRAR
LAND TITLES OFFICE
CALGARY, ALBERTA

DEPT. OF INDIAN AFFAIRS
OCT 20 1934

October 16th 1934.

Surveys

DEPT. OF INDIAN AFFAIRS
OCT 22 1934
SURVEYS

Dear Sir:

File 22116-1-C.P.R.

I have for acknowledgment yours of the 9th. instant, in connection with transfer from the Canadian Pacific Railway Company to the Crown of part of the Company's Station Grounds at No 5 Siding on the Peigan Indian Reserve.

The description contained in your letter will be satisfactory for the purpose of such transfer and issue to the Crown of a Certificate of Title for the said lands.

On February 13th. 1931 Order-in-Council, P.C.300 was passed transferring to the Province 27.15 acres for roadway as shown on Plan 11804-(P.W.D. No) 4972-B.M. (L.T.O.No) but on checking the two plans I find that the area in the Order-in-Council includes 0.78 of an acre lying within the Station Grounds. This area will be cancelled from the Certificate of Title which will issue to the Crown for the revested lands.

Yours truly,

Willard Forbes

Registrar.

JCG.
A.F.MacKenzie, Esq.,
Secretary
Department of Indian Affairs,
Ottawa, Ontario.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Ottawa, 24th October 1934

22116-1 CPR

His Excellency

The Governor General in Council.

The undersigned has the honour to report that pursuant to a resolution passed by the Peigan band of Indians, in the Peigan Indian Agency, in the Province of Alberta, the Indian Agent for the said Agency has recommended that the sum of $338.00 be expended from their Capital funds for the purpose of repurchasing 84.48 acres of station grounds, Siding No.5, from the Canadian Pacific Railway Company, which land may be described as follows,-

> All and singular the lands taken in the Peigan Indian reserve No.147 for station grounds at Siding No.5 of the Crow's Nest Branch of the Canadian Pacific Railway, as shown on a plan of part of said railway, signed by R.J.Jephson, Dominion Land Surveyor, and dated 13th December 1897, of record in the Department of Indian Affairs, a copy thereof being filed in the Land Titles Office for the South Alberta Land Registration District as No.RY-16; save and except those portions thereof lying between the northerly limit of land taken for right of way of said railway and a line drawn parallel therewith and distant perpendicularly sixty feet northerly therefrom, and between the southerly limit of said land taken for right of way and a line drawn parallel therewith and distant perpendicularly One hundred feet southerly therefrom, which lie between the westerly limit of New Road, Course R-XVIII-R-XIX, and its production northerly and a line drawn radial to the centre line of said railway through a point therein, distant westerly thereon two thousand feet from the production of said road limit, as said new road is shown on a plan thereof of record in said Land Titles Office as number 4072-BM; the lands herein described containing eighty four and forty-eight one hundredths acres, more or less.

As this proposal is considered to be in the interest of the Indians of the said band, the undersigned has the honour to recommend that authority be granted for the expenditure of the said sum of $338.00 from the Capital funds of the said band which now amount to $73,907.34 for the above mentioned purpose, pursuant to Sec.93 of the Indian Act.

O.C. Nov 9/34

Superintendent General
of Indian Affairs.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1CPR

October 24th 1934

Memorandum

The Honourable the Superintendent General.

The purchase from the Canadian Pacific Railway Company of the 84.48 acres of land, for which authority is requested in the attached Memorandum to Council, is considered advisable in order to ensure that these lands, which are entirely surrounded by the Peigan Indian reserve, will not be sold by the railway company to private individuals, as it is considered that an undesirable situation might arise if such disposition was made of the lands.

The Indians themselves are desirous of regaining possession and have requested that their funds be utilized for this purpose.

A white print is attached on which the parcels to be purchased have been indicated in red.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

24th October 34

To authorize the payment of $338.00 from the Capital funds of the Peigan band of Indians, in the Province of Alberta, to the Canadian Pacific Railway Company for 84.48 acres of land, which was sold out of the Peigan Indian reserve to that Railway Company for station grounds and is not now required by the Company.
The band passed a resolution dated the 28th June 1934 requesting that the sum of $338.00 be paid out of the money standing to the credit of the band for the purpose of repurchasing these lands. The price to be paid is the same as that received by the band from the Company for these lands in 1898. The Indian reserve surrounds the land now being purchased.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

C.T. 17A
10M—29-6-33

REQUISITION FOR CHEQUE

TO BE USED FOR ADVANCES OR AUTHORIZED PAYMENTS FOR WHICH THERE ARE NO ACCOUNTS

DEPT. NO.
FYLE NO.
TREAS. NO.

DEPARTMENT: f Indian Affairs

BRANCH: Surveys DATE: November 28th 1934

APPLICATION IS HEREBY MADE FOR THE ISSUE OF THE FOLLOWING CHEQUE OR CHEQUES:—

CHEQUE NO.	IN FAVOUR OF	AMOUNT	
	Canadian Pacific Railway re-purchase of 84.8 acres of land from Canadian Pacific Railway for Peigan Indians.	338	00

AUDITED FOR PAYMENT
NOV 30 1934
ACCOUNTS BRANCH
DEPT. INDIAN AFFAIRS

STATE BELOW, WITH DETAILS IN EVERY CASE, WHETHER (a) STANDING ADVANCE, (b) ADVANCE FOR SPECIFIC JOURNEY—ESTIMATING NUMBER OF DAYS, (c) OTHER ACCOUNTABLE ADVANCE, OR (d) AUTHORIZED PAYMENT.

Payment authorized, Order in Council, P.C. 22/2936, 19th Nov. 1934

CHARGE TO
VOTE 9.4.2.10 Cap
ENC. NO.
ALLOTMENT
SUB-ALLOTMENT

I CERTIFY, THAT THIS APPLICATION IS MADE UNDER THE REQUISITE AUTHORITY, AND THAT THE EXPENDITURE IS NECESSARY IN THE INTERESTS OF THE PUBLIC SERVICE.

authorized original signed "AR Robertson"
HEAD OF BRANCH

sgd "Harold W. McGill"
DEPUTY HEAD

TREASURY OFFICE APPROVAL

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CP

EX'D

Ottawa, 28th November 1934

Sir,- Your ref.No.72-CNP

In accordance with your letter of the 24th September last, there is being forwarded you under separate cover departmental cheque for $338.00, in payment for land set forth in the description accompanying your letter. A copy of that description was forwarded to the Registrar of the Southern Alberta Land Registration District, and I am enclosing for your information a copy of his reply.

I shall be pleased if you will take the necessary steps to have the lands transferred to the Crown as represented by the Superintendent General of Indian Affairs, and certificate of title forwarded to this Department.

Your obedient servant,

(A.F.MacKenzie)
Secretary.

P.McPherson Esq.,
Right of Way & Tax Agent,
Canadian Pacific Railway,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 C.P.

CANADIAN PACIFIC RAILWAY COMPANY
OFFICE OF THE RIGHT OF WAY AND LEASE AGENT
WESTERN LINES

P. McPHERSON,
RIGHT OF WAY AND TAX AGENT

C. W. McBAIN,
INDUSTRIAL RIGHT OF WAY AND LEASE AGENT
VANCOUVER

WINNIPEG, MAN.

December 14, 1934.

IN YOUR REPLY REFER TO NO.
72-CNP

DEPT. OF INDIAN AFFAIRS
DEC 18 1934
SURVEYS

DEC 17 1934
RECORDS

A. F. MacKenzie, Esq.,
Secretary, Department of Indian Affairs,
Ottawa, Ont.

Dear Sir, Your file 22116-1 C.P.

Referring to your letter of November 28th.

I beg to send you herewith a conveyance duly executed by the C.P.R. Company, in favor of His Majesty the King as represented by the Department of Indian Affairs, covering land sold in the Peigan Indian Reserve - consideration $338.00 has been received.

I also beg to say that I have deposited our Certificate of Title in the Land Registry Office at Calgary.

I trust you will arrange registration at an early date so that our title may be returned.

Yours truly,
P McPherson
Right of Way and Tax Agent.

PM:MS
ENC.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CP

Ottawa, 19th December 1934

Sir,-

With reference to your letter of the 3rd July last, I have to advise you that the Department has now secured conveyance from the Canadian Pacific Railway of the 84.48 acres within the station grounds of the Canadian Pacific Railway, as indicated on the enclosed blueprint.

B.P. 7 Tracy 2568 Sent

Your obedient servant,

(A.F.MacKenzie)
Secretary

H.C.Lancaster Esq.,
Indian Agent,
Brocket, Alberta.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Reply (2 letters)

22116-1 CPR

Ottawa, 19th December 1934

Sir,-

I am enclosing Conveyance from the Canadian Pacific Railway Company to the Crown as represented by this Department for a parcel of land within the limits of the Peigan Indian reserve No.147. I shall be obliged if you will register this document and supply the Department with Certificate of Indefeasible Title in the name of the Crown, as represented by the Superintendent General of Indian Affairs.

The purchase price of this property, on which there are no improvements, amounts to $350.00. On receipt of the Certificate of Title and a statement of your fee, departmental cheque will be promptly forwarded.

Your obedient servant,

A. F. MacKenzie

(A.F.MacKenzie)
Secretary

Wilford Forbes Esq.,
Registrar,
Land Titles Office,
South Alberta Land Registration District,
Calgary, Alberta.

over

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 C.P.R.

COPY

SOUTH ALBERTA LAND REGISTRATION DISTRICT

Land Titles Office

Calgary, Alberta

Jan. 5th, 1935.

Dear Sir:

File 22116-1-CP.

Replying to your letter of the 19th ult., I enclose herewith D.C.T. 49 K-51.

Fees $4.75 which kindly forward.

Yours truly,

Sgd. Wilfred Forbes.

Registrar.

original sent to auditor. initials 9/1/35. Entd No. 1252

The Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

C.T. 12
15M—24-1-

REQUISITION FOR CHEQUE

TO BE USED FOR ADVANCES OR AUTHORIZED PAYMENTS FOR WHICH THERE ARE NO ACCOUNTS

DEPT. NO.
FYLE NO.
TREAS. NO.

DEPARTMENT of Indian Affairs

BRANCH Surveys DATE January 9th 1935

APPLICATION IS HEREBY MADE FOR THE ISSUE OF THE FOLLOWING CHEQUE OR CHEQUES:—

CHEQUE No.	IN FAVOUR OF	AMOUNT
	The Registrar South Alberta Land Registration District Calgary, Alberta.	4 75

(3)

AUDITED FOR PAYMENT
JAN 11 1935
ACCOUNTS BRANCH
DEPT. INDIAN AFFAIRS

STATE BELOW WITH DETAILS IN EVERY CASE, WHETHER (a) STANDING ADVANCE, (b) ADVANCE FOR SPECIFIC JOURNEY—ESTIMATING NUMBER OF DAYS, (c) OTHER ACCOUNTABLE ADVANCE, OR (d) AUTHORIZED PAYMENT

Payment authorized, letter 19th Dec. 1935

CHARGE TO
VOTE ENC. No. 2498
ALLOTMENT
SUB-ALLOTMENT

I CERTIFY THAT THIS APPLICATION IS MADE UNDER THE REQUISITE AUTHORITY, AND THAT THE EXPENDITURE IS NECESSARY IN THE INTERESTS OF THE PUBLIC SERVICE.

HEAD OF BRANCH

TREASURY OFFICE APPROVAL

DEPUTY HEAD

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

1 [illegible]

2. Accountant

3. Surveys

4 [illegible]

To record duplicate Certificate of title hereunder.

JAN 18 1935
INDIAN AFFAIRS

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

~~1906-09~~ Can. Pacific Railway Co.

~~Rental of~~ Rent of pipeline to Old Man River.

~~Acct. of~~

BANK RECEIPT No.

Brocket Station Water Supply.

~~$116 C.P.R~~

Amt. $1 00 Chg.

EX'D.

Rental

Entered B

Key Reversed B

Date AUG 7 1936 ~~1919~~

Representative of RECEIVED INDIAN AFFAIRS

Entered Journal No. Folio 12

~~Effect~~ 210

Dept. Receipt No. 1500

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22154-99-6.P.

BANK RECEIPT No.

DEPT. OF INDIAN AFFAIRS
AUG 13 1935
RECORDS

Amt. 1.00

Entry Reversed

Date AUG 6 1935 19

C.P. Rly Co.

Entered Journal No. Folio 84

Rent of Pipe Line to Old Man River in connection with Brocket Indian Water Supply

Dept. Receipt No. 792

for year beginning Aug 1. 1935

Folio 35 Vol III Entry Leases

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY

22116-1 C.P.R.

Treasury

EX'D.

LANDS, PARKS AND FORESTS BRANCH
Land Registry
AUG 11 1937
RECORDS
Dept. of Mines and Resources

Canadian Pacific Railway Company

to Receiver General of Canada,
c/O Dept. of Mines and Resources,
Ottawa, Ont.

R

August 7	For rent of pipeline [redacted] River in connection with Brocket Station Water Supply for year beginning August 1,1937:	$1.00

Department of Mines & Resources
Indian Affairs Branch
AUG 13 1937
RECORDS

ACCOUNTS BRANCH
Cash No. 4283
AUG 7 1937
Received $ 1.00
Nature V. Lagrue
Cashier.

Reg Bc.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY FOR
FILE No.

REV. FORM 428.

R

DEPARTMENT OF MINES AND RESOURCES
CANADA

File 694989

Treasury Office

OTTAWA Novr. 17th. 1937

SIR,

I beg to enclose herewith Cheque No. 43638

in your favour for $ 1.00

being refund of ~~refund~~ amount remitted by C.P.R.Co. for rent of pipe line to Oldman River near Brocket Station.

Yours truly,

E.A.Sawyer

Representative of the Treasury.

Indian Affairs Branch,
Dept.of Mines and Resources
Ottawa,

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1

Peigan

BANK RECEIPT No. .....

EX'D.

R

Amt. 1 00/100 only

Acct. #11.

Entered

Date ..... 19 .....

Department of Mines, Indian Affairs Branch, NOV 18 RECORDS

Entered Journal No. ..... Folio 158

Received

Acct. No. ..... Dept. Receipt No. 2781

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Aug 1st, Canadian Pacific Railway Co. 22116-1

BANK RECEIPT No. Montreal

Peigan

Rent of pipe line to Old Man River.

Amt. $1 — chg

Acct. 11.

re Brocket station Water supply

Entered 6.8.38

Date 19

for year beginning Aug 1/38.

Entered Journal No. Folio 94

Miss Dawson

210

Mr. McCrimmon

Dept. Receipt No. 333

Representative of the Treasury RECEIVED AUG 3 1938 INDIAN AFFAIRS

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY FOR FILE

PLEASE ADDRESS REPLY
CHIEF TREASURY OFFICER

FILE No. 22116-1
ACCOUNT No. 11

INDIAN AFFAIRS BRANCH

DEPARTMENT OF MINES AND RESOURCES

EXD

OTTAWA, CANADA.
July 24, 1939.

Name Canadian Pacific Railway.

Address Winnipeg, Man.

This is to notify you that a payment will fall due on Aug. 1st. 1939.
in connection with your Lease on Peigan Reserve.

1. Amount $ 1.00
2. Arrears $
3. Total $ 1.00

PLEASE PARTICULARLY NOTE THE FOLLOWING:

1. SEND YOUR REMITTANCE TO, CHIEF TREASURY OFFICER, INDIAN AFFAIRS BRANCH, DEPARTMENT OF MINES AND RESOURCES, OTTAWA, CANADA, OR MAKE YOUR PAYMENT TO THE NEAREST INDIAN AGENT.
2. Obtain a Receipt on the Department's Official Receipt Form.
3. Any Bank will sell you a Receiver General Draft without charge for exchange.
4. Please return this Notice with your Remittance.

MAKE YOUR REMITTANCES PAYABLE TO THE RECEIVER GENERAL.

C.T. 194
1M—7-12-38

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN PACIFIC RAILWAY Co.,

Montreal.

Aug. 1. For rent of pipeline to Old Man River in connection with Brockett Station water supply, for year beginning August 1st. 1939.....1.00

TREASURY OFFICE
Lands, Parks & Forests Branch
Cash No. 4
AUG 3 1939
Received $ 1.00
Nature cheque
W. Hutton Cashier.

Indian Affairs

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1

Peigan Agy. - Acct. 11

BANK RECEIPT No.

Amt. $1 00

Peigan Acct

Date AUG 4 1939 19

Entered Journal No.

Folio 110

Dept. Receipt No. 1427

210

Department of Mines & Resources
Indian Affairs Branch.
AUG 18 1939
REGISTERED

Representative of the
RECEIVED
INDIAN AFFAIRS

EXD. A.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPARTMENT OF MINES AND RESOURCES
LANDS, PARKS AND FORESTS BRANCH

1238

THE SUM OF ONE DOLLAR
IN PAYMENT OF RENT OF PIPELINE TO OLD MAN RIVER
RE BROCKETT STATION WATER SUPPLY FOR YEAR
BEGINNING AUG 1ST 1939

DATE	NAME AND ADDRESS	CODE	AMOUNT
AUG 3 39	CANADIAN PACIFIC RY CO	SUS	1 00
CASH NO. 934	MONTREAL QUE		
FILE NO.			

E A SAWYER

CHIEF TREASURY OFFICER

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPARTMENT OF MINES AND RESOURCES
LANDS, PARKS AND FORESTS BRANCH

1238

THE SUM OF ONE DOLLAR

IN PAYMENT OF RENT OF PIPELINE TO OLD MAN RIVER
DE BURGERETT STATION WATER SUPPLY FOR YEAR
BEGINNING APR 1ST 1939

DATE	NAME AND ADDRESS	CODE	AMOUNT
APR 3 39	CANADIAN PACIFIC RY CO	505	1 00
CASH NO.			
934	MONTREAL, QUE		
FILE NO.			

E A SAWYER

CHIEF TREASURY OFFICER

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY FOR FILE

PLEASE ADDRESS REPLY
CHIEF TREASURY OFFICER

FILE No. 22116-1
ACCOUNT No. 11

INDIAN AFFAIRS BRANCH

DEPARTMENT OF MINES AND RESOURCES

OTTAWA, CANADA.

July 25, 1940.

Name Canadian Pacific Railway.

Address Winnipeg, Man.

This is to notify you that a payment will fall due on Aug. 1st, 1940, in connection with your Lease on Peigan Reserve.

1. Amount $ 1.00
2. Arrears $
3. Total $ 1.00

EX'D. G

PLEASE PARTICULARLY NOTE THE FOLLOWING:

1. SEND YOUR REMITTANCE TO, CHIEF TREASURY OFFICER, INDIAN AFFAIRS BRANCH, DEPARTMENT OF MINES AND RESOURCES, OTTAWA, CANADA, OR MAKE YOUR PAYMENT TO THE NEAREST INDIAN AGENT.
2. Obtain a Receipt on the Department's Official Receipt Form.
3. Any Bank will sell you a Receiver General Draft without charge for exchange.
4. Please return this Notice with your Remittance.

MAKE YOUR REMITTANCES PAYABLE TO THE RECEIVER GENERAL.

C.T. 194
1M—7-12-39

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1

CANADIAN PACIFIC RAILWAY COMPANY
OFFICE OF THE RIGHT OF WAY AND LEASE AGENT
WESTERN LINES

P. McPHERSON,
RIGHT OF WAY [redacted]AX AGENT
WINNI[redacted]

WINNIPEG, MAN. August 2nd, 1940.

Revenue
Kenora

IN YOUR REPLY REFER TO NO
72 C.N.P.

Department of Mines & Resources
Indian Affairs Branch
AUG 9 1940
REGISTERED

Indian Affairs Branch,
Department of Mines and Resources,
Ottawa, Ont.

Dear Sirs;

Your file No. 22116-1
Account No. 11.

I am in receipt of account from your Office dated 25th July, 1940, $1.00, for payment due August 1st, 1940, in connection with Lease on Peigan Reserve.

I regret that I am unable to identify this lease and shall be glad if you can give me some further details concerning same.

Yours truly,

P McPherson

CE

Right of Way and Tax Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1

Account 11

Ottawa, August 12, 1940.

EXD.

Dear Sir:

Re - Land for Pipeline at Brocket Station.

In reply to your letter of August 2, 1940, Reference File 72 C.N.P., we wish to advise that in accordance with our billing of August 1st, covering rent of pipeline to Old Man River, a remittance of $1.00, covering the above, has been received from your office at Montreal.

Yours truly,

L. W. McCutcheon,
Chief Treasury Officer.

P. McPherson, Esq.,
Right of Way & Tax Agent,
Canadian Pacific Railway,
Winnipeg, Man.

D/N

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Canadian Pacific Railway Co.....1.00
Montreal.

Rent Pipe Line to Old Man River in connection with Brocket Station water supply for year beginning August 1st. 1940.

Department of Mines & Indian Affairs Library
AUG 30 1940
REGISTERED

TREASURY OFFICE
Lands, Parks & Forests Branch.
Cash No. 1041
AUG 2 1940
Received $ 1.00
Nature cheque
W. Hutton Cashier.

Representative of the Treasury
RECEIVED
AUG 3 1940
INDIAN AFFAIRS

Indian Affairs

Representative of the Treasury
RECEIVED
AUG 3 1940
INDIAN AFFAIRS.

Rec. mailed to C.P.R. Montreal. A.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPARTMENT OF MINES AND RESOURCES
LANDS, PARKS AND FORESTS BRANCH

5622

RECEIVED THE SUM OF ONE DOLLAR

IN PAYMENT OF RENT PIPE LINE TO OLD MAN RIVER IN CONNECTION WITH BROCKET STATION WATER SUPPLY

DATE	NAME AND ADDRESS	CODE	AMOUNT
AUG 2 40	CANADIAN PACIFIC RAILWAY	--SUS	1 00
CASH NO. 1041	MONTREAL P Q		
FILE NO.			

E A SAWYER

CHIEF TREASURY OFFICER

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPARTMENT OF MINES AND RESOURCES
LANDS, PARKS AND FORESTS BRANCH

5622

RECEIVED THE SUM OF ONE DOLLAR

IN PAYMENT OF RENT PIPE LINE TO OLD MAN RIVER IN CONNECTION WITH BROCKET STATION WATER SUPPLY

DATE	NAME AND ADDRESS	CODE	AMOUNT
AUG 2 40	CANADIAN PACIFIC RAILWAY	-SUS	1 00
CASH NO. 1043	MONTREAL P Q		
FILE NO.			

E A SAWYER

CHIEF TREASURY OFFICER

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPARTMENT OF MINES AND RESOURCES
LANDS, PARKS AND FORESTS BRANCH

5622

RECEIVED THE SUM OF ONE DOLLAR

IN PAYMENT OF RENT PIPE LINE TO OLD MAN RIVER IN CONNECTION WITH BROCKET STATION WATER SUPPLY

Int Fee

DATE	NAME AND ADDRESS	CODE	AMOUNT
AUG 2 40	CANADIAN PACIFIC RAILWAY	SUS	1 00
CASH NO. 1041	MONTREAL P Q		
FILE NO.			

Department of Mines and Resources
AUG 2 1940
REGISTERED

E A SAWYER

CHIEF TREASURY OFFICER

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1

Peigan

BANK RECEIPT No. .....

Department of Mines & Resources
Indian Affairs Branch
AUG 30 1940
REGISTERED

Amt. $1 00 chg

Acct. 11.

Entered 12.8.40 D.

Date ..... 19 .....

Representative of the Treasury
RECEIVED
AUG 3 1940
INDIAN AFFAIRS

Entered Journal No. ..... Folio 118

Treasury Revenue

Dept. Receipt No. 25 01

EXD. G.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116 1 CPR

REFER TO FILE NO.

10433

GOVERNMENT OF THE PROVINCE OF ALBERTA
DEPARTMENT OF MUNICIPAL AFFAIRS

OFFICE OF THE DEPUTY MINISTER.

EDMONTON, ALBERTA

Reserves

Department of Mines & Resources
Indian Affairs Branch
SEP 12 1940
REGISTERED

September 6,1940.

Dear Sirs:

RE: FR. N.½ of 8-7-28-4.

On the Crow's Nest Branch of the C. P. R.,Sixth Siding, is located the Brocket Station Grounds, being part of the Peigan Indian Reserve, No.147. Apparently certain buildings have been erected on the right-of-way both north and south of the track. The area outside of the right-of-way and station grounds appears to have been subdivided and is shown on a registered plan at the Land Titles Office for Southern Alberta as Blocks "A" "B" "C" and "D".

I would be glad if you would give me any information you can as to whether any sales or leases have been made on the Blocks referred to. According to my information, on Block "D" there are two dwelling houses with certain out-buildings, and a store, together with a garage and shed; an ice-house and one visible gas pump.

The Province is giving certain services in the way of school facilities, and so on, to people located on the above described properties, and it would seem necessary and advisable that at least a portion of the areas referred to be brought in to the adjacent Municipal District.

I would be glad, therefore, if you would advise me in some detail as to the nature of the lease or disposal of any of the properties referred to by your Department.

Yours very truly,

Department of Indian Affairs,
Ottawa, Canada.

Boutter
DEPUTY MINISTER.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 C.P.R.

September 14, 1940.

268193

MEMORANDUM:

Mr. F. H. Peters,
Surveyor General.

I send you herewith branch file 22116-1 C.P.R. and would direct your attention to letter hereunder, dated September 6th, from the Deputy Minister of the Department of Municipal Affairs, Edmonton, in which inquiry is made concerning lands in the immediate vicinity of the railroad station at Brocket in the Province of Alberta.

If the necessary information is available in your Branch, a draft reply would be appreciated.

T. R. L. MacInnes,
Secretary.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN PACIFIC RAILWAY
(CROWS NEST BRANCH)
BROCKET STATION GROUNDS
part of the PEIGAN INDIAN RESERVE No. 147

ALBERTA

PLAN SHEWING PORTIONS THEREOF (BLOCKS A.B.C.&D.)
to be re-conveyed to the DEPT. OF INDIAN AFFAIRS

SCALE - 200 FT = 1 IN

Standard Iron Bars. 3 ft. long, are placed at all points indicated.

Vice-President

Chief Engineer

I, Charles Howarth, of the City of Winnipeg in the province of Manitoba, Draftsman make oath and say that I was personally present and did see Francis A. Wilkin named in the within instrument who is personally known to me to be the person named therein duly sign and execute the same for the purpose named therein. That the same was executed at the City of Winnipeg in the province of Manitoba and that I am subscribing witness thereto. That I know the said Francis A. Wilkin and that he is in my belief the full age of twenty one years.

Sworn before me at the City of Winnipeg, in the province of Manitoba this 24th day of July 1914

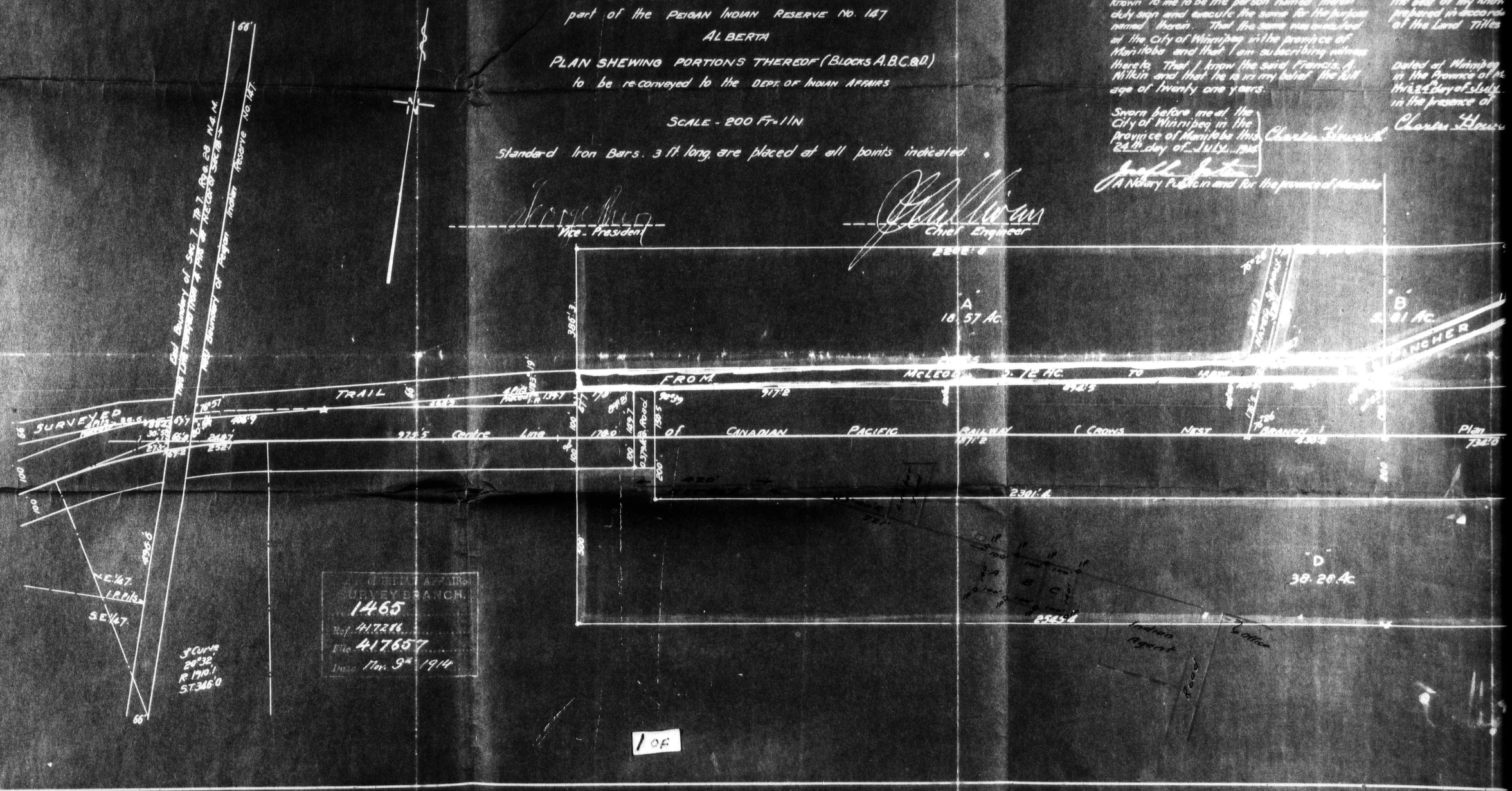
Charles Howarth

A Notary Public in and for the province of Manitoba

I, Francis A. Wilkin, in the Province of M... Surveyor do solemnly ... represented by this ... and that the said pl... the best of my know... prepared in accorda... of the Land Titles

Dated at Winnipeg in the Province of M... this 24 day of July ... in the presence of

Charles Howa...



1 OF

CANADIAN PACIFIC RAILWAY
(CROWS NEST BRANCH)

BROCKET STATION GROUNDS

part of the PEIGAN INDIAN RESERVE No. 147

ALBERTA

PLAN SHEWING PORTIONS THEREOF (BLOCKS A.B.C.&D.)

to be reconveyed to the DEPT. OF INDIAN AFFAIRS

SCALE - 200 Ft = 1 IN

Standard Iron Bars 3 ft. long are placed at all points indicated.

Pres. President

Chief Engineer

I. Charles Howarth, of the City of Winnipeg in the province of Manitoba, Draftsman make oath and say that I was personally present and did see Francis A. Wilkin named in the within instrument who is personally known to me to be the person named therein duly sign and execute the same for the purpose named therein. That the same was executed at the City of Winnipeg in the province of Manitoba and that I am subscribing witness thereto. That I know the said Francis A. Wilkin and that he is in my belief the full age of twenty one years.

Sworn before me at the City of Winnipeg, in the province of Manitoba this 24th day of July 1914 — Charles Howarth

A Notary Public in and for the province of Manitoba

I. Francis A. Wilkin of the City of Winnipeg in the Province of Manitoba Dominion Land Surveyor do solemnly declare that the Survey represented by this plan has been made by me and that the said plan is correct and true to the best of my knowledge and belief and is prepared in accordance with the provisions of the Land Titles Act.

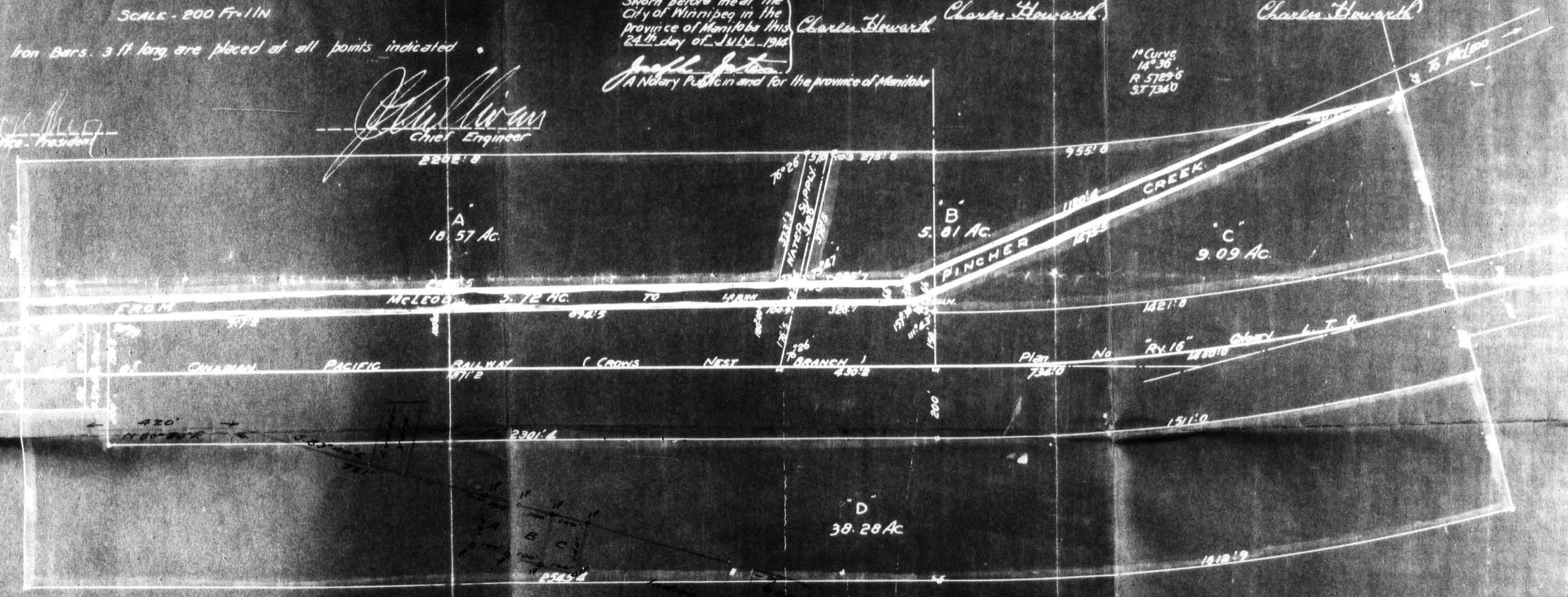
Dated at Winnipeg in the Province of Manitoba this 24 day of July 1914 in the presence of — F. A. Wilkin D.L.S.

Charles Howarth

I. Francis A. Wilkin, of the City of Winnipeg in the Province of Manitoba Alberta Land Surveyor, do solemnly declare that the Survey represented by this plan has been made by me in accordance with the provisions of the Alberta Surveys Act, and that this plan is correct and true to the best of my knowledge and belief and is prepared in accordance with the provisions of the Land Titles Act.

Dated at Winnipeg in the Province of Manitoba this 24 day of July 1914 in the presence of — F. A. Wilkin A.L.S.

Charles Howarth



2 OF 2

R.R. 1465

22116-1 C.P.R.

ADDRESS REPLY TO
HYDROGRAPHIC AND MAP SERVICE

CANADA
DEPARTMENT
OF
MINES AND RESOURCES
SURVEYS AND ENGINEERING BRANCH
Labelle Bldg.

QUOTE FILE 21709.

Department of Mines & Resources
Indian Affairs Branch
OCT 4 1940
REGISTERED

Received

OTTAWA Sept. 28, 1940

Memorandum:

T.R.L. MacInnes, Esq.,
Secretary, Indian Affairs.

This will acknowledge receipt of your memorandum of September 14, your file 22116-1 C.P.R. concerning the enquiry of the Deputy Minister, Department of Education, Edmonton, with regard to sales or leases covering lands in the vicinity of Brockett Station, Peigan Indian Reserve No.147.

Our plan No. R.R.1465 shows Blocks "A", "B", "C" and "D" which were reconveyed to this Department by the Canadian Pacific Railway in 1916, and it is considered that this is a copy of the registered plan referred to in the first paragraph of the Deputy Minister's letter. Three lots, designated "A", "B", and "C" were surveyed in Block "D" in 1920, and are shown on our plan No.1887. Your file 22116-1 C.P.R. indicates that these lots were leased to W.C. Miller and Company, Brockett Trading Company and Alberta Pacific Grain Company, respectively. Plan No. 1887 also indicates that the Indian Agent's residence and office and a lumber yard are located in Block "D".

The information shown on plan No. 1887 has been inserted on blue prints from plan No. R.R.1465, two copies of which are herewith. It is suggested that one of these might be forwarded to the Deputy Minister of Education, and that he be advised in detail of the nature of the leases in accordance with his request.

We have no information with regard to the lumber yard other than that shown on the plan, nor have we any information with regard to the buildings erected in the right of way north of the track as referred to in the Deputy Minister's letter.

Your file 22116-1 C.P.R. is returned herewith.

Encls.

F.H. Peters
F.H. Peters,
Surveyor General, and
Chief, Hydrographic Service.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY FOR FILE

PLEASE ADDRESS REPLY
CHIEF TREASURY OFFICER

FILE No. 22116-1
ACCOUNT No. 11

INDIAN AFFAIRS BRANCH

DEPARTMENT OF MINES AND RESOURCES

EX'D.

OTTAWA, CANADA.

July 30, 1941.

Name Canadian Pacific Railway,

Address Winnipeg, Man.

This is to notify you that a payment will fall due on Aug. 1, 1941, in connection with your Lease on land for pipe line at Brocket Station - Peigan Reserve.

1. Amount $ 1.00
2. Arrears $
3. Total $ 1.00

PLEASE PARTICULARLY NOTE THE FOLLOWING:

1. SEND YOUR REMITTANCE TO, CHIEF TREASURY OFFICER, INDIAN AFFAIRS BRANCH, DEPARTMENT OF MINES AND RESOURCES, OTTAWA, CANADA, OR MAKE YOUR PAYMENT TO THE NEAREST INDIAN AGENT.
2. Obtain a Receipt on the Department's Official Receipt Form.
3. Any Bank will sell you a Receiver General Draft without charge for exchange.
4. Please return this Notice with your Remittance.

MAKE YOUR REMITTANCES PAYABLE TO THE RECEIVER GENERAL.

C.T. 194
1M—7-12-39

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Peigan Canadian Pacific Railway

BANK RECEIPT No. Montreal.

Aug 1/41

Amt $1.00 chg. rental of pipe line to Old Wives River. re Bracket Station

Acct. 11.

Date 19 Water

Entered Journal No. Folio 125

Department of Mines and Resources
Indian Affairs Branch
SEP 9 1941
REGISTERED

Representative of the Treasury
RECEIVED
AUG 7 1941

Entered 1.8.41

Uncertify Remarks

Dept. Receipt No. 3607.

210

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Copy for Indian Agent Webb,
Brocket, Alta.

22116-1

Account 11

Ottawa, September 8, 1941.

E.D.

Gentlemen:

Permit -
Peigan Reserve.

We wish to thank you for your remittance for $1.00 in payment of the instalment of rental due August 1st last, on the above noted permit.

Receipt No. 3607 is enclosed.

Yours truly,

L. W. McCutcheon,
Chief Treasury Officer.

Canadian Pacific Railway,
Montreal, Que.

M/M
MOL.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY FOR FILE

PLEASE ADDRESS REPLY
CHIEF TREASURY OFFICER

FILE NO. 22116-1
ACCOUNT NO. 11

INDIAN AFFAIRS BRANCH

DEPARTMENT OF MINES AND RESOURCES

OTTAWA, CANADA.

July 22, 1942.

Name Canadian Pacific Railway.

Address Winnipeg, Man.

This is to notify you that a payment will fall due on Aug. 1, 1942, in connection with your Lease on land for pipe line at Brocket Station Peigan Reserve.

1. Amount $1.00
2. Arrears $
3. Total $1.00

PLEASE PARTICULARLY NOTE THE FOLLOWING:

1. SEND YOUR REMITTANCE TO, CHIEF TREASURY OFFICER, INDIAN AFFAIRS BRANCH, DEPARTMENT OF MINES AND RESOURCES, OTTAWA, CANADA, OR MAKE YOUR PAYMENT TO THE NEAREST INDIAN AGENT.
2. Obtain a Receipt on the Department's Official Receipt Form.
3. Any Bank will sell you a Receiver General Draft without charge for exchange.
4. Please return this Notice with your Remittance.

MAKE YOUR REMITTANCES PAYABLE TO THE RECEIVER GENERAL.

B. J. 1. 10. 41

C.T. 194
500—24-11-41

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1

Account 11

Ottawa, July 22, 1942.

EXD.

Dear Sir:

Permit -
Canadian Pacific Railway,
Peigan Reserve.

We are enclosing herewith a copy of a statement we have this day forwarded to Canadian Pacific Railway in connection with the instalment of rental due August 1, 1942, on the above noted permit.

Yours truly,

L. W. McCutcheon,
Chief Treasury Officer.

J. T. Faunt, Esq.,
Acting Indian Agent,
Brocket, Alta.

KB/RN
ENCL.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

C.T. 254
5M—5-9-41

File No. 22116-1

Treasury

CREDIT MEMORANDUM

Received

Representative of the Treasurer
RECEIVED
AUG 5 1942
INDIAN AFFAIRS

$1 00 ch

Deposited

Pelgan

Entered in Official Cash Book — Folio 148

Treasury Office Receipt No. 4218

Payer Canadian Pacific Railway

Montreal, Aug 3/4

AUG 20

REGISTERED

Rent of pipe line to Old Man River, re water supply, Brocket station

On account of

Lease c/c 11 No/

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

C.T. 254
5M—5-9-41

File No. 22116-1

Treasury

CREDIT MEMORANDUM

Received

RECEIVED
AUG 5 1942
INDIAN AFFAIRS

$1.00 ch

Deposited

Pergan

Entered in Official Cash Book — Folio 148

Treasury Office Receipt No. #218

Payer Canadian Pacific Railway

Montreal, Aug 3/42 Rent of pipe line to Old Man River, re water supply Brocket station.

AUG 20
REGISTERED

On account of

Lease a/c 11. 210

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Acting
Copy for Indian Agent Faunt,
Brocket, Alta.

22116-1

Account 11

Ottawa, August 19, 1942.

E A D.
A.

Gentlemen:

Permit -
Peigan Reserve.

We wish to thank you for your remittance for $1.00 in payment of the instalment of rental due August 1, 1942, on the above mentioned permit.

Receipt No. 6818 is enclosed.

Yours truly,

L. W. McCutcheon,
Chief Treasury Officer.

Canadian Pacific Railway,
Montreal, Que.

MB/MN
Encl.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY FOR FILE

PLEASE ADDRESS REPLY
CHIEF TREASURY OFFICER

FILE No. 22116-1
ACCOUNT No. 11

INDIAN AFFAIRS BRANCH

DEPARTMENT OF MINES AND RESOURCES

OTTAWA, CANADA
July 21, 1943.

NAME Canadian Pacific Railway.

ADDRESS Winnipeg, Man.

This is to notify you that a payment will fall due on Aug. 1, 1943, in connection with your Lease on land for pipe line at Brocket Station Peigan Reserve.

1. Amount $ 1.00
2. Arrears $
3. Total $ 1.00

PLEASE PARTICULARLY NOTE THE FOLLOWING:

1. SEND YOUR REMITTANCE TO CHIEF TREASURY OFFICER, INDIAN AFFAIRS BRANCH, DEPARTMENT OF MINES AND RESOURCES, OTTAWA, CANADA, OR MAKE YOUR PAYMENT TO THE NEAREST INDIAN AGENT.
2. Obtain a Receipt on the Department's Official Receipt Form.
3. Any Bank will sell you a Receiver General Draft without charge for exchange.
4. Please return this Notice with your Remittance.

MAKE YOUR REMITTANCES PAYABLE TO THE RECEIVER GENERAL.

C.T. 194
1m—22-9-42

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1
Account 11

Ottawa, July 21, 1943.

J.T. Faunt, Esq., Acting Indian Agent, Brocket, Alta.

Permit -
Canadian Pacific Railway,
Peigan Reserve.

We are enclosing herewith a copy of a statement we have this day forwarded to Canadian Pacific Railway in connection with the instalment of rental due August 1, 1943, on the above noted permit.

L. W. McCutcheon,
Chief Treasury Officer.

EB/RH
ENCL.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

C.T. 254
5M—5-9-41

File No. 22116 - 1

CREDIT MEMORANDUM Treasury

Received

$/ 00 ch

Representative of the Treasury
RECEIVED
AUG 6 1943
INDIAN AFFAIRS

Deposited

Entered in Official Cash Book — Folio 165

Treasury Office Receipt No. 1173

Payer Can. Pacific Railway Company.

Montreal, Aug 2/43, rental of pipe line to Old Moon River Banks, Alta.

On account of Rental

Crowsnest Agency
Treat 11

210

Department of Mines & Resources
Indian Affairs Branch
SEP 13 1943
RECEIVED

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

C.T. 254
5M—5-9-41

File No. 22116 - 1

CREDIT MEMORANDUM Treaty

$1 00 ch

Received

Deposited

Representative of the Treasury
RECEIVED
AUG 6 1943

Entered in Official Cash Book — Folio 165

Treasury Office Receipt No. 1173

Payer Can. Pacific Railway Company.
Montreal, Aug 2/43, rental of pipe line to Old Man River Brocket, Alta.

On account of Rental

Crowsnest Agency
reel 11

210

Department of Mines & Resources
Indian Affairs Branch
SEP 13 1943
RECEIVED

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Copy sent to Indian Agent Faunt,
Brocket, Alta.

22116-1

Acct. 11

Ottawa, September 11th, 1943.

Gentlemen:

Permit -
Peigan Reserve.

EX'D.
A.

We wish to thank you for your remittance of $1.00 in payment of the instalment of rental due August 1st, 1943, on the above mentioned permit.

Receipt No.1173 is inclosed.

Yours truly,

Incl.

L. W. McCutcheon
Chief Treasury Officer.

Canadian Pacific Railway,
Montreal,
QUEBEC.

M/J

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY FOR FILE

PLEASE ADDRESS REPLY
CHIEF TREASURY OFFICER

FILE No. 22116-1
ACCOUNT No. 11

INDIAN AFFAIRS BRANCH

DEPARTMENT OF MINES AND RESOURCES

OTTAWA, CANADA

July 27, 19441

NAME Canadian Pacific Railway,

ADDRESS Winnipeg, Man.

This is to notify you that a payment will fall due on Aug. 1, 1944,

in connection with your Lease on land for pipe line at Brocket Station

Peigan Reserve

1. Amount $ 1.00
2. Arrears $
3. Total $ 1.00

PLEASE PARTICULARLY NOTE THE FOLLOWING:

1. SEND YOUR REMITTANCE TO CHIEF TREASURY OFFICER, INDIAN AFFAIRS BRANCH, DEPARTMENT OF MINES AND RESOURCES, OTTAWA, CANADA, OR MAKE YOUR PAYMENT TO THE NEAREST INDIAN AGENT.
2. Obtain a Receipt on the Department's Official Receipt Form.
3. Any Bank will sell you a Receiver General Draft without charge for exchange.
4. Please return this Notice with your Remittance.

MAKE YOUR REMITTANCES PAYABLE TO THE RECEIVER GENERAL.

C.T. 194
1m—22-9-43

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1

Account 11

Ottawa, July 27, 1944.

J. T. Faunt, Esq.,
Acting Indian Agent,
Brocket, Alta.

Permit -
Canadian Pacific Railway,
Peigan Reserve.

We are enclosing herewith a copy of a statement which we have this day forwarded to Canadian Pacific Railway in connection with the instalment of rental due August 1, 1944, on the above noted permit.

L. W. McCutcheon,
Chief Treasury Officer.

EB/EN
ENCL.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Canadian Pacific Railway Company, ...$ 1.00
Montreal, P.Q.

Rent of pipeline to Old Man River in connection with Brocket Station Water Supply for year beginning August 1, 1944.

Representative of the Treasury
RECEIVED
AUG 8 1944

TREASURY OFFICE
Lands, Parks & Forests Branch.
Cash No. 1039
AUG 7 1944
Received $ 1.00
Nature ch
Cashier.

C.T. 254
5M—5-9-41

File No. 22116-1

CREDIT MEMORANDUM Treasury

Received

Representative of the Treasury
RECEIVED
AUG 8 1944

$1.00 ch

Deposited

Reign agt: Rental o/c 11

Entered in Official Cash Book — Folio 128

Treasury Office Receipt No. 25393

Payer Canadian Pacific Railway Co.
Montreal, Aug 1/44 rent

On account of Rent

Department of Mines & Resources
Indian Affairs Branch
AUG 28 1944
REGISTERED

210

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Copy for Indian Agent McMillan,
Brocket, Alta.

22116-1

Account 11

Ottawa, August 25, 1944.

Gentlemen:

Permit -
Peigan Reserve.

We wish to thank you for your remittance for $1.00 in payment of the instalment of rental which became due and payable on August 1st last, on the above mentioned permit.

Receipt No. 2593 is enclosed.

Yours truly,

L. W. McCutcheon,
Chief Treasury Officer.

Canadian Pacific Railway Company,
Montreal, Que.

EB/RN
ENCL.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY FOR FILE

PLEASE ADDRESS REPLY
CHIEF TREASURY OFFICER

FILE NO. 22116-1

ACCOUNT NO. 11

INDIAN AFFAIRS BRANCH
DEPARTMENT OF MINES AND RESOURCES

OTTAWA, CANADA.

July 23, 1945.

Name Canadian Pacific Railway.

Address Winnipeg, Man.

This is to notify you that a payment will fall due on Aug. 1, 1945 in connection with your Permit on land for pipe line at Bracket Station - Peigan Reserve.

1. Amount $ 1.00
2. Arrears $
3. Total $ 1.00

PARTICULARS

MAKE YOUR REMITTANCES PAYABLE TO THE RECEIVER GENERAL.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1

Account 11

Ottawa, July 23, 1945.

A. McMillan, Esq.,
Indian Agent,
Brocket, Alta.

Permit -
Canadian Pacific Railway,
Peigan Reserve.

We are enclosing herewith a copy of a statement which we have this day forwarded to Canadian Pacific Railway in connection with the instalment of rental due August 1, 1945, on the above noted permit.

L. W. McCutcheon,
Chief Treasury Officer.

EB/RN
ENCL.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

File No. 22116-1

CREDIT MEMORANDUM

Treasury

Received

$1.00 ch

Deposited

Rental of 1"

Entered Special Cash Book — Folio 116

Treasury Office Receipt No. 40510

Department of Mines & Resources
Indian Affairs Branch
AUG 27 1945
REGISTERED

AUG 4 1945
INDIAN

Payer Canadian Pacific Railway Co.
Montreal, Aug 1/45 (Pergan)

On account of rent of pipeline to Old Man River, Brocket station Alta.

210

Mr Burns

R

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Copy for Indian Agent McMillan,
Brocket, Alta.

22116-1

Account 11

Ottawa, August 24, 1945.

Gentlemen:

Permit -
Peigan Reserve.

We have for acknowledgment your remittance for $1.00 in payment of the instalment of rental which became due and payable on August 1, 1945, on the above mentioned permit.

Receipt No. 4050 is enclosed.

Yours truly,

L. W. McCutcheon,
Chief Treasury Officer.

Canadian Pacific Railway Company,
Montreal, Que.

HB/RN
ENCL.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
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CANADA

22116-C.P.

63-116

PEIGAN AGENCY MINUTES OF COUNCIL MEETING HELD OCTOBER 16th, 1945.

xx xx xx

EXD.

The following questions were discussed in the meeting with the view of future action.

Threshing Machine. (Band Funds) Discouraged by my advice, and dropped.

Truck (Band Funds) Advised of expense of running same, and decided to bring matter up in the Spring.

Cattle Tracks Advised Council that Lethbridge Northern Irrigation Co. had requested me to not put up a wire gate, and offered to build a cattle guard at gate, This Offer was accepted.

Switch on C.P.R. Agent brought up the question of touching by young boys out of school the C.P.R. switch at Brocket. the extreme danger of this was pointed out and the Council asked to advise all parents of these children that there would be a very severe penalty for anyone found touching same.

Horses across the River. This was brought up again. and the Council was advised that we intended to stay with our original decision that no Stock would range on the North Side of the River, as this was being held as winter pasture for the Indian Cattle Herd.

xx xx xx

Department of Mines & Resources
Indian Affairs Branch
NOV 8 1945
REGISTERED

Anthony McMillan,
Indian Agent.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
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CANADA

COPY FOR FILE

PLEASE [illegible]RESS REPLY
CHIEF TREASURY OFFICER

FILE NO. 22116-1

ACCOUNT NO. 11

INDIAN AFFAIRS BRANCH
DEPARTMENT OF MINES AND RESOURCES

OTTAWA, CANADA.
July 24, 1946.

Name Canadian Pacific Railway,

Address Winnipeg, Man.

This is to notify you that a payment will fall due on Aug. 1, 1946 in connection with your Permit on land for pipe line at Brocket Station - Peigan Reserve

1. Amount $ 1.00
2. Arrears $
3. Total $ 1.00

PARTICULARS

MAKE YOUR REMITTANCES PAYABLE TO THE RECEIVER GENERAL.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1

Account 11

Ottawa, July 24, 1946.

A. McMillan, Esq.,
Indian Agent,
Brocket, Alta.

Permit -
Canadian Pacific Railway,
Peigan Reserve.

We are enclosing herewith a copy of a statement which we have this day forwarded to Canadian Pacific Railway in connection with the instalment of rental due August 1, 1946, on the above noted permit.

L. W. McCutcheon,
Chief Treasury Officer.

KB/RN
ENCL.

EX'D.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
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CANADA

DEPARTMENT OF MINES AND RESOURCES
Lands, Parks and Forests Branch - Treasury

Treasury Office Indian Affairs Branch
Department of .....

Receipt of the following is hereby acknowledged.

Canadian Pacific Railway Company, Montreal, P.Q.

Cheque $ 1.00

August 14th, 1946

E. A. Morgan, Jr. Indian Affairs Branch
Dept. of Mines and Resources
Received .....

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPARTMENT OF MINES AND RESOURCES
Lands, Parks and Forests Branch - Treasury

Treasury Office
Department of Indian Affairs Branch

Receipt of the following is hereby acknowledged.

Canadian Pacific Railway Company, Montreal, P.Q.

Cheque $ 1.00

August 14th, 1946

E. Morgan for Indian Affairs Branch
Dept. of Mines and Resources.

Received .....

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
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CANADA

C.T. 254
3M—28-2-46

File No. 22116-1

CREDIT MEMORANDUM Treasury

$1.00 ck

Received

Representative of the Department of Mines & Resources
RECEIVED
AUG 15 1946
INDIAN AFFAIRS BRANCH
Indian Affairs Branch
REGISTERED

Deposited

Entered in Official Cash Book — Folio 137

Treasury Office Receipt No. 7255

aft #11

Received from Canadian Pacific Railway Co.
Montreal Aug 1/46 Perquin

On account of pipeline rental — Old Man River

210 Mr Burns

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Copy for Indian Agent McMillan,
Brocket, Alta.

22116-1

Account 11

Ottawa, August 27, 1946.

Gentlemen:

EX'D.

Permit -
Peigan Reserve.

We wish to thank you for your remittance for $1.00 in payment of the instalment of rental which became due and payable on August 1st last on the above mentioned permit.

Receipt No. 725 is enclosed.

Yours truly,

L. W. McCutcheon,
Chief Treasury Officer.

Canadian Pacific Railway Company,
Montreal, Que.

EB/KN
ENCL.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
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CANADA

22116-1 C.P.

Minutes of the Council Meeting held at the Peugan Agency Office on May 31th, 1947

EXTRACT
ORIGINAL ON
63-116

x x x x

Cattle Crossing. Phalip Big Swan requested that action to be take to have the C.P.R. put in a cattle crossing without gates at the point known as the John Bastien Crossing.

x x x

Department of Mines & Resources
Indian Affairs Branch.
JUN 12 1947
REGISTERED

Anthony McMillan,
Indian Agent.

Copied:
CS

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

File - 22116-1 C.P.R. (R.3),

Ottawa, June 25th, 1947.

Memorandum to:

Mr. W. M. Cory,
Departmental Solicitor.

Please note the minute of the Peigan Council meeting at the folio below and advise the procedure to obtain the installation of a cattle crossing as requested.

for D. J. Allan,
Superintendent,
Reserves & Trusts.

JK FK/JE

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY.

22116-1 CPR

19th December, 1941.

Dear Sir -

Re - Order apportioning cost of construction and maintenance of two proposed crossings over C.P.R. in Blackfoot Indian Reserve No. 146 between Sections 17 and 18, Township 22, Range 23, and between Sections 20 and 21, Township 22, Range 24, West of the 4th Meridian, Alberta. Your file 13815-30.

The Department is in receipt of your letter of the 15th October last requesting submissions on the terms of consent of the Canadian Pacific Railway Company to the above mentioned application as expressed in its letter to the Board of the 29th September, 1941.

In this connection I would draw your attention to the letter to you of the 16th August, 1941, from F. H. Peters, Surveyor General and Chief, Hydrographic Service of this Department, wherein it is briefly stated that the officers of the Indian Affairs Branch, Department of Mines and Resources are of the opinion that the Railway Company should bear the expense.

In order that this matter may be given the fullest consideration I beg to advise that the Blackfoot Indian Reserve was confirmed by Order in Council dated May 17th, 1889. The plan of the railway in question is recorded in this Department under No. R.R. 1257A and bears the stamp of the Board of Railway Commissioners for Canada, dated January 29th, 1914. A blue print of this plan is attached hereto.

It is pointed out that the road allowance between Sections 20 and 21, Township 22, Range 24, West of the 4th Meridian was surveyed in 1922, which is later than the date of the construction of the railway, and that the crossing of the railway at this road allowance is not shown on the railway plan. This may have been a determining factor in the decision of the Board to authorize Indian Affairs to construct and maintain this crossing at its own expense as expressed in Order No. 34777, dated the 26th February, 1924, and referred to by the Company's solicitor in his letter to you of the 29th September, 1941.

P. F. Baillargeon, Esq.,
Secretary, Board of Transport Commissioners
for Canada,
O T T A W A.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
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CANADA

With regard to the crossing between Sections 17 and 18, Township 22, Range 23, West of the 4th Meridian, the case is very different. This road was established by a subdivision survey made by J. K. McLean, D.L.S., in 1911. The road is shown on the plan of the location of the right of way of the Gleichen to Shepard Branch line of the C.P.R. sworn to by Francis A. Wilkin, Surveyor, on January 3rd, 1914, and filed with your commission January 29th, 1914, nearly three years after the road was established. The road in question is shown on the plan submitted to your commission as existing and there is in fact an enlargement of the detail of this particular crossing shown on the plan approved by your commission as stated above.

In the case in question, it cannot be too strongly urged that the Railway Company should pay the entire cost of the crossing. In support of this view it may be stated that the Railway Company has provided only one open crossing in more than ten miles of subdivided land from Gleichen station to the western boundary of the Indian Reserve. Further, the Crown as trustee for the Indians, cannot authorize the payment of money from Indian band funds for the purpose of the proposed crossing unless your Commission, after careful consideration of this question, is convinced that the cost is legally and equitably a cost which, under the circumstances, must be borne in whole or in part by the Indians.

The fact that the subdivision was made before the approval of the railway right of way plan would appear to make it the duty of the railway company to supply adequately protected open crossings on any of the prior roads as needed by the Indians on the order of your Commission. If upon consideration of this matter your Board feels that the cost for this crossing in whole or in part must be charged to the Indians, I would appreciate your advising me so that further representations may be made on behalf of the said Indians before the matter is finally ruled upon.

Yours very truly,

Solicitor.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 CPR.

LEGAL DIVISION

R 7/3

CANADA
DEPARTMENT
OF
MINES AND RESOURCES
GENERAL ADMINISTRATIVE OFFICES

Department of Mines & Resources
Indian Affairs Branch.
JUN 30 1947
REGISTERED

OTTAWA 30th June, 1947.

MEMORANDUM:

Mr. Allan.

I wish to acknowledge receipt of your memoranda of the 25th instant, your files 22116-1 (R.3) and 22112-7 (R.3) requesting advice regarding the procedure to be followed in order to obtain the installation of a cattle crossing for the Peigan and Samson Councils respectively.

The question of cattle crossings over railways within Indian Reserves has come up from time to time. The most recent one in 1944 was in connection with an application by an Indian by the name of Perrault, your file 22124-7. It will be noted, as pointed out in my memorandum of the 18th March with regard to Perrault's application, matters of this kind come within the provisions of the Railway Act. Generally speaking, where a railway is put down and is junior to any farm roads the Railway Company must provide a suitable crossing. In other cases, through farming country, the provisions of Sections 272 and 273 of the Railway Act are applicable. These sections read as follows:-

"272. Every company shall make crossings for persons across whose lands the railway is carried, convenient and proper for the crossing of the railway for farm purposes.

(2) Live stock, in using such crossings when at rail level, shall be in charge of some competent person, who shall take all reasonable care and precaution to avoid accidents.

273. The Board may, upon the application of any land-owner, order the company to provide and construct a suitable farm crossing across the railway, wherever in any case the Board deems it necessary for the proper enjoyment of his land, and safe in the public interest.

(2) The Board may order and direct how, when, where, by whom, and upon what terms and conditions, such farm crossing shall be constructed and maintained."

It is suggested that my said memorandum of the 18th March be referred to as to the procedure in this particular case.

I would also refer to the question of cattle crossings in

.....

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
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CANADA

Blackfoot Indian Reserve No. 146, your file 22104-3 C.P., and when full information is obtained we could, if it is deemed advisable, write to the Secretary, Board of Transport Commissioners along the lines of our letter of the 19th December, 1941, a copy of which is attached hereto for ready reference. From the meagre information on your files returned herewith, it appears that the proposed cattle crossings fall pretty well in the category of the application for cattle crossings in the Blackfoot Indian Reserve.

It is suggested that after an examination of this Blackfoot application and obtaining the fullest information as required, we could discuss the procedure and form of letter to the Secretary, Board of Transport Commissioners.

Departmental Solicitor.

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
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CANADA

File - 22116-1 C.P. (R.3).

Ottawa, July 3rd, 1947.

Memorandum:

Mr. F. H. Peters,
Surveyor General.

Herewith our file. Please note minutes of the Peigan Council meeting of May 31st requesting a cattle crossing on the John Bastien crossing. Please supply three prints of the Reserve plan, showing the C. P. Railway.

3

for D. J. Allan,
Superintendent,
Reserves & Trusts.

FK/JN

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

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CANADA

File - 22116-1 C.P. (R.3).

RESERVES AND TRUSTS

CANADA
DEPARTMENT
OF
MINES AND RESOURCES

INDIAN AFFAIRS
BRANCH

881785

Ottawa, July 3rd, 1947.

21709

Memorandum:

Mr. F. H. Peters,
Surveyor General.

Herewith our file. Please note minutes of the Peigan Council meeting of May 31st requesting a cattle crossing on the John Bastien crossing. Please supply three prints of the Reserve plan, showing the C. P. Railway.

M McCrimmon
for D. J. Allan,
Superintendent,
Reserves & Trusts.

HYDROGRAPHIC & MAP SERVICE
JUL 7 1947
MINES & RESOURCES

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

ADDRESS REPLY TO:
HYDROGRAPHIC AND MAP SERVICE

R. JKB

22116 QUOTE FILE 21709

CANADA

DEPARTMENT
OF
MINES AND RESOURCES
SURVEYS AND ENGINEERING BRANCH
Labelle Bldg.

Memorandum: OTTAWA July 9, 1947.

D. J. Allan, Esq.,
Indian Affairs Branch

Attention: Mr. F. Kehoe

In compliance with your request of 3rd July, your File 22116-1 C.P. (R.3) we enclose herewith three blue prints of our plan T.2614 showing Peigan Indian Reserve and the C.P. Railway which crosses it.

Your file 22116-1 C.P.R. is returned herewith.

F.H. Peters,
Surveyor General, and
Chief, Hydrographic Service.

Encls.

Department of Mines & Resources
Indian Affairs Branch
JUL 15 1947
REGISTERED

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

PUBLIC ARCHIVES RECORDS CENTRE
Files Transmittal Slip
Requested for use of: Mr Kerrigan
Dept.: I A B
Bldg.: 400 Laurier
Room: 702
Del'y authorized by:
29-10-69
ARC-61 (REV. 1)

C.P.

22116-1

CLOSED
FROM [redacted] TO 9 Jul 67
11 Jun 11

PEIGAN
RAILWAYS
C.P.R. R-W FOR PIPE LINE &
STATION GROUNDS

PUBLIC ARCHIVES
RECORDS CENTRE
390768

SEE VOL. 2

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22116-1 C.P.R. ~~VOL. 1~~ C

CLOSED

FROM [redacted] TO 9 July 57

11 Jun 11

PEIGAN

RAILWAYS

C.P.R. R-W FOR PIPE LINE &

STATION GROUNDS

PUBLIC ARCHIVES
RECORDS CENTRE
390768

SEE VOL. 2

Indian Affairs. (RG 10, Volume 7667, File 22116-1 C.P.R)

PUBLIC ARCHIVES
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CANADA

Indian Affairs
Headquarters Files

(RG 10, Volume 7668)

File 22117-2	Pelly Agency - Correspondence regarding right-of-way for the Canadian National Railway through the Cote Reserve (plans). 1902 - 1926
File 22117-5	Pelly Agency - Right-of-way through the Valley River Reserve for the Canadian Northern Railway (plan). 1901 - 1938
File 22121-3 C.P.	Touchwood Agency - Right-of-way through the Fishing Lake or Yellow Quill Reserve #89 for the Canadian Railway (plans). 1903 - 1926
File 22121-8 C.P.	Touchwood Agency - Right-of-way for Canadian Pacific Railway through the Lost Mountain Lake Reserve #80A (maps, plans). 1892 - 1924

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
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CANADA

No. 22117-2 C.N.

Department of Indian Affairs

19

PELLY

RAILWAYS

COTE -64

PUBLIC ARCHIVES RECORDS CENTRE

3

390768

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
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CANADA

231973

Indian Agent's Office,

PELLY AGENCY. Coté Ass.

13th August 1902.

DEPARTMENT OF INDIAN AFFAIRS AUG 20 1902

In your reply refer to No. 120.
also to date of this letter.

Ref.: Letter 189 No.

Sir,—

I have the honour to report for your information that a party of engineers are at present locating a line for the Canadian Northern Railway, and as far as I can learn the proposed line will cross the line of Coté Reserve a short distance from the Crowstand Boarding school and run parallel with the Assiniboine River (which is the western boundary of Coté reserve) through the reserve a distance of about 4½ miles, then cross the river somewhere in the vicinity of Bald Head's house.

I beg to enclose a rough map of the Reserve the red line showing probable location of the Railway.

I have the ho

your

The Secretary
Dept of Ind Affairs
Ottawa.

Poor Copy

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
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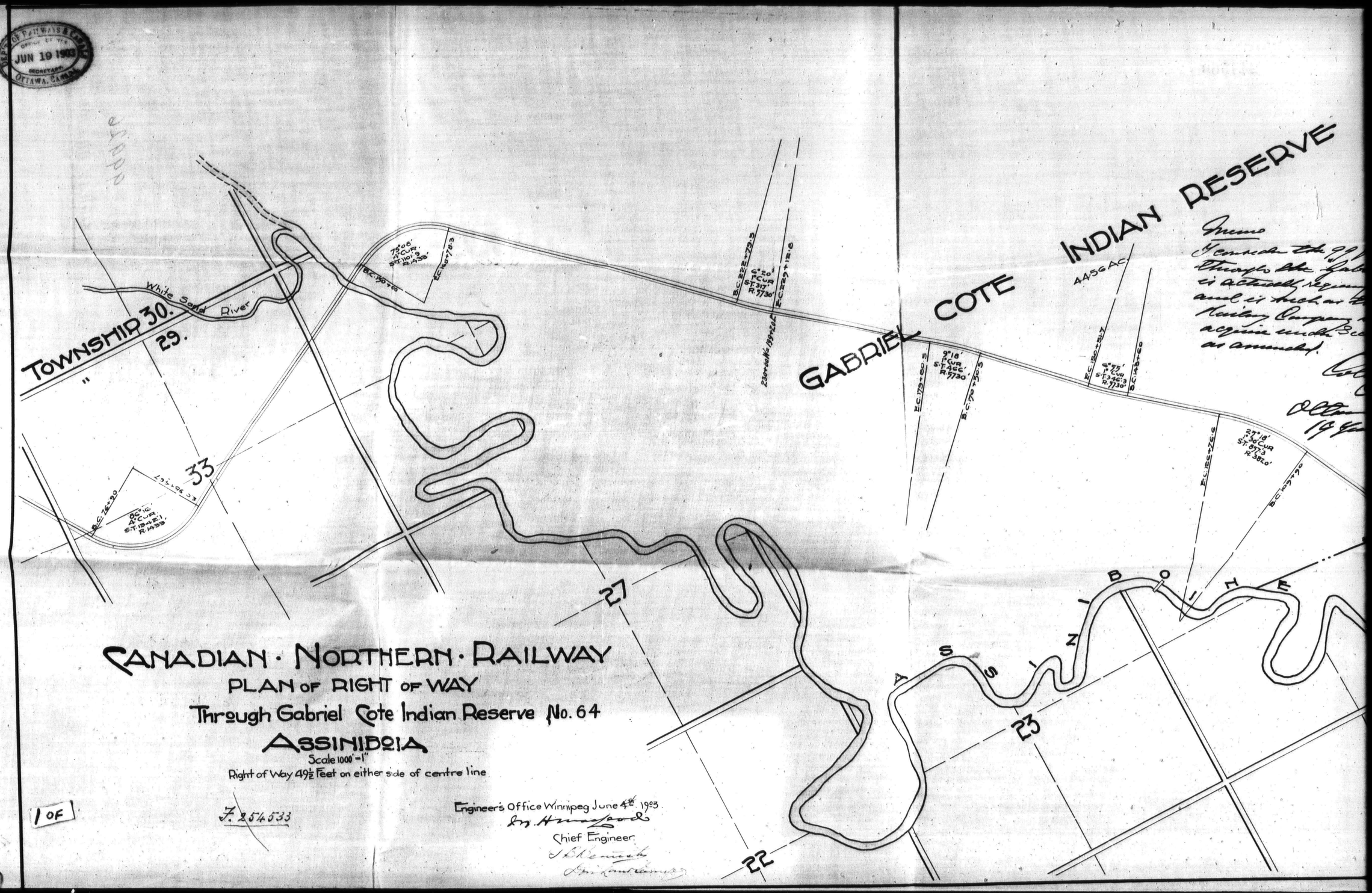
CANADA

DEPT. OF RAILWAYS & CANALS
OFFICE OF THE
JUN 19 1903
SECRETARY
OTTAWA, CANADA



CANADIAN · NORTHERN · RAILWAY

PLAN OF RIGHT OF WAY

Through Gabriel Cote Indian Reserve No. 64

ASSINIBOIA

Scale 1000' = 1"

Right of Way 49½ Feet on either side of centre line

1 OF

F. 254533

Engineer's Office Winnipeg June 4th 1903.

Chief Engineer.

Memo

I consider the ... through the ... is actually required ... and it is ... Railway Company ... acquire under Act ... as amended.

241560

Memo

I consider the 99 foot of right of way (land) through the Gabriel Cote Indian Reserve is actually required for railway purposes and it such as the Canadian Northern Railway Company should be allowed to acquire under Section 35 of the Indian Act as amended.

Chief Engineer of Works & Canals

Ottawa
19 June 1903

2 of 2

231 915-

22117-2CN

Exd.

Ottawa 22nd August 1902-

Sir,

I beg to acknowledge the receipt of your letter of the 13th Instant, in which you inform me that the Canadian Northern Railway Company is surveying the line of its Railway across the South West end of Cote's Reserve, No.64.

Under the charter, that Railway Company may make such surveys as they consider necessary. They should, therefore, not be interfered with while doing this work. You should, however, not allow any work of construction to be proceeded with until you have been duly notified by this Department that the Right of Way has been arranged for.

Your obedient servant,

Ogd. S. Stewart

Asst. Secretary.

Fred. Fischer, Esq-
Acting Indian Agent-
Cote,
Assa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
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CANADA

Canadian Pacific Railway Company's Telegraph

TERMS AND CONDITIONS

All messages are received by this Company for transmission, subject to the terms and conditions printed on their Blank Form No. 2, which terms and conditions have been agreed to by the sender of the following message. This is an unrepeated message, and is delivered by request of the sender under these conditions.

B. S. JENKINS, Gen. Supt., Winnipeg, Man. W. J. CAMP, Supt., Montreal, Que. Jas. REID, Manager Telegraph, Montreal.
J. WILSON, Supt., Vancouver, B.C. A. W. BARBER, Supt., Toronto, Ont.

243574

43. Ra. Bh.Cd. 10.42-a.m..

29. Collect. Yorkton. N. W. T. June 1.

The Indian Dep't..

OTTAWA. ONT.

Reference letter twenty second August last twenty three nineteen fifteen railway contractor graders camped on Cotes reserve stopped them beginning work have they right of way waiting answer .

H. A. Carruthers.

LAND BRANCH. JUN 1 1903

JUN 1 1903 INDIAN AFFAIRS.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915.

T. D. Form 2

Canadian Pacific Railway Company's Telegraph.

All Messages taken by this Company are subject to the following terms:

It is agreed between the sender of the following message and this Company that the said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruption in the working of its lines, for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending same. To guard against errors, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charges for repeating messages, viz.:—One per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender, and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages unless the same be claimed in writing, within sixty days after receipt of the telegram for transmission. No employee of the Company shall vary the foregoing.

T. G. SHAUGHNESSY, President.
JAS. KENT, Manager Telegraphs.

B. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. WILSON, Supt., Vancouver, B.C.

W. J. CAMP, Supt., Montreal, Que.
A. W. BARBER, Supt., Toronto, Ont.

Sent No.	Sent By	Rec'd By	Time Sent.	Time Filed.	Check.

Send the following Message, subject to the above terms, which are hereby agreed to:

To McKenzie, Mann & Co.,
Toronto, Ont.

Ottawa, 1st June 1903.

Your contractors wish to work on Cote Reserve near Fort Pelly ~~you should arrange at once~~ with ~~this Department for Right~~ of Way. Before this can be allowed usual arrangements must be made with Dept

J.B.

~~Charge D.I.A.~~

READ THE NOTICE AND AGREEMENT AT THE TOP.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
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CANADA

231915.

T. D. Form 2

Canadian Pacific Railway Company's Telegraph.

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Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charges for repeating messages, viz.:—One per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance.

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T. G. SHAUGHNESSY, President.
JAS. KENT, Manager Telegraphs.

B. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. WILSON, Supt., Vancouver, B.C.

W. J. CAMP, Supt., Montreal, Que.
A. W. BARBER, Supt., Toronto, Ont.

Sent No.	Sent By	Rec'd By	Time Sent.	Time Filed.	Check.

Send the following Message, subject to the above terms, which are hereby agreed to:

To H.A. Carruthers Ottawa, 1st June 1903

Indian Agent,

Yorkton. N.W.T.

Am communicating with McKenzie and Mann you wait orders from here.

J.B.

Charge D.I.A.

READ THE NOTICE AND AGREEMENT AT THE TOP.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

H. O.

Ottawa, June 3rd, 1903.

Dear Sirs,

I wired you as follows on the 1st instant,-

"Your contractors wish to work on Coté Reserve "near Fort Pelly. Before this can be allowed usual "arrangements must be made with Department."

and beg to say confirming this that the right of way of your railway runs through Coté Reserve No. 64, N. W. T., and before the work can be proceeded with it is necessary that a plan of the land to be taken for this purpose should be filed with this Department and that the sum of $250. be paid in as deposit. You will understand of course that these lands are under the control of the Indian Department and arrangements for securing them will have to be made here, as above indicated.

Yours very truly,

Frank Pedley

Deputy Superintendent General of Indian Affairs.

Messrs. McKenzie, Mann & Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 231915.

22117-2CN

Memo. Ottawa, 3rd June, 1903.

The Deputy Supt. General,-

Referring to the Right of Way of the Canadian Northern Railway through the Cote Reserve No. 64, N.W.T., I beg to state that according to the sketch on this file the area taken will be about 50 acres, that is supposing the Right of Way to be the ordinary width of 99 feet.

Fifty acres at $5. per acre would be $250., which would appear to be a fair deposit to be made by the Company, in order that they may proceed with their work until a correct valuation has been obtained.

Saml Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915

T. D. Form 19

Canadian Pacific Railway Company's Telegraph

TERMS AND CONDITIONS

All messages are received by this Company for transmission, subject to the terms and conditions printed on their Blank Form No. 8, which terms and conditions have been agreed to by the sender of the following message. This is an unrepeated message, and is delivered by request of the sender under these conditions.

B. S. JENKINS, Gen. Supt., Winnipeg, Man. W. J. CAMP, Supt., Montreal, Que. JAS. KENT,
J. WILSON, Supt., Vancouver, B.C. A. W. BARBER, Supt., Toronto, Ont. Manager Telegraphs, Montreal.

221 RA CR C 2 Collect 244046 272

Yorkton N W T 1June , 1903.

DEPARTMENT OF INDIAN AFFAIRS JUN 12 1903

Secy Indian Dept.,

Ottawa Ont

Railway graders started work on cote reserve yesterday against W instructions warning them not will I get out injunction or what action will I take answer

H. A Carruthers

7. 50 PM

LAND BRANCH. JUN 12 1903

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

T. D. FORM 28

Canadian Pacific Railway Company's Telegraph

ALL MESSAGES TAKEN BY THIS COMPANY ARE SUBJECT TO THE FOLLOWING TERMS:

It is agreed between the sender of the following message and this Company that the said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruption in the working of its lines, for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending same. To guard against errors, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charges for repeating messages, viz.:—One per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender, and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages unless the same be claimed in writing, within sixty days after receipt of the telegram for transmission. No employee of the Company shall vary the foregoing.

B. S. JENKINS, Gen. Supt., Winnipeg, Man. W. J. CAMP, Supt., Montreal, Que.
J. WILSON, Supt., Vancouver, B.C. A. W. BARBER, Supt., Toronto, Ont. JAS. HENT, Manager Telegraphs, Montreal.

SENT NO.	SENT BY	REC'D BY	TIME SENT	TIME FILED	CHECK

Send the following Message, subject to the above terms, which are hereby agreed to:

Ottawa, 12th, June, 1903.

Mckenzie Mann & Co,

Toronto . Ont.

Your contractors commenced work on Cote Reserve against Agents orders. Forward your checque at once as requested if you desire work to proceed otherwise Department will be obliged to take necessary steps to stop the trespass.

S. B.

Charge D. I. A.

Frank Pedley

READ THE NOTICE AND AGREEMENT AT THE TOP

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

T. D. FORM 2B

Canadian Pacific Railway Company's Telegraph

ALL MESSAGES TAKEN BY THIS COMPANY ARE SUBJECT TO THE FOLLOWING TERMS:

It is agreed between the sender of the following message and this Company that the said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruption in the working of its lines, for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending same. To guard against errors, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Corrections in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charges for repeating messages, viz.:—One per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender, and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages unless the same be claimed in writing, within sixty days after receipt of the telegram for transmission. No employee of the Company shall vary the foregoing.

B. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. WILSON, Supt., Vancouver, B.C.
W. J. CAMP, Supt., Montreal, Que.
A. W. BARBER, Supt., Toronto, Ont.
JAS. KENT, Manager Telegraphs, Montreal.

SENT NO.	SENT BY	REC'D BY	TIME SENT	TIME FILED	CHECK

Send the following Message, subject to the above terms, which are hereby agreed to:

Ottawa, I2th, Jume, I903.

Mckenzie Mann & Co,

Toronto . Ont.

Your contractors commenced work on Cote Reserve against Agents orders. Forward your checque at once as requested if you desire work to proceed otherwise Department will be obliged to take necessary steps to stop the trespass.

S. B.

Charge D. I. A.

Hawkes

READ THE NOTICE AND AGREEMENT AT THE TOP

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

T. D. FORM 18

Canadian Pacific Railway Company's Telegraph

TERMS AND CONDITIONS

All messages are received by this Company for transmission, subject to the terms and conditions printed on their Blank Form No. 2, which terms and conditions have been agreed to by the sender of the following message. This is an unrepeated message, and is delivered by request of the sender under these conditions.

B. S. JENKINS, Gen. Supt., Winnipeg, Man. W. J. CAMP, Supt., Montreal, Que. JAS. KENT,
J. WILSON, Supt., Vancouver, B.C. A. W. BARBER, Supt., Toronto, Ont. Manager Telegraphs, Montreal.

9. Rn. G. A. 9 244077 365

Toronto Ont June 13th

Frank. Pedley,

Deputy Sup't General

Ottawa Ont.

We are mailing you cheque today re Cote Reserve

9 45 Am Mackenzie & Mann Co.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

13 June

T. D. Form 2

Canadian Pacific Railway Company's Telegraph.

All Messages taken by this Company are subject to the following terms: 231915.

It is agreed between the sender of the following message and this Company that the said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruption in the working of its lines, for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending same. To guard against errors, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charges for repeating messages, viz.:—One per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender, and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages unless the same be claimed in writing, within sixty days after receipt of the telegram for transmission. No employee of the Company shall vary the foregoing.

T. G. SHAUGHNESSY, President.
JAS. KENT, Manager Telegraphs.
B. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. WILSON, Supt., Vancouver, B.C.
W. J. CAMP, Supt., Montreal, Que.
A. W. BARBER, Supt., Toronto, Ont.

Sent No.	Sent By	Rec'd By	Time Sent.	Time Filed.	Check.

Send the following Message, subject to the above terms, which are hereby agreed to:

To H.A.Carruthers Ottawa, 15th June 1903 190

Indian Agent,

Yorkton, N.W.T.

Cheque for $250. received on account of Right of Way through Cote Reserve. Allow the work to proceed.

Charge D.I.A.

☞ READ THE NOTICE AND AGREEMENT AT THE TOP.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231515

244220

MUNSON & ALLAN,
Barristers, Attorneys, Solicitors &c.

J.H. Munson, K.C. G.W. Allan
A.B. Hudson. D.H. Laird.

Winnipeg, Manitoba, June 12th 1903 190

DEPARTMENT OF INDIAN AFFAIRS
JUN 16 1903

Re Canadian Northern Railway Company's right-of-way through Cote Indian Reserve.

Dear Sir,-

On behalf of the Canadian Northern Railway Company, we beg to forward in duplicate plan of the right-of-way of that Railway Company as located through this Indian Reserve, and would request that permission may be granted for the construction of the same. The Company advise us that they are constructing their line at that point and would like the have the Officials of the Department instructed to permit of the work of construction being proceeded with.

Yours truly,

Munson & Allan

The Secretary,
Department of Indian Affairs,
Ottawa.

Encl.
Book Post

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

244267

DEPARTMENT OF INDIAN AFFAIRS JUN 15 1903

No. 715

BANK OF MONTREAL.

Original, for the Depositor.

Bank of Montreal, OTTAWA

$250 00 JUN 15 1903 189

Received from Mackenzie & Mann

on account of Indian Funds

the sum of Two hundred and fifty Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

Ent'd

Pro Manager.

14746

No. 715

244267

BANK OF MONTREAL.

Duplicate, for Department.

Bank of Montreal, OTTAWA

$250 00 JUN 15 1903 189

Received from Mackenzie & Mann

on account of Indian Funds

the sum of Two hundred and fifty Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

Ent'd

Pro Manager.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231515

MACKENZIE, MANN & CO., LIMITED.

DEPARTMENT OF INDIAN AFFAIRS. JUN 16 1903

TORONTO

244267

13th June 1903

Acknowledged- June 15th-

Frank Pedley Esq,
Department of Indian Affairs,
Ottawa,Ont.

Dear Sir,

Following Mr Wm Mackenzie's letter to you of yesterday,we herewith enclose you our cheque for the sum of $250.00 being deposit account of Right of Way C N Ry through Cote Reserve No 64,N.W.T.

Will you kindly receipt and return to us the enclosed voucher,and oblige,

Yours truly,

MACKENZIE MANN & CO L'TD.
By H Kennedy.

Enc.

AJM.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

783

Original

$250 00

Bank of Montreal

Received from Murison & Alla

on account of Indian Funds

the sum of two hundred fifty 00/100 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

Ent'd. Pro Manager.

BANK OF MONTREAL.

14751

244360

783

Duplicate, for Department.

$250 00

Bank of Montreal,

OTTAWA JUN 18 1903

Received from Murison & Alla

on account of Indian Funds

the sum of two hundred fifty

which amount will appear at the RECEIVER GENERAL'S credit

Signed in Triplicate,

Ent'd.

BANK OF MONTREAL.

Poor Copy

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

THE

MUMFORD & ALLAN
SOLICITORS

244360

Acknowledged- June 18th-1903.

WINNIPEG, MANITOBA

June 18th, '03

Re Canadian Northern Right of way through Cote' Reserve No.64,N.W.T.

Sir:-

Referring to your letter of the 3rd inst.to The Canadian Northern Railway Company,we now beg to forward a cheque for $250.,the deposit referred to. We forwarded the plans to the Department by our letter of 12th instant. We shall be obliged if you will advise us of the receipt of the plans and deposit,and also have the necessary instructions forwarded by wire to your Departmental Officers here advising them of the permission given so as to enable the work of construction on the Reserve to be proceeded with.

Your obedient servants,

Mumford & Allan

The Secretary The Department of Indian Affairs,
Ottawa, Ont.

(Enc)

Receipt & Cheque forwarded to Mr. Leman

Poor Copy

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915.

Ottawa, 18th June, 1903.

Sir,-

I beg to inform you that duplicate plans of the Right of Way of the Canadian Northern Railway through the Cote Indian Reserve, No. 64, N.W.T., have been sent to you by police mail.

I shall feel obliged if you will in accordance with the Minister's ruling place your certificate thereon to the effect that the land applied for is actually required for railway purposes, and is such as the Company should be allowed to acquire under Sec. 35 of the Indian Act as amended, and return the plans to this Department.

Your obedient servant,

(Sd.) F. Pedley.

Deputy Superintendent General.

C. Schreiber, Esq.,
Deputy Minister and Chief Engineer,
Dept. of Railways and Canals,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 231915.

22117-2CN

Memo. Ottawa, 15th June, 1903.

The Deputy Supt. General,-

I beg to recommend that an Order in Council be immediately applied for granting permission to Messrs. McKenzie, Mann & Co. to enter on and take possession of the Right of Way of the Canadian Northern Railway through the Cote Indian Reserve in consideration of having deposited with the Department of Indian Affairs the sum of $250. on account of the said Right of Way. A plan of the said Right of Way and a correct valuation of the land and damages is to be made hereafter.

Sam Bray

Chief Surveyor.

Approved
Jas. Smart

Sec'y. I explained this to the S.M. he said the O.C. may be drawn up similarly to O.C. of 21 March 1901 - 420596 providing that the necessary certificate may be furnished hereafter.
Sam Bray
18 June 1903.

The plan has now been received and will be immediately sent to the Ch. Eng. of Railways & Canals for his certificate.
S.B.
18 June 1903

Mr Bray. The Deputy refers Certificate of Chief Engineer of Ry. Dept be obtained before application be made to this Council. When Company should be called upon to submit matter
J.D.M. Lean

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915.

22117-2CN

Ottawa, 16th June, 1903.

Sir,-

The following telegram was sent to you to-day:-

" Cheque for $250. received on account of " Right of Way through Cote Reserve. Allow the work to " proceed".

The said sum has been received as a payment on account of the land and damages in connection with the Right of Way of the Canadian Northern Railway through the Cote Indian Reserve, N.W.T.

The Company has been requested to forward a plan of the said Right of Way as soon as possible. A copy of it will then be sent to you, in order that you may properly examine the said Right of Way, and inform the Department what in your opinion would be a fair amount to demand from the Railway Company as compensation in full for the land and damages.

Your obedient servant,

(Signed) L. Pedley.

Deputy Supt. General of Indian Affairs.

H.A. Carruthers, Esq.,
Indian Agent,
Yorkton, N.W.T.

J.B.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915.

Ottawa, 16th June, 1903.

Gentlemen,-

I beg to acknowledge the receipt of your letter of the 13th inst., enclosing your cheque for $250. being a payment on account of the Right of Way of the Canadian Northern Railway through the Cote Indian Reserve, N.W.T.

I have to request you to be good enough to forward a copy of the plan of the Right of Way of the Railway through the said reserve as soon as possible, in order that a final valuation of the land and damages may be made.

Your obedient servant,

(Signed) F. Pedley.

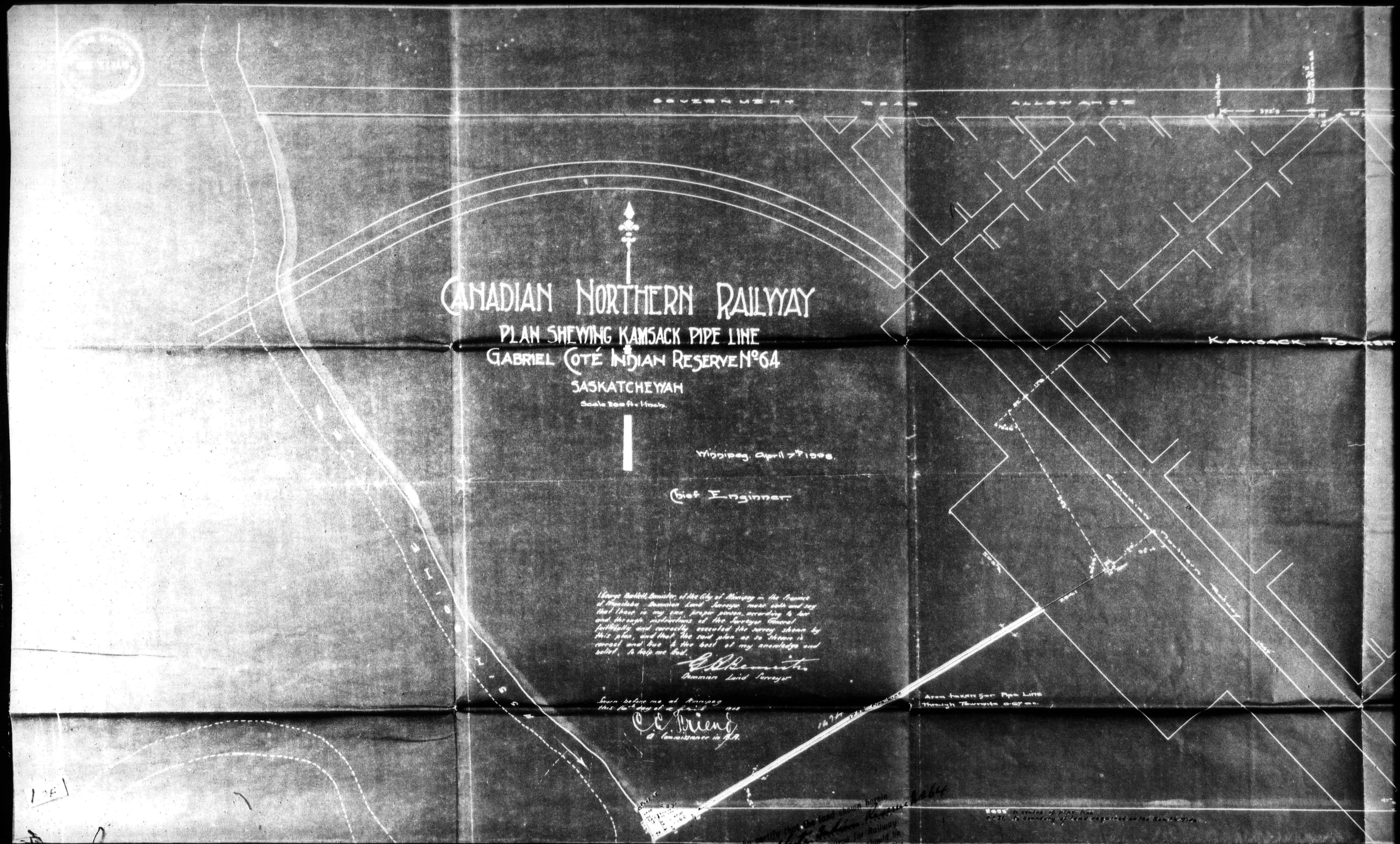
Deputy Supt. General of
Indian Affairs.

Messrs. McKenzie, Mann & Co.,
Toronto, Ont.

F. B.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

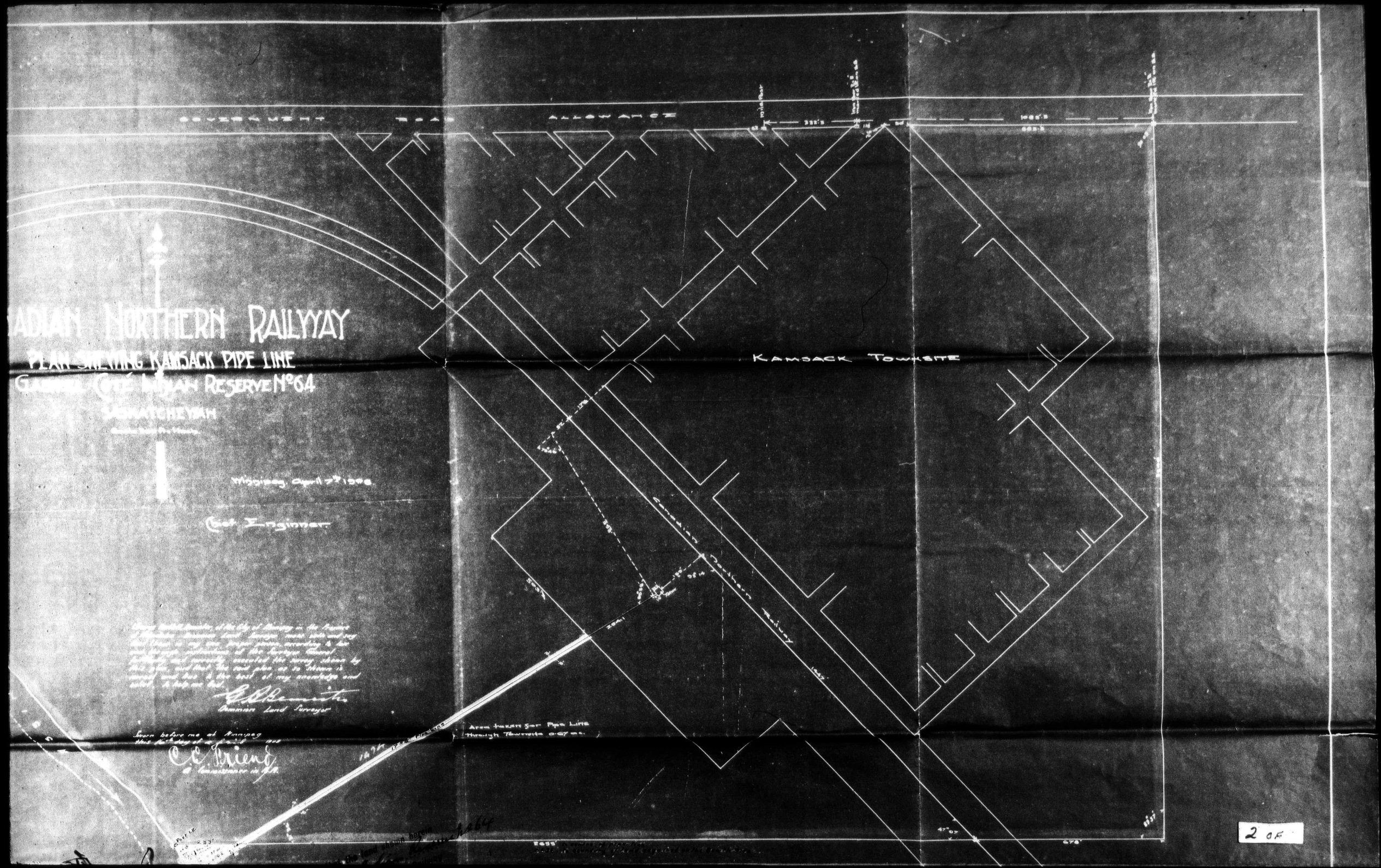


I George Rutledge Bennister, of the City of Winnipeg in the Province of Manitoba, Dominion Land Surveyor, make oath and say that I have in my own proper person according to law and through instructions of the Surveyor General faithfully and correctly executed the survey shown by this plan, and that the said plan as so shown is correct and true to the best of my knowledge and belief. So help me God.

G. R. Bennister
Dominion Land Surveyor

Sworn before me at Winnipeg this 16th day of April 1908
C. C. Friend
A Commissioner in A.A.

I hereby certify that the land shown hereon
[illegible] Reserve No 64
[illegible] required for Railway
[illegible] should be


ADIAN NORTHERN RAILYAY
PLAN SHEWING KAMSACK PIPE LINE
GAMBRIEL CÔTÉ INDIAN RESERVE No 64
SASKATCHEWAN
Winnipeg, April 7th 1908
Chief Engineer
GOVERNMENT ROAD ALLOWANCE
KAMSACK TOWNSITE
Canadian Northern Railway
Area taken for Pipe Line
through Townsite 0.67 ac.
Sworn before me at Winnipeg
C.C. Friend
2 OF

CANADIAN NORTHERN RAILYYAY

PLAN SHEWING KAMSACK PIPE LINE
GABRIEL COTÉ INDIAN RESERVE No 64

SASKATCHEYYAH

Scale 200 ft. = 1 inch.

Winnipeg, April 7th 1908.

Chief Engineer

KAMSACK TOWNSITE

Canadian Northern Railway

I George Bartlett, Surveyor, of the City of Winnipeg in the Province of Manitoba Dominion Land Surveyor make oath and say that I have in my own proper person according to her and through instructions of the Surveyor General faithfully and correctly executed the survey shewn by this plan, and that the said plan as so shewn is correct and true to the best of my knowledge and belief, so help me God.

G. Bartlett
Dominion Land Surveyor

Sworn before me at Winnipeg this 1st day of April 1908

C. C. Friend
A Commissioner in B.R.

Area taken for Pipe Line through Townsite 0.67 ac.

Egss. A survey of Pipe Line 20 ft. in accordance of land required on the Sask. River.

I hereby certify that the land shown herein on the Gabriel Coté Indian Reserve No 64 is actually required for Railway purposes and is such as the company should be allowed to acquire under section No. 48 of the Indian act.

M J Butler
Deputy Minister & Chief Engineer of Railways & Canals.

Ottawa
29th Jan 1908

3 of

F. 231915

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NORTHERN RAILYYAY

PLAN SHEWING KAMSACK PIPE LINE
GABRIEL COTÉ INDIAN RESERVE No 64
SASKATCHEYYAN

Scale 200 ft. 1 inch.

Winnipeg, April 7th 1908.

Chief Engineer

I, [illegible] of the City of Winnipeg in the Province of Manitoba, Dominion Land Surveyor, make oath and say that I was the person who made the survey and the plan of the Kamsack Townsite of the Canadian Northern Railway and personally executed the survey shown by this plan, and that the said plan is to the best of my knowledge and belief a true and correct plan of the said Townsite.

[illegible]
Dominion Land Surveyor

Sworn before me at Winnipeg this [illegible] day of April 1908

[illegible]
A Commissioner etc.

I hereby certify that the land shown herein on the ~~Gabriel Coté Indian Reserve~~ No 64 is actually required for Railway purposes and is such as the company should be allowed to acquire under section No. 49 of the Indian act.

M J Butler
Deputy Minister & Chief Engineer of Railways & Canals

Ottawa,
29th January 1908

F. 231915

3 of 3

DEPT. OF INDIAN AFFAIRS
MAY 27 1908
SURVEYS.

832

ARCHIVES PUBLIQUES
CANADA

231515

R.9.26.65

Subj. 971.

Ref. 99926.

2115.

244560

Ottawa June 23 1903 190

Encl. plan.
in dup.

DEPARTMENT OF INDIAN AFFAIRS
JUN 23 1903

LAND BRANCH
JUN 27 1903

Sir,

By direction, I return herewith, duly certified by the Chief Engineer of the Department in the following words:-

"I consider the 99 feet of Right of Way (land) through the 'Gabriel Cote' Indian Reserve is actually required for Railway purposes, and is such as the Canadian Northern Railway Company should be allowed to acquire under Section 35 of the Indian Act, as amended",

the plan, in duplicate, in respect of the Right of Way of the Canadian Northern Railway through Gabriel Cote Indian Reserve No. 64, Assiniboia, which has been sent in to the Department by you for that purpose.

I am, Sir,

Your obedient servant,

Secretary.

Frank Pedley, Esq.,
Deputy Superintendent-General of Indian Affairs,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915.

Secretary
This file is sent to you
for the purpose of having the
necessary O.C. prepared J.B.

Ottawa, 29th June, 1903.

Sir,-

Referring to your letter of the 16th inst., I beg to enclose herewith a copy of the plan of the Right of Way of the Canadian Northern Railway through the Cote Indian Reserve, N.W.T., and to request you to be good enough to examine the said Right of Way, and state what you think is a fair sum to demand from the Railway Company as compensation in full for the land and damages.

The land and damages thereto caused by severance, etc. should be valued separately from damages, if any, to Indian improvements, and the Department should be informed of the respective sumsin order that the Indian occupants may be paid the sumsawarded for their improvements.

Your obedient servant,

Dm. L
J.B.

F. D. MCLEAN

Secretary.

H.A. Carruthers, Esq.,
Indian Agent,
Yorkton, N.W.T.

Peth, squaw, Wahtoweea
Cary descendants
44 - 46 ac.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

23151[5] PELLY AGENCY.

Indian Agent's Office,

Cote P. O. Assa

In your reply refer to No. 123

also to date of this letter.

244842 22nd June 1903

Ref.: Letter 189 No.

Sir,

I have the honour to acknowledge the receipt of your telegram of the 15th instant, received yesterday, which reads as follows:-

"Cheque for $250.00 received on account of Right of Way through Cote Reserve, allow the work to proceed."

"(sgd) Frank Pedley"

I have the honour to be,
Sir,
Your obedient Servant
L. Hutchinson
Indian Agent

The Secretary,
Indian Department,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231,915

Draft Rec'd

Ottawa, 3rd July, 1903.

His Excellency

The Governor General in Council.

The undersigned has the honour to state that the Canadian Northern Railway Company has applied for a right of way, to contain an area of 44.56 acres and be 99 feet wide (as shown on a plan on file in the Department of Indian Affairs) through the Gabriel Cote Indian Reserve, No. 64, in the Pelly Indian Agency, in the District of Assiniboia, N.W.T., and has furnished a certificate of the Chief Engineer of the Department of Railways & Canals that the land applied for is actually required by the Company for railway purposes and is such as it should be allowed to acquire.

As the undersigned knows of no objection to the railway company being allowed to acquire the land above referred to, he would respectfully recommend that, under the provisions of Sec. 35 of the Indian Act - as amended by Sec.5 of Chap. 33, Vic., 50-51 - authority be given for the sale of the land to the said company upon such terms as may be agreed upon.

Fow.

D. M. 3
L. B. 4
S. S. 4
P. O. 7

Sd Clifford Sifton

Superintendent General
of Indian Affairs.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915 246228
22117-2 CN

Extract from a Report of the Committee of the Honourable the Privy Council, approved by the Governor General on the 14th July 1903.

PRIVY COUNCIL CANADA

———:O:———

DEPARTMENT OF INDIAN AFFAIRS JUL 22 1903

On a Memorandum dated 3rd July 1903, from the Superintendent General of Indian Affairs, stating that the Canadian Northern Railway Company has applied for a right of way, to contain an area of 44.56 acres and be 99 feet wide (as shewn on a plan on file in the Department of Indian Affairs) through the Gabriel Cote Indian Reserve, No.64, in the Pelly Indian Agency in the District of Assiniboia, N.W.T. and has furnished a certificate of the Chief Engineer of the Department of Railways and Canals that the land applied for is actually required by the Company for railway purposes and is such as it should be allowed to acquire.

The Minister, knowing no objection to the railway company being allowed to acquire the land above referred to, recommends that under the provisions of section 35 of the Indian Act, as amended by Sec.5, of Chap.33, Vic. 50-51 authority be given for the sale of the land to the said company upon such terms as may be agreed upon.

the Committee submit the same for approval.

John J. McGee

Clerk of the Privy Council

The Honourable

The Superintendent General of Indian Affairs.

LAND BRANCH. JUL 22 1903

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
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CANADA

231915.

Ottawa, 19th Aug., 1903.

Sir,-

I beg to draw your attention to my letter of the 29th June last requesting you to make a valuation of the land and damages in connection with the Right of Way of the Canadian Northern Railway through the Cote Indian Reserve, N.W.T., and to ask you to attend to this matter at your early convenience.

Your obedient servant,

[redacted]

Secretary.

Enl. 10

H.A. Carruthers, Esq.,
Indian Agent,
Yorkton, N.W.T.

S.B.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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CANADA

22117-2 C N

231915

Pelly Agency.

247781

DEPARTMENT OF INDIAN AFFAIRS
AUG 25 1903

In your reply refer to
No. T23.
also to date of this letter.

Indian Agent's Office,

Cote P.O. Assa.

13th. August 1903. 190

231915.

Sir,-

I beg to refer to your letter of 29th. June last, enclosing me a plan of the Right of Way of the Canada--ian Northern Railway through the Cote Reserve, this Agency and asking for a report from me, showing damage done by said Right of Way, and by severance.

I have the honour to report as follows:-

Ist. The Right of Way acoupies 44.56 acres, according to Plan. I have no means here of checking this measure--ment. The Road runs across the reserve for about four miles; the land it takes in is just above flood high water mark, in the valley of the river, therefore the land is not valuable from an agricultural point. I consider Eight Dollars ($8.00) an acre a fair and just valuation to put on this 44.56 acres, taken up by the Right of Way.

2nd. The damage done to personal property is as fol--lows:-

44.56 ac @ $8 = 356.48
Peter Tiller - for stable - 50.00
Tho. Linguist - " " 80.00
Baldhead - house " 75.00
561.48

The Secretary,

Indian Department,
Ottawa.

Peter

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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CANADA

247781

Peter Fiddler's log stable. Not very good, but answered the purpose; had to take it down, but not worth re-building. Valuation to build a new one Fifty Dol-lars ($ 50.00).

Thomas Singuish. One log stable, divided into three with a shed attached, all under one roof. Much the same case as the preceeding. Taking it down, getting a number of new logs to rebuild it. Valuation Eighty Dollars ($80.00).

Baldhead's one story log house. Built last year, boarded roof, shingles on hand to shingle it. House is on Right of Way. Valuation for taking down house and rebuilding it, Seventy-five Dollars ($75.00).

3rd. Severance. I do not think that cutting the piece off the reserve, south of the Track and north of the river, is detrimental to the interest of the In-dians; provided that the Railway Company be compelled to fence along each side of the track; if this is done it will protect the hay lands, lying between the river and the track, from the cattle, and will thus be benefic-ial to the Indians.

I would impress upon the Department the neces-sity of compelling the Railway Company to at once fence their Road, on each side, at least on the north side

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side of the track at once, the south side could be done later. Many of the Indians live adjacent to the track, their cattle and horses are constantly around, the result, if it is not fenced, can easily be imagined. The rails should be laid onto the reserve by Septem-
-ber.

I have the honour to be,

Sir,

Your obedient servant,

Lt. Carruthers.

Indian Agent.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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CANADA

231915

Pelly Agency.

248294

DEPARTMENT OF INDIAN AFFAIRS
SEP 8 1903

In your reply refer to
No. 123.
also to date of this letter.

Indian Agent's Office,

Cote P.O. Assa.

29th. August 1903. 190

231915.

Sir,-

I beg to acknowledge the receipt of your letter of the 19th. instant, relative to my report on the Right of Way of the Canadian Northern Railway across Cote's Reserve, and in reply beg to inform you that I wrote the same on the 13th. instant, which letter left here on the 19th., so that you should have it by now.

I am,

Sir,

Your obedient servant,

J. A. Carruthers.

Indian Agent.

The Secretary,

Indian Department,

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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CANADA

22117-2CN

Rxd.

231915.

ACCOUNTANTS SEP18 1903 BRANCH

Ottawa, 16th Sept., 1903.

SEP19 1903 BRANCH

Gentlemen,-

Referring to your letter of the 15th June last, relating to the Right of Way of the Canadian Northern Railway, through the Cote Indian Reserve No. 64, N.W.T., I beg to inform you that the following is the valuation made by Mr. H.A. Carruthers, the Indian Agent at Yorkton, of the said Right of Way and damages.

Area of land taken for Right of Way according to the plan furnished by your Company 44.56 acres at $8. per acre	$356.48
Peter Fiddler, log stable	$ 50.00
Thomas Singuish, log stable	$ 80.00
—— Baldhead, log house	$ 75.00
	$561.48

Sale 25

Cole Res. S. Book Page 162

On the 13th June last a cheque was received from Messrs. McKenzie, Mann & Co., Limited, per F.C. Annesley for the sum of $250. being a deposit on account of the above mentioned Right of Way. On the 15th of the same month a second cheque was received from your firm for a

S. B.

Messrs. Munson & Allan,
Solicitors,
The Canadian Northern Ry. Co.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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similar amount of $250., being also a deposit on account of the said Right of Way.

The amount, therefore, which the Department has received on account of the said Right of Way is $500. The Agent's valuation is as above stated $561.48; there is, therefore, a balance due to the Department of $61.48. I shall feel obliged if you will be good enough to send a cheque for the said balance with as little delay as possible.

In connection with the said Right of Way, I shall feel obliged if you will draw the attention of the proper officers of the Company to the fact that it is extremely desirable to have the track through the said Indian reserve fenced as soon as possible, as cattle of the Indians are continually in close proximity to the track. It is of course understood that all necessary crossings that may at present, or may hereafter, be found to be required will be built by the Company.

On the receipt of the above mentioned balance and an assurance to the effect that the fencing and crossings will be constructed without delay, a patent will be issued in favour of your Company for the said Right of Way.

Your obedient servant,

(Signed) F. Pedley.

Deputy Supt. General
of Indian Affairs.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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CANADA

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITORS' DEPARTMENT

DEPARTMENT OF INDIAN AFFAIRS. SEP 29 1903

MUNSON & ALLAN
SOLICITORS

WINNIPEG, MANITOBA.

$61.48

ack'd 29 Sept

Sept.22,1903

249156

Dear Sir,

Your file No. 231915.
Re right of way C. N. R. through Cote Indian Reserve No. 64, N.W.T.

As requested by yours of 16th inst. we now enclose you a cheque for $61.48 and exchange. We have asked the Construction Department to see that the line through the Indian Reserve is fenced as soon as possible. It is agreed as suggested that all necessary crossings that may be at present or may hereafter be found to be required will be built by the Company. We shall be obliged if you will advise us when patent for the right of way has been issued.

Yours truly,

Munson & Allan

Frank Pedley Esq.,

Deputy Superintendent General
of Indian Affairs,

Ottawa, Ont.

Enc. 1.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
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CANADA

ACCOUNTANTS BRANCH SEP 30 1903

231915

249156

DEPARTMENT OF INDIAN AFFAIRS SEP 30 1903

No. 4062

Original, for the Depositor.

OTTAWA

Bank of Montreal, SEP 29 1903

$61 73

189

Received *from* Munro + Allan

on account of Indian Funds

the sum of Sixty one 73 *Dollars,*

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

A. G. Smucane

Pro Manager.

Ent'd. A.S.

BANK OF MONTREAL.

19870

249156

No. 4062

Duplicate, for Department.

OTTAWA

Bank of Montreal, SEP 29 1903

$61 73

189

Received *from* Munro + Allan

on account of Indian Funds

the sum of Sixty one 73 *Dollars,*

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

A. G. Smucane

Pro Manager.

Ent'd. A.S.

BANK OF MONTREAL.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

T. D. FORM 2

Canadian Pacific Railway Company's Telegraph

ALL MESSAGES TAKEN BY THIS COMPANY ARE SUBJECT TO THE FOLLOWING TERMS:

It is agreed between the sender of the following message and this Company that the said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruption in the working of its lines, for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending same. To guard against errors, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates in addition to the usual charges for repeating messages, viz.:—One per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender, and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages unless the same be claimed in writing, within sixty days after receipt of the telegram for transmission. No employee of the Company shall vary the foregoing.

R. S. JENKYNS, Gen. Supt., Winnipeg, Man. W. J. CAMP, Supt., Montreal, Que. JAS. KENT,
J. WILSON, Supt., Vancouver, B.C. A. W. BARBER, Supt., Toronto, Ont. Manager Telegraphs, Montreal.

SENT NO.	SENT BY	REC'D BY	TIME SENT	TIME FILED	CHECK

Send the following Message, subject to the above terms, which are hereby agreed to:

To H.A. Carruthers Ottawa, 6th Oct., 1903 190

Grand-View, Man.

Right of Way 99 feet wide through Cote Reserve only paid for. Make valuation of extra width required for siding. Allow Company to work.

D.I.A.

Charge D.I.A.

☞ READ THE NOTICE AND AGREEMENT AT THE TOP

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
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CANADA

T. D. FORM 18

Canadian Pacific Railway Company's Telegraph

TERMS AND CONDITIONS

All messages are received by this Company for transmission, subject to the terms and conditions printed on their Blank Form No. 2, which terms and conditions have been agreed to by the sender of the following message. This is an unrepeated message, and is delivered by request of the sender under these conditions.

B. S. JENKINS, Gen. Supt., Winnipeg, Man. W. J. CAMP, Supt., Montreal, Que. JAS. KENNEDY, Supt. of Telegraphs, Montreal.
J. WILSON, Supt., Vancouver, B.C. A. W. BARBER, Supt., Toronto, Ont.

2.22 ae

211.Ra. Bh.Cd. 5.54-p.m., 249329

47, Collect, 4 extra,

Pelleys Agency, Oct 3.

via Grand View Man, Oct 5th.1903.

Secretary Indian Affairs, Dep't.,

OTTAWA.

Railway Company wants twenty three feet by forty two hundred feet for four track siding on reserve besides original right of way. Can they start work grading this their agent says money has been deposited to obtain this extension wire answer Grand-View.

H. A. Carruthers.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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ARCHIVES PUBLIQUES
CANADA

331915.

PXH

Ottawa, 6th Oct., 1903.

Sir,-

I beg to confirm the following telegram sent to you to-day in reply to yours of yesterday:-

" Right of Way 99 feet wide through Cote Re-
"serve only paid for. Make valuation of extra width re-
"quired for siding. Allow Company to work."

The Canadian Northern Railway Company has paid to the Department the total amount of your valuation for the land and damages in connection with the Right of Way of the said Railway through the Cote Indian Reserve, No. 64, N.W.T., amounting in all to $561.

In accordance with the telegram above quoted, I have to request you to be good enough to value the extra land now being taken for the siding, referred to in your telegram. When this has been received, a demand will be made on the Company for payment of the amount which may be decided upon.

S.B.

For passing the Ry
Amt 4.80 R.P. + 2.5
= 2.21 acres

Your obedient servant,

(Sd.) S Stewart

Assistant Secretary.

H.A. Carruthers, Esq.,
Indian Agent,
Cote, Assa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
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CANADA

22117-2 C J

231915

Pelly Agency.

In your reply refer to
No. 123.
also to date of this letter.

249663

Indian Agent's Office,

Cote P.O. Assa.

~~6th. October 1903.~~ 190

DEPARTMENT OF INDIAN AFFAIRS. OCT 13 1903

Note - The letter referred to in the 3rd. Agent Carruthers deals with the subject of this letter O.P.B. in Oct. 1903

Sir,-

I have the honour to inform you that I wired you on the 3rd. instant as follows:-

"Railway Company want twenty-three feet by forty-
"-two hundred feet for four track siding on Reserve
"besides original Right of Way. Can they start work grad-
"-ing this. Their Agent says money has been deposited
"to obtain this extension. Wire answer Grandview, Mani-
"-itoba."

LAND BRANCH. OCT 14 1903

The head engineer came to this office and told me that he had just been instructed by his Company to start work on this siding, that all grading was done East of the River (Assiniboine), and that before moving their outfit to the West side of the River, he would like to start grading said siding on the 7th. instant. I therefore sent the above telegram to you, and he gave me a letter that if the Department was against the siding

The Secretary,

Indian Department,

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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CANADA

siding being put in, that he would immediately stop work should he have commenced before your answer had arrived, until the matter was arranged with the Department.

The Indians want to sell the land the siding will be on to the Railway Co., for a town site, and in justice to them, I gave Mr. Fraser, the engineer, the authority I state, rather than let him move across the River, where private parties have land they wish to sell for a town site. The Railway Co. intend making Cote a divisional point, with round house and repair shops, and if they have already put the siding in before the land for the town site has been purchased, it will force the Company or purchaser to give the Indians a better price for the land, at least that is the way I looked at it, when I gave Mr. Fraser permission to begin work pending your decision, especially as he told me the money for this extension had been deposited.

I trust my action will be approved.

I have the honour to be,

Sir,

Your obedient servant,

H. A. Saunders

Indian Agent.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915

Pelly Agency.

In your reply refer to
No. I23.
also to date of this letter.

249955

Indian Agent's Office,

Cote P.O. Assa.

9th. October 1903.

DEPARTMENT OF INDIAN AFFAIRS
OCT 20 1903

Sir,-

I have the honour to inform you that I received a telegram from the Department to-day, which came by tele--phone from Grandview to the end of the Canadian North--ern R.R. track, which reads as follows:-

LAND BRANCH
OCT 20 1903

"Ottawa, Ont. 6th. October 1903.

"Right of Way ninety-nine feet wide through Cote re-"-serve only paid for. Make valuation of exrta width "required for siding allowing Company to work."

Before putting a valuation on this extra land required for the siding, I would like to be informed if the C.N.R.Co. have made any advances to the Depart--ment for the purchase of a piece of land for a town--site upon which piece of land the said siding is being built. If so my valuation will greatly depend on the offer they made.

I have the honour to be,

Sir,

Your obedient servant,

J. A. Macrae

Indian Agent.

The Secretary,
Indian Department,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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CANADA

231915.

Ottawa, 21st Oct., 1903.

Sir,-

In reply to your letter of the 9th inst., I beg to inform you that the Department has not received an offer from any person for the purchase of the piece of land for a town-site in the Cote Indian Reserve.

Your obedient servant,

J. D. MCLEAN

Secretary.

H.A. Carruthers, Esq.,
Indian Agent,
Cote, Assa.

S.B.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 CN

250722

81/1

Copy

29th October 1903.

Sir,-

In your letter of the 11th instant you applied on behalf of William Mackenzie, Donald D. Mann, and Roderick J. Mackenzie, doing business as Mackenzie, Mann & Co., to purchase a tract of land in what is known as Gabriel Cote's Reserve, which land is described in a description signed by G. R. Bemister, Dominion Land Surveyor, transmitted with your communication, as containing 574 46/100 acres more or less and shown on a blue-print plan which accompanied your letter. In the heading of your letter the land is described as "required for divisional point". The Commissioner acknowledged your letter on the 16th ultimo and intimated that it would be desirable to have an explanation of the requirement of so large an acreage for railway purposes. It subsequently transpired in interviews with Mr. Stevel of Mackenzie, Mann & Co. that the bulk of the land was desired as a townsite, and that some ninety-nine acres covered what was described as required for station grounds.

You are aware that the right of exprop-
-riation for railway purposes is restricted and
that no

Messrs. Munson & Allan,
Barristers,
Winnipeg.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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that no land on an Indian Reserve can be taken for railway purposes without the consent of the Governor-General in Council. Before such consent can be given it must be shown that the land is absolutely requisite for railway purposes. No land within an Indian Reserve beyond what is so shown as requisite for railway purposes can be alienated without a formal surrender by the Indians in accordance with the provisions of the Indian Act.

I have conferred with Chief Cote and his band in the matter. They are not anxious to have a townsite upon the Reserve, but at the same time do not desire to put any hindrance in the way of the railway. They consider 99 acres an altogether excessive acreage for station grounds, and insist that the amount of land for such purpose be fixed by the proper authority which amount they consider should not be larger than could under the law be expropriated were the land outside an Indian Reserve. That amount they would be willing to sell at $25.00 an acre in view of the fact that it is absolutely requisite for railway purposes. They indicated their willingness to surrender for sale such further amount of land required for railway purposes at $50.00an acre on condition that the same should be used exclusively for railway purposes. For land for a townsite they ask $100.00 an acre on the same being surrendered. But they would agree to this alternative arrangement in respect to land for

a townsite

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CANADA

250722

a townsite. They would surrender for subdivision into town lots and sale by the Company land for a townsite upon payment down at the rate of $25.00 an acre, they to share equally in the proceeds of the sale of the town lots less the amount of the advance at $25.00 an acre, the Company to bear the expense of subdivision, sale, &c.

Yours truly,

Sgd. J. P. Wade

Asst. Indian Commissioner.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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CANADA

231915

Pelly Agency.
22117-2 CN

In your reply refer to
No. 123.
also to date of this letter.

250862

Indian Agent's Office,

Cote P.O. Assa.

2nd. November 1903 190

231915.

Sir,

I beg to acknowledge the receipt of your letter of the 6th. ultimo, informing me that the Canadian Northern Railway Co., had paid into the Department, $561.00, in payment of Right of Way and damages connected therewith when passing through Cote Indian Reserve.

I have to refer you to my letter ofthe 13th. August last, of even number, in which I place the valuation on Right of Way and value for damages to buildings. These latter were:-

Peter Fiddler,	$50.00
Thomas Singuish	80.00
Baldhead,	75.00

I have just learned that Peter Fiddler, last July, dealt direct with one of the C.N.R.Company's Agents here and accepted $40.00, which he was paid by cheque to himself, so the $50.00 paid by the C.N.R. Co. to the Department for this man will have to be returned. I would request that a cheque in favour of Thomas Singuish, for $80.00; and one in favour of Baldhead for $75.00, be sent to me, in order that I may pay these men, for the damages done to their buildings and help them to pay for erecting new ones. It was an oversight of mine not asking that this money be paid to them as soon as paid in by Railway Company.

The Secretary,
Indian Department,
Ottawa.

I have the honour to be,
Sir,
Your obedient servant,
J. P. Saunders.
Indian Agent.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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ARCHIVES PUBLIQUES
CANADA

22117-2 C N

Office of the 231915

250722

Indian Commissioner

for Manitoba and the Northwest Territories,

In your reply refer to
No. 81/1
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 4th November 1903.

Sir,-

On the 11th ultimo an application was made on behalf of the Canadian Northern Railway Company for a tract of land on Gabriel Cote's reserve. The question was one which I took up with the Indians on my recent visit, and I enclose for your information a copy of a letter which I addressed on the 29th ultimo to the solicitors of the Railway. This letter embodies the terms and conditions upon which the Indians would agree to the alienation of land for railway purposes and a townsite. Very careful and intelligent consideration was given to the matter by the Chief and leading men and it was quite evident that the mind of the band was made up on the subject.

We are awaiting a reply from the Railway. In the meantime I think it well the Department should be informed as to what has been done and advised as to the stipulations made by the Indians in respect to the money derived from the sale of the land should the Railway

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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the Railway people agree to the proposed arrangement. The Chief and Indians were quite emphatic in stating that they desired that the money should be used for the benefit of the Indians and not be locked up by the Department, and that no deduction should be made by the Department from any amount received for any purpose whatsoever. Chief Cote, who is a man of marked ability, took the position that the Government of Canada should properly bear the expense of management of Indian affairs and that no deduction therefor should be made from any revenue which might be derived from the sale of lands reserved for Indians under treaty.

If the proposal embodied in my letter to the Railway solicitors should be agreed to, the Indians would require that in addition to the conditions thereof being embodied in the surrender, there should also be a stipulation to the following effect:- All the money derived from the immediate payment by the Railway should be used for the purpose of providing outfits of horses and implements to enable those members of the band selected by the Agent, Chief, and headmen as able to make a living by agriculture if properly started, the amount required for such outfit not to be a free gift but a loan to be refunded within four years unless special circumstances should warrant an extension of time for such re-payment, the balance of the cash payment remaining after such provision had been made to be divided per capita among families not so assisted, and as further moneys would be received from the Railway and repayments made by the receivers of advances,

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CANADA

advances, there should be continued a similar system of assistance to the members of the band as they attained an age at which they could safely be started with outfits, and similar divisions of the unused money to be made from time to time among those not so assisted.

I suggested that the amount that would remain after all necessary provision were made for outfitting should form a fund for the old and destitute. The Chief replied that all alike had an interest in the reserve and that the fairest division was a per capita one, that if despite the operation of the system of assistance and the per capita division of moneys, there were cases of destitution upon the reserve they should be held to be properly a charge upon the Government. He insisted that the Department must not have the impression that through the sale of a portion of the reserve it was to be relieved from the responsibility of helping the Indians, and he claimed that graduates of schools upon his reserve should be assisted out of the moneys appropriated by Parliament for the purpose of starting graduates in the same way as graduates upon the File Hills Reserve are assisted.

Your obedient servant,

Ja. Musgrave

Asst. Indian Commissioner.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Department of Indian Affairs.

Ottawa, 190

Mr Leach — Letter to McCauthen of 21st inst. should be followed by a copy of the number of recent correspondence from Capitol office. Commissioner should forward all correspondence here on receipt of reply from Rly Coy. as mentioned in Dr McKenna's letter

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

L 70-103

231915

H. O.

Ottawa, November 12th, 1903.

Memorandum,

Look up the securing of the Right of Way on the Coté Reserve by the Canadian Northern and see if any price per acre was fixed or just a lump sum.

D. S. G. I. A.

$8.00 per acre is fixed in letter from Dominion & Affairs of 11th Sept 03

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231,915

Draft

Ottawa, 17th Nov., 1903.

Sir,-

I am directed to acknowledge the receipt of letter of 4th instant - 81/1 - from your office regarding an application made on behalf of the Canadian Northern Railway Company for a tract of land on Gabriel Cote's Reserve; and I have to request that you will be good enough to forward to the Department all correspondence in the matter on receipt of reply from the railway company's solicitor.

Your obedient servant,

J. D. Sutherland

Secretary.

Form 20

Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231,915

Draft

Ottawa, 17th Nov., 1903.

LAND BRANCH.
NOV 18 1903

Sir,-

With further reference to my letter to you of the 21st ultimo, as to the application of the Canadian Northern Railway Company for land on Gabriel Cote's Reserve, I beg to enclose herewith a copy of a communication addressed by the Assistant Indian Commissioner to Messrs. Munson & Allan, the solicitors of the company.

Your obedient servant,

Secretary.

Table: See letters and

H. A. Carruthers, Esq.,
Indian Agent,
Cote, Assa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 231915.

Memo.

Department of Indian Affairs,
Ottawa, 18th Nov., 1903.

The Deputy Supt. General,-

Referring to Agent's Carruthers' letter of the 2nd inst., I beg to say that the following is a statement of the payment made by the Canadian Northern Railway Company for the Right of Way through the Cote Indian Reserve, No. 64, N.W.T.-

Land	$356.48
Peter Fiddler, log stable	$ 50.00
Thomas Singuish, log stable	$ 80.00
——— Baldhead, log house	$ 75.00
	$561.48

Get receipt
Pay these
Chg a/c 142

In accordance with the Agent's request the two sums of $80. and $75. should be sent to him to be paid to Singuish and Baldhead respectively for their improvements, and as Fiddler has already been paid by the Company for his improvements, it would appear to be just that the $50. paid to the Department for the said improvements should be returned to the Company.

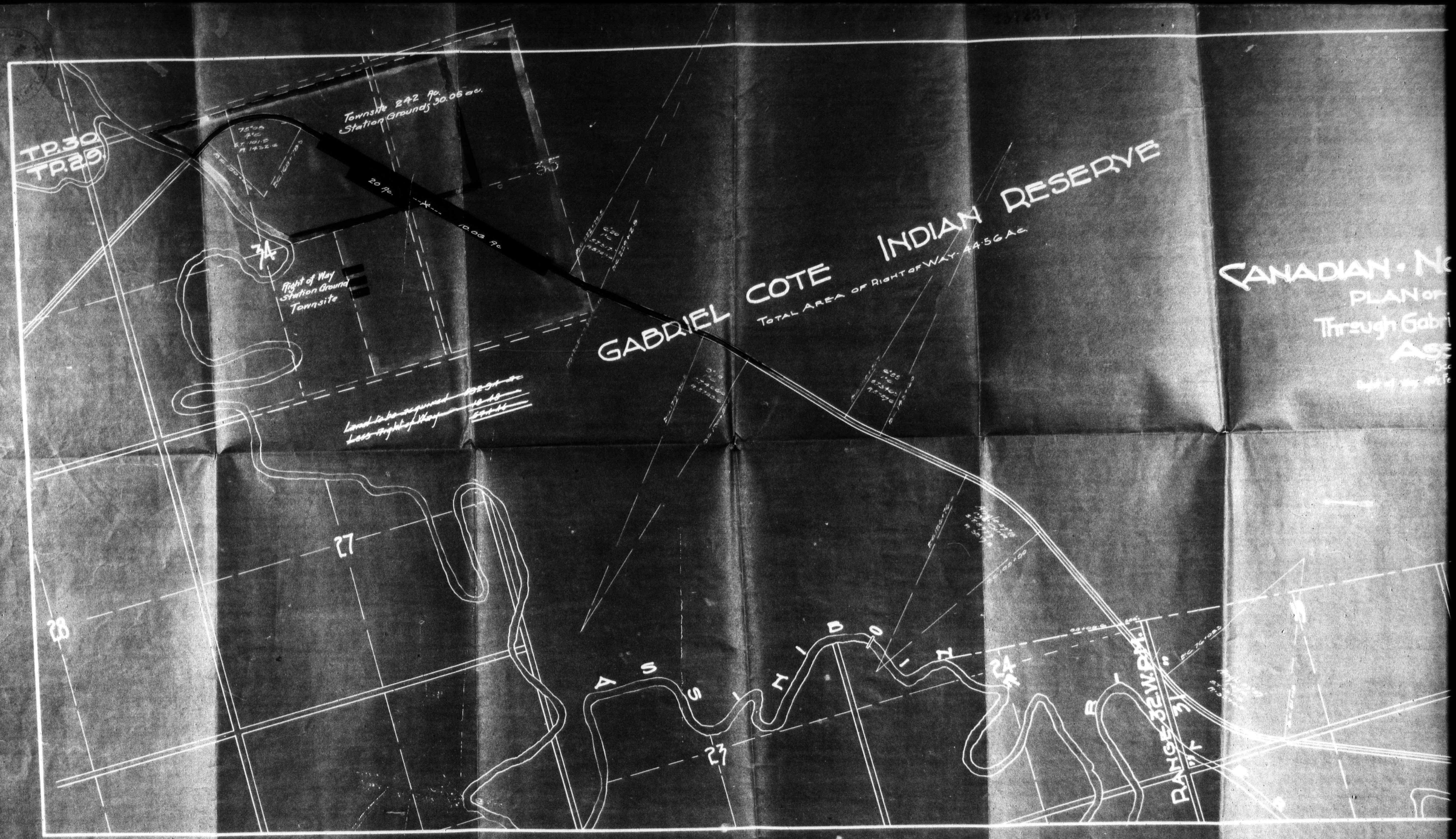
S. Bray
Chief Surveyor.

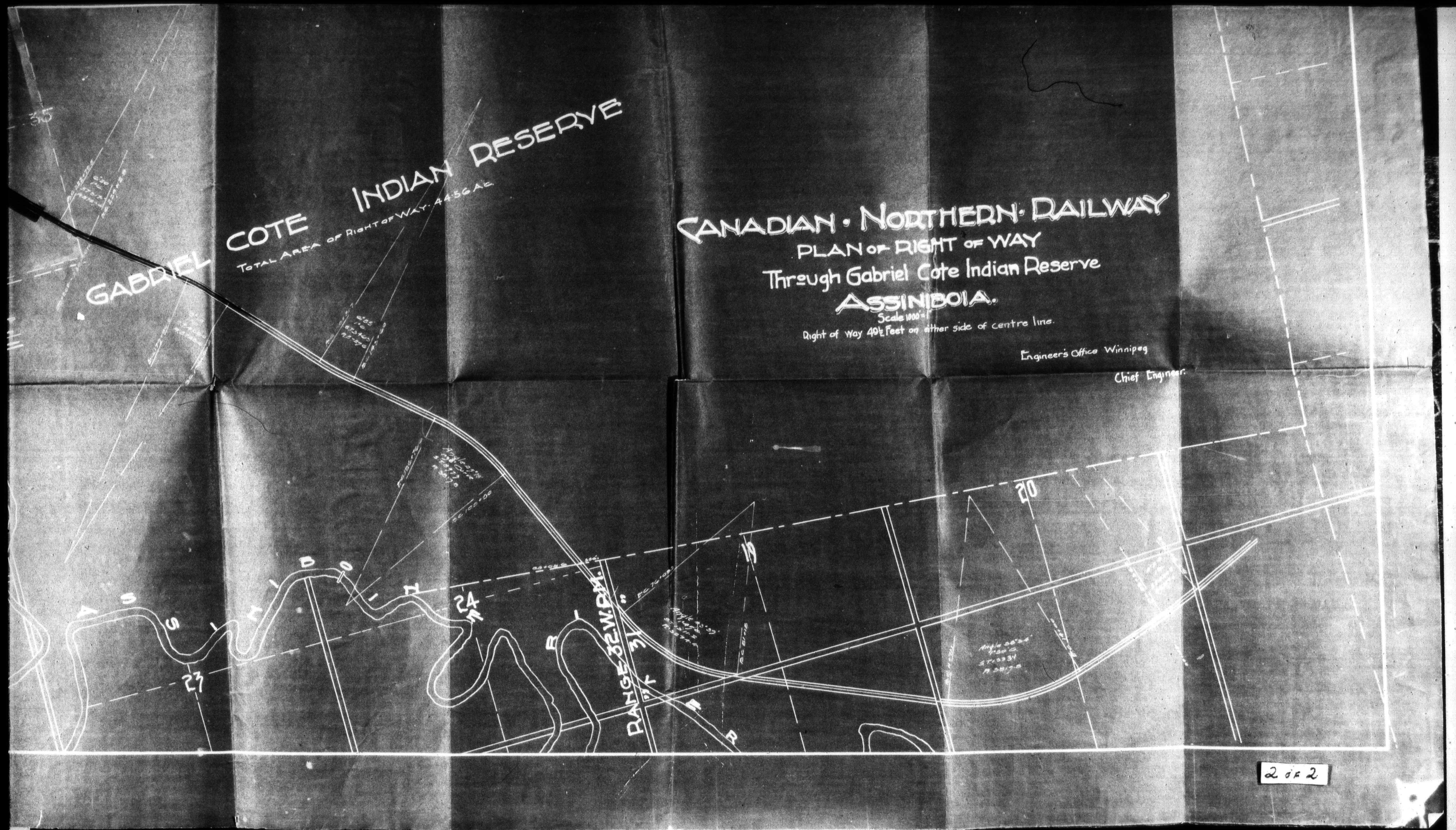
Cheque No. 15734
$ 50 1 75
Sent 25/11 1903

ACCOUNTANTS BRANCH. NOV 18 1903

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

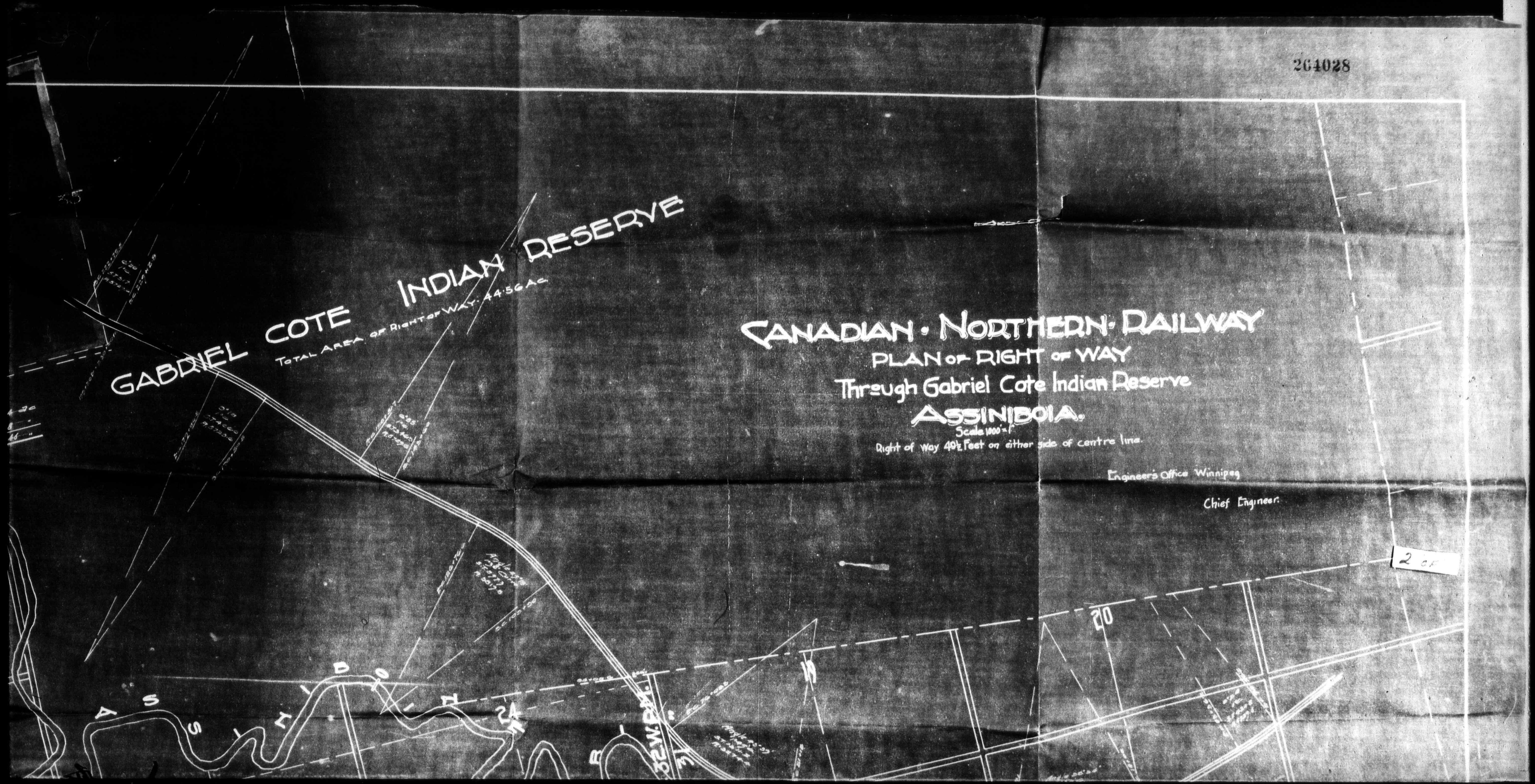

Townsite 242 Ac.
Station Grounds 30.06 ac.
TP.30
TP.29
35
20 Ac.
34
Right of Way
Station Ground
Townsite
GABRIEL COTE INDIAN RESERVE
TOTAL AREA OF RIGHT OF WAY 44.56 Ac.
CANADIAN · N
PLAN or
Through Gabr
AS
27
28
ASSINIBOIN
23
24
RANGE 32 W.2M.
1 OF

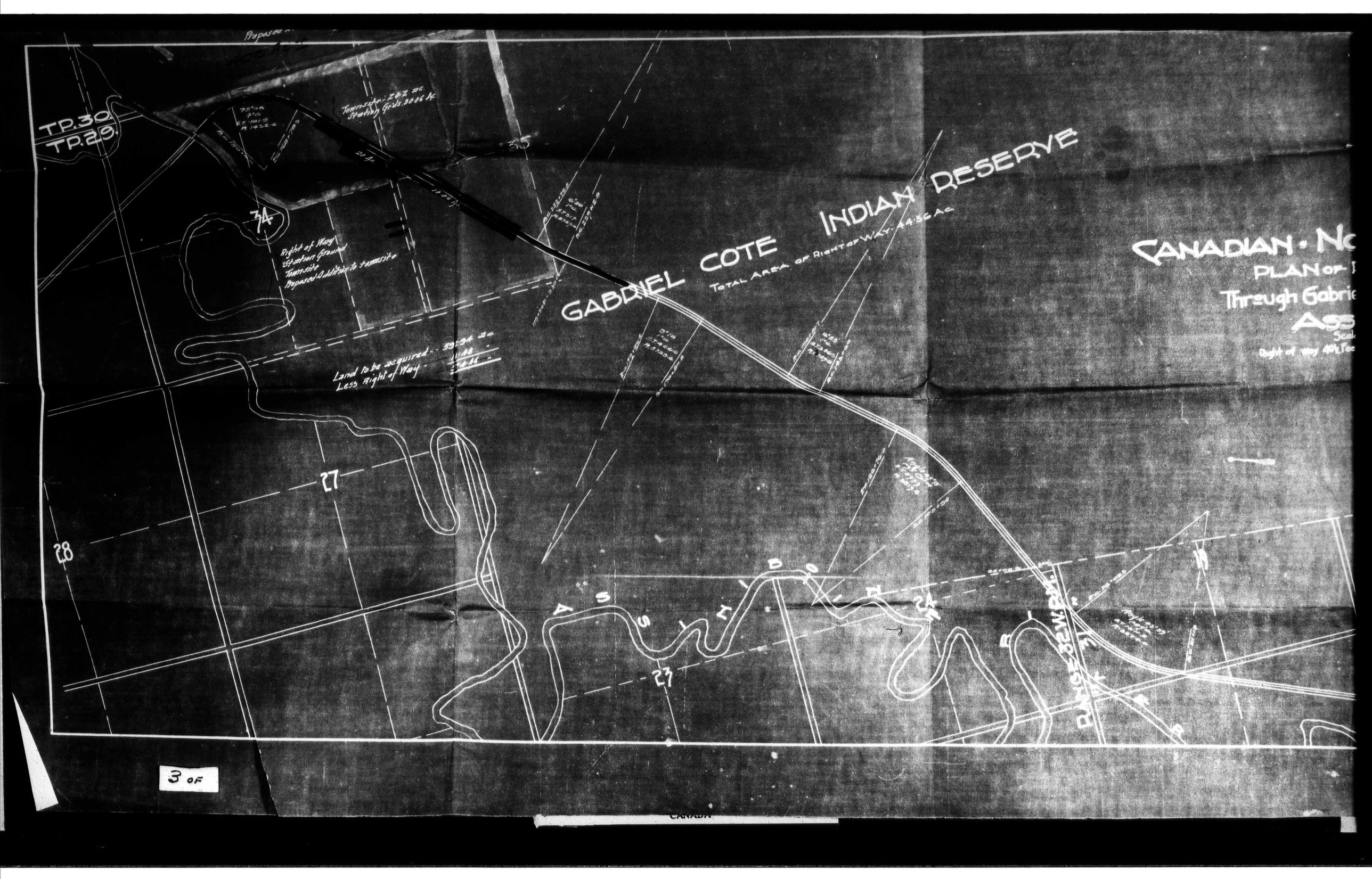

GABRIEL COTE INDIAN RESERVE
TOTAL AREA OF RIGHT OF WAY: 44.56 AC.
CANADIAN · NORTHERN · RAILWAY
PLAN OF RIGHT OF WAY
Through Gabriel Cote Indian Reserve
ASSINIBOIA.
Scale 1000'=1"
Right of Way 40½ Feet on either side of centre line.
Engineer's Office Winnipeg
Chief Engineer.
ASSINIBOIA
RANGE 32 W.P.M.
23
24
19
20
2 of 2

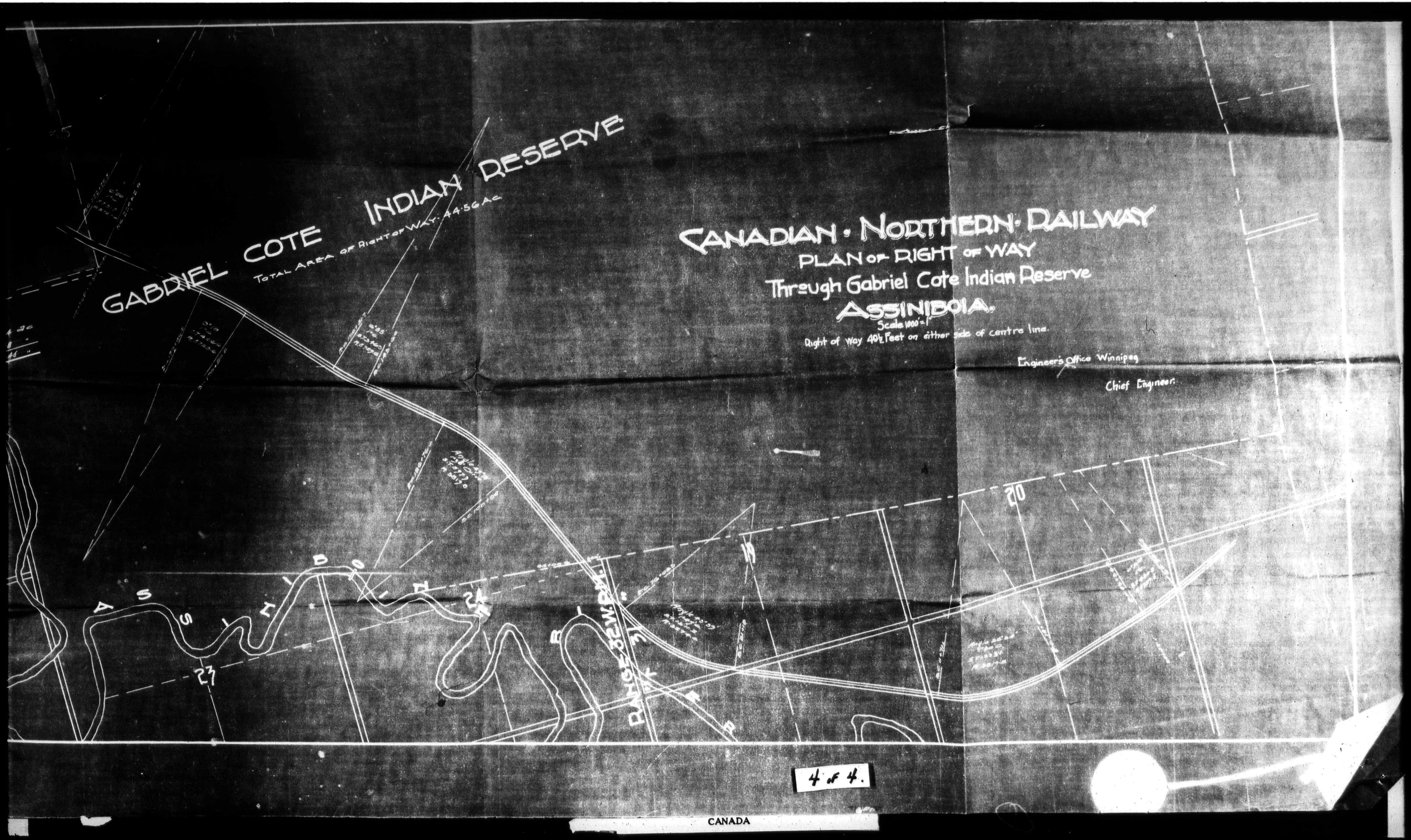
CANADA

Proposed Addition to Townsite
TP.30
TP.29
Townsite - Z & Z 30.
Station Grds. 30.06 Ac
Right of Way
Station Ground
Townsite
Proposed Addition to townsite
Land to be acquired
Less Right of Way
GABRIEL COTE
TOTAL AREA OF RIGHT OF WAY
INDIAN RESERVE
CANADIAN
PL
Through
Right of
27
28
1 OF

264028


GABRIEL COTE INDIAN RESERVE
TOTAL AREA OF RIGHT OF WAY: 44.56 Ac.
CANADIAN · NORTHERN · RAILWAY
PLAN OF RIGHT OF WAY
Through Gabriel Cote Indian Reserve
ASSINIBOIA.
Scale 1000' = 1"
Right of Way 49½ Feet on either side of centre line.
Engineer's Office Winnipeg
Chief Engineer:
ASSINIBOINE
RIVER
CPR. Park
20
19
2 of


TP.30
TP.29
Townsite - 242 ac.
Starting Grids: 3046 Ac.
Right of Way
Station Ground
Townsite
Proposed Addition to townsite
Land to be acquired - 53.94 ac.
Less Right of Way
GABRIEL COTE INDIAN RESERVE
TOTAL AREA OF RIGHT OF WAY - 44.56 Ac.
CANADIAN • N
PLAN OF
Through Gabri
ASS
Scale
Right of Way 49½ Feet
28
27
26
25
24
23
3 OF


GABRIEL COTE INDIAN RESERVE
TOTAL AREA OF RIGHT OF WAY: 44.56 AC.
CANADIAN · NORTHERN · RAILWAY
PLAN OF RIGHT OF WAY
Through Gabriel Cote Indian Reserve
ASSINIBOIA.
Scale 1000'=1"
Right of Way 49½ Feet on either side of centre line.
Engineer's Office Winnipeg
Chief Engineer.
ASSINIBOIA
23
24
4 of 4.

CANADA

22117-2 C N

No. 231915.

Department of Indian Affairs,

Ottawa, 6th June, 1904.

Description for Surrender.

The following tracts of land, situated in the Cote Indian Reserve, District of Assiniboia, N.W.T., that is to say,- Firstly- Two strips of land containing together thirty acres and six hundredths of an acre, situated on each side of the right of way of the Canadian Northern Railway through the projected North East Quarter of Section Thirty-four and West half of Section Thirty-five, Township Twenty-nine, Range Thirty-two, West Principal Meridian, to be used by the said Railway Company for the purposes of a Station Ground. Secondly- All the North half of the said projected Section Thirty-four situated within the said Reserve, and the West half of the North West Quarter of the said Section Thirty-five, together with the projected road allowance between the said two plots of land, excepting thereout the right of way of the Canadian Northern Railway and those portions of the above mentioned Station Ground as may lie within the limits, containing together two hundred and forty-two acres be the same more or less.

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231,915 22117-2 CN

Ottawa, 13th September, 1904.

His Excellency

The Governor General in Council.

The undersigned begs to submit herewith a surrender, in duplicate, made on the 21st day of June, 1904, by the Coté Band of Indians, of the following parcels of land situated on their reserve, known as Coté's Reserve, in the Pelly Agency, District of Assiniboia, N.W.T.,-

1. Two strips of land containing together thirty acres and six-hundredths of an acre situated on each side of the right of way of the Canadian Northern Railway through the projected north-east quarter of Section 34 and west half of Section 35, Township 39, Range 32, west of the principal meridian, to be used by the said Railway Company for the purposes of a station ground.

2. All the north half of the said projected Section thirty-four, situated within the said reserve, and the west half of the north-west quarter of the said Section 35, together with the projected road allowance between the said two plots of land, excepting thereout the right of way of the Canadian Northern Railway and those portions of the above mentioned station ground as may lie within the limits of the said lands, containing together two hundred and forty-two acres, be the same more or less.

The

Form. 16 Sec. 16 S.G. 22 L.B. 22 A.C.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

The surrender has been duly authorised, executed and attested in the manner required by the 39th Section of the Indian Act; and the undersigned would recommend that the same be accepted by Your Excellency in Council; the original surrender to be returned to the Department of Indian Affairs, and the duplicate thereof to be kept of record in the Privy Council Office.

Clifford Sifton

Superintendent General
of Indian Affairs.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22nd Sept

Mr Orr - This file was to be sent to you as soon as Memos. to Council came from Minister; signed, so that Mr McLean might be advised of action. They have just been signed

RPBrown

LAND BRANCH
SEP 23 1904

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231,915

(22117-2CN)

Ottawa, 7th October, 1904.

Sir :-

Incl.

I have the honour to inclose herewith for registration in your Department a surrender made by the Coté Band of Indians of certain parcels of land situated on their reserve, known as Coté's Reserve, in the Pelly Agency, District of Assiniboia, N. W. T., which surrender was accepted by His Excellency in Council on the 28th September, 1904.

Be good enough to return the Instrument to this Department as soon as possible with a certificate of registration endorsed thereon.

Your obedient servant,

S. Stewart.

Assistant Secretary.

Joseph Pope, Esq., C. M. G.,
Under Secretary of State,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

2

231515

P. 265595

SECRETARY OF STATE. CANADA.

DEPARTMENT OF INDIAN AFFAIRS. OCT 10 1904

No. 2202

Ottawa, 8th October 1904.

Sir,

I have the honour to acknowledge the receipt of your letter of the 7th instant, enclosing, for registration, a surrender made by the Coté Band of Indians of certain land situated on their reserve, as therein set forth, and to state that the matter shall be duly attended to.

I have the honour to be,

Sir,

Your obedient servant,

L. Lettelier

for the Under-Secretary of State.

The Asst. Secretary,

Department of Indian Affairs,

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

KODAK SAFETY ▲ FILM

231915

SECRETARY OF STATE CANADA

266501

P.S.

2202.

Ottawa, 29th Oct., 1904.

LAND BRANCH. NOV 2 1904

Sir,-

I beg to return you, herewith, duly recorded in this Department, surrender made by the Cote Band of Indians to His Majesty the King.

DEPT. OF INDIAN AFFAIRS. NOV 4 1904 SURVEYS.

I have the honour to be,

Sir,

Your obedient servant,

for Under-Secretary of State.

Ent'd 210497

The Secretary,

Department of Indian Affairs,

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915

Office of the

267177

Indian Commissioner

for Manitoba and the Northwest Territories,

DEPARTMENT OF INDIAN AFFAIRS NOV 1904

In your reply refer to
No. 81/1
and date of this letter and address
Hon. David Laird
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 14th November 1904.

231,915

Sir,-

I would refer to my letter to you of the 16th of August last in which I enclosed you two drafts, one of which was for $300.60 in payment for 30.06 acres of land acquired by the Canadian Northern Railway Company for station purposes, and for which it was requested patent should issue to the Canadian Northern Railway Company. The Company are pressing for the patent. I should be obliged if you would advise me when it may be expected.

Your obedient servant,

J. Grassett

Asst. Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915.

22117-2 C N

Ottawa, 18th November, 1904.

Sir,-

With reference to your letter of the 16th August last, No. 81/1, you enclosed a draft for $300.60 for the 30.06 acres surrendered for station purposes for the Canadian Northern Railway by the Indians of Cote's Band, and say a patent for which is by request to issue to the Canadian Northern Railway Company.

A patent cannot be issued from the plans forwarded to this Department. The plan entitled Canadian Northern Railway Plan of Right of Way through Gabriel Cote's Indian Reserve, Assa., has been sent.

Regarding station ground, a portion of this plan has been coloured and marked with areas for station grounds, but no measurements of any kind have been given. Plans with the widths and lengths of all areas exceeding the regular right of way are wanted. In fact all the information on a properly prepared Right of Way Plan is required. The plan sent here has not been signed.

The plan of the subdivision of a part of that portion of the Reserve xx surrendered for the Town-plot of Kamsack gives the width but not the length of the station grounds.

Please inform the Canadian Northern Railway authoritites that properly prepared plans of their Right of Way and Station Ground through the above Reserve are required before a patent can be issued.

J.A.J. McKenna, Esq.,
Asst. Indian Commissioner,
Winnipeg, Man.

Your obedient servant,
J.D. McLEAN
Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915.

Ottawa, 18th November, 1904.

Sir,-

With reference to your letter of the 14th instant, No. 81/1, I have already written you on the subject.

Your obedient servant,

J.D. McLean

Secretary.

J.A.J. McKenna, Esq.,
Asst. Indian Commissioner,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231-10

Return to

DEPT. OF INDIAN AFFAIRS,
NOV 28 1904
SURVEYS.

Jno P Bray

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

331915 22117-2 C N

Office of the 267540

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 24 Nov. 1904.

In your reply refer to No. 81/1 and date of this letter and address Hon. David Laird, Indian Commissioner, Winnipeg, Man.

DEPARTMENT OF INDIAN AFFAIRS NOV 28 1904 B

23I915

Sir,

I regret that I was not advised until the receipt of your letter of the 18th. instant as to the requirements of the Department regarding the plan of station grounds at Kamsack, a draft for $300.60, in payment for which, I transmitted to you in my letter ~~to you~~ of 16th. Aug. last. I am calling upon the Railway Co. for a plan of station grounds giving the particulars required. I take it that the plan of right of way which you have already acted upon is sufficient as far as right of way goes. I would remind you that the land for the station ground was not expropriated but surrendered by the Indians on the 23rd. June last. I should suppose that the Department would have a sufficient description of the surrendered land to admit of the surrender being followed by the issue of a patent after its acceptance by Order in Council.

Your obedient servant,

J. A. McKenna

Asst. Indian Commissioner.

Secretary,
Dept. Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915.

22117-2 C N

Mr. O'Connor
to Indian Sales

Ottawa, 30th November, 1904.

LAND BRANCH
DEC 2 1904

Sir,-

In reference to the concluding portion of your letter No. 81/1, of the 24th instant, I beg to say that a plan purporting to show the land required for station grounds for the Canadian Northern Railway was received here on the 3rd September last.

A portion of this plan was coloured to show the station grounds, the area 30.06 acres was given, but no widths nor lengths.

A description for surrender by the Indians was then prepared merely stating " two strips of land containing together thirty acres and six hundredths of an acre , situated on each side of the Right of Way of the Canadian Northern Railway through the projected Northeast Quarter of Section Thirty-four, and West half of Section Thirty-five, Township Twenty-nine, Range Thirty-two, West Principal Meridian, to be used by the said Railway Company for the purposes of a station ground".

Form 10
J.B.

While the above description may be suitable for a surrender when the exact position or shape of the proposed area is not a matter of great consequence, something more definite is necessary when the land is about to be patented.

It is requisite for a description for a patent to know at what distance and direction from some known point on

Hon. David Laird,
Indian Commissioner,
Winnipeg, Man

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

on the boundary of the reserve the land begins, the bearing and length on the centre line of the different widths, also these widths, so that the exact position and area can be shown.

I have also to state that the plan of Kamsack shows the Westerly end of the station grounds over 200 feet further West than the plan received here on the 3rd September last.

A plan of the Right of Way through the Reserve, certified by the Chief Engineer of Railways and Canals was received here in June last. To this plan no exception has been taken.

I have the honour to be,

Sir,

Your obedient servant,

D. McLEAN

Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915.

22117-2 CN

Mr O'Connor
to Indian Sales

Ottawa, 30th November, 1904.

LAND BRANCH
DEC 2 1904

Sir,-

In reference to the concluding portion of your letter No. 81/1, of the 24th instant, I beg to say that a plan purporting to show the land required for station grounds for the Canadian Northern Railway was received here on the 3rd September last.

A portion of this plan was coloured to show the station grounds, the area 30.06 acres was given, but no widths nor lengths.

A description for surrender by the Indians was then prepared merely stating " two strips of land containing together thirty acres and six hundredths of an acre , situated on each side of the Right of Way of the Canadian Northern Railway through the projected Northeast Quarter of Section Thirty-four, and West half of Section Thirty-five, Township Twenty-nine, Range Thirty-two, West Principal Meridian, to be used by the said Railway Company for the purposes of a station ground".

Form 70
J.B.

While the above description may be suitable for a surrender when the exact position or shape of the proposed area is not a matter of great consequence, something more definite is necessary when the land is about to be patented.

It is requisite for a description for a patent to know at what distance and direction from some known point on

Hon. David Laird,
Indian Commissioner,
Winnipeg, Man

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

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A plan of the Right of Way through the Reserve, certified by the Chief Engineer of Railways and Canals was received here in June last. To this plan no exception has been taken.

I have the honour to be,

Sir,

Your obedient servant,

S. D. McLEAN

Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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ARCHIVES PUBLIQUES
CANADA

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
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CANADA

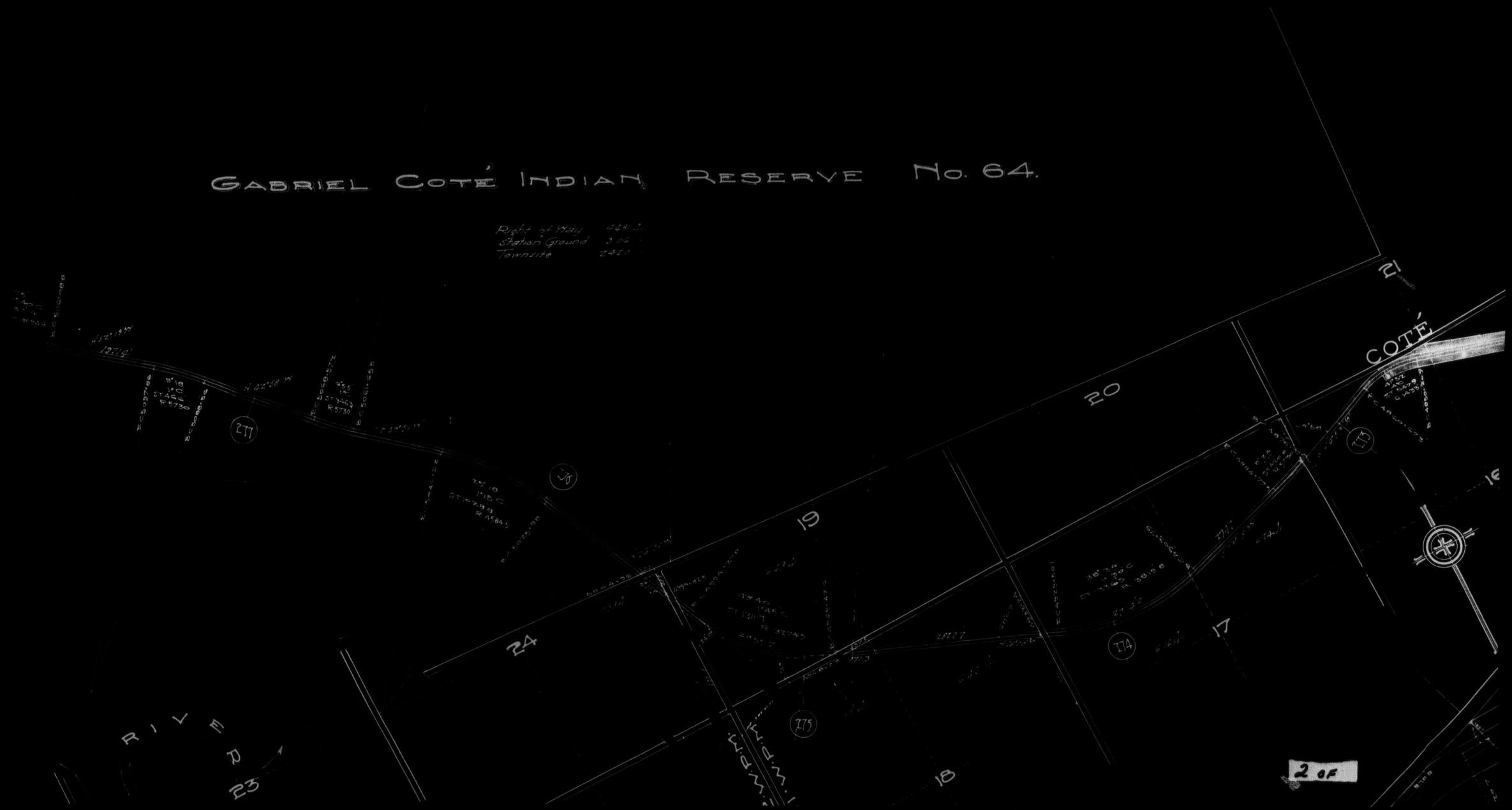
GABRIEL COTÉ INDIAN RESERV

Right of Way 44.14 ac
Station Ground 3.02 "
Townsite 24.70 "

1 OF

GABRIEL COTÉ INDIAN RESERVE No. 64.

Right of Way	448.4
Station Ground	3.06
Townsite	2420



GABRIEL COTÉ INDIAN RESERVE

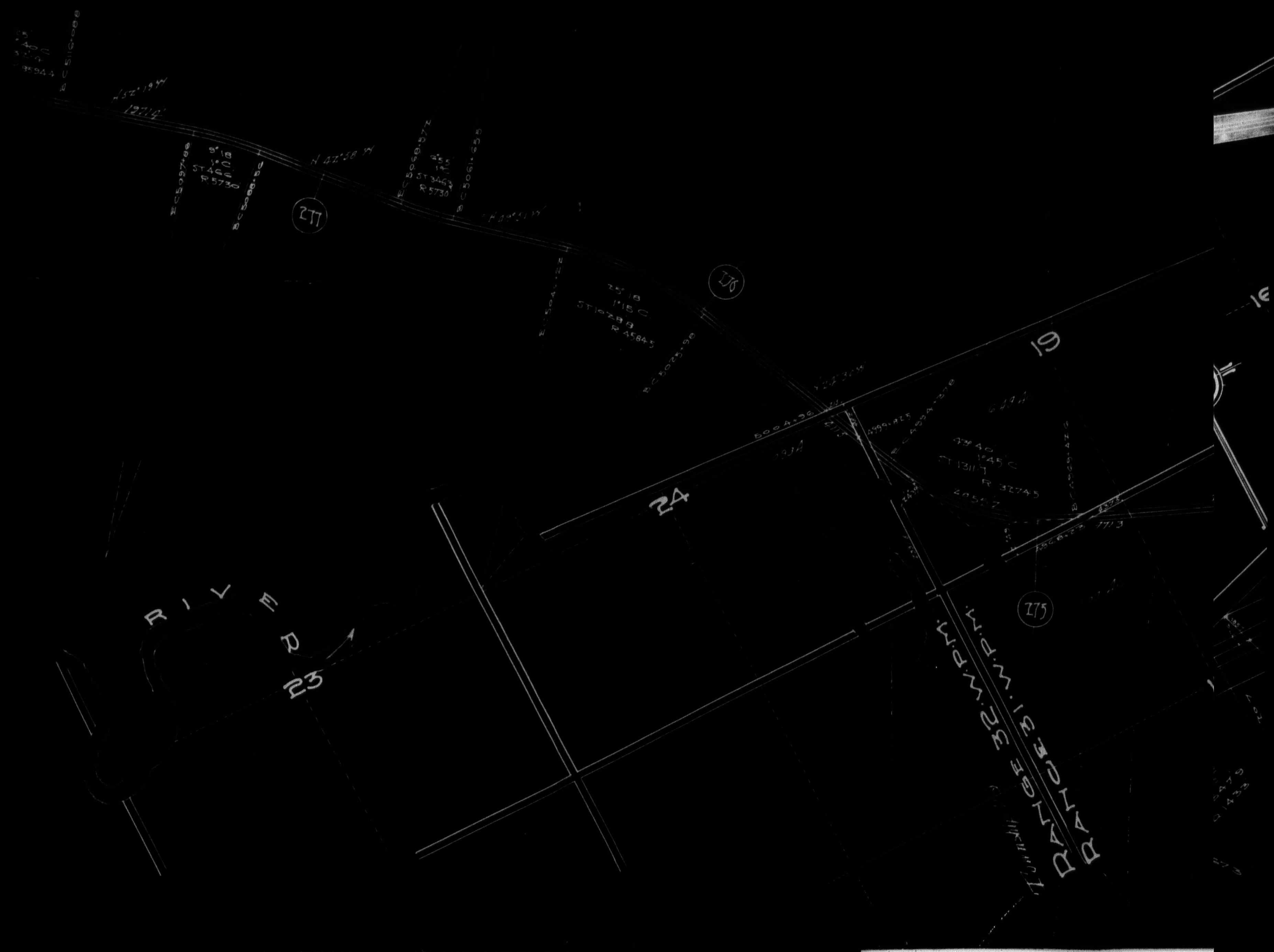
Right of Way 46.0 Ac
Station Ground 3.06 "
Townsite 24.10 "

3 OF

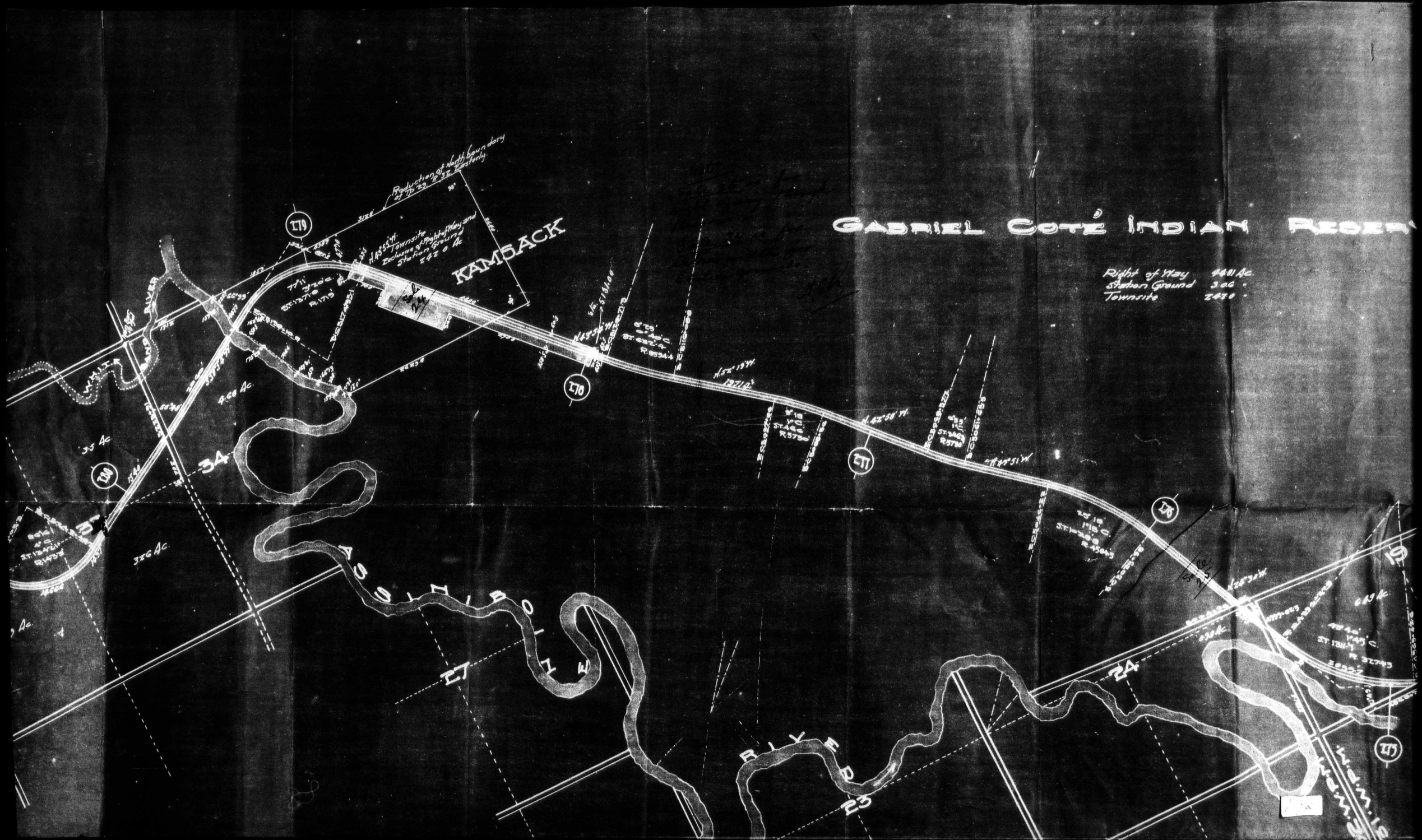
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

GABRIEL COTÉ INDIAN RESERVE

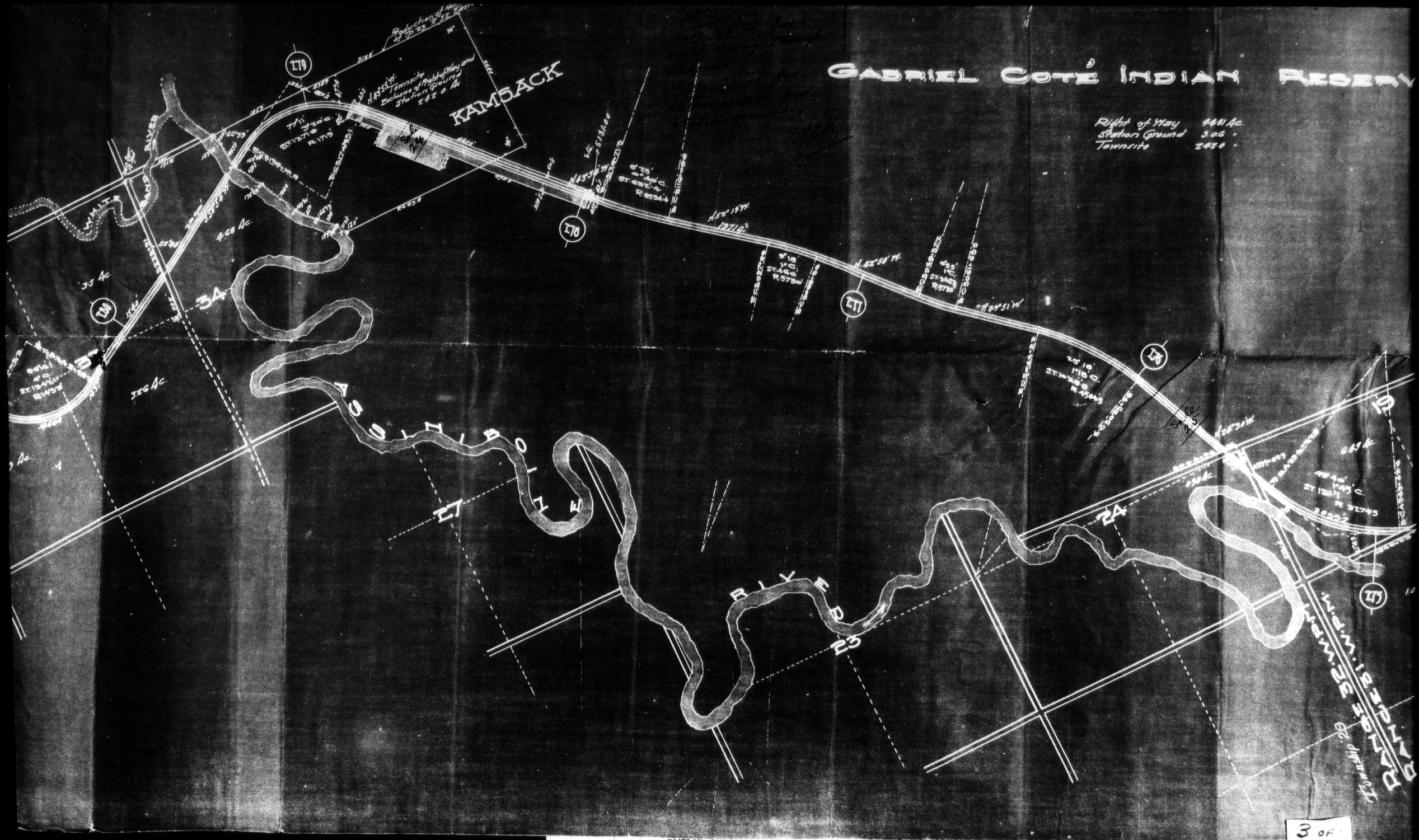
Right of Way 448.4
Station Ground 3.06
Townsite 2420



Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA


GABRIEL COTÉ INDIAN RESERVE
Right of Way 4.41 Ac.
Station Ground 3.06 "
Townsite 24.70 "
KAMSACK
Reduction of North boundary of Tp 22, R 32 Easterly.
Townsite
Exclusive of Right of Way and Station Ground
242.0 Ac
WHITE SAVIN RIVER
ASSINIBOINE RIVER
34
23
24
T.19
T.18
T.17
T.16
T.15
W.2.M.
W.1.M.
4.06 Ac.
3.5 Ac.
3.26 Ac.
6.49 Ac.

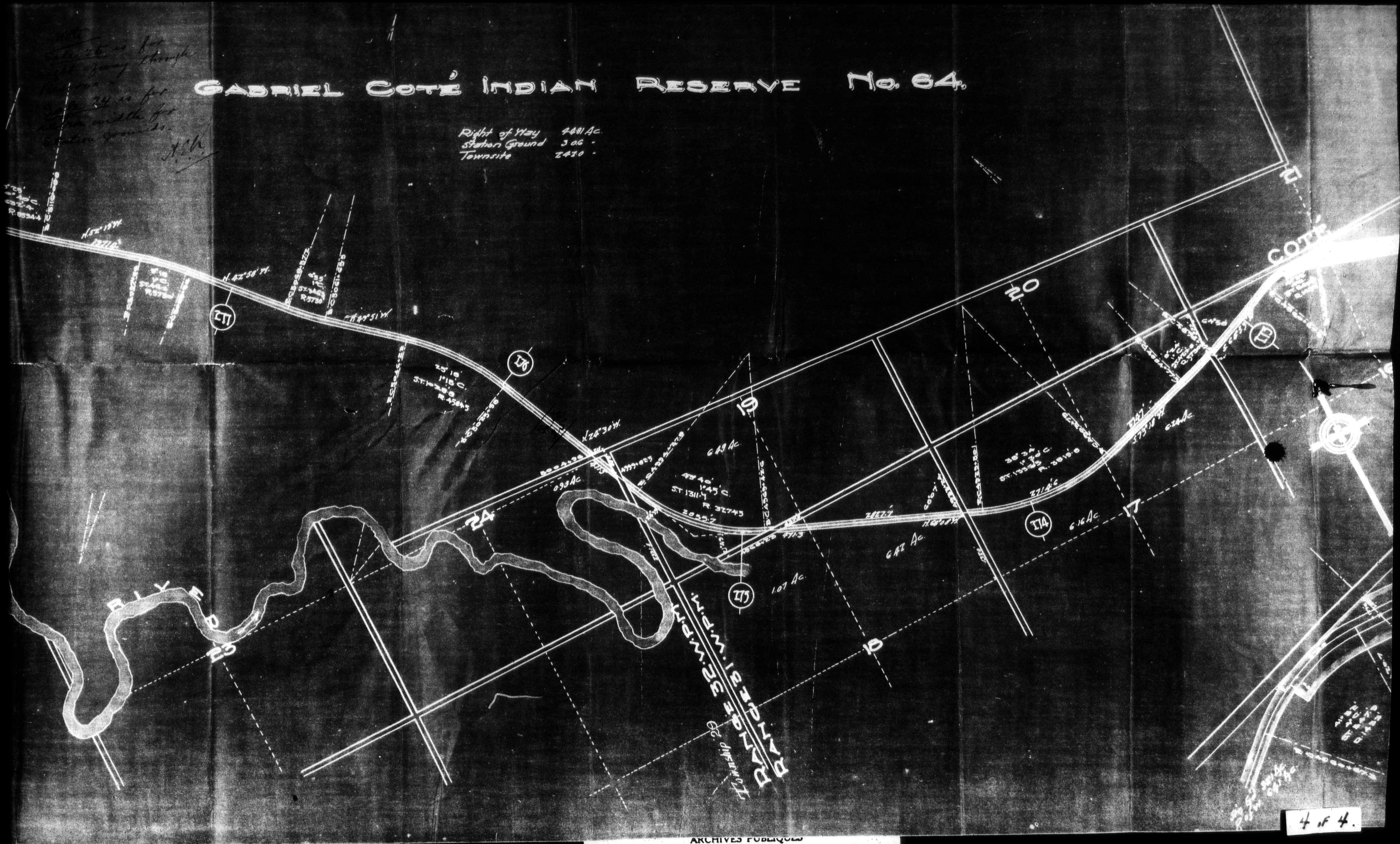
GABRIEL COTÉ INDIAN RESERVE No. 64.



PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

GABRIEL COTÉ INDIAN RESERVE No. 64.

Right of Way 2.41 Ac.
Station Ground 3.06 -
Townsite 24.10 -



ARCHIVES PUBLIQUES
CANADA

KODAK SAFETY ▲ FILM

231915
22117-2 CN

Office of the

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 24th March 1905.

In your reply refer to
No. 81/1
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

272676

DEPARTMENT OF INDIAN AFFAIRS
MAR 28 1905
SURVEYS

Sir,-

231,915

I would refer to your letter of the 30th of November last, and enclose herewith the plan of the land required for station grounds on Cote's Reserve by the Canadian Northern Railway, which you require for the patenting of the land to the Company.

Your obedient servant,

J. Asst. Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

DEPT. OF INDIAN AFFAIRS,
MAR 29 1905
SURVEYS

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 C N

No. 231915.

Duplicate

Department of Indian Affairs,

Ottawa, 30th March, 1905.

Description for Patent.

Kamsack Station Grounds

~~All that parcel of land situate in Sote Indian Reserve, No. 61, in the District of Assiniboia, in the Dominion of Canada, being composed of~~ part of the projected Northeast quarter of Section Thirty-four, and part of the West half of Section Thirty-five, in Township Twenty-nine, Range Thirty-Two, West of the Principal Meridian, and which is described as follows:- Commencing at the intersection of the East boundary of said township with the South boundary of said Indian Reserve; thence West along said boundary of said reserve two hundred and fifteen feet to the intersection of said south boundary with the centre line of the Canadian Northern Railway; thence Northwesterly along said centre line of said Railway twelve thousand six hundred and four feet to the place of beginning. Thence North Forty-three degrees, Fifty-four minutes West along said centre line two thousand seven hundred feet, including a width of one hundred feet North of said centre line, and a width of two hundred feet South of said centre line; thence continuing on same bearing along said centre line twelve hundred feet including a width of one hundred feet North of said centre line and a width of five hundred feet South of said line; thence continuing Westerly along said centre line seven hundred feet and including a width of one hundred feet North of said centre line, and a width of two hundred feet South of said centre line, and excluding a ~~xxxxxxx~~ width of forty-nine feet six inches on each side of said centre line for the total length of four thousand six hundred feet, and containing by admeasurement thirty acres and six hundredths of an acre be the same more or less

Sale 24

Ref. 14074

H. W. Sheran
Assist Surveyor

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 831915.

22117-2CN

Department of Indian Affairs,

Ottawa, 4th April, 1905.

Description for Patent for Right of Way

Cote Indian Reserve, No. 64.

~~All that parcel of land situate in Cote Indian Reserve, No. 64, in the District of Assiniboia, in the Dominion of Canada, being composed of~~ the Right of Way of the Canadian Northern Railway, as shown on the plan of Right of Way of said Railway through said Indian Reserve, on file in the Department of Indian Affairs, and being described as follows:- Commencing two hundred and fifteen feet west of the intersection of the south boundary of said Reserve with the east boundary of Township twenty-nine, Range thirty-two, west of the Principal Meridian; thence north twenty-four degrees and thirty minutes west, two thousand one hundred and three feet; thence following a one degree and fifteen minute curve to the left two thousand and twenty-three feet; thence north forty-nine degrees and fifty-one minutes west one thousand five hundred and forty-three feet six inches; thence following a one degree curve to the right six hundred and ninety-one feet and seven-tenths of a foot; thence north forty-two degrees and fifty-eight minutes west one thousand nine hundred and ninety-nine feet; thence following a one degree curve to the left nine hundred and thirty feet; thence north fifty-two degrees nineteen minutes west one thousand eight hundred and twenty-two feet and eight-tenths of a foot; thence following a forty minute curve to the right one thousand two hundred and sixty-two feet and five-tenths of a foot; thence north forty-three degrees and fifty-four minutes west four thousand six hundred and twenty-three feet and eight-tenths of a foot; thence following a three degree and ten minute curve to the left two thousand three hundred and fifteen feet and seven-tenths of a foot; thence south fifty-eight degrees and fifty-

Sale 25 Cote Res. S. Pfm. Pofe 162

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
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CANADA

fifty-four minutes west forty feet more or less to the east bank of the Assiniboine River, and also the westerly limit of said Indian Reserve. The above described line being the Centre line of said Railway, as shown on said plan, and including a width of forty-nine feet six inches on each side of said Centre line, and containing by admeasurement forty-four acres and ~~eighty-one~~ fifty six hundredths of an acre be the same more or less.

J. W. McKellar

Arthur Lewis

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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ADDRESS YOUR REPLY
"TO THE SECRETARY
DEPARTMENT OF THE INTERIOR
OTTAWA."

E.D.

Department of the Interior
Canada.

312182

IN YOUR REPLY
PLEASE QUOTE THIS
FILE NO.
529018 T. & M.

DEPARTMENT OF INDIAN AFFAIRS
JUL 24 1907

Ottawa, July 19th, 1907.

Sir:-

I am directed to forward you herewith file 529018 T. & M., respecting an application made by the Canadian Northern Railway Company for permission to divert water from the Assiniboine River, in Township 29, Range 32, West of the 1st Meridian, to be used for domestic purposes in connection with the operation of their Railway, at Kamsack, Sask.

As the point from which water is to be diverted is in Gabriel Coté Indian Reserve, I am directed to ask whether any objection will be made by you to the proposed works, as shown by the memorial and plans submitted by the Railway Company.

Your obedient servant,

Secretary.

Frank Pedley, Esq.,
Deputy Superintendent General
of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

23191 5
22117-2 CN

Office of the

Indian Commissioner

for Manitoba and the Northwest Territories,

In your reply refer to
No. 81/1
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 24th March 1905.

272676

DEPARTMENT OF INDIAN AFFAIRS MAR 28 1905

Sir,-

231,915 I would refer to your letter of the 30th of November last, and enclose herewith the plan of the land required for station grounds on Cote's Reserve by the Canadian Northern Railway, which you require for the patenting of the land to the Company.

Your obedient servant,

J. Grassemann

J. Asst. Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

DEPT. OF INDIAN AFFAIRS, MAR 29 1905 SUR

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
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CANADA

22117-2 c J

No. 231915.

Duplicate

Department of Indian Affairs,

Ottawa, 30th March, 1905.

Description for Patent.

Kamsack Station Grounds

~~All that parcel of land situate in Cote Indian Reserve, No. 64, in the District of Assiniboia, in the Dominion of Canada, being composed of~~ part of the projected Northeast quarter of Section Thirty-four, and part of the West half of Section Thirty-five, in Township Twenty-nine, Range Thirty-Two, West of the Principal Meridian, and which is described as follows:- Commencing at the intersection of the East boundary of said township with the South boundary of said Indian Reserve; thence West along said boundary of said reserve two hundred and fifteen feet to the intersection of said south boundary with the centre line of the Canadian Northern Railway; thence Northwesterly along said centre line of said Railway twelve thousand six hundred and four feet to the place of beginning. Thence North Forty-three degrees, Fifty-four minutes West along said centre line two thousand seven hundred feet, including a width of one hundred feet North of said centre line, and a width of two hundred feet South of said centre line; thence continuing on same bearing along said centre line twelve hundred feet including a width of one hundred feet North of said centre line and a width of five hundred feet South of said line; thence continuing Westerly along said centre line seven hundred feet and including a width of one hundred feet North of said centre line, and a width of two hundred feet South of said centre line, and excluding a ~~xxxxxxx~~ width of forty-nine feet six inches on each side of said centre line for the total length of four thousand six hundred feet, and containing by admeasurement thirty acres and six hundredths of an acre be the same more or less

Sale 24

Ref. 14074

J. B. Morgan
Assist Surveyor

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
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CANADA

No. 231915. P-H (22117-2 C N)

Department of Indian Affairs,

Ottawa, 4th April, 1905.

Description for Patent for Right of Way

Cote Indian Reserve, No. 64.

~~All that parcel of land situate in Cote Indian Reserve, No. 64, in the District of Assiniboia, in the Dominion of Canada, being composed of~~ the Right of Way of the Canadian Northern Railway, as shown on the plan of Right of Way of said Railway through said Indian Reserve, on file in the Department of Indian Affairs, and being described as follows:- Commencing two hundred and fifteen feet west of the intersection of the south boundary of said Reserve with the east boundary of Township twenty-nine, Range thirty-two, west of the Principal Meridian; thence north twenty-four degrees and thirty minutes west, two thousand one hundred and three feet; thence following a one degree and fifteen minute curve to the left two thousand and twenty-three feet; thence north forty-nine degrees and fifty-one minutes west one thousand five hundred and forty-three feet six inches; thence following a one degree curve to the right six hundred and ninety-one feet and seven-tenths of a foot; thence north forty-two degrees and fifty-eight minutes west one thousand nine hundred and ninety-nine feet; thence following a one degree curve to the left nine hundred and thirty feet; thence north fifty-two degrees nineteen minutes west one thousand eight hundred and twenty-two feet and eight-tenths of a foot; thence following a forty minute curve to the right one thousand two hundred and sixty-two feet and five-tenths of a foot; thence north forty-three degrees and fifty-four minutes west four thousand six hundred and twenty-three feet and eight-tenths of a foot; thence following a three degree nine ten minute curve to the left two thousand three hundred and fifteen feet and seven-tenths of a foot; thence south fifty-eight degrees and fifty-

Sale 25 Cote Res. S. Pole 162

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
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CANADA

fifty-four minutes west forty feet more or less to the east bank of the Assiniboine River, and also the westerly limit of said Indian Reserve. The above described line being the Centre line of said Railway, as shown on said plan, and including a width of forty-nine feet six inches on each side of said Centre line, and containing by admeasurement forty-four acres and ~~eighty-one~~ fifty six hundredths of an acre be the same more or less.

J. W. McLean

Arthur Lewis

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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ADDRESS YOUR REPLY
"TO THE SECRETARY
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OTTAWA"

E.D.

Department of the Interior

Canada.

n31515 312182

IN YOUR REPLY
PLEASE QUOTE THIS
FILE NO.
529018 T. & M.

DEPARTMENT OF INDIAN AFFAIRS
JUL 24 1907

Ottawa, July 19th, 1907.

Sir:-

I am directed to forward you herewith file 529018 T. & M., respecting an application made by the Canadian Northern Railway Company for permission to divert water from the Assiniboine River, in Township 29, Range 32, West of the 1st Meridian, to be used for domestic purposes in connection with the operation of their Railway, at Kamsack, Sask.

As the point from which water is to be diverted is in Gabriel Coté Indian Reserve, I am directed to ask whether any objection will be made by you to the proposed works, as shown by the memorial and plans submitted by the Railway Company.

Your obedient servant,

Secretary.

Frank Pedley, Esq.,
Deputy Superintendent General
of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
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CANADA

22117-2CN

231915

Fixed

Ottawa, July 29, 1907.

Sir,-

The Canadian Northern Railway Company has made application to divert one cubic foot of water per second from the Assiniboine River in the Cote Indian Reserve to supply water for Railway purposes at Kamsack; the enclosed blue print shows the location of the pipe-line.

You will note that the said pipe-line traverses the surrendered Kamsack "Town site", its construction and maintenance may cause damage to the land. Kindly communicate with the purchasers of the town site and arrange this point and also advise the Department if there is any objection to the diversion of the water required.

Form 2

S.B.

I have the honour to be,

Your obedient servant

J. D. McLEAN

Secretary.

Hon. D. Laird,

Indian Commissioner,

Winnipeg,

Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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CANADA

22117-2C N

231915

Office of the

Indian Commissioner

for the Northwest Provinces and Territories.

DEPARTMENT OF INDIAN AFFAIRS AUG 6 1907

In your reply refer to
No. 83/1
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 3rd August, 1907.

312594

Sir,-

231915

I have your letter of the 29th ultimo in which you say that the Canadian Northern Railway Co. have made application to divert water from the Assiniboine River for railway purposes at Kamsack, and you ask that I should communicate with the "purchasers of the townsite" in the matter.

I.C. BRANCH AUG 6 1907

The purchasers of the townsite are Mackenzie, Mann & Co. Ltd., composed of William Mackenzie, Donald D. Mann, and Roderick John Mackenzie, who are described as all of the City of Toronto in Ontario. Though they are the purchasers, the Crown still holds the land in trust for the Indians who are to share with Mackenzie & Mann in the proceeds of the sale of the lots. If it is the "purchasers of the townsite," therefore, that you desire to have communicated with, it occurs to me that it might be better perhaps for the Department to communicate direct with Mackenzie, Mann & Co. Ltd. at Toronto. Davidson & McRae here are merely selling agents.

It occurs to me that perhaps the suggestion is that purchasers of lots through which the pipe line is to pass are those you desire me to communicate with. If that be so, it appears to me that the Canadian Northern Railway Co. should communicate with any purchasers of lots and obtain and transmit to you for record the consent of the

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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CANADA

312534

the purchasers to the passage of the pipe line through their properties.

Regarding the question as to whether there is any objection to the diversion of the water required, I may say that I know of no objection to the quantity of water required being taken from the Assiniboine river; but I do not know that the Department of Indian Affairs has anything to do with the diversion of the water of that stream.

Your obedient servant,

J. P. McLean

Asst. Indian Commissioner.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
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CANADA

231 915

22117-2 C N

Hx'd.

Ottawa, August 9, 1907.

Sir,-

Referring to your letter of the 3rd instant, No. 83-1, and to letter from the Department of the 29th July, I shall be obliged if you will be good enough, as requested in the said letter, to arrange all matters in connection with the possible damage to the Kamsack Town-site by the construction and maintenance of the proposed pipe-line, with the purchasers of the said Town-site.

It is presumed from your letter that there is no objection as far as this Department is concerned to the proposed diversion of water from the Assiniboine River.

I have the honour to be,

Your obedient Servant,

Sgd. F. D. McLean

Acting Deputy Superintendent General of Indian Affairs.

Hon. D. Laird,
Indian Commissioner,
Winnipeg,
Man.

Fom 10
S.B.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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CANADA

KODAK SAFETY FILM

23I9I5

Ottawa Feb,I.I908.

Sir,-

I shall be obliged if you will be good enough to inform me what action has been taken by you in connection with the proposed pipe line of the Canadian Northern Railway in the Kamsack townsite . Please refer to letter of the 9th of August,last, No.23I8I5.

Your obedient servant

S.B.G.

Lafleur

Deputy Superintendent General of Indian Affairs.

Hon.D.Laird,
Indian Commissioner,
Wipnipeg,Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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CANADA

231915

Ottawa Feb.1,1908.

Sir,-

In reply to your letter of the 30th ultimo and referring to your letter of the 19th ultimo No.529018 T & M I have to say that the Hon.Mr.Laird,Indian Commissioner, Winnipeg , was requested to arrange all matters in connection with the possible damage to the Kamsack townsite by the construction and maintenance of the proposed pipe line of the Canadian Northern Railway. He has not reported any action that has been taken in the matter and he has been again written to on the subject.

Your obedient servant

S. B. Jr

Secretary.

P.G.Keyes,Esq.,
Secretary,
Dept.of the Interior,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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DO NOT WRITE ABOUT MORE THAN ONE SUBJECT IN THE SAME LETTER. WRITE LEGIBLY YOUR FULL NAME AND ADDRESS

C.

ADDRESS YOUR REPLY
"TO THE SECRETARY
DEPARTMENT OF THE INTERIOR
OTTAWA."

N.D.

Department of the Interior

Canada.

IN YOUR REPLY
PLEASE QUOTE THIS
FILE NO.
529018 T.C.I.

Ottawa, January 20th, 1908.

320280

Sir:-

On the 19th of July, 1907, I forwarded to your file 529018, respecting an application by the Canadian Northern Railway Company for permission to divert water from the Assiniboine River in township 29, Range 32, West of the 1st Meridian, in connection with the water supply at their station at Kamsack, Sask. As the point of the proposed diversion is located in the Gabriel Cote Indian Reserve I inquired whether any objection would be made to the proposed works.

Please inform me what decision has been arrived at respecting this matter. The file does not appear to have been returned to this Department.

Your obedient servant,

D. McLean
Secretary.

Frank Pedley, Esq.,
Deputy Superintendent General
of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
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CANADA

231911

Immediate

DEPARTMENT OF INDIAN AFFAIRS CANADA

Ottawa Feb.I,1908.

Memorandum for D.X.T.H.

Deputy Minister,-

Please note in the letter on file herewith No.231915 that the Hon.Mr.Laird was requested to be good enough to arrange all matters in connection with the possible damage to the Kamsack townsite,by the construction and maintenance of the proposed pipe line of the Canadian Northern Railway Mr.Laird does not appear to have reported any action that he may have taken in this matter. Please also see letter to him on the same file, dated to-day. Also letter to Mr Reyes.

applied

S. Bray

Chief Surveyor.

DEPT. OF INDIAN AFFAIRS, FEB 3 1908 SURVEYS.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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CANADA

Office of the 231915

320963

Indian Commissioner

for the Northwest Provinces and Territories.

DEPARTMENT OF INDIAN AFFAIRS FEB 17 1908

In your reply refer to No. 83/I and date of this letter and address Hon. David Laird, Indian Commissioner, Winnipeg, Man.

Winnipeg, 15 Feb. 1908.

D.L.H.

231,915

Sir,

Referring to your letter of the 1st. instant (received to-day) relative to the Canadian Northern Railway pipe line in the Townsite of Kamsack, I beg to state that on receipt of Department's letter of the 9th. August last, I communicated with the Company's solicitors. They in turn referred the matter to their Chief Engineer for the necessary surveys, plan, &c., but I am to-day informed that no action has been taken by the Engineer. I am again urging that prompt action be taken by the Company in order to close the matter.

Your obedient servant,

D. Laird

Indian Commissioner.

DEPT. OF INDIAN AFFAIRS FEB 19 1908 SURVEYS.

Secretary,

Dept. of Indian Affairs,

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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CANADA

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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CANADA

22117-2 CN

(Copy)

326043

CANADIAN NORTHERN RAILWAY CO.

PIPE LINE - KAMSACK

A strip of land ten (10) feet in perpendicular width on either side of the following described line -

Commencing at a point on the South limit of the ~~land reserved for~~ Kamsack Townsite on ~~Gabriel~~ the Cote Indian Reserve No. 64, at a distance of Two Thousand Six Hundred and Fifty-five (2,655) feet measured westerly along the South limit of said Townsite from the Centre Line of The Canadian Northern Railway Company as constructed ~~across said lands and adjoining lands,~~ which point is also Two Hundred and thirty-three (233) feet measured easterly from the post marked "I,R," at the South east ~~angle~~ corner of the said Townsite ~~on the production westerly of said South limit,~~ thence North-easterly, making ~~a north-east angle~~ of 31° 36' for a distance of One Thousand Four Hundred and Seventy ~~three and nine tenths (1,473 9/10)~~ feet, more or less, to intersect the west boundary of the Station Grounds of The Canadian Northern Railway ~~as shown on a plan filed in the Land Titles Office at Regina as Plan No. G. 378, at a distance of~~ at a point Five Hundred ~~(500)~~ feet, ~~from the Centre Line of said Railway,~~ and Five Hundred and three ~~and two tenths~~ (503 ~~2/10~~) feet South easterly of the north-west corner of said Station Grounds, and containing Sixty-seven ~~One~~ Hundredths (67/100) acres more or less, ~~as shown on plan hereto attached.~~ A own and reserve and reserving the right to lay out and use across the said described strip of land all the streets that may hereafter be considered to be desirable or necessary.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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CANADA

22117-2 CN

325643

(Copy)

CANADIAN NORTHERN RAILWAY

Pipe line --~~Kamsack~~ Cote - Indian Reserve.

All that portion of ~~Kamsack~~ Cote Indian Reserve No 64 described as follows:

Commencing at a point on the south boundary of the land reserved for Kamsack townsite at a distance of Two thousand six hundred and thirtysix (2636) feet measured westerly along said south boundary from the intersection of the Centre line of the Canadian Northern Railway as constructed ~~across said lands and adjoining lands~~ with the south limit of the land reserved for Kamsack townsite, ~~as shown on a plan of said railway filed in the Land Titles Office at Regina as Plan No. C 576;~~ thence south westerly, making ~~a south west angle~~ of 31° 36' to the water's edge of the Assiniboine River thence northerly along the water's edge of said river to the ~~production westerly of the~~ said south boundary of Kamsack townsite thence easterly along said South boundary of Kamsack townsite to the place of commencement, and containing thirty ~~seven~~ one hundredths (37/100) acres, in the same more or less, ~~as shown colored brown on plan hereto attached.~~

Winnipeg, Man., April 21st, 1908.

J. B.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
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CANADA

Office of the -

Indian Commissioner

for the Northwest Provinces and Territories.

In your reply refer to
No. 83/I
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 13 May 1908.

Survey

DEPT. OF INDIAN AFFAIRS
13 MAY 1908
SURVEYS.

DEPARTMENT OF INDIAN AFFAIRS
MAY 16 1908

231,915

Sir,

In further reference to your letter of the 1st. February last and previous correspondence in connection with the land required by the Canadian Northern Railway Coy. in Cote's Reserve and the Townsite of Kamsack for a pump-house and a pipe-line, I beg to enclose herewith a plan of survey showing the same, together with descriptions thereof.

It will be observed that the site for the pump-house and a portion of the pipe-line lie outside the townsite in fractional section 34, Tp. 29, R. 32 W. 1st. M. which has been surrendered by the Indians for sale, and has an area of 37/100 acre. I value this land at $20.00, and if the Department concurs in this valuation would recommend that a patent be issued to the Company upon payment of this sum being made. An early reply should be given, so that the matter can be settled before the sale next month of surrendered lands.

I am in communication with Messrs. Davidson & McRae, Selling Agents for the owners of the Townsite of Kamsack, with regard to the valuation of the land (67/100 acre) required for the pipe-line through the Townsite and will advise you as soon as we come to an understanding. They express the opinion that the C. N. R. Coy. should not have to pay for this 67/100 acre of the town-plot required for improvements; but I scarcely see it in this light, as the pipe-line runs diagonally across the

The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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ARCHIVES PUBLIQUES
CANADA

35643

the town-plot and when that portion of the plot comes to be sub-divided, it will injure the sale of the lots through which it runs. However, if the Department is willing to issue a patent for the 67/100 acre without any consideration in the interest of the Indians the issue need not be further delayed.

Your obedient servant,

D Laird

Indian Commissioner.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231,915

Fixed

Ottawa, May 27, 1908.

Sir,-

Enclosed herewith is a plan on tracing cloth and two blue print copies of the same, showing a small triangle of land in the Cote Indian Reserve No.64, Sask., required by the Canadian Northern Railway in connection with water supply. I shall be obliged if the Chief Engineer of Railways and Canals will be good enough to certify that this land is required for Railway purposes in the usual manner.

3

Your obedient servant

D. McLEAN

Secretary.

L.K.Jones, Esq.,
Secy. Railways & Canals,
Ottawa.

Form L
S.B.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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CANADA

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231515

Survey

L. K. JONES.
SECRETARY.

DEPARTMENT OF INDIAN AFFAIRS
JUN 4 1908

IN YOUR REPLY
PLEASE QUOTE THIS
FILE NO. 2820.

Ottawa, June 3 1908.

Encl. 2 blue print plans.

116265

DEPT. OF INDIAN AFFAIRS
JUN 5 1908
SURVEYS.

Sir,-

Referring to your letter (No. 231,915) of the 27th ultimo, I have the honour, by direction, to return to you herewith, two blue print plans showing certain land in the Gabriel Cote Indian Reserve, No. 64, Saskatchewan, required by the Canadian Northern Railway Company in connection with their water supply, which land the Deputy Minister and Chief Engineer of the Department has certified, under date the 29th. ultimo, as being actually required for Railway purposes, in accordance with the provisions of section No. 46 of the Indian Act as being actually required for Railway purposes. One copy remains on file in the Department.

I have the honour to be,
Sir,
Your obedient servant,

L. K. Jones
Secretary.

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The Secretary,
Department of Indian Affairs,
Ottawa.

Q/B

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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CANADA

231915

22117-2 CN

Ottawa June 5,1908.

Sir,-

I beg to inform you that a small triangle of land at the North West corner of the South East quarter of Sec.34, -29-32-W.I.M.,Cote Indian Reserve, bounded on the North by the Kamsack Townplot and on the West by the Assiniboine River and containing 37/100 of an acre has been applied for by the Canadian Northern Railway for the purpose of a pipe line. The said land will be sold to the Railway and I have to request you to except it from the said quarter section in the sale. A plan showing the small triangle of land will be sent you in a few days.

(Sent plan June 23. 08.)

Your obedient servant

J. D. McLEAN

Secretary.

W.M.Graham,Esq.,

Inspector of Indian Agencies,

Balcarres,

Sask.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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CANADA

23I9I5

22117-2 C N

DXH

Ottawa June 5,1908.

Sir,-

I beg to acknowledge the receipt of your letter of the I3th ultimo No. 83-I and to say that your valuation of$20.00 for the small triangle of land (not .37 Ac) situated in the South East quarter Sec.34,T.29,R.32,W.I.M. Cote Indian Reserve, required by the Canadian Northern Railway for a pipe line appears to be quite satisfactory. On the receipt of the said sum a patent for the land will be issued

The Department concurs with your view that the town plot of Kamsack will be depreciated in value by the sale of the strip of land required for the said pipe line and consequently the Railway Company should pay a fair compensation. The right to lay out such streets as may be necessary or desirable across the said strip of land will be reserved in the patent.

Your obed ent servant

J. D. McLEAN

Secretary.

Hon.D.Laird,

Indian Commissioner,

Winnipeg,

Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

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CANADA

DO NOT WRITE ABOUT MORE THAN ONE SUBJECT IN THE SAME LETTER — WRITE LEGIBLY YOUR FULL NAME AND ADDRESS.

231915

22117-2CN

ADDRESS [redacted] "TO THE SECRETARY
DEPARTMENT OF THE INTERIOR
OTTAWA."

ED.

Department of the Interior.
Canada.

IN YOUR REPLY
PLEASE QUOTE THIS
FILE No.
529018 T.G.T.

DEPARTMENT OF INDIAN AFFAIRS
JUN 18 1908

Ottawa June 16th, 1908.

Surveys

327062

Sir:-

With reference to your file 231915 and to your letter of the 1st of February last thereon, in reply to a letter from this Department dated the 20th of January last, I am directed to enquire whether the necessary arrangements have yet been made respecting the application of the Canadian Northern Railway Company for the diversion of water from the Assiniboine River in Tp. 29, Rg. 32, West of the 1st Meridian, in connection with the water supply at their station at Kamsack, Sask. The proposed point of diversion is located in the Gabriel Cote Indian Reserve and it is understood that the Hon. Mr. Laird, Indian Commissioner, was requested to make such arrangements as would prevent damage to the Kamsack town site by the construction and maintenance of the proposed pipe line. Departmental file 529018 was forwarded to you on the 18th of July, 1907, in connection with this matter and has not yet been returned.

SURVEYS.
JUN 18 1908

Your obedient servant,

J.D. McLean, Esq.,
Secretary,
Department of Indian Affairs,
Ottawa.

R. Rems
Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2CN

Office of the 327114

231915

Indian Commissioner

for the Northwest Provinces and Territories.

DEPARTMENT OF INDIAN AFFAIRS
JUN 19 1908

In your reply refer to
No. 83/1
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 16th June, 1908.

Sir,-

231915

With reference to the last paragraph of your letter of the 5th instant relative to the Canadian Northern Railway Co.'s pipe line running through a portion of the town plot of Kamsack, I beg to state that Messrs. Davidson & McRae, townsite agents of the C.N.R. Co., state that the Company might be allowed the privilege of using that portion of the townsite on which their pipe line is run, free of any cost until such time as that portion will be necessary as a subdivision of the town. They state that the Company is not doing any damage to the property at present, and that they are doing a great deal of good to the town as their water tank at the station is kept full and is practically the sole fire protection. When a subdivision is necessary of this portion, the question of valuing the land utilized by the pipe will be taken up.

Messrs. Davidson & McRae have also been advised by the engineering department that the Railway Company contemplate changing the line of their present pipe system so that it would coincide to better advantage with any future subdivision that may be put on by having it pass along the proposed streets.

Under the circumstances I think this matter may be allowed to stand for the present.

The Secretary,
Department of Indian Affairs,
Ottawa.

Your obedient servant,
D. Laird
Indian Commissioner.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

23I,915

Ottawa June 23,1908.

Sir,-

I beg to acknowledge the receipt o your letter of the 16th instant No.83-I and to inform you that the Department concurs with your view that the matter relating to the pipe-line of the Canadian Northern Railway through a portion of the Kamsack town-plot may stand for the present .

It is presumed that the small triangle in the S.E.$\frac{1}{4}$,T.29,R.32, W.I.M. which Inspector Graham has been instructed to reserve, and not included in the sale of the said quarter-section, will be required and paid for by the C.N.R.

Your obedient servant

W. D. McLEAN

Secretary.

Hon.D.Laird,

Indian Commissioner,

Winnipeg,

Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231 915

22117-2CN

DXH

1 By Minister
2 Secy

Ottawa June 23,1908.

Sir,-

Referring to your letter of the 16th instant No.529018 T.G.I. relating to the diversion of water by the Canadian Northern Railway Co.,from the Assiniboine River in Tp' 29,R.32,W.I.M. I beg to inform you that a communication has been received from the Indian Commissioner,Winnipeg,which is to the effect that no damage is being done at present in the Kamsack town-plot by the pipe line which it appears is already in operation and that the Railway Co. contemplates changing the location of the said pipe-line. It has been decided to let the question of possible compensation,to be paid by the Railway Co., stand for the present,with the exception of a small triangle of land in the S.E.¼ Tp.29, R.32, W.I.M. required by the said Company,for which satisfactory arrangements have been made. I have further to add that there appears to be no further objection as far as this Department is concerned to the taking of the proposed quantity of water from the Assiniboine River.

Your obedient servant

J. D. McLean

Secretary.

P.G.Keyes,Esq.,

Secretary,

Dept.of the Interior,

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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CANADA

DO NOT WRITE ABOUT MORE THAN ONE SUBJECT IN THE SAME LETTER — WRITE LEGIBLY YOUR FULL NAME AND ADDRESS.

231515

327649

ADDRESS YOUR REPLY
"TO THE SECRETARY
DEPARTMENT OF THE INTERIOR
OTTAWA."

Department of the Interior.
Canada.

IN YOUR REPLY
PLEASE QUOTE THIS
FILE No.

529018 T.&.M.

E.D.

Ottawa June 26th, 1908.

Survey

DEPT. OF INDIAN AFFAIRS,
JUN 30 1908
SURVEYS.

Sir:-

I beg to acknowledge the receipt of your letter of the 23rd instant, your file 231 - 915, in reply to mine of the 16th idem, respecting the application of the Canadian Northern Railway Company to divert water from the Assiniboine River in Tp. 29, Rg. 32, West of the 1st Meridian in connection with the supply of water at their station at Kamsack, Sask., and note that the pipe line is already in operation and that there appears to be no objection to the works in so far as your Department is concerned.

I may remind you that file No. 529018 T.&.M. of this Department was sent you on the 19th of July, 1907, in connection with this matter and that the file has apparently not yet been returned. Please endeavour to locate this file and have it returned at your earliest convenience.

Your obedient servant,

W. Rempo
Secretary.

J.D. McLean, Esq.,
Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Ex.U.

Ottawa July 3rd,1908.

Sir,-

In accordance with your request of the 26th ultimo No.329018 T.G.I., I beg to enclose herewith file No.529018 T & M. of your Department.

Ex'd

Your obedient servant,
D. McLEAN
Secretary.

For
O.B.

H.G.Keyes,Esq.,
Secretary.
Dept.of the Interior,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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23/918-2

WRITE ABOUT MORE THAN ONE SUBJECT IN THE SAME LETTER—WRITE LEGIBLY YOUR FULL NAME AND ADDRESS.

DEPARTMENT OF INDIAN AFFAIRS MAY 21 1910

DEPARTMENT OF THE INTERIOR
OTTAWA

364707 IN YOUR REPLY PLEASE QUOTE THIS FILE No

G.E.A.

Department of the Interior.
Canada.

529918 T.G.I.

Ottawa May 18, 1910.

Surveys

DEPT. OF INDIAN AFFAIRS MAY 26 1910 SURVEYS

Sir.-

An application has been received by this Department from the Canadian Northern Railway Company to divert water from the Assiniboine river at a point in Tp. 29, Rg. 32, West of the 1st Meridian, within the Gabriel Cote Indian Reserve, in connection with a water supply system at the company's station at Kamsack, Sask.

The applicants have not yet submitted proof that they have obtained the necessary right of way over this Indian Reserve, and I am to request you to advise me whether application has yet been made to your Department for this purpose, and, if so, in what position the matter now stands.

Your obedient servant,

Secretary.

The Secretary,
Dept. of Indian Affairs,
OTTAWA.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No-231915

Ottawa June 29th,1910.

Sir,-

In reply to your letter of the 18th ultimo No. 529918.T.I.G. I beg to inform you that in 1908 the Canadian Northern Railway made application for a Right of way for their pipe line from the Assiniboine River to their station grounds situated in the Kamsack Town plot. There was some correspondence at the time butthe matter has not been concluded The Company has been written to on the subject.

Your obedient servant

S. Stewart

Assistant Secretary

S.B.S.

P.G.Keyes,Esq.,

Secretary,

Dept.of the Interior,

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

2 letters

22117-2 C N

No-231915

Ottawa June 29th, 1910.

Ex'd

Sir,-

I have the honour to refer you to the question of the Right of way for a pipe line desired by your Company through the town plot of Kamsack, Cote Indian Reserve, Sask. and to say that the matter appears to have been lost sight of.

The Honourable David Laird informed the Department that it was intended to change the line of your pipe system so that it would coincide to better advantage with any future subdivision of the property by having it to pass along the proposed streets. Under these circumstances the matter was allowed to stand.

We have been advised that you have made application to the Department of the Interior for permission to divert water from the Assiniboine River at a point in township 29, R.32, W.I.M. within the Cote Indian Reserve and inquiry is made as to whether you have obtained the necessary right of way for the pipe line. I shall be obliged if you wil be good enough to submit to this Department what you propose to do and in what manner your work will affect the Reserve lands.

S.B.

Your obedient servant

S Stewart

Assistant Secretary.

The Secretary,
Canadian Northern Rwy.Co.
Toronto.
Ont.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231916

THE CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE SECRETARY.

DEPARTMENT OF INDIAN AFFAIRS
JUL 5 1910

TORONTO, 4th July, 1910.

Ex'd

367464

Secretary,

Dept. of Indian Affairs,

Ottawa, Canada.

Dear Sir,-

I am in receipt of your letter of June 29th in reference to right-of-way required for pipe line in Township 29, R. 32, W. 1 M. within the Cote Indian Reserve. I have referred this matter to the proper Official of the Company.

Believe me

Yours very truly,

W. A. Moore

Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPT. OF INDIAN AFFAIRS
JUL 18 1910

IN YOUR REPLY REFER TO FILE No. 2001 M.W.

68296 WINNIPEG, MAN. July 11th.1910.

Ex'd

Re. Pipe Line at Kamsack.

DEPT. OF INDIAN AFFAIRS
JUL 20 1910
SURVEYS.

Mr. S. Stuart,
Assistant Secretary,
Department of Indian Affairs,
OTTAWA, ONT.

Dear Sir,

Your letter of the 29th. ultimo File No.231915 addressed to The Secretary, Canadian Northern Railway Company, Toronto, has been referred to me for attention. I am taking this matter up with the Company and will write shortly in connection therewith.

Yours truly,

C. R. Stovel,
Right of Way Agent.

B.L.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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CANADA

231918

DO NOT WRITE ABOUT MORE THAN ONE SUBJECT IN THE SAME LETTER—WRITE LEGIBLY YOUR FULL NAME AND ADDRESS.

ADDRESS REPLY TO SECRETARY
DEPARTMENT OF THE INTERIOR
OTTAWA.
H.E.D.

Department of the Interior.
Canada.

IN YOUR REPLY PLEASE QUOTE THIS FILE No.
529018 T.G.I.

Surveys

DEPT. OF INDIAN AFFAIRS, OCT 12 1910 SURVEYS.

Ottawa October 11th, 1910.

373207

Sir:-

On the 18th May last I informed you of the receipt by this Department of an application from the Canadian Northern Railway Company to divert water from the Assiniboine River at a point in Tp. 29, Rg. 32, West of the 1st Meridian within the Gabriel Cote Indian Reserve in connection with a water supply system at the Company's station at Kamsack, Sask. As it would be necessary for the Company to obtain right of way over the Indian Reserve from ~~the~~ your Department you were requested to state whether such application had been made to you.

In your reply of the 29th June last you stated that there had been some correspondence in connection with this matter in 1908, but that the matter had not been concluded and had been again taken up by you with the Company.

I am now advised by the Commissioner of Irrigation that the required right of way has not yet been secured and I am directed to request you to inform me in what position the matter now stands.

Your obedient servant,

The Secretary,
Dept. of Indian Affairs,
Ottawa.

Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

23I9I5

DRAFT

Ottawa Oct I5th,I9I0.

Sir,-

I beg to refer you to your letter of the II th July last No.2000I M.W. and to request you to be good enough to inform me what action the Canadian Northern Railway Company intends to take in connection with the laying of a pipe line in the Cote Indian Reserve. I have to request that this action be taken with as little delay as possible as the Department of the Interior has again written to this Department on the subject.

S.B.

Your obedient servant

S Stewart

Actg. Deputy Superintendent General.

C.R.Stovel,Esq.,

Right of way Agent,

Can.Northern Railway Co.

Winnipeg,Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF INDIAN AFFAIRS
OCT 24 1910

373938

IN YOUR REPLY REFER TO FILE No. 2001 Main West.

WINNIPEG, MAN. Oct.20th,'10

Re. Pipe Line at Kamsack. Your file #231915

EXD.

S. Stuart, Esq.,
Acting Deputy Superintendent General,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir:-

I have received your favor of the 15th instant in connection with above matter.

I have not yet received a reply from our Engineering Department in connection with this pipe line, but I am again pressing them for a reply and will communicate with you further immediately upon receipt of same.

Yours truly,

C. R. Stovel,
Right of Way Agent.

B.M.

DEPARTMENT OF INDIAN AFFAIRS
OCT 26 1910
SURVEYS.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
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CANADA

231915

DO NOT WRITE ABOUT MORE THAN ONE SUBJECT IN THE SAME LETTER—WRITE LEGIBLY YOUR FULL NAME AND ADDRESS.

C.

ADDRESS:—"TO THE SECRETARY
DEPARTMENT OF THE INTERIOR
OTTAWA."

H.E.D.

Department of the Interior.
Canada.

DEPARTMENT OF INDIAN AFFAIRS
DEC 21 1910

IN YOUR REPLY PLEASE QUOTE THIS FILE No.

529018 T.G.I.

377547

Ottawa December 17th, 1910.

Sir:-

I beg to call your attention to my letter of October 11th last, respecting right of way required by the Canadian Northern Railway Company over the Gabriel Cote Indian Reserve, and to ask how the matter of right of way stands at present.

Your obedient servant,

Asst. Secretary.

The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 CN

231915.

Ottawa, December 27, 1910.

Sir,-

Referring to your letter of the 17th instant No. 529018 T. C. I. , I beg to inform you that on the receipt of your letter of 11th October last a communication was sent to the Canadian Northern Railway Company reminding them of our enquiry of the 29th June June last, and in reply we were informed on the 26th ult. that their Engineering Department had not yet been heard from on the subject and they were being pressed for a reply. The Company has to-day been again written to on the subject.

I may explain that the C.N.R. proposes to change the present location of the pipe line in question at Kamsack in the Cote Indian reserve and until information has been received on this point it will not be known positively in what manner the Indian lands will be affected.

Your obedient servant,

Asst. Deputy & Secretary.

The Secretary,
Dept. of the Interior,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915.

EX'D.

Ottawa, December 27, 1910.

Sir,-

I beg to draw your attention to your letter of the 20th October last (2001 Main West) and previous correspondence and to request a reply to a letter of the 29th June last relating to the proposed water supply for the C.N.R. at Kamsack. I may say a reply from this Department on this matter has again been requested by the Department of the Interior.

Your obedient servant,

Asst. Deputy & Secretary.

C. R. Stovel, Esq.,
Right of Way Agent,
Canadian Northern Rwy.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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CANADA

DO NOT WRITE ABOUT MORE THAN ONE SUBJECT IN THE SAME LETTER—WRITE LEGIBLY YOUR FULL NAME AND ADDRESS.

ADDRESS "TO THE SECRETARY DEPARTMENT OF THE INTERIOR OTTAWA"

IN YOUR REPLY PLEASE QUOTE THIS FILE No

M.E.D.

Department of the Interior.
Canada.

529018 T.G.I.

231915

DEPT. OF INDIAN AFFAIRS. APR 13 1911 SURVEYS.

DEPARTMENT OF INDIAN AFFAIRS APR 11 1911

Ottawa April 7th, 1911.

Surveys

324928

Sir:-

Referring to your letter of the 27th December last- your file 231915- respecting right of way required by the Canadian Northern Railway Company for a pipe line over the Gabriel Cote Indian Reserve, I beg to ask whether anything further has been heard from the Company respecting this matter.

Your obedient servant,

G. Perry

Asst. Secretary.

The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231,915.

Ottawa, April 26, 1911.

Sir,-

I beg to draw your especial attention to letters to you of the 29th July and 27th December last, relating to the proposed water supply for the Canadian Northern Rwy., at Kamsack, Sask., and to request an immediate reply thereto.

If you are not the proper officer of the Company to whom this matter should be referred I shall be obliged if you will be good enough to place it in the proper hands.

I may explain that we have been again urged for a settlement of this matter by the Department of the Interior.

Your obedient servant,

S.B.

Sgd. O. Stewart

for Asst. Deputy and Secretary.

C. R. Stovel, Esq.,

Right of Way Agent,

Canadian Northern Rwy.,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231,915.

F.A.C.

Ottawa, April 26, 1911.

Sir,-

I beg to acknowledge the receipt of your letter of the 7th instant No. 529018 T.G.1. and to say that no communication has been as yet, received from the Canadian Northern Railway Co., relating to their water supply at Kamsack, Sask. The Company has been again written to on the subject.

Your obedient servant,

Sgd. S. Stewart

Asst. Deputy and Secretary.

S.B.

The Secretary,

Dept. of the Interior,

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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CANADA

231915

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

IN YOUR REPLY REFER TO FILE No. 2001 Main West.

WINNIPEG, MAN. May 2-1911.

DEPT. OF INDIAN AFFAIRS, MAY 1911

Re. Water Supply at Kamsack. 337303

DEPT. OF INDIAN AFFAIRS, MAY 13 1911 SURVEYS.

Mr. J. D. McLean,
Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir:-

I am in receipt of your favor of the 26th ultimo in reference to above matter.

I regret the delay which occured in replying to your former letter, but I have been unable to obtain the necessary information from our Engineering Department to enable me to reply. I am, however, taking the matter up specially with the Engineers, and hope to be able to give you a definite reply within a short time.

Yours truly,

C. R. Stovel,
Right of Way Agent.

B.M.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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CANADA

231915

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF INDIAN AFFAIRS
SEP 6 1911

IN YOUR REPLY REFER TO FILE No. 2001 Main West.

WINNIPEG, MAN. 2nd Sept.1911.

-- Re. Pipe Line at Kamsack - Your File No.231915.

394400

J. D. McLean, Esq.,
Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir,

With reference to your letter of June 29th, 1910, in connection with pipe line across the Cote Indian Reserve.

The Company is willing to move the pipe line to the nearest streets whenever the land upon which it is at present situated is subdivided into lots. I presume this will be satisfactory to the Department, and would be obliged if you will advise me on what terms the Department would be willing to allow the Company to maintain this pipe line across the Reserve.

Yours truly,

DEPT. OF INDIAN AFFAIRS,
SEP 6 1911
SURVEYS.

C. R. Stovel,
Right of Way Agent.

B.M.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
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CANADA

231915

Ex'd

Ottawa, September 12, 1911.

Sir,-

Enclosed herewith is a blue print plan showing the location of the pipe line of the C.N.R. across the unsubdivided portion of the townplot of Kamsack, in the Cote Indian Reserve. The pipe line was laid some years ago and the matter of compensation was held in abeyance as the Company intended to move the pipe line to suit the streets of Kamsack when the subdivision is made.

It is now desired to arrange with the Company on what terms it may continue to have the privilege of the pipe line as now constructed and with the understanding that it should be moved, as above stated, when the subdivision is made.

I have to request you to look into the matter and state on what reasonable terms the privilege may be continued.

Fwd
S.B.

Your obedient servant,

Sgd- J. D. McLean

Asst. Deputy and Secretary.

W. G. Blewett, Esq.,
Indian Agent,
Kamsack, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915

PELLY AGENCY

INDIAN AGENT'S OFFICE,

DEPARTMENT OF INDIAN AFFAIRS SEP 21 1911

Kamsack, Sask.,

18th Sept. 1911. 190

IN YOUR REPLY REFER TO
No. 123.
ALSO
TO DATE OF THIS LETTER.

Ex'd

395449

Sir,

Referring to your letter of 12th Sept. 1911.

No. 231915

I beg to say that there was no blue print enclosed in the letter above stated. I beg to request that it be forwarded as soon as possible and in the mean time I will interview the proper authorities at Kamsack.

I have the honor to be,

Sir,

Your obedient servant,

Sent by registered letter 22 Sept 1911 F.B.

DEPT. OF INDIAN AFFAIRS, SEP 21 1911 SURVEYS.

W G Blewett

Indian Agent.

The Secretary,
Dept. of Indian Affairs,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915

PELLY

DEPARTMENT OF INDIAN AFFAIRS SEP 30 1911

INDIAN AGENT'S OFFICE,

Kamsack, Sask.,

27th Sept. 1911. 190

IN YOUR REPLY REFER TO
No. 123.
ALSO
TO DATE OF THIS LETTER.

Surveys

Sir,—

395275

Referring to your letter of 12 Sept. 1911.

No. 231915.

I beg to say that I have interviewed the C.N.R. officials and the pipe line in question runs across some land that at the present time is not subdivided and will not for a good many years as it lies very low and is unfit for dwellings. There is no traffic across this line except by the C.N.R. employees going to and coming from work, so the pipe line is obstructing nothing being buried under the ground a considerable distance.

DEPT. OF INDIAN AFFAIRS, OCT 2 1911 SURVEYS.

The Railway Company are at present arranging with the Kamsack Board of Trade to have the pipe line moved onto the streets of the town.

If the Department wishes to place a nominal compensation upon this privelege, I would like to be advised. The real damage to the property is nil.

I have the honor to be,

Sir,

Your obedient servant,

W. G. Blewett

Indian Agent.

The Secretary,
Dept. of Indian Affairs,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231, 915.

Ottawa, October 3,1911.

Sir,-

Referring to your letter of the 18th May, 1910, and subsequent correspondence (your file 529918 T.G.I.) I beg to inform you that we have received a report from our Indian Agent to the effect that the pipe line of the Canadian Northern Railway from the Assiniboine River to their station at Kamsack as constructed, is practically no detriment to the reserve. I may say that as far as this Department is concerned, your Department may in this matter, take such action with the water supply as may be thought proper.

Your obedient servant,

Sgd. S. Stewart,

for Asst. Deputy and Secretary.

S.B.

The Secretary,

Dept.ofthe Interior,

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 C N

231,915.

1 Sgn. Principles
2 Secy. — mail Yes
Indian — kindly initial this B.

Ottawa, October 3, 1911.

Ex'd

Sir,-

Referring to your letter of the 2nd ult., No.2001 Main West, I beg to inform you that our Indian Agent has reported that your pipe line at Kamsack as constructed appears to be no detriment to the reserve lands.

In 1908, a small piece of land adjacent to the South limit of Kamsack at its South western corner was conveyed to your Company for the purposes of the water supply and pipe line. From this point to the Kamsack Station grounds the pipe line is laid in land which is consideredto be under the control of your Railway and this Department has consequently no control in the matter.

Your obedient servant,

Sgd. S. Stewart

for Asst. Deputy and Secretary.

S. B.
was
AP

C. R. Stovel, Esq.,
Right of Way Agent, Canadian Northern Rwy.,
Winnipeg, Man

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF INDIAN AFFAIRS OCT 17 1911

IN YOUR REPLY REFER TO FILE No. 2001 Main West.

WINNIPEG, MAN. 11th Oct.1911.

-- Re. Pipe Line at Kamsack --

39700

397001

DEPT. OF INDIAN AFFAIRS OCT 17 1911 SURVEYS.

The Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Sir,

I have the honor to acknowledge the receipt of your letter of the 3rd instant, File No.231915, to the effect that there is no objection on the part of your Department to the existing pipe line remaining in its present position, for which I am obliged.

Yours truly,

C. R. Stovel,
Right of Way Agent.

S.M.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 CN

-: Canadian Northern Railway:-

474153

Pipe Line. Kamsack.

Gabriel Cote' Indian Reserve No. 64.

Being all that portion of Gabriel Cote' Indian Reserve No. 64, in the Province of Saskatchewan, described as follows:-

Commencing at a point on the South boundary of the land reserved for Kamsack Townsite at a distance of 2636.0 feet measured Westerly along th esaid South boundary on its point of intersection with the centre line of the Canadian Northern Railway as constructed across the said lands and adjoining lands as shown on a plan of survey of said Railway, filed in the Land Titles Office at Regina as Plan No. G. 378. Thence south westerly ~~xxxxx~~ making an included angle of 23°05' to the South and West with the aforesaid South boundary of Kamsack Townsite for a distance of 190.0 feet, more or less to the water's edge of the Assiniboine River thence northerly along the water's edge of the said River with the production Westerly of the said South Boundary of Kamsack Townsite, thence Easterly along the said South Boundary of Kamsack Townsite to the point of commencement.

Said parcel containing 0.185 acres more or less.

DATED at Winnipeg, Man.
this 4th day of May, 1912.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231918

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITOR'S DEPARTMENT

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

22117-2CN

DEPARTMENT OF INDIAN AFFAIRS JUN 20 1912

WINNIPEG, CANADA

June 17th., 1912.

PLEASE REFER TO OUR FILE No. 294. YOUR No.

DEPT. OF INDIAN AFFAIRS JUN 21 1912 SURVEYS.

Secretary,

Department of Indian Affairs,

Ottawa, Ontario.

DEPT. OF INDIAN AFFAIRS JUN 27 1912 SURVEYS.

4453

Dear Sir:-

- re KAMSACK WATER SUPPLY. -

We have had some correspondence with you some two or three years ago in connection with the purchase of land required by the Company for pipe line and pump house near Kamsack. Arrangements were made for the purchase of the small triangular piece of land required for the pump house for the sum of $20.00, but the matter was never completed. We now enclose herewith description of this piece of land and should feel obliged if you would advise us whether the Indian Department will issue patent to the Railway Company on payment of $20.00.

BRANCH JUL 2 1912

Your file we think, is either 383-1 or 294.

Yours truly,

CLARK & SWEATMAN

Per

AW.

ENCL.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 CN

231,915

Ottawa, July 2, 1912.

Gentlemen:

Referring to your favour of the 17th ultimo and accompanying description of lands in the Cote Indian Reserve South of the Town of Kamsack which your Company proposes to acquire for pumping grounds I beg to state your description is not according to the plan of record in this Department but as the plan of ~~record~~ here has not sufficient data therewith to make a description I have to request you to be good enough to send a tracing of the plan according to which you wish patent to issue. Upon receipt of this plan and of twenty dollars ($20.00), the valuation placed thereon, the Department is prepared to issue patent.

Your obedient servant,

Sgd. J. D. McLean

Assistant Deputy and Secretary.

Messrs. Clark & Sweatman,
Solicitors, Etc.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITOR'S DEPARTMENT

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

WINNIPEG, CANADA

DEPARTMENT OF INDIAN AFFAIRS
JUL 18 1912

July 6th., 1912.

PLEASE REFER TO OUR FILE No. 294 YOUR No. 231915.

416047

Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir;-

- re KAMSACK WATER SUPPLY. -

We beg to acknowledge receipt of your letter of the 2nd instant in connection with land which the C.N.R. wish to acquire for pumping grounds. As requested, we now enclose herewith three tracings illustrating this land and also cheque in your favor for $20.00. If this material is sufficient to enable your Department to issue us a transfer we should feel obliged if you would have one prepared and forward it to us as soon as possible. If there is any other information which you will require before doing this if you will kindly advise us we will endeavor to obtain same for you.

S 115

Yours truly,

CLARK & SWEATMAN,

Per.

AW.

ENCL.

$20.00 Vote

plans returned to company Sept 5-1912

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

~~278028~~ 1 ~~278028~~ 2

231815

32654

416047

142 c

DEPARTMENT OF INDIAN AFFAIRS
JUL 25 1912
SURVEYS.

DEPARTMENT OF INDIAN AFFAIRS
JUL 18 1912

DUPLICATE, FOR DEPARTMENT.

No. 9042

Bank of Montreal,

$20.00 Cut, Sale 115 Ottawa, ~~July 15, 1912.~~ 416047

RECEIVED from ~~Gen. Nor. Ry Co.~~

on account ~~Indian Funds~~

the sum of ~~Twenty~~ ~~00/100~~ *Dollars,*
which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

G M Ryan
Pro. Manager.

Ent'd.

DEPARTMENT OF INDIAN AFFAIRS
JUL 18 1912

DEPARTMENT OF INDIAN AFFAIRS
JUL 18

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

ORIGINAL, FOR THE DEPOSITOR.

No. 9042

Bank of Montreal,

$20.00 *Ottawa,* July 15, 1912.

RECEIVED from Can. Nor. Ry Co.

on account Indian Funds

the sum of Twenty 00/100 *Dollars, which amount will appear at the RECEIVER GENERAL'S credit with this Bank.*

Signed in Triplicate,

[illegible]

Pro. Manager.

Cnt'd. [illegible]

Indian Affairs. (RG 10, Volume 7668, File 22117-2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 CN

291,915.

Ottawa, July 27, 1912.

Gentlemen:-

Referring to your letter of the 6th instant, No. 294, I beg to inform you that a small triangle of land in the South East quarter of Section 34, Township 29, Range 32, W-3-M. was reserved in the patent to the purchaser of the said Quarter Section in order that it might be sold to your company in accordance with your previous application. This small triangle of land contains .37 acres as shown on the plan herewith enclosed. It was then valued at $20.00 and the Department is prepared to issue a patent to your company for the said piece of land.

Encl.

BRANCH AUG 9 1912

With reference to the right of way for a pipe line across the land reserved for the Kamsack Townsite, I beg to inform you that the sale of the said townsite is being effected by the Canadian Northern Railway Company under a special agreement with the Department. It would therefore appear to be necessary that any arrangement in connection with the said pipe line should be arranged with your own officers and half the compensation to be paid should be sent to this Department. I may say that the Department is not disposed to agree to a sale of the right of way for the pipe line. It is considered that only the right to lay ~~there intended~~ and maintain a

Encl. O.B.

Messrs. Clark & Sweatman,

Solicitors, Etc.,

Canadian Northern Rwy. Co.

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

pipe line in the right of way as shown on your plans should be conveyed. That is to say no surface rights should be conveyed as this would militate against the subsequent sale of the lots, whereas by selling only the right to lay and maintain the pipe line the lots affected may be sold subject to this right. No action will be taken in this matter until we are again advised.

You may note that the original plan is different from the plan you have ~~xxxxxxxx~~ recently sent and that the area taken is .37 acres instead of .185 acres.

Your obedient servant,

Rgd J D McLean.

Assistant Deputy and Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITOR'S DEPARTMENT

DEPARTMENT OF INDIAN AFFAIRS AUG 10 1912

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

WINNIPEG, CANADA Aug.6/12.

417343

PLEASE REFER TO OUR FILE NO. YOUR NO.

Assistant Deputy & Secretary,
Indian Affairs,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS AUG 12 1912 SURVEYS.

Dear Sir,- - RE YOUR FILE 231915 -

We have your favor of the 27th ultimo in connection with an application by the Canadian Northern Railway Company for the purchase of a small parcel of land in the S.E. ¼ Section 34 - 29 - 32 W. 3rd. required for a Pumphouse site. We notice that the present application does not cover all the land arranged for by the late Mr. Stovel. We are directing the attention of our Right of Way office to this fact and we expect that we shall receive further instructions from them within the course of the next few days.

Yours truly,

CLARK & SWEATMAN.

W/P. Per...

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 C N

-: CANADIAN NORTHERN RAILWAY :- 418825

Site for Pump house and Pipe line
at Kamsack, Sask.

All that parcel of land situate in the surrendered portion of Coté Indian Reserve in the Province of Saskatchewan and Dominion of Canada being composed of ~~BEING~~ part of the South East quarter of Section Thirty-four (34) in Township Twenty-nine (29) and Range Thirty-two (32) West of the Principal Meridian, ~~in the Province of Saskatchewan~~ described as follows, commencing at a post planted on the North Boundary of the said South East quarter section at its intersection with the ~~East~~ left Bank of the Assiniboine River: Thence along said North Boundary on assumed azimuth of 90 degrees, Two Hundred and Fifty-one (251) Feet; Thence Two hundred and Thirty-eight (238) Degrees 24', Two hundred and Thirty-three (233) feet, more or less, to the said ~~East~~ left Bank of said River; Thence north westerly following the said left bank to the place of commencement ~~334 degrees 48', One Hundred and Thirty-four and a half (134½) feet, more or less to the place of beginning.~~ and Containing Thirty-seven ~~one~~ hundredths (0.37) ~~acres~~ of an acre, be the same more or less. as said parcel of land is shown on a plan of the Canadian Northern Railway showing Kamsack Pipe Line and certified by Butler on the 20th day of May 1908 and of record in the survey branch of the department of Indian Affairs under number 832.

"G. B. BEMISTER"
D.L.S.

Winnipeg, Man., Aug. 19th 1912.

GBB/C.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
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CANADA

231915

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITOR'S DEPARTMENT

DEPT. OF INDIAN AFFAIRS
SEP 3 1912

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

418823 WINNIPEG, CANADA

August 29th., 1912.

The above partnership having been disso[illegible]
Kindly a[illegible]dress your reply on this subje[illegible]
O. H. CLA[illegible]

PLEASE REFER TO OUR FILE No. 294. YOUR No. 231915.

DEPT. OF INDIAN AFFAIRS,
SEP 4 1912
SURVEYS.

Acting Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir;-

With further reference to your letter of the 27th ultimo, I enclose herewith a new description by Mr. G. B. Bemister, D.L.S., covering .37 acres of the S.E.¼ of Section 34, Township 29, Range 32 West, required for pipe line.

Yours truly,

O. H. CLARK,

Per

AW.

ENCL.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 CN

Canadian Northern Railway

Site for Pump house and pipe line
at Kamsack, Sask.

Sale 40

Ref. 16-7-64

~~All that parcel of land situate in the surrendered portion of Coté Indian Reserve in the Province of Saskatchewan and Dominion of Canada being composed of~~ part of the South East quarter of Section Thirty-four (34) in Township Twenty-nine (29) and Range Thirty-two (32) West of the Principal Meridian described as follows;- Commencing at a post planted on the North Boundary of the said South East quarter section at its intersection with the left Bank of the Assiniboine River; Thence along said North Boundary on assumed azimuth of 90 degrees, Two hundred and fifty-one (251) feet; Thence Two hundred and Thirty-eight (238) Degrees 24', Two hundred and Thirty-three (233) feet, more or less, to the said left Bank of said River; Thence north westerly following the said left Bank to the place of commencement, and containing Thirty-seven hundredths (0.37) of an acre, be the same more or less, as said parcel of land is shown on a plan of the Canadian Northern Railway showing Kamsack Pipe Line and certified to by M.J.Butler on the 29th day of May 1908 and of record in the survey branch of the Department of Indian Affairs under number 832.

W R White

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

KODAK SAFETY FILM

22117-2 CN

231,915

H.V.D.

Ottawa, September 6, 1912.

Sir;-

Referring to your favour of the 29th ultimo your file 294, re the site for a pump house on the S. W. Quarter of Section 34- 29- 32 W. 1. M., Cote Indian Reserve, I beg to say the description inclosed therewith accords with our plan and will be used as the basis for the description in the patent. The plans accompanying your letter of July 6, 1912 are herewith returned.

Sale 115

The Department has changed the description furnished by Mr. Bemister so as to include all the land to the water's edge between said north and south-east boundaries.

Lab w.r.w.

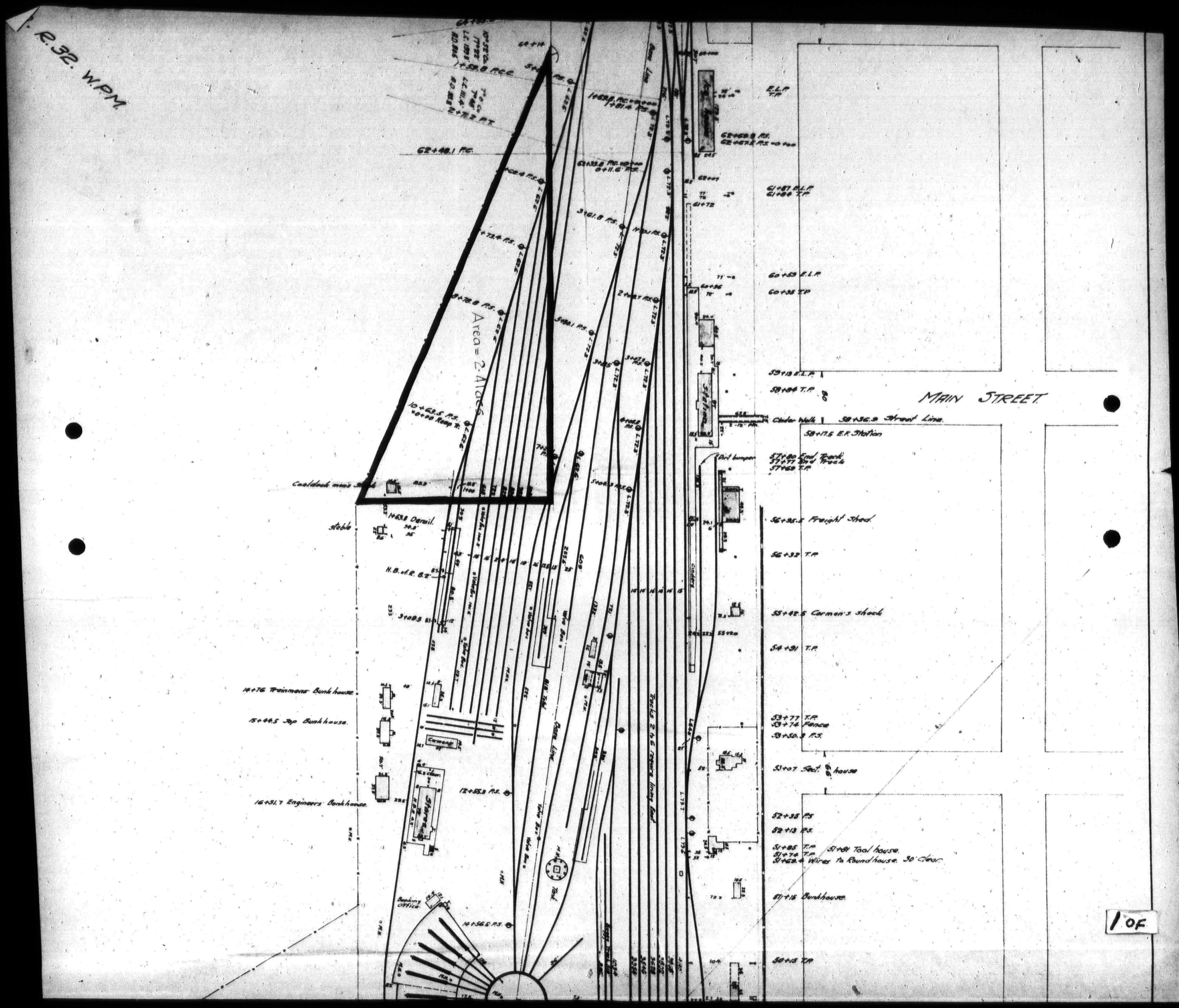
Your obedient servant,

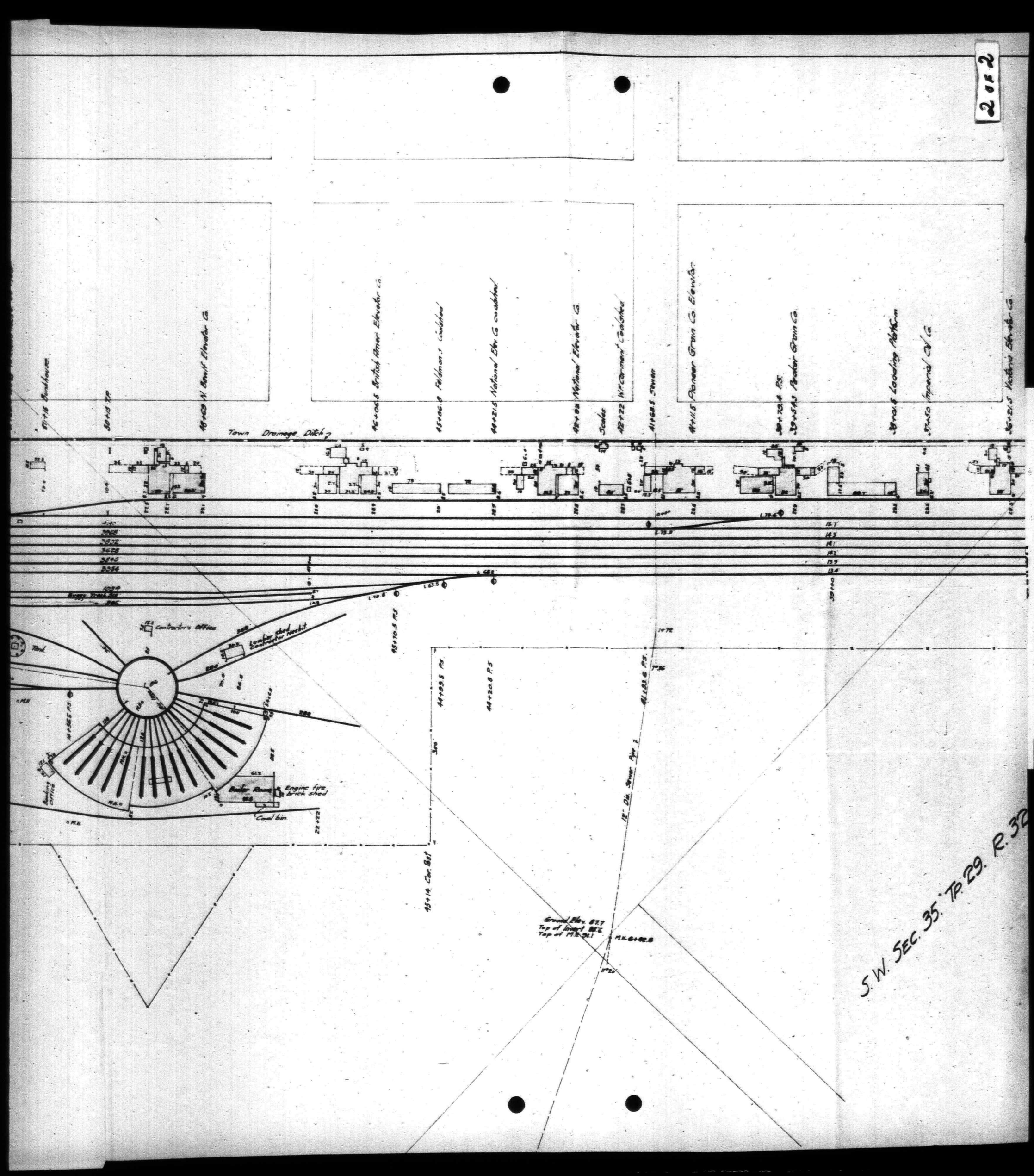
(Sgd) J. D. McLean

Assistant Deputy and Secretary

O. H. Clark, Esq.,
Solicitor, Etc.,
Winnipeg,
Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA


R. 32. W.P.M.
MAIN STREET
Area = 2 Acres
Cinder Walk
58+36.9 Street Line
58+17.5 E.R. Station
Dirt bumper
57+80 End Track
57+77 End Track
57+69 T.P.
56+95.5 Freight Shed
56+32 T.P.
55+42.5 Carmen's Shack
54+91 T.P.
53+77 T.P.
53+74 Fence
53+50.3 P.S.
53+07 Sect. house
52+35 P.S.
52+13 P.S.
51+85 T.P.
51+74 T.P.
51+69.4 Wires to Roundhouse. 30' Clear.
51+16 Bunkhouse
50+15 T.P.
Tracks 2 to 9 inclusive East
Coaling
Coaldock
Stable
H.B. of R. 8.2
Carwash
Shop
Banking Office
14+76 Trainmens Bunkhouse
15+44.5 Jap Bunkhouse
16+51.7 Engineers Bunkhouse
12+55.3 P.S.
14+56.6 P.S.
62+48.1 P.C.
1 OF


Town Drainage Ditch
W. Benoit Elevator Co.
British Amer. Elevator Co.
Feldman's Coalshed
National Elev. Co. coalshed
National Elevator Co.
Scales
Wiseman's Coalshed
Town
Pioneer Grain Co. Elevator
Pioneer Grain Co.
Loading Platform
Imperial Oil Co.
Victoria Elevator Co.
Contractor's Office
Lumber shed Contractor's Nest
Engine fire brick shed
Coal bin
12" Dia. Sewer Pipe
Ground Elev. 87.7
Top of Invert 85.6
Top of M.H. 94.1
S.W. SEC. 35. TP. 29. R. 32

CANADIAN NATIONAL RAILWAYS

New Form 219 replaces G.T.R. E9

MONTREAL 5-PM NO 17 24 CANADA

F

THIS ENVELOPE IS EXCLUSIVELY FOR Ry. E. AND WHEN SO USED ON LOCAL OR INTERLINE MAIL, GOVERNMENT POSTAGE IS NOT REQUIRED. PROVIDED, IT IS HANDLED BY EMPLOYEES OF THE SENDING CO. OR JOINTLY BY THEM AND EMPLOYEES OF THE CO. ADDRESSED WITHOUT INTERVENTION BY ANOTHER CARRIER.

DO NOT USE FOR PRIVATE CORRESPONDENCE.

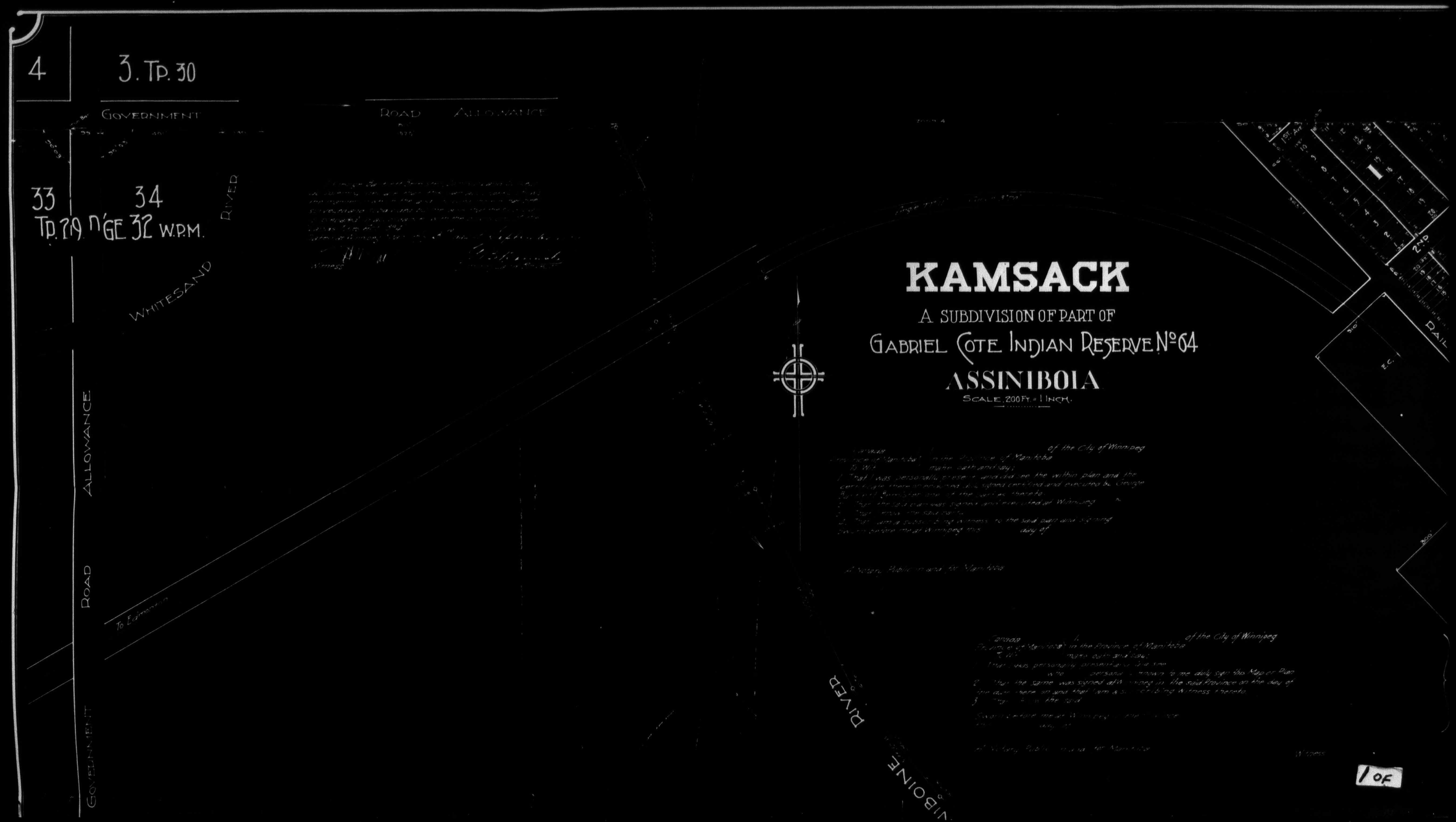
Dominion Government
Department of Indian Affairs
Ottawa
Ont

Via _____

_____

Give full route to destination.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA


KAMSACK
A SUBDIVISION OF PART OF
GABRIEL COTE INDIAN RESERVE No 64
ASSINIBOIA
SCALE, 200 FT. = 1 INCH.
4
3. TP. 30
GOVERNMENT
ROAD
ALLOWANCE
33
34
TP. 29 RGE. 32 W.P.M.
WHITESAND
RIVER
GOVERNMENT
ROAD
ALLOWANCE
To Edmonton
RIVER
VIBOINE
2ND
DAIL
1 OF

KAMSACK

A SUBDIVISION OF PART OF

GABRIEL COTE INDIAN RESERVE No 64

ASSINIBOIA

SCALE. 200 FT. = 1 INCH.

Canada } I, of the City of Winnipeg
Province of Manitoba } in the Province of Manitoba
To Wit } make oath and say:

1. That I was personally present and did see the within plan and the certificate thereon endorsed duly signed certified and executed by George Bartlett Permister one of the parties thereto.
2. That the said plan was signed and executed at Winnipeg
3. That I know the said party
4. That I am a subscribing witness to the said plan and signed

Sworn before me at Winnipeg this day of

A Notary Public in and for Manitoba

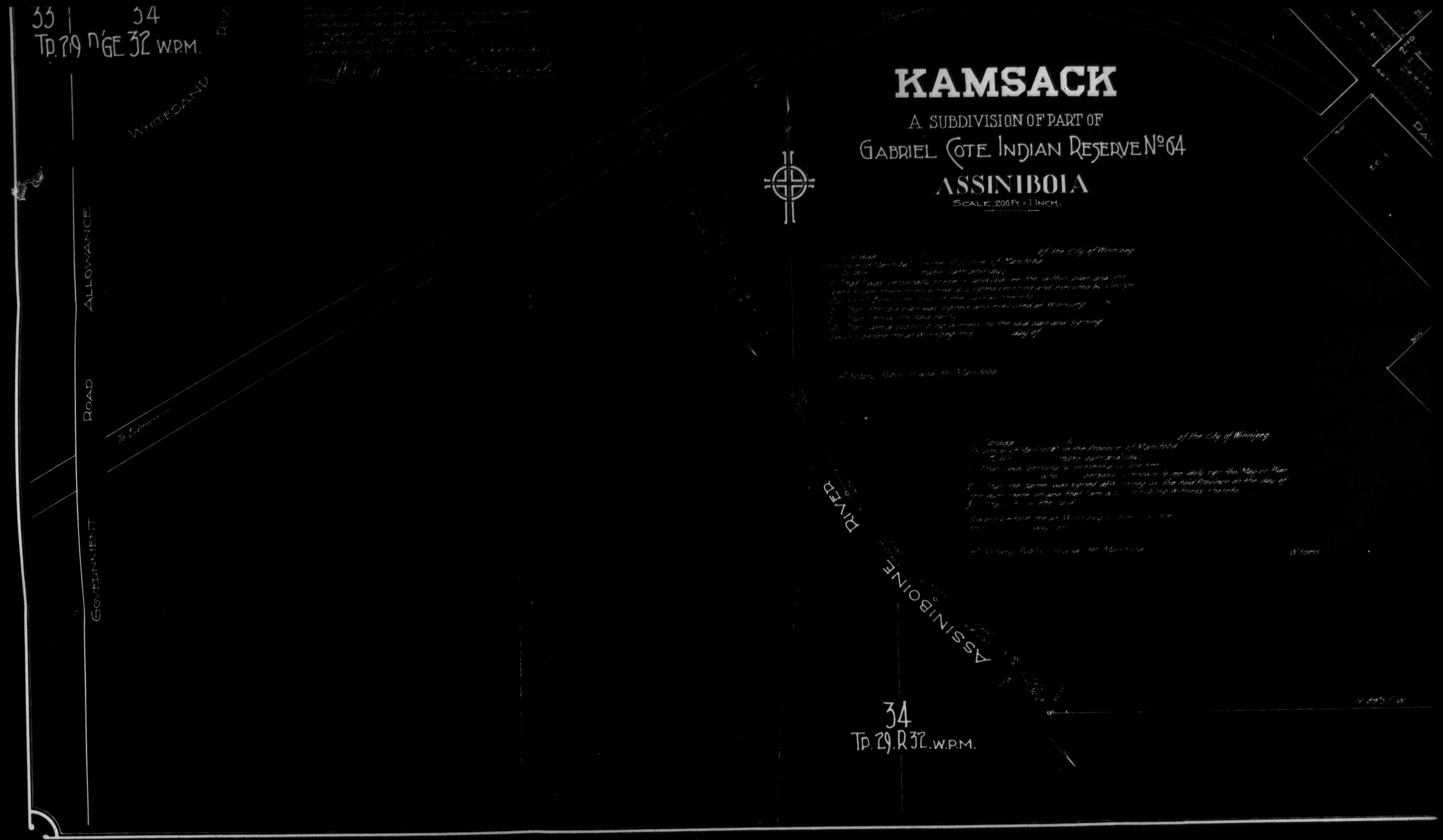
Canada } I, of the City of Winnipeg
Province of Manitoba } in the Province of Manitoba
To Wit } make oath and say:

1. That I was personally present and did see who personally known to me duly sign the Statutory Plan
2. That the same was signed at Winnipeg in the said Province on the day of the date hereon and that I am a subscribing Witness thereto
3. That I know the said

Sworn before me at Winnipeg in the Province this day of

A Notary Public in and for Manitoba

2 OF



3 of

ARCHIVES PUBLIQUES
CANADA

KAMSACK

A SUBDIVISION OF PART OF

GABRIEL COTE INDIAN RESERVE No 64

ASSINIBOIA

SCALE 200 FT. = 1 INCH.

Canada } I, of the City of Winnipeg
Province of Manitoba } in the Province of Manitoba
To Wit } make oath and say;

1. That I was personally present and did see the within plan and the certificate thereon endorsed duly signed certified and executed by George Barnard Burnsides and all the parties thereto.
2. That the said plan was signed and executed at Winnipeg.
3. That I know the said parties.
4. That I am a subscribing witness to the said plan and signing.

Sworn before me at Winnipeg this day of

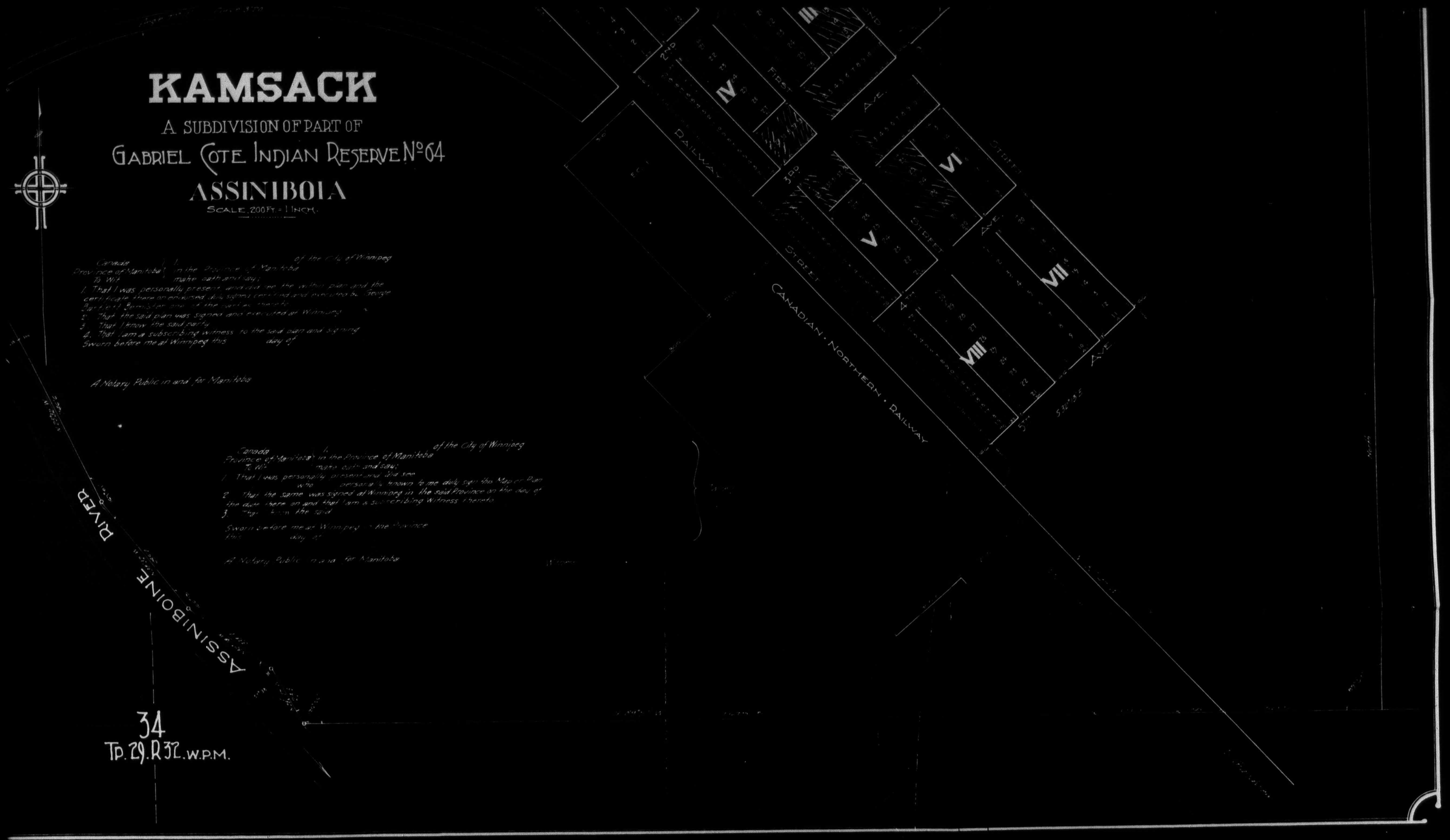
A Notary Public in and for Manitoba.

Canada } I, of the City of Winnipeg
Province of Manitoba } in the Province of Manitoba
To Wit } make oath and say;

1. That I was personally present and did see who personally known to me duly sign the Map or Plan
2. That the same was signed at Winnipeg in the said Province on the day of the date hereon and that I am a subscribing Witness thereto.
3. That I know the said

Sworn before me at Winnipeg in the Province this day of

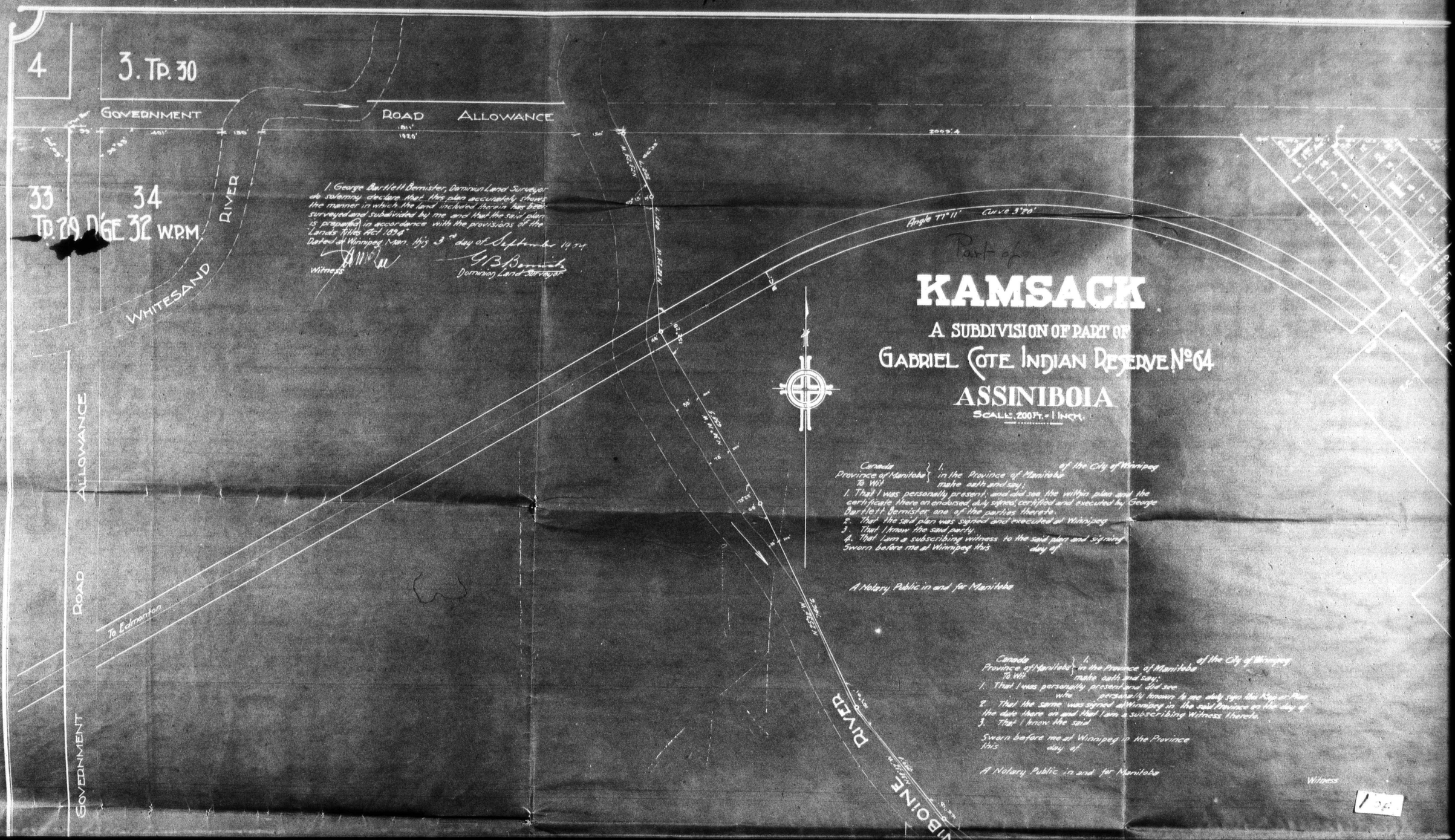
A Notary Public in and for Manitoba



4 of 4.

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

266672



I, George Bartlett Bernister, Dominion Land Surveyor do solemnly declare that this plan accurately shows the manner in which the land included therein has been surveyed and subdivided by me and that the said plan is prepared in accordance with the provisions of the "Lands Titles Act 1894"
Dated at Winnipeg Man. this 3rd day of September 1914
Witness
G B Bernister
Dominion Land Surveyor

Canada
Province of Manitoba } I, of the City of Winnipeg
To Wit } in the Province of Manitoba
make oath and say;
1. That I was personally present, and did see the within plan and the certificate there on endorsed, duly signed, certified and executed by George Bartlett Bernister one of the parties thereto.
2. That the said plan was signed and executed at Winnipeg
3. That I know the said party.
4. That I am a subscribing witness to the said plan and signing
Sworn before me at Winnipeg this day of

A Notary Public in and for Manitoba

Canada
Province of Manitoba } I, of the City of Winnipeg
To Wit } in the Province of Manitoba
make oath and say;
1. That I was personally present and did see
who personally known to me duly sign the Plan
2. That the same was signed at Winnipeg in the said Province on the day of the date there on and that I am a subscribing Witness thereto.
3. That I know the said
Sworn before me at Winnipeg in the Province
this day of

A Notary Public in and for Manitoba

Witness

KAMSACK

A SUBDIVISION OF PART OF

GABRIEL COTE INDIAN RESERVE No 64

ASSINIBOIA

SCALE: 200 FT. = 1 INCH.

Angle 71°11' Curve 3°26'

Part of

Canada
Province of Manitoba } I, of the City of Winnipeg in the Province of Manitoba make oath and say:
To Wit:
1. That I was personally present, and did see the within plan and the certificate thereon endorsed, duly signed, certified and executed by Gabriel Cote Thomas or one of the parties thereto.
2. That the said plan was signed and executed at Winnipeg
3. That I know the said party.
4. That I am a subscribing witness to the said plan and signing.
Sworn before me at Winnipeg this day of

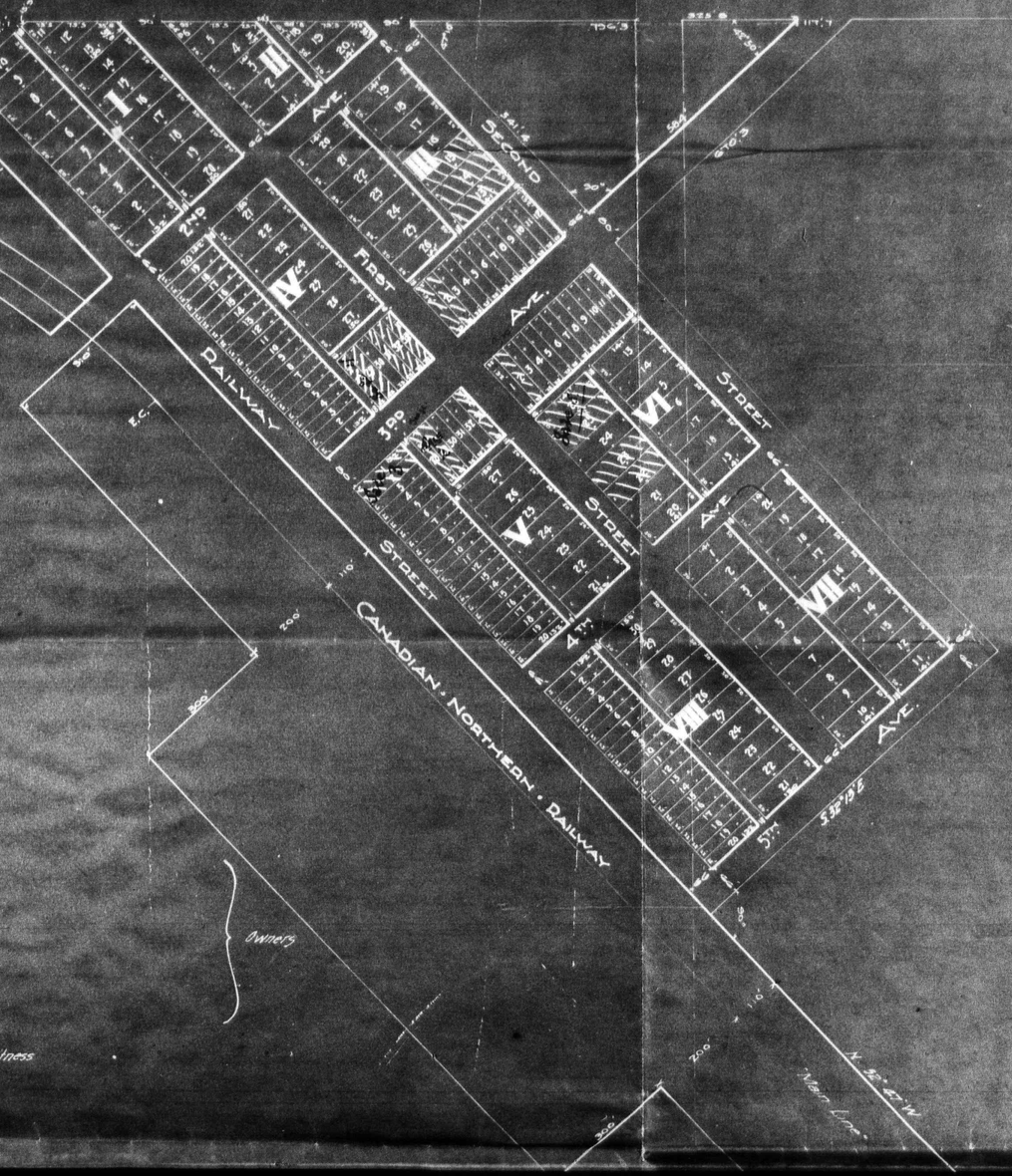
A Notary Public in and for Manitoba

Canada
Province of Manitoba } I, of the City of Winnipeg in the Province of Manitoba make oath and say:
To Wit:
1. That I was personally present and did see who personally known to me, duly sign this Map or Plan
2. That the same was signed at Winnipeg in the said Province on the day of the date hereon and that I am a subscribing Witness thereto.
3. That I know the said
Sworn before me at Winnipeg in the Province this day of

A Notary Public in and for Manitoba

Witness

Owners



2 of

Part of

KAMSACK

A SUBDIVISION OF PART OF GABRIEL COTE INDIAN RESERVE No 64 ASSINIBOIA

SCALE, 200 Ft. = 1 Inch.

Tp. 29 Rge 32 W.P.M.

surveyed and subdivided by me and that the said plan is prepared in accordance with the provisions of the "Lands Titles Act 1894".
Dated at Winnipeg, Man. this 3rd day of September 1914

Witness

G B Bennett
Dominion Land Surveyor

Canada
Province of Manitoba } I, of the City of Winnipeg in the Province of Manitoba
To Wit: make oath and say;

1. That I was personally present; and did see the within plan and the certificate there on endorsed duly signed, certified and executed by George Bartlett Bennister one of the parties thereto.
2. That the said plan was signed and executed at Winnipeg
3. That I know the said party.
4. That I am a subscribing witness to the said plan and signing.

Sworn before me at Winnipeg this day of

A Notary Public in and for Manitoba

Canada
Province of Manitoba } I, of the City of Winnipeg in the Province of Manitoba
To Wit: make oath and say;

1. That I was personally present and did see who personally known to me duly sign the plan on the date there on and that I am a subscribing witness thereto.
2. That the same was signed at Winnipeg in the said Province on the day
3. That I know the said

Sworn before me at Winnipeg in the Province this day of

A Notary Public in and for Manitoba

WHITESAND

ALLOWANCE

ROAD

GOVERNMENT

To Edmonton

RIVER

ASSINIBOINE

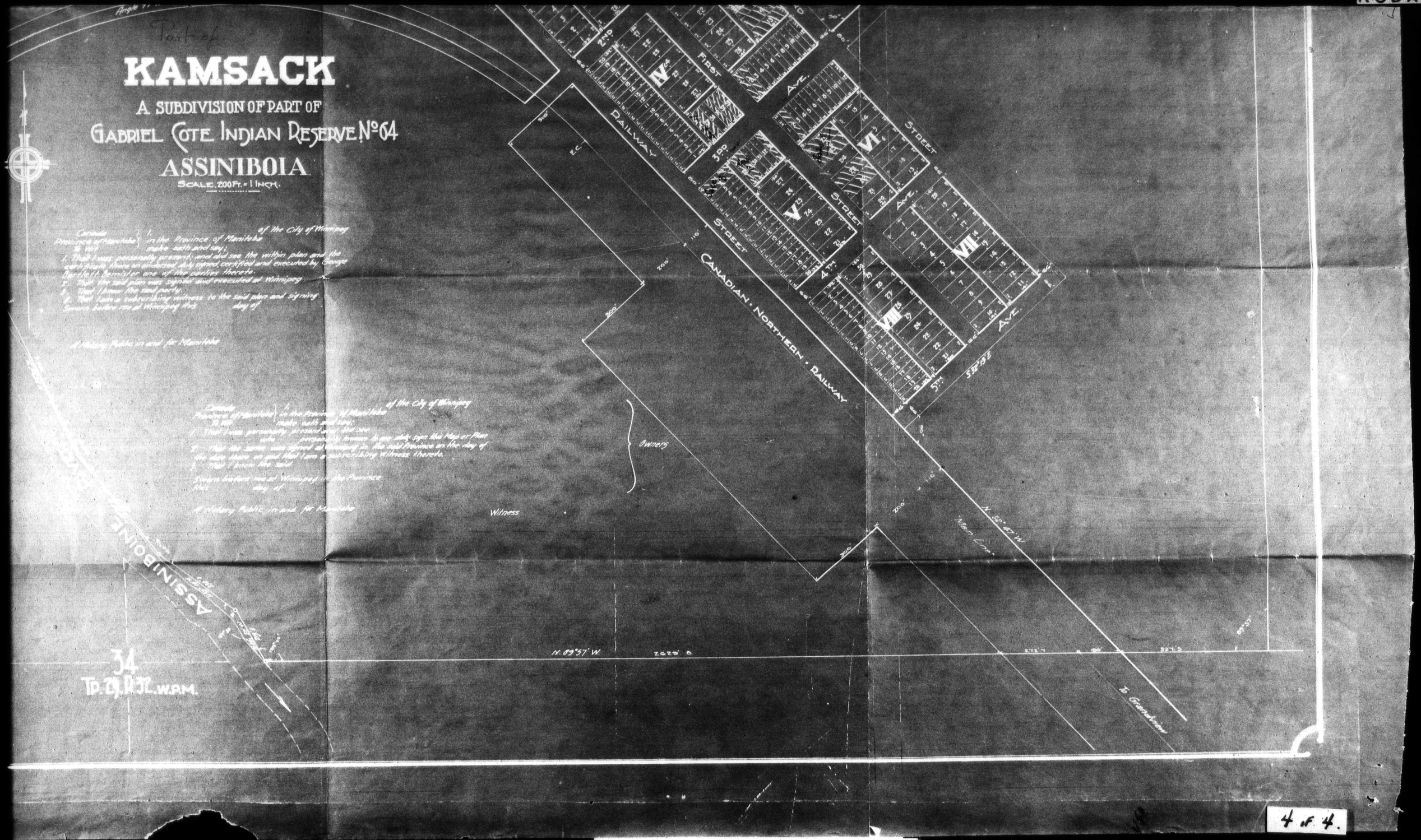
RAILWAY

34
Tp. 29. R 32. W.P.M.

N. 89°51' W.

3 of

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA


Part of
KAMSACK
A SUBDIVISION OF PART OF
GABRIEL COTE INDIAN RESERVE No 64
ASSINIBOIA
SCALE. 200 FT. = 1 INCH.
Canada
Province of Manitoba
I, of the City of Winnipeg in the Province of Manitoba make oath and say;
1. That I was personally present, and did see the within plan and the certificate thereon endorsed duly signed, certified and executed by George Bartlett Bannister one of the parties thereto.
2. That the said plan was signed and executed at Winnipeg
3. That I know the said party.
4. That I am a subscribing witness to the said plan and signing
Sworn before me at Winnipeg this day of
A Notary Public in and for Manitoba
Canada
Province of Manitoba
I, of the City of Winnipeg in the Province of Manitoba make oath and say;
1. That I was personally present and did see the same
2. That the same was signed and executed at the said Province on the day of
3. That I know the said
Sworn before me at Winnipeg in the Province
this day of
A Notary Public in and for Manitoba
Owners
Witness
Canadian Northern Railway
Railway Street
First Ave.
Second Ave.
Third Ave.
Fourth Ave.
Fifth Ave.
Sixth Ave.
Seventh Street
Eighth Street
Ninth Street
Tenth Street
Eleventh Street
Twelfth Street
Thirteenth Street
Fourteenth Street
Fifteenth Street
Sixteenth Street
Seventh Ave.
Eighth Ave.
Ninth Ave.
Tenth Ave.
Eleventh Ave.
Twelfth Ave.
Thirteenth Ave.
Fourteenth Ave.
Fifteenth Ave.
Sixteenth Ave.

231915

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITOR'S DEPARTMENT

O. H. CLARK, K.C.
SOLICITOR FOR WESTERN LINES

WINNIPEG, CANADA

Surveys
Landscape under

October 24th., 1912.

PLEASE REFER TO OUR FILE No. 294 YOUR No. 231.915.

DEPT. OF INDIAN AFFAIRS,
OCT 29 1912
SURVEYS.

422479

Acting Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Sale 115
Pref. 16, 1
64 NW

Dear Sir:-

Referring to your letter of the 6th of September last in connection with the purchase of pump house site in the South West quarter of 34-29-32-W.P.M. Would you kindly advise whether patent in favor of the C.N.R. has yet issued. If so, please for ward it to me.

Yours truly,

O. H. CLARK,
Per.

LANDS BRANCH
OCT 28 1912

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231,915.

Ottawa, November 25, 1912.

No. 294.

E.L.D.

Sir,-

Referring to your letter of the 24th ultimo, I beg to say that Letters Patent have been issued to the Canadian Northern Railway Company for pump-house site in the S. E. ¼ section 34, Tp. 29, R. 32, W. 1st M., containing thirty-seven hundredths of an acre, and have been forwarded direct to the Registrar of Titles, Yorkton.

Your obedient Servant,

J. D. McLEAN

Asst. Deputy and Secretary.

Filed WHD

O. H. Clark, Esq., K. C.,
Solicitor, Canadian Northern Railway Co.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

231915

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITOR'S DEPARTMENT

DEPARTMENT DEC 2 1912

WINNIPEG, CANADA

November 28th., 1912.

PLEASE REFER TO OUR FILE NO. 294. YOUR NO. 231915.

Acting Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

424721

Dear Sir;-

I beg to refer you to my letter of the 24th of October, regarding the purchase of part of the S.W.¼ of 34-29-32-W.P.M. The Irrigation Department are pressing me to furnish them with proof of ownership in order that they may issue us the usual water license. Might I ask you to look into this matt er and forward me patent as soon as possible.

Yours truly,

O. H. CLARK,
Per, AW

AW.

LANDS BRANCH DEC 3 1912

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 C.N.R

FORM 4878

CANADIAN NORTHERN TOWN PROPERTIES COMPANY
LIMITED

R

WINNIPEG CANADA Nov. 20, 1924.

IN REPLY REFER TO FILE Kamsack General

ALL PRICES AND TERMS QUOTED ARE SUBJECT TO CHANGE WITHOUT NOTICE, AND THE LAND ALSO SUBJECT TO PRIOR SALE

V.J.

DEPT. OF INDIAN AFFAIRS NOV 25 1924 SURVEYS

DEPT. OF INDIAN AFFAIRS NOV 24 1924 RECORDS

Treasurer,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir,-

Re - Gabriel Cote Indian
Reserve No. 64, Fr. N.E.
34--29--32--W.1st. Kamsack.

I am enclosing herewith blue print showing portion of land, outlined in color, which is required by the Canadian National Railways for additional yards.

We have been negotiating with the Railway Company and they are prepared to pay a price of $50.00 per acre, plus survey and registration fees, for this land.

We feel that this is a fair price and recommend your approval to this sale - which I trust to receive in due course.

Yours truly,

G. G. Baird
MANAGER.

AEM/VJ.
ENCL.

LANDS BRANCH NOV 25 1924

ALL CHEQUES AND REMITTANCES MUST BE MADE PAYABLE AT PAR TO THE ORDER OF
CANADIAN NORTHERN TOWN PROPERTIES COMPANY, LIMITED

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 C.N.R.

Nov. 26/24

DEPT. OF INDIAN AFFAIRS
NOV 26 1924
SURVEYS

Attention Surveys Branch

For valuation.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2

Ottawa, 27th November 1924

Sir,-

The Canadian National Railways are desirous of acquiring the triangular portion of land indicated on the enclosed white print in red and I have to request that you valuate this parcel and advise the Department of the price per acre which you consider should be demanded as compensation. Kindly return the ~~blue~~print with your reply.

Your obedient servant,

(J.D.McLean)
Assistant Deputy and Secretary.

C.A.McConnell Esq.,
Indian Agent,
Kamsack, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Q. 67 A.

D. Mc Lean, Esq.,
Asst Secretary,
Dept of Ind. Affs,
Ottawa

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2

INDIAN AGENT'S OFFICE

DEPT. OF INDIAN AFFAIRS
DEC 9 1924
RECORDS

Kamsack, Sask.

IN YOUR REPLY REFER TO
No. 22
ALSO
TO DATE OF THIS LETTER

5th December 1924

DEPT. OF INDIAN AFFAIRS
DEC 11

Sir,—

I beg to acknowledge receipt of your letter NO.22117-2 of the 27th ultimo, and in connection with the subject matter therein, beg to state that I have examined the parcel of land as outlined on the enclosed map, and consider as the market value of land in the immediate vicinity, is $20.00 per acre, this parcel in question should worth that amount per acre also.

Lands offered by the Railway Co viz 50 per acre + cont'g survey & registration dues may be fair valuation. Agents opinion above is too low. H. Bury

I have the honour to be,

Sir;-

Your obedient servant.

Sam Connell

Indian Agent.

11/12/24

The Secretary,

Department of Indian Affairs.

Ottawa.

LANDS BRANCH
DEC 11 1924

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

File No. 22117-2

Department of Indian Affairs

Canada

Lands and Timber Branch

Ottawa, December 12th, 1924

Memo.

Approved
D.C.S.

Deputy Superintendent General:

The Canadian Northern Town Properties Company Limited, of Winnipeg, Man., have submitted an application on behalf of the Canadian National Railways to purchase the triangular portion of land as indicated hereunder, containing 2.41 acres of the Fractional N. E. 1/4 of Section 34, Township 29, Range 32, W-1-M, Cote Indian Reserve, for additional yards.

The Department communicated with our Indian Agent at Kamsack, Sask. who placed a valuation of $20.00 per acre on this land. The offer made by the aforesaid company is $50.00 per acre plus survey and registration fees.

I would recommend, subject to your approval, that this offer be accepted.

Officer-in-Charge.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 CN
JB/O'C

Ottawa, December 19th, 1924.

Sirs:-

In reply to your letter of the 20th ultimo in which you submitted an offer of fifty ($50.00) dollars per acre plus survey and registration fees on behalf of the Canadian National Railways to purchase the triangular portion as indicated on white print which area contains 2.41 acres of the Fractional N. E. 1/4 of Section 34, Township 29, Range 32, W-1-M, Cote Indian Reserve number 82, I have to advise that the sale covering your offer has been approved by the Department, and on receipt of the sum of one hundred and twenty dollars and fifty ($120.50) cents, the sale will be entered in the books of the Department.

Your obedient servant,

J. D. Caldwell
In Charge Land & Timber Branch.

Canadian Northern Town Properties Co., Ltd.,
W I N N I P E G,
Manitoba.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2
JB/O'C

Ottawa, May 6th, 1925.

Sir:-

Re Gabriel Cote Indian Reserve No. 64.
Fractional N.E. 1/4 Sec. 34-29-32, W-1-M

Will you kindly advise the Department what action ,if any, is being taken in regard to departmental letter under date of the 19th of December last in the above matter.

J.D.

Your obedient servant,

J. D. Caldwell
In Charge Land & Timber Branch.

Canadian Northern Town Properties Co., Ltd.,
WINNIPEG,
Manitoba.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

FORM NO. 4879

CANADIAN NATIONAL RAILWAYS

WESTERN REGION

LAND AND TOWNSITE DEPARTMENT

22117-2

GRAND TRUNK PACIFIC DEVELOPMENT CO., LTD.
THE CANADIAN NORTHERN RAILWAY CO.
CANADIAN NATIONAL REALTIES LTD.

E. A. FIELD,
LAND COMMISSIONER
G. G. BAIRD,
MANAGER

WINNIPEG, CANADA May 19, 1925.

IN REPLY REFER TO FILE

Mr. J. C. Caldwell,
In Charge Land & Timber Branch,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:

Re Gabriel Cote Indian Reserve No. 64,
Fr. NE¼ 34-39-32-W. 1st. Your 22117-2.

In your letter of May 6th you draw our attention to your letter of December 19th last, in connection with Gabriel Cote Indian Reserve, and you quote the description as the NE¼ 34-39-32-West 1st. Should this not be Township 29 instead of Township 39. If so, your letter of December 19th would have reference to some matter pertaining to Kamsack Townsite.

I have made a careful search but cannot find your letter of December 19th, and would appreciate if you would let me have a copy of it. You do not give any reference to our file number, or the particular matter about which you are writing.

Yours truly,

LANDS BRANCH MAY 23 1925

GGB/HW.

Manager.

ALL CHEQUES AND REMITTANCES MUST BE MADE PAYABLE AT PAR WINNIPEG TO THE ORDER OF CANADIAN NATIONAL RAILWAYS

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2
JB/O'C

Ottawa, May 26th, 1925.

Sir:-

Re Fr. N.E. 1/4 Sec. 34-29-32,W-1-M.
Your file Kamsack General.

Replying to your letter of the 19th instant in the above matter you will find herewith attached a copy of departmental letter of the 19th December last addressed to the Canadian Northern Town Properties Company, Limited, Winnipeg, Manitoba, which is self-explanatory.

INCL.

Your obedient servant,

J. C. Caldwell
In Charge Land & Timber Branch.

G. G. Baird, Esq.,
Manager,
Canadian National Railways,
Western Region,
WINNIPEG,
Manitoba.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 C.N.R.

DEPT. OF INDIAN AFFAIRS
AUG 10 1925
RECORDS

CANADIAN NATIONAL RAILWAYS

LEGAL DEPARTMENT—WESTERN REGION

R. H. M. TEMPLE,
REGIONAL COUNSEL

G. H. HAIR. D. O. OWENS.
G. H. RUSSEL. J. R. BLACK.
SOLICITORS

WINNIPEG, MAN., August 4, 1925.

REFER TO FILE NO. R

- 240 Main Line West -

Re: Lands required for railway purposes at Kamsack -Cote' Indian Reserve.

DEPT. OF INDIAN AFFAIRS
AUG 11 1925
SIR

Mr. J. D. Maclean,
Assistant Deputy and Secretary,
Department of Indian Affairs,
OTTAWA, Ont.

Dear Sir,

I am enclosing you herewith four tracings of a plan which we propose to file in the Registry Office covering our Company's requirements for right of way, station grounds and pipe line at Kamsack. The Chief Surveyor for the Province of Saskatchewan has requested that we obtain the approval of your Department before filing the plan and I would appreciate very much if you would certify the plan if you find it in order and return it to me or return it direct to Mr. A.C. Garner, Chief Surveyor, Regina, Sask., advising me when you have sent it to Mr. Garner.

Yours truly,

R.H.M. Temple,
Regional Counsel.

Per: W. J. McCharles

McC./c.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 CNR

FORM 4875

CANADIAN NORTHERN TOWN PROPERTIES COMPANY
LIMITED

R

IN REPLY REFER TO FILE Kamsack - 35055.

WINNIPEG CANADA August 1, 1925.

ALL PRICES AND TERMS QUOTED ARE SUBJECT TO CHANGE WITHOUT NOTICE, AND THE LAND ALSO SUBJECT TO PRIOR SALE

SCWN.

DEPT. OF INDIAN AFFAIRS
AUG 14 1925
SURVEYS

DEPT. OF INDIAN AFFAIRS
AUG 10 1925
RECORD

Mr. J. C. Caldwell,
In Charge Land & Timber Branch,
Department of Indian Affiars,
Ottawa, Ont.

Dear Sir:

Re: Fr. NE¼ 34-29-32 West 1st - Kamsack.

I would refer you to your letter of December 19th last, copy of which was forwarded us in your letter of May 26th, with reference to the additional right of way and station grounds required at Kamsack, out of the NE¼ 34-29-32 West 1st.

I am now in receipt of advice from The Railway Comany that they require additional to Parcel E, Parcels D and F, as shown outlined in color on the blue print attached, and for which they are prepared to pay the same rate, ie; $50.00 per acre, plus survey and registration fees, so that the Department will be put to no expense of delivering Transfer.

If this is satisfactory to you, will you kindly let us have your confirmation, and we will collect the necessary remittance from The Railway Company and mail you half the proceeds.

Yours truly,

G. J. Baird
Manager.

AEM/GH.

ALL CHEQUES AND REMITTANCES MUST BE MADE PAYABLE AT PAR TO THE ORDER OF
CANADIAN NORTHERN TOWN PROPERTIES COMPANY, LIMITED

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 CN

Ottawa, 14th August 1925

Sir,- Your file No.240 Main Line West

I am in receipt of your letter of the 4th instant and four plans on tracing linen of the Canadian National Railways Canadian Northern Railway plan showing survey of right of way and yard property, also additional lands required for yards and pipe line in Secs.34 & 35-29-32-W.P.M., Kamsack, Sask.

This Department is prepared to approve of the plans in so far as they relate to resurvey of the lands previously patented but as there is an arrangement whereby the Canadian Northern Town Properties Company Ltd., of Winnipeg have authority to sell the lands within the townsite at Kamsack, it will be necessary for your Company to deal with them in regard to additional lands. We have informed the Town Properties Company of your application and you will be advised on receipt of further information.

WRM

Your obedient servant,

A. F. MacKenzie

(A. F. MacKenzie)
For Assistant Deputy and Secretary.

The Regional Counsel,
Legal Department,
Canadian National Railways,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 CN

2 copies
1 Lands
2. Sec

Ottawa, 15th August 1925

Sir,- Your ref. Kamsack 35055

With reference to your letter of the 1st instant regarding additional lands applied for in the Frac. N.E. ¼ Sec. 34-29-32-W.P.M., I beg to say I am in receipt of four tracings showing parcels A.B.C.D.E.F. and G., a blueprint of which is enclosed showing these parcels coloured.

The main line and station grounds, ~~pump sites~~ and pump house site have already been patented to the railway company but they evidently desire to have the patents issued for all these parcels according to this plan. The blurptint which you mention in your letter of the 1st instant has not been received but I presume that it corresponds with the parcels on this print.

This Department is prepared to sell to the railway company the lands required at the valuations mentioned, namely $50.00 per acre, and upon receipt of advice from you that there is nothing to prevent the sale being made, this Department will approve of the Company's application. An early reply will be appreciated.

Your obedient servant,

A. F. MacKenzie

(A. F. MacKenzie)
For Assistant Deputy and Secretary.

The Land Commissioner,
Canadian Northern Town Properties Co. Ltd.,
Winnipeg, Man.

over

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NATIONAL RAILWAYS

LEGAL DEPARTMENT—WESTERN REGION

DEPT. OF INDIAN AFFAIRS
AUG 25 1925
RECORDS

H. M. TEMPLE,
REGIONAL COUNSEL.
G. M. HAIR. D. O. OWENS.
G. M. RUSSEL. J. R. BLACK.
SOLICITORS

WINNIPEG, MAN., August 21, 1925.

REFER TO FILE NO. -240 Main Line W.-

DEPT. OF INDIAN AFFAIRS
AUG 27 1925
SUP

EXD
R

Re: Right of Way at Kamsack, Cote' Indian Reserve.

Mr. A. F. MacKenzie,
For Assistant Deputy and Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir,

I acknowledge your letter of August 14, file 22117-2 CN.

The terms of your approval as contained in the second paragraph of your letter are quite satisfactory. I would appreciate if you would advise me when the plans are approved and sent to Mr. Garner.

Yours truly,

H.H.M. Temple,
Regional Counsel.

Per: W. J. McCharles

McG./c.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 CN

Ottawa, 10th September 1925

Sir,-

At the request of the Regional Counsel of the Canadian National Railways, Winnipeg, Man., I am forwarding to you four copies on tracing linen of the Canadian National Railway through the Cote Indian reserve for registration. I understand that one of the tracings is to be returned here for permanent record after the certificate of registration has been placed upon it.

Your obedient servant,

A. F. MacKenzie

(A.F.MacKenzie)
For Assistant Deputy and Secretary.

A.C.Garner Esq., S.L.S.,
Chief Surveyor,
Land Titles Office,
Regina, Sask.

urgent
AR AFM.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

2 letters

22117-2 CN

Ottawa, 10th September 1925

Sir,- Your ref.240- Main Line W

In reply to your letters of the 4th and 24th ultimo, I beg to say the four tracings of the Canadian National Railway affecting the Cote Indian reserve have been approved and have this day been mailed to Mr.A.C.Garner, Regina, Sask. Kindly have one of these tracings returned for permanent record here, endorsed by the Registrar.

Your obedient servant,

(A.F.MacKenzie)
For Assistant Deputy and Secretary.

The Regional Counsel,
Canadian National Railways,
Winnipeg, Man.

over

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 CN

GOVERNMENT OF THE PROVINCE OF SASKATCHEWAN
SURVEYS BRANCH OF THE LAND TITLES OFFICES

[illegible]TTER WITH
[illegible]OCATION AND
[illegible]ON PLAN NUMBER
[illegible]UBJECT ONLY
[illegible]ST BE MADE PAYABLE AT PAR, REGINA

ADDRESS YOUR REPLY TO
"CHIEF SURVEYOR, SURVEYS BRANCH
LAND TITLES OFFICES
REGINA, SASK."

DEPT. OF INDIAN AFFAIRS
SEP 17 1925
RECORDS

REFER TO FILE 64
Yr. 22117-2 CN

REGINA, SASK.
Sept. 14, 1925.

DEPT. OF INDIAN AFFAIRS
SEP 17 1925
SURVEYS

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir:

C.N.R. through
Cote Indian Reserve

I am in receipt of your letter of the 10th inst. and four tracing copies of the plan of the above mentioned right of way approved by the Chief Surveyor of your department.

I note that one copy of this plan is to be returned to you after filing.

Your obedient servant,

A. C. Greene

Chief Surveyor.

RFB/E

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

6761

22117-2 CN

Dec 579

CANADIAN NATIONAL RAILWAYS

LEGAL DEPARTMENT—WESTERN REGION

R. H. M. T[illegible]
REGIO[illegible] COUNSEL.
G. M. HAIR. D. O. OWENS.
G. M. RUSSELL. J. R. BLACK.
SOLICITORS

WINNIPEG, MAN., Feb. 17th, 1926.

REFER TO FILE NO. 240 - M.W.

16025

TOPOGRAPHICAL SURVEY FEB 23 1926 DEP'T. OF INTERIOR

Mr. F. H. Peters,
Surveyor General,
Dept. of the Interior, Ottawa.

Dear Sir:-

-Re: Right-of-Way & Station Grounds-Kamsack:-

I am enclosing you herewith one copy of plan showing lands in use for Railway right-of-way purposes at Kamsack, and which plan is registered in the Land Titles Office at Yorkton, No. A.X-5153.

Parcels C, D, E, and F, on this survey, I believe are owned jointly between the Canadian Northern Town Properties Co., Ltd., and the Department of Indian Affairs. The Canadian Northern Town Properties are making application to the Indian Department for a conveyance of C, D, E, & F, to the Canadian Northern Railway Company, and the description in the conveyance will be based on this plan.

Will you therefore, kindly acknowledge receipt advising me the record number when filed in your Department.

Yours truly,

R. H. M. Temple,
Regional Counsel.

per: W. J. McCharlie

Plan recorded under No. R.R. 2117

Enc.
McC/H.

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 C.MA TSR PMcD

REPLY REFER TO
16025-2

DEPARTMENT OF THE INTERIOR

DEPT. OF INDIAN AFFAIRS
MAR 1 1926
RECORDS

TOPOGRAPHICAL SURVEY OF CANADA

OTTAWA.

THE SECRETARY,

February 26, 1926.

Department of Indian Affairs,

O T T A W A .

Sir:

A letter from R.H. Temple of the Legal Department, Canadian National Railways, erroneously addressed to the Surveyor General but intended for your Department, is enclosed herewith. The plan referred to has been sent to you under separate cover.

Mr. Temple has been advised that the matter has been forwarded to you for action.

Your obedient servant,

F.H. PETERS
Surveyor General.

Encl.
Pcl.

no letter enclosed
Eff.

DEPT. OF INDIAN AFFAIRS
MAR 1 1926
SURVEYS

rec'd Mar 3rd

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-2 G.N. CLOSED

FROM 13/8/02

TO 26/2/26

Indian Affairs. (RG 10, Volume 7668, File 22117-2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Indian Affairs
Headquarters Files

(RG 10, Volume 7668)

File 22117-2	Pelly Agency - Correspondence regarding right-of-way for the Canadian National Railway through the Cote Reserve (plans). 1902 - 1926
File 22117-5	Pelly Agency - Right-of-way through the Valley River Reserve for the Canadian Northern Railway (plan). 1901 - 1938
File 22121-3 C.P.	Touchwood Agency - Right-of-way through the Fishing Lake or Yellow Quill Reserve #89 for the Canadian Railway (plans). 1903 - 1926
File 22121-8 C.P.	Touchwood Agency - Right-of-way for Canadian Pacific Railway through the Lost Mountain Lake Reserve #80A (maps, plans). 1892 - 1924

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 22117-5 C.R.

Department of Indian Affairs

19.....

Pelly

Railways

Valley River Reserve.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-5

No. ~~211050~~ - Part a

22117-5
22106-6
2117-5

Department of Indian Affairs.

191

Birtle

Railway Tenders,
Valley River Rio

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

BIRTLE AGENCY
Birtle MAR 27 1901

547

211050

DEPARTMENT OF INDIAN A
APR 3 1901

Sir -

I beg to report for your information that on my visit to the Valley River Reserve, on the 16th inst. Chief Rattlesnake reported to me that there were three Railway Survey lines run through the Reserve in September of last year, and that he and his people agreed that this work should be done without consulting the Band.

Some of the survey parties also helped themselves to a ton of Henry Rattlesnake's hay, without giving any payment for the same as these survey lines run through hay sloughs, and as the number of cattle on the Reserve is increasing this will be a great loss to the Band. As the Indians inform me that there is very little hay on the Reserve if the sloughs are cut up by a Railroad.

I will be able to report more fully with regard to the supply of hay when I visit the Reserve in the summer months.

These Indians own 27 head of cattle under Department control and 24 head of private cattle. The

D BRANCH
APR 4 1901

Indian Affairs Br. Vol. 7668 File 22117-5 Pt. 1

The Secretary
Department Indian Affairs
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Dou
Cmoth 2 1

I have the honor to be
Sir
Your Obedient Servant
G. K. Wheatley.
Indian Agent

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211 050-

Ex'd.

Ottawa, 6th April, 1901-

Sir,

A complaint has been forwarded to this Department, from the Indians of the Valley River Indian Reserve, situated in Townships 25 & 26, Ranges 25 & 26, W.I.M., in Western Manitoba, that some Railway lines were run through their Reserve, in September of last year, and that one of the Survey parties took a quantity of hay that had been stacked, without the consent of the Indian owner. I shall feel obliged if you can inform me which Railway Company was surveying in that District, last Fall, and the name of the Secretary of the Company.

Your obedient servant,

J. D. McLEAN

Secretary-

The Secretary,
Department of Railways & Canals,
Ottawa,
Ont.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
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CANADA

211050 211615

Department of Railways and Canals, 211615

Ottawa, Canada.

DEPARTMENT OF INDIAN AFFAIRS APR 12 1901

April 11, 1901.

No. 05 59411
Subj. 950.
X Ref. 91469.

LAND BRANCH. APR 15 1901

Sir,

I have the honour to acknowledge the receipt of your communication of the 6th instant, by which you ask to be furnished with the name of the railway company that was surveying last year in Townships 25 and 26, Ranges 25 and 26, W.I.M., in Western Manitoba, which information is required, it appears, in connection with a complaint that, you state, has been preferred to your Department by the Indians of the Valley River Indian Reserve, to the effect that a survey party took a quantity of hay that had been stacked, without the consent of the Indian owner.

In reply, I am, by direction, to say that the Gilbert Plains Branch of the Canadian Northern Railway extends through the district in question, and that the Secretary of that Company is Mr. J. M. Smith, of Toronto, Ont.

I have the honour to be,
Sir,
Your obedient servant,

A. W. Jones
Secretary.

To the
Secretary,
Department of Indian Affairs, Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-5 CN

2II 050-

D.X.H

Ottawa, 17th April, 1901-

Sir,

Referring to your letter of th2 27th Ultimo, I have to request you to instruct Chief Rattlesnake, of the Valley River Reserve, that Survey parties engaged in the Survey of Railway lines through his Reserve, should on no account be interfered with, as it may be taken for granted that they are working under the authority of a Charter, a usually granted by the Government for the purpose. You should, however, refrain any work of construction of a Railway through an Indian Reserve, unless you have been duly informed by this Department that the Right of Way has been properly arranged for, with the Railway Company.

With reference to the taking of some hay by one of the Survey parties, please inform me what is the value of the hay taken, in order that demand may be made for payment, on the Canadian Northern Railway Company, under whose direction it would appear the Surveyors are acting.

Your obedient servant,

J. D. McLEAN

J. D. McLEAN

Secretary-

G.H. Theatley, Esq.
Indian Agent,
Birtle, Man.

S.B.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
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CANADA

211050 212630

BIRTLE AGENCY

DEPARTMENT OF INDIAN AFFAIRS

Indian Agent's Office,

Birtle Man

April 26th 1901

In your reply refer to
No. 673
also to date of this letter.

Ref.: Letter 17th April 1901 No. 211.051-

ACCOUNTANTS
MAY 4 1901
BRANCH

Sir,

With reference to the last paragraph of your letter of above date and number I have the honor to inform you that Henry Rattlesnake valued his hay at eleven Dollars ($11.00) a ton in stack. But think he will get five Dollars ($5.00) for the hay a ton taken the will to date.

I have the honor to be
Sir
Your obedient servant
G. H. Wheatley.
Indian Agent

The Secretary
Dept of Indian Affairs
Ottawa

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211,050

Ottawa, May 7th--1901.

Sir:-

I have to inform you that complaint has been made by the Indian Agent for the Birtle Agency, N.W.T. that a Survey party, engaged upon work for your company, used ½ a ton of ~~mmk~~ hay belonging to an Indian named Henry Rattlesnake of the Valley Reserve. I should be glad to receive at your earliest convenience a remittance of $5.00, this sum being the value of the hay used.

Your obedient servant,

[illegible]

Secretary.

J.M.Smith, Esqr.,

Secretary- Can. Northern Rw'y.,

Toronto, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

MACKENZIE, MANN & CO.

211050

213226

DEPARTMENT OF INDIAN AFFAIRS

WINNIPEG, MAN. May 14th, 1901

HG
Pay this is for acct
$5.00
18/5/1901

ACCOUNTANT'S BRANCH
MAY 18 1901

Secretary, Department of
Indian Affairs, Ottawa, Ont.

Dear Sir:-

Referring to your communication of the 7th inst., (Ref. 211,050) addressed to J. M. Smith, Secretary, The Canadian Northern Railway, Toronto, we beg to advise you that we are remitting Henry Rattlesnake, of the Valley Reserve, $5.00 in settlement of his claim for half a ton of hay delivered to one of our survey parties.

Yours truly,

MACKENZIE, MANN & CO.,
by P. Edwards

P.C.A.

Inv
Sell Agent

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050

Ex'd

Ottawa , 31st May, 1901.

673

Sir,

With reference to your letter of the 26th ultimo, I beg to inform you that I am advised by Messrs Mackenzie , Mann & Co , under date the 14th instant, that they were remitting to Henry Rattlesnake of the Valley Reserve ,$5.00 in settlement of his claim for half a ton of hay delivered to one of the survey parties of the Canadian Northern Railway.

Your obedient servant.

Secretary.

G.H. Wheatley, Esqr,
Indian Agent,
Birtle, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050

213754

Indian Agent's Office,

Birtle Man.

Ex'd. May 27th 1901

DEPARTMENT OF INDIAN AFFAIRS JUN 3 1901

In your reply refer to
No. 28

also to date of this letter.

Ref.: Your Letter 2nd May 1901 **No.** 21105.

ACCOUNTANTS BRANCH JUN 3 1901

Sir,

I have the honor to advise you that Mackinzie, Mann and Coy remitted to me, under cover of their letter dated 13th instant, an Express order for five dollars ($5.00) in favor of Henry Rattlesnake, of the Valley River Reserve for half a ton of hay delivered to one of their survey parties. Which order I mailed with blank receipt, by registered letter, to Henry Rattlesnake on the 17th instant.

I have the honor to be
Sir,
Your obedient servant
J. McDiclington
for I. Agent

The Secretary
Dept. of Indian Affairs
Ottawa

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-5CN

Draft

Ottawa, 22nd April, 1902.

Sir,-

The Department has been advised that the Canadian Northern Railway is projecting a line through the Valley River Indian Reserve, No. 63A.

I am informed by the Company that the necessary plans are being prepared and will be forwarded at once.

You may, therefore, assure the Indians that their interests will be duly protected, and that they should not in any way interfere with the progress of the work.

Your obedient servant,

J. D. Sears

Secretary.

Tm

G. H. Wheatley, Esq.,
Indian Agent,
Birtle, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Hx'd.

DEPARTMENT OF INDIAN AFFAIRS
APR 24 1902

Ottawa, 22nd April, 1902.

Dear Mr. Laird,-

I enclose for your information copy of a letter this day addressed to Mr. Wheatley regarding right of way through the Valley River Indian Reserve for the Canadian Northern Railway.

Yours truly,

Secretary.

Hon. David Laird,
Indian Commr.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
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CANADA

211050

Office of the

227712

Indian Commissioner

for Manitoba and the Northwest Territories,

In your reply refer to No. 812 and date of this letter and address Hon. David Laird, Indian Commissioner, Winnipeg, Man.

Winnipeg, 7 May 1902.

DEPARTMENT OF INDIAN AFFAIRS MAY 12 1902

LAND BRANCH. MAY 12 1902

Dept. of Indian Affairs MAY 12 1901 SURVEYS.

Sir,

Referring to your letter of the 22nd. ultimo, I beg to inform you that the solicitors of the Canadian Northern Railway Company have applied through this office for the right of way through the Valley River Indian Reserve, the Company being about to build an extension of its line from Grand View. I forward under separate cover a plan showing the area of land required for the right of way, and would request that the necessary steps be taken to grant the application of the Company.

Your obedient servant,

D. Laird

Indian Commissioner.

Secretary,

Dept. Indian Affairs,

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Department of Indian Affairs.

Ottawa, 16 May 1902

Mem.

Mr Schreiber will not certify to the plan entitled "Canadian Northern Railway Plan, showing line as located through Indian Reserve No 63 A, "Gambler's Band." as it appears the original plan has not been filed in his Department.

The plan of record in that Dept. shows the location of the Ry - widely different from the above. It is entitled "Canadian Northern Railway, Extension of Gilbert Plains Branch - dated Oct 15. 1900 signed G. B. Bennister, D.L.S - Mileage 25 to 52 - approved by the D.M. of Rys 2 Jan. 1901 - and approved by O.C. 1st April 1902.

Sam Bray

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-5CN

201 050-

D.I.A.

Ottawa, 17th May, 1902-

Sir,

I beg to acknowledge the receipt of your letter of the 7th Instant, forwarding under a separate cover a Plan shewing the area of land required for the Right of Way of the Canadian Northern Railway, through the Valley River Indian Reserve, and to inform you that as the said Plan had not been certified by the Chief Engineer of the Department of Railways and Canals, it was submitted to him for that purpose.

He has refused to certify to it, as it appears that the original Plan has not been filed in his Department.

A Plan of record in that Department shews the location of the Railway through the said Reserve widely different from the Plan above mentioned. It is entitled "Canadian Northern Railway Extension of Gilbert "Plain's Branch" Mileage 25 to 52 ", dated October, 15th, 1900, signed G.B.Demister, D.L.S. approved by the Deputy Minister of Railways, 2nd January, 1901, and approved by Order in Council 1st April, 1902.

The Plan has been returned to you by Registered Mail. I have to request you to instruct the Company to the effect that a Plan duly certified by the Chief Engineer

Hon. D. Laird,
Indian Commissioner,
Winnipeg,
Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Engineer of the Department of Railways and Canals, should be forwarded to this Department, as soon as possible.

I have the honour to be,

Sir,

Your obedient servant,

S. STEWART

Secretary-

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
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CANADA

Canadian·Pacific Railway Company's Telegraph

TERMS AND CONDITIONS

All messages are received by this Company for transmission, subject to the terms and conditions printed on the Blank Form No. 2, which terms and conditions have been agreed to by the sender of the following message. This is an unrepeated message, and is delivered by request of the sender under these conditions.

T. G. SHAUGHNESSY, President.
J. S. KENT, Manager Telegraphs.
R. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. WILSON, Supt., Vancouver, B.C.
W. J. CAMP, Supt., Montreal, Que.
A. W. BARBER, Supt., Toronto, Ont.

95 Ra. Md.Cd. 2.26-p 228365

17-Collect. Winnipeg. Man.. May 31.

The Secretary Dep't of Indian Affairs.

Ottawa. Ont.

Has Department given Canadian Northern Railway permit to cut spruce timber on Valley River Indian reserve.

D. Laird.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

File211 050-

T. D. FORM 2.

CANADIAN PACIFIC RAILWAY COMPANY'S TELEGRAPH

All Messages taken by this Company are subject to the following terms:

It is agreed between the sender of the following message and this Company that the said Company shall not be liable for damages arising from failure to transmit or deliver, or from any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or from delays from interruption in the working of its lines, for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending same. To guard against error, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk and payment of premium thereon, at the following rates, in addition to the usual charge for repeating messages, viz:—One per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company, the agent of the sender, and without reaching its destination, but only as the agent of the sender, and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message be sent through office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person delivering the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages unless the same be claimed in writing, within sixty days after receipt of the telegram for transmission. No employee of the Company shall vary the foregoing.

SIR WILLIAM C. VAN HORNE, PRESIDENT. B. S. JENKINS, SUPT., Winnipeg. J. WILSON, SUPT., Vancouver, B. C.
CHAS. R. HOSMER, MANAGER TELEGRAPHS. HOMER PINGLE, SUPT., Toronto. JAMES KENT, SUPT., Montreal.

SENT NO.	SENT BY	REC'D BY	TIME SENT	TIME FILED.	CHECK.

Send the following Message, subject to the above terms, which are hereby agreed to:

Ottawa 2nd June 1902- 189

To Hon.David Laird,

Indian Commissioner,

Winnipeg, Man.-

No permission given Canadian Northern Railway to cut timber on Valley River Reserve, except for right of way. See letter sent you 22nd April. Plans not yet filed.

Charge D.I A.

READ THE NOTICE AND AGREEMENT AT THE TOP.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050 231058

JUL 28 1902

Indian Agent's Office,

Birtle. Man.

July 24th 1902

ACCOUNTANTS BRANCH JUL 29 1902

In your reply refer to
No. 628
also to date of this letter.

Ref.: Your Letter ..... **No.** .....

Sir,

I beg to report for your information that Wm Mancheese No. 32 of the Valley River Reserve No 62½ claims damages to the amount of Thirty $30.00 dollars from the Canadian Northern Railway Company, as follows,

Hay corrall valued at	$5.00
Log Stable " "	25.00
Total	$30.00

This property was on the right of way of the above Company's line now being built through the Indian Reserve. This claim of Wm Mancheeses is reasonable and not excessive, as the Stable and corrall were in good condition

I have the honor to be
Sir,
Your Obedient Servant
L. K. Wheatley,
Indian Agent.

To
The Secretary
Department Indian Affairs.
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Ex'd.

211650 M

Mr. H. Mitchell
Chief Engineer C.N.R.
Winnipeg

Ottawa 29th July, 1902.

628

Sir,

In reply to your letter of the 24th instant, I beg to inform you that you should write to the Manager of the Canadian Northern Railway Company, at Winnipeg, and submit to him Wm. Manchester's claim for damages to the amount of $30.00 against the said Railway Company.

Your obedient servant,

Secretary.

G.H. Wheatley, Esqr,
Indian Agent,
Birtle, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

KODAK SAFETY FILM

211 050-

Exd.

Ottawa 20th August 1902-

Sir-

Referring to letter addressed you on the 17th May last, regarding Plan of right of way of the Canadian Northern Railway through the Valley River Indian Reserve, I have to ask that you will kindly see Mr. McLeod, Chief Engineer of the Railway, and press upon him the fact that this Plan, duly certified as required by the Chief Engineer of the Department of Railways and Canals, must be furnished the Department at once, so that the necessary action may be taken as to expropriation and payment for right of way.

I have the honour to be,
Sir,
Your obedient servant

J. D. McLEAN

Secretary-

Lond.
W.W.D.

Hon. David Laird,
Indian Commissioner,
Winnipeg
Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050

Office of the

232542

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 5 Sept. 1902.

In your reply refer to
No. 31/2
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

DEPARTMENT OF INDIAN AFFAIRS
SEP 8 1902

2II050

Sir,

LAND BRANCH
SEP 8 1902

Referring to your letter of the 20th. ultimo, regarding Plan of right-of-way of the Canadian Northern Railway through the Valley River Indian Reserve, I beg to forward under separate cover the required Plan.

I am informed by the Solicitors of the C. N. Railway Company that this is the same plan that was forwarded to the Department sometime ago, but was returned because it did not correspond with the ordinary right-of-way plans filed in the Department of Railways and Canals. The line as originally located has been changed and new plans are now with the above Department which do correspond with the plan I am sending to-day.

Your obedient servant,

D Laird

Indian Commissioner.

Secretary,
Dept. Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211 050- Ext

Ottawa 9th September 1902-

Sir,

I beg to inform you that a plan has been sent you to-day by Police Mail shewing the land required by the Canadian Northern Railway Company for the Right of Way of its line through the Valley River Indian Reserve, No.63A. If the plan is correct and in order, I shall feel obliged if the Chief Engineer of Railways and Canals will be good enough to attach his certificate thereto.

Your obedient servant,

J.D. McLEAN

Secretary.

Lond
F.B.

The Secretary,
Department of Railways & Canals,
Ottawa.

See let 239859 on 111795-6

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050.

Secty. When this letter has been sent - The file will be sent to you for the purpose of reading the necessary O.C. prepared S.B.

Ottawa, ~~29th~~ 30th June, 1903.

Sir,-

I beg to enclose herewith a copy of the plan of the Right of Way of the Canadian Northern Railway through the Valley River Indian Reserve, No.63 A, N.W.T., and to ask you to be good enough to examine the said Right of Way, and inform the Department what in your opinion should be the amount to be demanded from the Railway Company in payment for the said Right of Way, and the damages caused by severance, etc. The said valuation should be separate from the value of damages to Indian improvements, if any, and you should inform the Department of the two separate sums, in order that the Indian occupants may be paid the sums to which thay may be entitled.

When the Railway Company has paid into the Department the sums that may be agreed upon you will be advised, and the Company may then take possession of the said Right of Way.

Fwd.

Your obedient servant,

[illegible]

Secretary.

S.B

G.H. Wheatley, Esq.,
Indian Agent,
Birtle, man.

No plan or sketch of whole what is area 82.5 ac.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

67047

No. 67047
Subj. 971.
Ref. 99833.
48

Encl. plan.

244706

Ottawa June 26 1903. 1903

DEPARTMENT OF INDIAN AFFAIRS JUN 27 1903

Sir,

By direction, I return herewith, duly certified by the Deputy Minister in the following words:-

"I consider the 99 feet of Right of Way (land) through the Gamblers Band Indian Reserve is actually required for Railway purposes, and is such as The Canadian Northern Railway Company should be allowed to acquire under Section 35 of the Indian Act as amended",

the plan in respect of the location of the portion of the said Railway through Indian Reserve No. 63 A, "Gamblers Band", which was sent in to the Department by you for that purpose on the 9th of September, 1902.

The said plan has also been certified by the Deputy Minister as a copy of part of the original plan filed in the Department under the expropriation clauses of The Railway Act on the 11th ultimo.

LAND BRANCH JUN 29 1903

I have the honour to be,

Sir,

Your obedient servant,

L. K. Jones

Secretary.

J. D. McLean, Esq.,
Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211,050

Ottawa, 3rd July, 1903.

His Excellency
The Governor General in Council.

The undersigned begs to state that the Canadian Northern Railway Company has applied for right of way 99 feet wide, and to contain an area of 82.5 acres (as shown on a plan of record in the Department of Indian Affairs) across the Valley River Indian Reserve, No. 63A, in the Birtle Indian Agency and Province of Manitoba, and has furnished a certificate of the Chief Engineer of the Department of Railways & Canals that the land applied for is actually required for railway purposes and is such as the company should be allowed to acquire.

As the undersigned knows of no objection to the railway company being allowed to acquire the land above referred to, he would respectfully recommend that, under the provisions of Sec. 35 of the Indian Act - as amended by Sec. 5 of Chap. 33, Vic. 50-51 - authority be given for the sale of the land to the said company upon such terms as may be agreed upon.

Clifford Sifton
Superintendent General
of Indian Affairs.

D. M. 3
L. B. 4
S. S. 4
P.C. 7

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

/27.

211050

246724

22117-5CN

BIRTLE AGENCY AUG 1 1903

Birtle, Man.

July, 31st. 1903.

Sir,

In reply to your letter, dated June 30th. 1903. No. 211050. re amount to be demanded from the C. N. R. Co. in payment for the Right of Way, and the damages caused by secerance etc. I beg to report, that on the 18th. inst. I drove over the said Right of Way, starting at the East end, from this point, for about 1. 75 miles the road runs through burnt timber principally poplar and brush. There are also a number of sloughs. The nextl.75 miles is fairly good farming land, mostly clearing. The next. 75 milesmostly gravel and rocks, the railway line crosses the Valley River near this point. This is where the bridge was removed as it was in the direct line of the railway. Thenext 1.75 milesruns through timber, principally tamarac, suitable for fencinvg and tie timber. The next.75 miles runs through hay meadows. The hay meadows will be the greatest loss to the Band, as it is here where their principalhay supply is secured. The hay sloughs on the reserve, are now full of water, and it will not be possible to cut hay, until September and prehaps not then. I would say that the sum of $600.00. would be a fair amount for the damages. It would also be necessary to have the Right ofWay fenced, and a certain number of crossings made at the most convenient points, one should be made near the hay meadows.

The bridge above referred to, as having been removed, was built by the Indians themselves. The Railway Company agreed to allow the Indians$100.00 to rebuild the bridge themselves, or the Railway

Railway

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

246724

Railway Company would rebuild ~~[illegible]~~ it, so far it has not been rebuilt. I would suggest that the Railway Company rebuild it.

William Mancheese No. 32 of the Valley River Indian Reserve No. 62½ claims damages to the amount of $30.00. as Follows:-

Hay Corrall	valued at	$5.00.
Log Stable	"	" 25.00
Total		$30.00

vide my letter dated July, 24th. 1902. No. 628.

I have the honor to be,
Sir,
Your Obedient Servant.
G. H. Wheatley.
Indian Agent.

To
The Secretary,
Department of Indian Affairs.
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

246229

22117-5 c.d

PRIVY COUNCIL
CANADA

Extract from a Report of a Committee of the Honourable the Privy Council, approved by His Excellency on the 14th July, 1903.

On a Memorandum dated 3rd July, 1903, from the Superintendent General of Indian Affairs, stating that the Canadian Northern Railway Company has applied for right of way 99 feet wide, and to contain an area of 82.5 acres (as shown on a plan of record in the Department of Indian Affairs) across the Valley River Indian Reserve, No. 63 A., in the Birtle Indian Agency and Province of Manitoba, and has furnished a certificate of the Chief Engineer of the Department of Railways and Canals that the land applied for is actually required for railway purposes and is such as the Company should be allowed to acquire.

The Minister, knowing no objection to the railway company being allowed to acquire the land above referred to, recommends that, under the provisions of Section 35 of the Indian Act - as amended by Sec. 5 of Chap. 33, Vic. 50-51, authority be given for the sale of the land to the said Company upon such terms as may be agreed upon.

The Committee submit the same for approval.

John J. McGee

Clerk of the Privy Council.

The Honourable

The Superintendent General of Indian Affairs.

LAND BRANCH. JUL 16 1903

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-5CN

2II 050-

Ottawa, 6th August, 1903-

Sir,

Referring to your letter of the 5th September last, No.8I-2, I beg to inform you that the plan therein referred to, of the Right of Way of the Canadian Northern Railway, through the Valley River Reserve, No.63A, has been certified by the Chief Engineer of Railways and Canals, and the necessary Order in Council has been passed authorizing the Sale of the land.

The following valuation has been made by Agent C.H.Wheatley, of the said Right of Way, severance &c.

Right of Way containing 82.5 Acres -----$600.00	
Improvements of William Mancheese,	
Hay Corral ----$5.00	
Log Stable ---$25.00	$ 30.00
	$630.00

I shall feel obliged if you will inform the Solicitor of the Railway Company, that on the payment of the said sum, and on their engaging to erect a good fence on each side of the track, to re-build in a substantial manner a certain bridge on the Reserve, which was removed by them, and to construct all necessary crossings, they may take possession of the said Right of Way, and a Patent for the land will be issued in due time.

I have the honour to be,
Sir,
Your obedient servant,

Frank Pedley

Deputy Superintendent General
Of Indian Affairs-

The Hon. David Laird,
Indian Commissioner,
Winnipeg,
Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
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ARCHIVES PUBLIQUES
CANADA

248292

(Copy)

Birtle, Man. Aug. 27,1903.

Sir,

In reply to your letter of the 25th. inst. No.81/2, I beg to say that the valuation per acre placed on the parcel of land referred to was based on the value of the gravel to the C. N. R. Co. There is no gravel either east or west of the reserve, where the Company could procure ballast for their road, west of the reserve. The valuation was made in the interests of the Indians. The Right of Way through the reserve, I consider, adds to the value of the land in the vicinity, and therefore, the Right of Way should not be valued too high. However, if my figure is too high, it can be lowered to whatever you think proper. I might mention that $15.00 was paid for gravel pit on the Blackfoot Reserve, where gravel was to be had almost anywhere in the vicinity.

I have the honor to be,

Sir,

Your obedient servant,

(sgd.) G. H. Wheatley

Indian Agent.

The Hon. David Laird,

Indian Commissioner,

Winnipeg.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

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CANADA

248292

(Copy)

8I/2

Winnipeg, 25 Aug. I903.

Sir,

I have your letter of the I8th. instant, reporting on the application made by the Canadian Northern Railway Co. for a parcel of land, to be used for a station and gravel pit, and placing valuation on same at $40.00 per acre. In reply to say, I consider your valuation high, and would like to know how you arrived at that figure. The value you placed on the Right of Way is about $7.25 per acre, and it is considered that the Right of Way through a reserve is of more value than a parcel for a station site or gravel pit.

Kindly let me hear from you at any early date.

Yours truly,

(sgd.) D. Laird,

Indian Commissioner.

Indian Agent,

Birtle, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

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CANADA

22117-5 CN

248292

(Copy)

Birtle Agency,

Birtle, Man., Aug. I8, I903.

Sir,

I have the honor to report as follows in reply to your letter No. 8I/2 of August I4th. I903, re land required by the Canadian Northern Railway Company on the Valley River Indian Reserve, for the purposes of a Station and Ballast Pit.

The 65.59 acres required is situated about I/8 of a mile west of the Valley River, where the Railway line crosses. The land in the vicinity is hilly and the soil mostly gravel and stony. It would not be suitable for farming and would only do for grazing purposes. To the west along the Short Creek, there is some tamarac and hay meadows. This part of the Reserve is hilly. To the east there is some open land suitable for cultivation, but it is broken up with sloughs, patches of poplar and scrub and is hilly and the soil light. To the north the land is hilly, with sloughs, and there is two miles of good timber. To the south the land is hilly, with sloughs, patches of poplar and scrub, and two and three quarter miles of good timber, near the S. E. Boundary. The distance from the proposed Station to the boundary of the Reserve is approximately as follows--North about I.75 miles, south 2.75 miles, east about 3 miles, west about 4 miles.

Grandview is the nearest town. It is situated about I5 miles east of the Reserve. I understand that the next town will be west of the Shell River, near Tumbell, Assa., about 25 miles from the Reserve, and about 40 from Grand View, Owing to the nature

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248292

of the country I do not think that there will be a town located between Grandview and Tumbell although it may be possible that a town might be located in connection with the lumber business in the vicinity of the Reserve. I would value the land required for Station and Ballast Pit at $40.00 per acre.

In connection with this report I might mention that during the Annuity Payments, I examined the Right of Way of the Canadian Northern Railway, through the Reserve, and valued the land for the said Right of Way 82.5 acres at $600.00.
I examined this point carefully, where the proposed Station and Gravel Pit is to be, as I was informed, at the time of my visit, that the Station was to be located there, and that it was the Company's intention to have a ballast pit near at hand. The Gravel Pit will be of great value to the Company, and the amount asked for the land, in my opinion, is not excessive.

I do not think it will be necessary for me to make a special trip to the Reserve, as I noted all the particulars at the time I was last there, that you asked about. I have forwarded plan under separate cover as requested. Trusting that this report will give you the desired information asked for.

I have the honor to be,
Sir,
Your obedient servant,
(sgd.) G.H.Wheatley
Indian Agent.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

248292

8I/2 (Copy)

Winnipeg, I4 Aug. I903.

Sir,

I am sending you under separate cover plan showing the Right of Way lately acquired by the Canadian Northern Railway through Valley River Indian Reserve No. 63A, also showing a parcel of land comprisiong 65.59 acres which the Company desire to obtain for the purpose of Station and ballast pit.

Before submitting the application to the Department I desire a full report from you describing the land applied for, value per acre, the nature of the surrounding country, distance approximately to the boundary of the reserve and any further information you can give. Is there any prospect of a town being located in the vicinity in the near future ?

Kindly return the plan when submitting your report.

Yours truly,

(sgd.) D.Laird,

Indian Commissioner.

The Indian Agent,

Birtle Agency.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

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CANADA

248292

(Copy)

Winnipeg, Aug. II, 1903.

Re Valley River Indian Reserve No. 63 A.

Dear Sir,

The plan showing the right of way of the Canadian Northern Railway through this Reserve was forwarded to you by us some time ago. We now hand you blue print showing the line and also showing a parcel of land which the Company desire to obtain for the purposes of siding and ballast pit, and we now in their behalf make formal application for this parcel, comprising 65.59 acres.

Yours truly,

(sgd.) Munson & Allan

Hon. David Laird,
Indian Commissioner,
Winnipeg.

Enc.

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Indian Affairs. (RG 10, Volume 7668, File 22117-5)

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CANADA

Office of the 248292

Indian Commissioner

for Manitoba and the Northwest Territories,

DEPARTMENT OF INDIAN AFFAIRS. SEP 8 1903

In your reply refer to No. 81/2 and date of this letter and address Hon. David Laird, Indian Commissioner, Winnipeg, Man.

Winnipeg, 3rd. Sept. 1903.

ACCOUNTANTS BRANCH. SEP 8 1903

Sir,

I enclose herewith copy of a letter of the IIth. ultimo from Messrs. Munson & Allan, Solicitors, for the Canadian Northern Railway Coy, applying on behalf of the Company for a parcel of land on the Valley River Indian Reserve, No.63 A, which the Company desire to obtain for the purposes of siding and ballast pit, A blue print showing the location of the land required is forwarded to you under separate cover. I also transmit herewith copies of correspondence between myself andMr. Agent Wheatley, to whom I referred the application for his report. It will be observed Mr. Wheatley is under the impression that the Canadian Pacific Railway Coy. paid $I5.00 per acre for land on the Blackfoot Reserve, for a similar purpose, but on referring to your letter of the I9th. July I900, I find the price paid was $5.00 per acre.

D BRANCH. SEP 9 1903

46847

As the Department has on former occasions fixed the price of gravel pits without reference to this office, I await instructions on the matter. I see no objection to the Railway obtaining the land for the purposes asked, and if the Department approves

Secretary,
Dept. Indian Affairs,
Ottawa.

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approves, the Railway should be required to make an actual survey and plan of the lot.

Your obedient servant,

D. Laird

Indian Commissioner.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

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211050.

Ottawa, 21st Sept., 1903.

Sir,-

I beg to acknowledge the receipt of your letter of the 3rd inst., enclosing an application from Messrs. Munson & Allan, in behalf of the Canadian Northern Railway, for a portion of land in the Valley River Reserve, No. 63 A, to be used as a ballast pit, together with correspondence relating to the same.

In this connection I beg to draw your attention to the fact that no reply has been received to the letter from this Department of the 6th ult. relating to the payment for the Right of Way of the same Railway through the said reserve. Until that matter has been satisfactorily concluded, the Department is not in a position to consider the present application of Messrs. Munson & Allan, and I have to ask you to be good enough to direct the Agent not to allow the Railway Company to occupy or in any manner to take possession of the proposed ballast pit until the Right of Way has been settled for.

The Department finds it advisable to insist on prompt action in payments for Right of Way for Railways, as there are cases now before the Department in which

J.B.

Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

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they have not been settled for, although many years have passed since the Railway Companies were allowed to take possession.

I have the honour to be,
Sir,
Your obedient servant,

(Sd.) F. Pedley

Deputy Supt. General of
Indian Affairs.

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CANADA

248842

(Copy)

Winnipeg, Sept. I5, I903.

Re Valley River Indian Reserve-No.63 "A".

Dear Sir,

Referring to your letter of the IIth. ultimo, at the time the railway was constructed the best farm land in that vicinity was selling at $6.00 and $7.00 per acre, and that taken for the railway through the reserve, we are advised, is not at all good, portions of it being wet and other parts of it stony and gravelly. In view of these facts it is thought that the price asked for, $600.00, is excessive. From the valuations made for the Company we are of the opinion that $5.00 per acre is the outside price that should be paid.

We shall be obliged if you will have the matter reconsidered and let us know whether you will accept this.

Yours truly,

(sgd.) Munson & Allan.

82.5 600 1775 225

82.5 5 412.5

Hon. David Laird Esq.,
Indian Commissioner,
Winnipeg.

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211050

Office of the

248842

Indian Commissioner

for Manitoba and the Northwest Territories,

In your reply refer to
No. 81/2
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 18 Sept. 1903.

DEPARTMENT OF INDIAN AFFAIRS. SEP 21 1903

2II050

Sir,

As directed in your letter of the 6th. ultimo, I communicated with the Solicitors of the Canadian Northern Railway Coy., regarding the Right of Way through the Valley River Reserve, No. 63A, and asked payment of the sum of $630.00, amount of the valuation made by Mr. Agent Wheatley for the Right of Way and improvements. I enclose herewith copy of a letter of the 15th. instant from Messrs. Munson & Allan, Solicitors for the Company, objecting to the valuation placed on the land, and asking that the matter be reconsidered. I will await your further instructions.

Yours truly,

D. Laird

Indian Commissioner.

Secretary,
Dept. Indian Affairs,
Ottawa.

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211050.

Rcd.

Ottawa, 23rd Sept., 1903.

Sir,-

I beg to acknowledge the receipt of your letter of the 18th inst., together with an enclosure from Messrs. Munson & Allan in which they object to the valuation of $600. for the Right of Way of the Canadian Northern Railway through the Valley River Indian Reserve, No. 63 A.

Messrs. Munson & Allan suggested a rate of $5. per acre being apparently a very low rate for land in that vicinity. It is also to be noted that in their valuation they appear to have taken account only of the possible bare value of the land, and have made no allowance for the damage caused by severance. It is, however, to be remembered that the railway on the other hand may be a benefit to the reserve, and its occupants.

I shall feel obliged if you will look into this matter yourself, and fix the price that should be asked from the Company. Please do not overlook the fact that there are two claims for improvements amounting to $30.

I have the honour to be,

Sir,

Your obedient servant,

Sd. F. Pedley.

Deputy Supt. General of Indian Affairs.

Hon. David Laird,

Indian Commissioner,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

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211050

EXTRACT.
ORIGINAL ON
.....

DEC 20 1904

Extract from Inspector Marlatt's report on his inspection of the Birtle Agency - Original on Fyle No.164,027 - 6

DEPT. OF INDIAN AFFAIRS,
DEC 21 1904
SURVEYS.

268492

Portage la Prairie, 25th.Oct,1904

Valley River Band

Sir:

29 *****At a meeting of the band I was requested to bring before the Department the settlement of the Railway right of way through the reserve. They also want the Company to fence the track to protect their cattle. They ask $100.00 compensation from the Railway Company for a bridge over the river which was removed by the Company when the Railway bridge was built, the request appears reasonable and should have attention if it is not already settled.

Marginal Note'

See Department's letter 6th.August 03(211050) Commissioner took action directed,but in spite of several letters written them the C.N.R.solicitors have made no settlement. Am writing Mgr. of Co.

(Sgd) J.A.J.Mc.

Asst.Indian Commissioner.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
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CANADA

No. 211050.

22117-5CN

Memo.

Department of Indian Affairs,

Ottawa, 22nd December, 1904.

The Deputy Supt. General,-

Referring to the extract from Inspector Marlatt's report of the 25th October last, hereunder, I beg to state that the matter of the right of way of the Canadian Northern Railway across the Valley River Indian Reserve, No. 63 A, has been dragging along since early in 1902. This is another instance where a railway when once allowed to take possession of a right of way shows the greatest dilatoriness in paying for the same.

The Agent's valuation (not including land subsequently required by the Company for ballast and siding purposes) for the right of way is as follows, and to which I have added two years' interest at five per cent.

Right of Way 82.5 acres, valued at .	$ 600.00
To re-build the bridge ~~burnt~~ destroyed by the Company	$ 100.00
Damage to individual improvements	$ 30.00
	$ 730.00
Interest for two years at five per cent	$ 73.00
	$ 803.00

I beg to recommend that Messrs. Munson and Allan, solicitors for the Company, be requested to have the said sum of $803.00 sent to the Department without delay, otherwise the question of placing the matter for action in the hands of the law officers of the Crown will be considered.

S. Bray

Chief Surveyor,

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

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CANADA

J. T. Bray

Because your rate of interest is correct

The legal rate of interest was changed from 6% to 5% per an. 7th July 1900
S. B.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

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CANADA

211050.

Minister

22117-5CN

Ottawa, 28th December, 1904.

Gentlemen,-

With reference to the Right of Way of the Canadian Northern Railway through the Valley River Indian Reserve, No. 63 A, I have to inform you that a communication has been received from the Hon. David Laird, Indian Commission, Winnipeg, to the effect that, in spite of several letters written to you, no settlement has yet been arrived at in the way of payment for this Right of Way.

The Agent's valuation (not including land subsequently required by your Company for ballast and siding purposes) is as follows:-

Right of Way 82.5 acres	$600.00
To rebuild the bridge destroyed by the Co. .	$100.00
Damage to individual improvements	$ 30.00
	$730.00
Interest for two years at five per cent	$ 73.00
	$803.00

The Railway Company took possession of the Right of Way in 1902. The matter has been dragging along for two years, it is, therefore, considered quite reasonable that the legal rate of interest should be paid.

Messrs. Munson & Allan,
Barristers, &c.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
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CANADA

I have to request you to be good enough to take steps to close this matter without delay, as otherwise, the question of placing it for action in the hands of the law officers of the Crown will require to be considered.

It is noted that you have taken exception to the Agent's valuation. As it may require some little time to arrange definitely the amount to be paid by the Railway Company, I have to request you to be good enough to deposit the said sum of $803. with the Department until the final sum is determined.

Your obedient servant,

J. D. McLEAN

Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

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CANADA

211050.

Minister

1 Dy Secty'

2

Ottawa, 28th December, 1904.

Sir,-

Referring to Inspector Marlatt's report on his inspection of the Birtle Agency, and to your note thereon relating to the Right of Way of the Canadian Northern Railway through the Valley River Indian Reserve, No. 63 A, I beg to enclose herewith for your information a copy of a letter written this day to Messrs. Munson & Allan, Winnipeg, the Solicitors for the said Company.

I have the honour to be,

Sir,

Your obedient servant,

F.P. McLEAN

Secretary.

S. B. Fort

Hon. David Laird,

Indian Commissioner,

Winnipeg, Man

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

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CANADA

211050.

Ottawa, 28th December, 1904.

Gentlemen:-

Herewith I enclose your plan of the Right of Way of the Canadian Northern Railway through Indian Reserve No. 63 A, " Gamblers Band " for amendments in the following particulars:-

The Tangent Stations 2596+42.5 to 2679+38.5 gives a distance of 8296 feet while the distance on the plan by scale is 10270 feet.

The curve Stations 2679+38.5 to 2709+31.8 gives a distance of 2993.3 feet while the length of the same curve by scale is about 1000 feet.

The Tangent adjoining the East boundary of the Reserve Stations 2919+51.7 to 2989+05 gives a distance of 6954.3 feet while by scale it is 950 feet.

The lengths on the centre line of the tangents and curves are also required in addition to the information already on the plan.

Your obedient servant,

Secretary.

Messrs. Munson & Allan,
Barristers, &c.,
Winnipeg, Man.

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CANADA

211050

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITORS' DEPARTMENT

DEPARTMENT OF INDIAN AFFAIRS JAN 23 1905

MUNSON & ALLAN

SOLICITORS

WINNIPEG, MANITOBA

269897

D.H.L.

Jan.17,1905

Dear Sir,

Re Valley River Indian Reserve No. 63 A.

We duly received your letter of the 28th ult. as to the right of way of the Canadian Northern Railway Company across this Reserve. As this is a matter for the Company's Right of Way Agent, Mr C. R. Stovel, your letter has been referred to him and he will communicate with you immediately.

Yours truly,

Munson Allan Laird & Davis

LAND DEPARTMENT JAN 25 1905

J. D. McLean, Esq.,

Secretary Dept. of Indian Affairs,

Ottawa, Ont.

INDIAN AFFAIRS, JAN 25 1905 SURVEYS.

I have called upon the 30th Sept. J.B.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

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CANADA

270407

(Copy)

WINNIPEG, MAN., Jan.27, 1905.

J. A. J. McKenna, Esq.
Asst. Indian Commissioner,
City.

Dear Sir,-

Re Valley River Indian Reserve

Your letter of the 3rd November, No.81-2, addressed to Mr. E. A. James, Manager, has been referred to me to deal with.

This, as you are aware, is a claim from the Indian Department for $630. for right of way through the Valley River or Gamblers' Indian Reserve, and is made up as follows:-

Right of Way, 82.5 acres, $600.00. Hay corral and log stable destroyed, $30.00.

The item of $30.00 is correct; but, as I have pointed out several times, the Company consider the price asked for the land, about $7.25 per acre, is excessive. Their reasons for this opinion are; that at the time the Railway was built and the negotiations entered into for the purchase of the land from the Indian Department, first-class land in the vicinity was being sold by land companies at from $3.00 to $5.00 per acre on extended time payments. The Indian lands affected by the right of way are, for the most part, very inferior, composed to a large extent of gravel and stony ridges and muskegs; and good land, under cultivation, was purchased for right of way from farmers between the Reserve and Grandview at from $5.00 to $7.00 per acre, including cultivation, &c.

The building of the Railway was of considerable value to the Indians, and has increased the value of their remaining lands

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lands. The amount involved is, of course, too small to warrant arbitration proceedings; otherwise, these would have been taken.

The sum of $5.00 per acre has been several times offered to the Department; and I would ask you to be good enough to let me know as soon as possible whether settlement can be made at that figure. If so, I will turn the matter over to the solicitors for immediate closing.

Yours truly,

(Sgd) C. R. STOVEL,

Right of Way Agent.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

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CANADA

Office of the 211050

Indian Commissioner

for Manitoba and the Northwest Territories,

In your reply refer to No. 81/2 and date of this letter and address Hon. David Laird, Indian Commissioner, Winnipeg, Man.

270407

Winnipeg, 30th January 1905.

DEPARTMENT OF INDIAN AFFAIRS FEB 3 1905

DEPT. OF INDIAN AFFAIRS, FEB 2 1905 SURVEYS.

Sir,-

211050

I would refer to your letter of the 28th of December last, and enclose for your information a copy of a letter of the 27th instant from the Right of Way Agent of the Canadian Northern Railway Company respecting the right of way &c. through the Valley River Indian Reserve. As the Department has taken the matter up directly with the solicitors of the Company, I have told the Right of Way Agent that I can take no action in the matter. I should be obliged if you would advise me as to whether you have yet a reply from the solicitors of the Company, and if not whether the suggested placing of the matter in the hands of the law officers of the Crown has been yet decided upon.

Your obedient servant,

J. A. Grassett

Asst. Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
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CANADA

211050.

Ottawa, 6th February, 1905.

Sir,-

Enclosed herewith is a blue print copy of a plan of the line of the Canadian Northern Railway through the Valley River Indian Reserve, No. 63 A, Man., showing a portion of ground containing 61.83 acres applied for by the Railway Company to be used as a ballast pit.

If this land is necessary for railway purposes, I shall feel obliged if you will kindly put your usual certificate on the plan.

Your obedient servant,

J. D. McLEAN

Secretary.

Form 40
J.D.

C. Schrieber, Esq.,
Chief Engineer,
Dept. of Railways and Canals,
Ottawa, Ont.

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CANADA

211050

Office of the

270515

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 1st February 1905.

In your reply refer to
No. 81/2
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

211050

Sir,-

Referring to my letter to you of the 30th ultimo, and the copy enclosed therein of a letter of the 27th ultimo from the Right of Way Agent of the Canadian Northern Railway, I beg to inform you that I am now in receipt of a note from that officer in which he informs me that the solicitors of the Company, to whom you wrote on the subject, have turned the matter over to him. His letter of the 27th ultimo is therefore to be taken as a reply to yours to the solicitors as well as to mine to the Manager of the Railway.

Your obedient servant,

Asst. Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

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CANADA

No. 26201 211050

Subj. 971.

Ref. 109398.

3872.

270872

DEPARTMENT OF INDIAN AFFAIRS FEB 13 1905

Ottawa, February 13 1905

Sir,

I have the honour to acknowledge the receipt of your communication of the 6th instant, with which you transmit, for certification by the Chief Engineer of the Department, as required by your Department, a blue print copy of a plan of the portion of The Canadian Northern Railway extending through the Valley River Indian Reserve, No. 63 A, Man., shewing a portion of ground containing 61.82 acres which, you state, has been applied for by the Company to be used as a ballast pit.

In reply, I am directed to say that, if the property was merely required for a station, a piece of land 300 feet in width by 3,000 feet in length would be sufficient in that regard, but that, assuming that the 61.82 acres in question is a bed of good gravel, the Department does not consider that it is more than sufficient for the requirements of the Company.

I have the honour to be,

Sir,

Your obedient servant,

A. K. Lawes

Secretary.

J. D. McLean, Esq.,
Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

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CANADA

22117-5 CN

No. 211050.

Memo. Department of Indian Affairs,

Ottawa, 4th Februaty, 1905.

The Deputy Supt. General,-

In 1902 the Canadian Northern Railway Company surveyed its line across the Valley River Indian Reserve, No. 63 A. Agent Wheatley was requested to value the land and damages; his valuation was $7.50 per acre to which the Right of Way Agent of the Company took exception. He considered that $5. per acre was sufficient.

The question was referred to the Hon. Mr. Laird, and he was asked to fix the price that was to be paid by the Company, by letter dated the 23rd September, 1903.

The matter appears to have been dropped, until Inspector Marlatt's report for 1904 was received. A marginal note on this report from the Assistant Commissioner states to the effect that not withstanding the number of letters written to the Solicitors of the Canadian Northern Railway Co. no settlement has been arrived at.

The Department then wrote direct to the said Solicitors. They referred the question to their Right of Way Agent, and a reply has been received through the Commissioner's office from the said gentleman to the effect that he still considers our Agent's valuation to have been excessive.

It is to be seen in Hon. Mr. Laird's letter of the 3rd September, 1903, that he considered that Mr. Agent Wheatley had been governed in his valuation by the erroneous idea of the amount paid for the right of way through the Blackfoot Reserve, which he supposed was $15. per acre, whereas it was only $5. per acre. Taking this as a fact, and judging from Agent Wheatley's description

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CANADA

of the land in his letter of the 18th August, 1903, it would appear that the contention of the Right of Way Agent is reasonable.

I beg, therefore, to recommend that the demand for the Right of Way on the Company be amended as follows:-

Right of Way 82.5 acres	$412.50
To re-build a bridge destroyed by the Co.	$100.00
Damages to individual improvements . .	$ 30.00
	$542.50
Interest for two years at 5 per cent	$ 54.25
Total	$596.75

The Solicitors of the Railway Company were informed 21st September, 1903, that the Department was not in a position to consider their application for land for a ballast-pit until the right of way had been settled for. I may here say, however, that the same price would appear to be reasonable as that above mentioned for the right of way, namely $5.00 per acre.

61.82 acres for ballast-pit at $5.00	$ 309.10
Interest for two years at 5 per cent	$ 30.90
	$ 340.00

Opt. agents
The heads firm

I should, however, state that we have not yet been informed whether the Company has actual possession of the said ballast-pit. The Agent will be communicated with on this point.

S. Bray
Chief Surveyor.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-5 CN

211050.

Ex'd.

Ottawa, 16th February, 1905.

Sir,-

Your valuation of the right of way of the Canadian Northern Railway across the Valley River Indian reserve, No. 63 A, was as follows:-

Right of Way 82.5 acres valued at	$600.00
To re-build the bridge destroyed by the Company	$100.00
Damage to individual improvements	$ 30.00
	$730.00
Interest for two years at five per cent . .	$ 73.00
	$803.00

The Railway Company has taken decided objection to your valuation of the land. The Hon. Mr. Laird thinks that your valuation may have been governed by an erroneous idea of the amount paid for the right of way through the Blackfoot Indian Reserve, which you supposed was $15. per acre, whereas it was only $5. per acre.

The Company is willing to pay $5. per acre, and the Department is disposed to accept this sum.

The amount to be demanded from the Company will, therefore, be as follows:-

S.R. Marlatt, Esq.,
Inspector of Indian Agencies,
Portage la Prairie, Man.

G. H. Wheatley Esq.
Gideon Robert
Birtle Man

(over)

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Right of Way 82.5 acres	$412.50
To re-build a bridge destroyed by the Co.	$100.00
Damage to individual improvements	$ 30.00
	$542.50
Interest for two years at five per cent . .	$ 54.25
Total	$596.75

I shall feel obliged if you will inform me whether you concur with this valuation.

In this connection it is also proposed to demand the same rate for the ballast-pit; as follows:-

61.82 acres for ballast-pit at $5. per acre	$309.10
Interest for two years at five per cent . .	$ 30.90
	$340.00

Kindly also inform me if you concur with this valuation.

Your obedient servant,

S. H. McLEAN

Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050

Office of the

Inspector of Indian Agencies,

LAKE MANITOBA INSPECTORATE,

Agencies:
Portage la Prairie,
Manitowapah,
The Pas,
Birtle.

In your reply refer to
No. 149.
Also to the date of this letter.

Portage la Prairie, Man., 20th, Feb, 1905. *190* .

Your No. 211050.

271336

DEPARTMENT OF INDIAN AFFAIRS FEB 24 1905

Sir.

I have the honour to acknowledge the receipt of your letter of the 16th inst, with reference to a valuation of Right of way of the Canadian Northern Railway through Valley River Indian Reserve.

In reply I have to say that I am under the impression that a mistake has been made in adressing me in this matter as I have never submitted a valuation on this Right of way.

LAND BRANCH FEB 24 1905

DEPT. OF INDIAN AFFAIRS, FEB 28 1905 SURVEYS

I have the honour to be
Sir.
Your obedient servant.
S. R. Marcotte
Inspector Indian Agencies.

The Secretary.
Department of Indian Affairs.
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050.

Ottawa, 1st March, 1905.

Sir,-

Referring to your letter of the 20th ultimo, I have to say that the letter addressed to you, on the 16th ultimo, relating to the valuation of the right of way of the Canadian Northern Railway through the Valley River Indian Reserve, was sent in error.

It should have been addressed to G.H. Wheatley, Esq., Indian Agent, Birtle, Man. A copy of the said letter has been sent to that gentleman.

Your obedient servant,

H. McLEAN

Secretary.

S.R. Marlatt, Esq.,
Inspector of Indian Agencies,
Portage la Prairie, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050.

DXG.

Ottawa, 1st March, 1905.

Sir,-

Your valuation of the right of way of the Canadian Northern Railway across the Valley River Indian Reserve, No. 63 A, was as follows:-

Right of Way 82.5 acres valued at	$600.00
To re-build the bridge destroyed by the Company.	$100.00
Damage to individual improvements	$ 30.00
	$730.00
Interest for two years at five per cent . .	$ 73.00
	$803.00

The Railway Company has taken decided objection to your valuation of the land. The Hon. Mr. Laird thinks that your valuation may have been governed by an erroneous idea of the amount paid for the right of way through the Blackfoot Indian Reserve, which you supposed was $15. per acre, whereas it was only $5. per acre.

Form 4
J.B.

The Company is willing to pay $5. per acre, and the Department is disposed to accept this sum.

The amount to be demanded from the Cpmpany will, therefore, be as follows:-

G.H. Wheatley, Esq.,
Indian Agent,
Birtle, Man.

(over)

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Right of Way 82.5 acres	$412.50
To re-build a bridge destroyed by the Co. .	$100.00
Damage to individual improvements	$ 30.00
	$542.50
Interest for two years at five per cent . .	$ 54.25
	$596.75

I shall feel obliged if you will inform me whether you concur with this valuation.

In this connection, it is also proposed to demand the same rate for the ballast-pit; as follows:-

61.82 acres for ballast-pit at $5. per acre .	$309.10
Interest for two years at five per cent . .	$ 30.90
	$340.00

Interest should be for one year only. omitted altogether. J.D.

Kindly also inform me if you concur with this valaution.

Your obedient servant,

J. D. McLEAN

Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050

BIRTLE AGENCY.

INDIAN AGENT'S OFFICE,

Birtle, Man.

271959

March, 7th. 1905

DEPARTMENT OF INDIAN AFFAIRS MAR 13 1905

IN YOUR REPLY REFER TO
No. F/28
ALSO
TO DATE OF THIS LETTER

Ref.: Your Letter March/ 1st. 1905 190 No. 211050

Sir,

LAND BRANCH. MAR 14 1905

DEPT. OF INDIAN AFFAIRS. MAR 14 1905 SURVEYS.

In reply to your letter of the above date and number, I have the honor to state, that my valuation of the Right of Way of the Canadian Northern Railway Company, through the Valley River Indian Reserve, was not based on the amount paid by the Canadian Pacific Railway Company for the Right of Way through the Blackfoot Indian Reserve, but on the value of land in the District, Grand View. The valuation which the Indian Commissioner referred to, was for a gravel pit, on the Blackfoot reserve, which I beleive $15.00 per acre aws paid.

My valuation, prehaps is too high, but it was made in the interests of the Indians of the Band; with of course the approval or dis-approval of the Department. If however, the amount stated in your letter, is a fair one for the Indians, I see no reason why I should not agree with it.

I have the honor to be,
Sir,
Your Obedient Servant.

W. S. Wheatley.
Indian Agent.

To
The Secretary,
Department of Indian Affairs.
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050.

Ottawa, 15th March, 1905.

Sir,-

Referring to your letter of the 13th ultimo, Ref. 109398, I shall feel obliged if you will kindly return the blue print showing a ballast pit required by the Canadian Northern Railway , in the Valley River Indian Reserve, No. 63 A, Man., which was forwarded to you with my letter of the 6th ultimo.

Your obedient servant,

J.D. McNab

Secretary.

Lem.
L.B.

L.K. Jones, Esq.,
Secretary,
Dept. of Railways & Canals,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 211050.

Memo.

Department of Indian Affairs,
Ottawa, 15th March, 1905.

The Deputy Supt. General:-

Referring to Agent Wheatley's letter, hereunder, of the 7th instant, my memorandum of the 4th ultimo and your note thereon, and to the letter from the Hon. Mr. Laird of the 3rd September last, I beg to recommend that the Canadian Northern Railway Company be requested to pay for the right of way through the Valley River Indian Reserve at the rate of $5. per acre, together with damages and interest, as shown in letter to Agent Wheatley of the 1st instant, amounting in all to $596.75.

With regard to the ballast pit, I think that it would be well to ask Mr. Laird to give his views as to the amount that should be demanded from the Railway Company.

DEPT. OF INDIAN AFFAIRS,
MAR 17 1905
SURVEYS.

S. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050.

Ottawa, 17th March, 1905.

Sir,-

With reference to your letter of the 27th January last, addressed to J.A.J. McKenna, Esq., Assistant Indian Commissioner, Winnipeg, Man., I beg to inform you that the Department is prepared to accept the sum of $596.75 in payment for the right of way of the Canadian Northern Railway across the Valley River Indian Reserve, No. 63 A. The following are the items of the valuation which make up the said sum:-

Right of Way 82.5 acres at $5.00 . . .	$412.50
To rebuild a bridge destroyed by the Co.	$100.00
Damage to individual improvements . .	$ 30.00
	$542.50
Interest for two years at five per cent	$ 54.25
	$596.75

Form 10
S.B.

I shall feel obliged if you will kindly attend to this matter without delay.

Your obedient servant,

D.D. McLEAN

Secretary.

C.R. Stovel, Esq.,
Right of Way Agent,
Canadian Northern Railway,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
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CANADA

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 43426

Department 971.

Book

Ref. 109907.

3872.

Encl. plan.

211050

272288

Ottawa March 17 1905.

DEPARTMENT OF INDIAN AFFAIRS MAR 18 1905

DEPT. OF INDIAN AFFAIRS, MAR 20 1905 SURVEYS

Sir,

In compliance with the request contained in your communication of the 15th instant, I have the honour, by direction, to return herewith the blue print ~~print~~ copy of a plan of the portion of The Canadian Northern Railway extending through the Valley ~~River~~ Indian Reserve, No. 63 A, Man., shewing a portion of ground that has been applied for by the Company to be used as a ballast pit, which was sent in to the Department by you on the 6th ultimo.

I have the honour to be,

Sir,

Your obedient servant,

R. K. Jones

Secretary.

J. D. McLean, Esq.,

Secretary,

Department of Indian Affairs,

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050

Ottawa 14th April 1905

Gentlemen

On the 28th of December last a plan of the Right of way of the Canadian Northern Railway through Indian Reserve No 63 A(Gamblers Band) was sent you for amendment. I shall be obliged if you will request the Chief Engineer of the Railway to return a copy of the amended plan on Tracing cloth to this Department.

Messrs Manson &Allan
Barristers & c.
Winnipeg.Man.

Your obedient servant

Secretary

S.B.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050

Extract :- EXTRACT. ORIGINAL ON 111475 14

DEPARTMENT OF INDIAN AFFAIRS APR 19 1905

Pelly Agency. 273801

Indian Agent's Office,
Kamsack P. O., Assa.,
No. 129-B 14th April, 1905.

Ref.: Your Letter 16th August, 1905, No. 111775/6

Sir :-

x x x x x

Will you kindly inform me if the Canadian Northern Railway Co., has yet paid to the Department, the money on account of the Right of Way; the 65.59 acres gravel pit; the $100.00 for a new bridge destroyed by the Company and the claim of William Mancheese, for $30.00 for a stable and corral.

I have the honour to be,
Sir,
Your obedient servant,
H. A. Carruthers,
Indian Agent.

ACCOUNTANT APR 22 1905

not yet
Dept 22nd Apl 05
re 111775/6

The Secretary,
Indian Department,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Mr. Duncy

re Gravel Pit —

see memo turned

out —

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Office of the 211050

273662

Indian Commissioner

for Manitoba and the Northwest Territories,

In your reply refer to
No. 81/2
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 14th April 1905.

211,050

Sir,-

I would refer to my letter to you of the 1st of February last and previous correspondence respecting the right of way of the Canadian Northern Railway through the Valley River Reserve. The Agent reports on the 6th instant that on the occasion of every visit to the Valley River Reserve the Indians make anxious enquiries in the matter, that they want to purchase wire for a cattle pasture, an additional parcel of hay ground, and pay for a mower and rake which they have bought, all out of the compensation to be paid by the Railway Company for the land taken.

Your obedient servant,

Asst. Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050

Ottawa 22nd April 1905

Sir:-

With reference to your letters of the 14th inst. No. 129 - B. I have to say that the Right of Way Agent of the Canadian Northern Railway has consented to pay on the basis of $5.00 per acre for the Right of Way through the Valley River Reserve and $30.00 damagees to individual improvements. He is however having an investigation made of the claim of $100.00 for the bridge destroyed before consenting to make this payment.

Hon Mr Laird has been asked to give his views as to what sum should be asked for the borrow-pit.

Your obedient servant

Sgd. J. D. McLean

Secretary

H.A.Carruthers Esq
Indian Agent
Kamsack.Assa.

Form
S.B.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

2II050

Ottawa 22nd April 1905

Sir:-

In reply to your letter of the 14th inst. No.81-2. I have to say that the Right of Way Agent of the Canadian Northern Railway has consented to pay for the Right of Way through the Valley River Reserve on the basis of $5.00 per Acre and $30.00 damages for individual improvements. He however is having an investigation made before consenting to pay $100.00 demanded for a bridge destroyed by the Company.

The Department is prepared to ask the the same price ,viz. $5.00 per acre for the ballast pit, but before doing so I shall feel obliged if you will give me your views as to this valuation.

Form L
S.B.

I have the honor to be Sir
Your obedient servant

Sd. J. D. McLean

Secretary

Hon. David Laird
Indian Commissioner
Winnipeg Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

8II050 Ex'd.

Ottawa 22nd April 1905

Sir:-

With further reference to your letter of 21st ult. I have to say that the Indians are urging for the payment of the Right of Way of the Canadian Northern Railway through the Valley River Indian Reserve.

I shall feel obliged if you will have the investigation made to which you refer regarding the bridge which was destroyed and the matter closed with the least possible delay.

In this connection, I have to inform you that the Hon. Mr Laird has been asked to have a valuation made of land in the said Reserve taken by your Company for a borrow-pit. I shall be glad to hear from you regarding this matter.

Your obedient servant

Sgd. J. D. McLean

Secretary

C.R.Stovel Esq
Right of Way Agent
Canadian Northern Railway
Winnipeg.Man.

Fwd
J.B.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Bl. Parish of Rt of Way
Can. Nor Ry Gambles & R
Original in Survey Branch
Railway Plan No 617

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NORTHERN RAILWAY
PLAN

SHEWING LINE AS LOCATED THROUGH
INDIAN RESERVE — No 63A.
GAMBLERS BAND

SCALE 1000 FT = 1 INCH

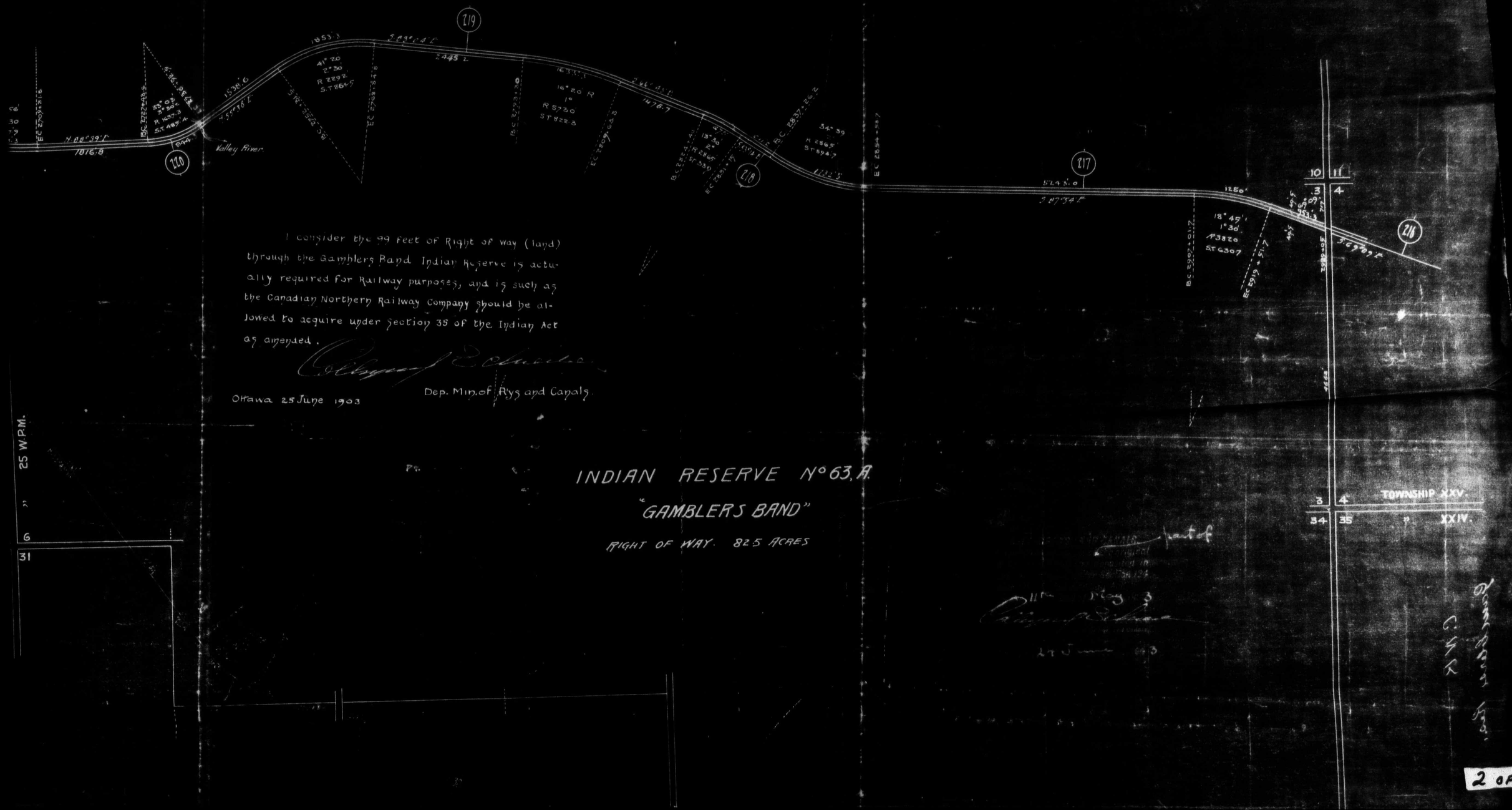
Engineer's Office
Winnipeg April 30th 1902

Chief Engineer.

I consider the 99 feet o
through the Gamblers Band In
ally required for Railway purp
the Canadian Northern Railway C
lowed to acquire under Section
as amended.

Ottawa 25 June 1903

1 OF



I consider the 99 feet of Right of way (land) through the Gamblers Band Indian Reserve is actually required for Railway purposes, and is such as the Canadian Northern Railway Company should be allowed to acquire under section 35 of the Indian Act as amended.

Dep. Min. of Rys and Canals

Ottawa 25 June 1903

INDIAN RESERVE No 63 A

"GAMBLERS BAND"

RIGHT OF WAY. 82.5 ACRES

2 OF

I consider the 99 feet o
through the Gamblers Band In
ally required for Railway purp
the Canadian Northern Railway C
lowed to acquire under Section
as amended.

Ottawa 25 June 1903

CANADIAN NORTHERN RAILWAY
PLAN
SHEWING LINE AS LOCATED THROUGH INDIAN RESERVE — No 63.A. GAMBLERS BAND

SCALE 1000 FT = 1 INCH

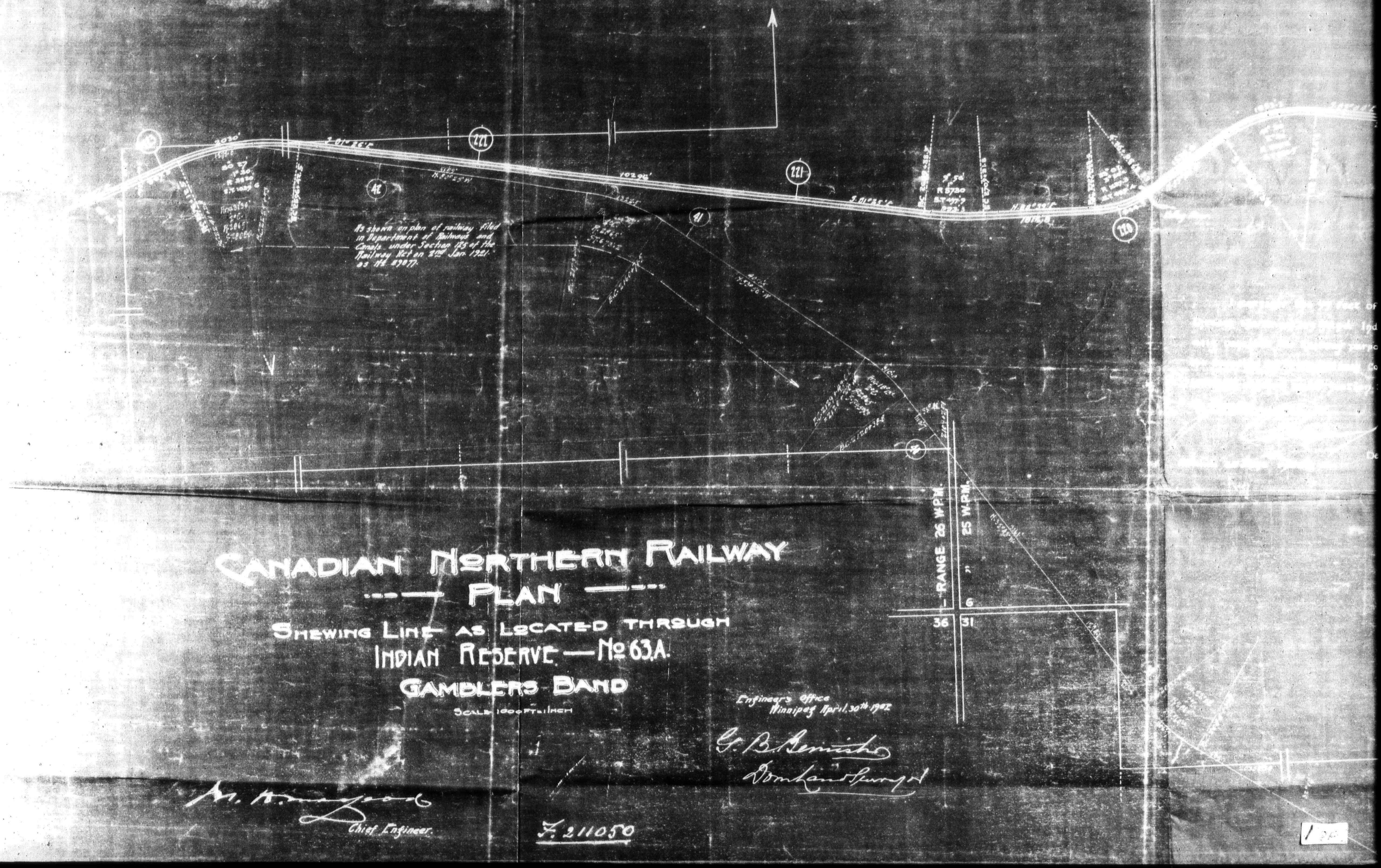
Engineer's Office
Winnipeg April 30th 1902

Chief Engineer.

F. 211050

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

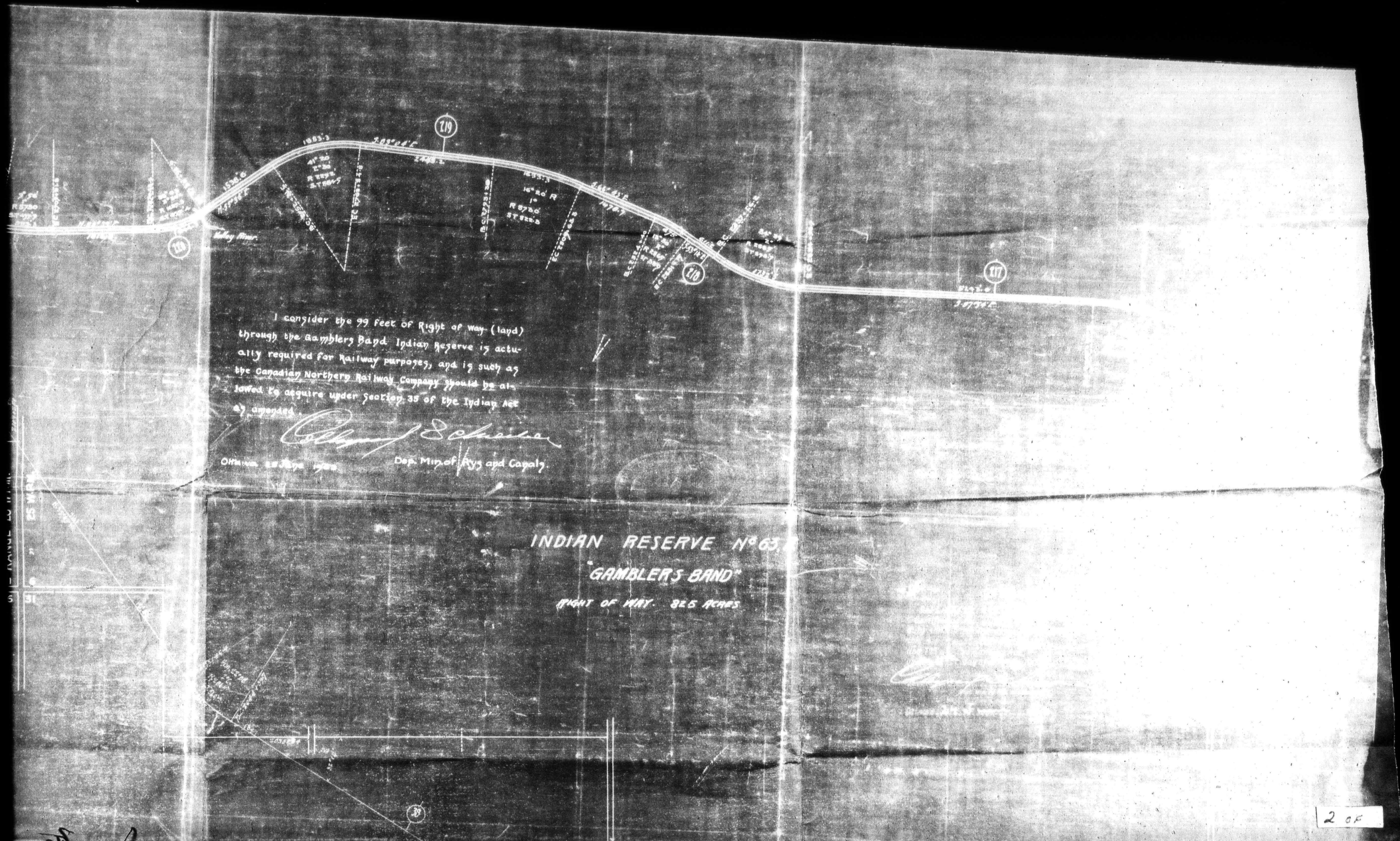


CANADIAN NORTHERN RAILWAY

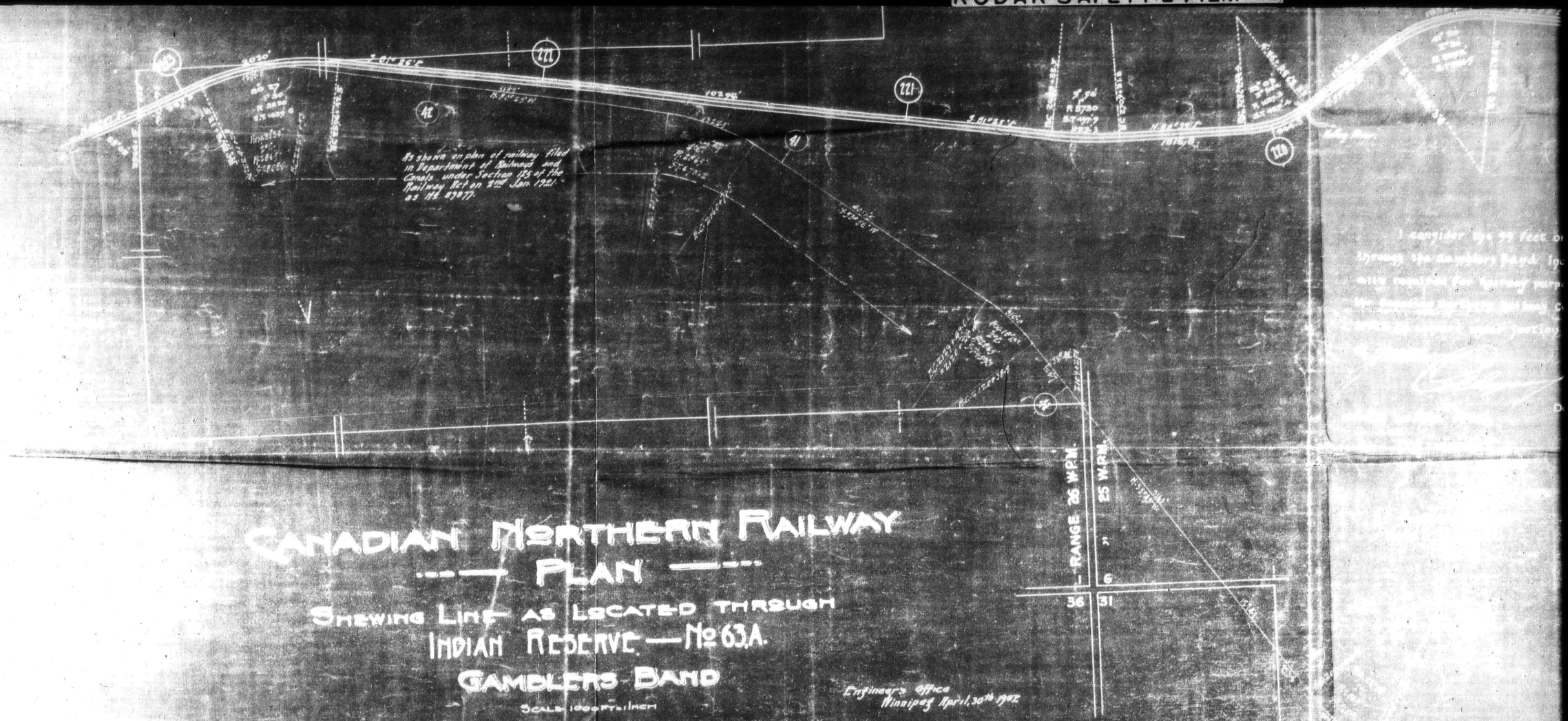
PLAN

SHEWING LINE AS LOCATED THROUGH
INDIAN RESERVE — No. 63.A.
GAMBLERS BAND

SCALE 1000 FT = 1 INCH


I consider the 99 feet of Right of way (land) through the Gamblers Band Indian Reserve is actually required for Railway purposes, and is such as the Canadian Northern Railway Company should be allowed to acquire under section 35 of the Indian Act as amended.
Dep. Min. of Rys and Canals.
INDIAN RESERVE No 63
"GAMBLER'S BAND"
RIGHT OF WAY. 32.5 ACRES
2 of

KODAK SAFETY FILM



CANADIAN NORTHERN RAILWAY

PLAN

SHEWING LINE AS LOCATED THROUGH
INDIAN RESERVE — No 63A.
GAMBLERS BAND

SCALE 1000 FT = 1 INCH

Engineer's Office
Winnipeg April 30th 1912

G. B. Reynolds
Dominion Land Surveyor

M. H. Maclean
Chief Engineer.

F. 211050

3 OF

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

I consider the 99 feet of Right of way (land) through the Gamblers Band Indian Reserve is actually required for Railway purposes, and is such as the Canadian Northern Railway Company should be allowed to acquire under Section 35 of the Indian Act as amended.

Ottawa 25 Sept 1928

Dep. Min. of Rys and Canals.

INDIAN RESERVE No 63

"GAMBLER'S BAND"

RIGHT OF WAY 38.5 ACRES

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

4 of 4.

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITORS' DEPARTMENT

211050

274193

MU[illegible] & ALLAN

SOLICITORS

WINNIPEG, MANITOBA

Ex'd.

April 25,1905

D.H.L.

Dear Sir,

Re Gambler's Bank Indian Reserve. No. 63 A.

Replying to your inquiry of the 14th inst.. we now forward amended plan of the right of way of The Canadian Northern Railway through this Reserve.

Yours truly,

Munson Allan & Davis

LAND BRANCH MAY 1 1905

J. D. McLean, Esq.,

Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Enc.

MAY 1 1905

SURVEYS.

199

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050
22117-5 C N

Office of the

276889

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 22nd June 1905.

DEPT. OF INDIAN AFFAIRS
JUN 26 1905

In your reply refer to
No. 81/2
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

LAND BRANCH.
JUN 27 1905

SURVEYS.

Sir,-

Referring to the concluding paragraph of your letter of the 22nd April last, respecting the price per acre to be asked from the Canadian Northern Railway Company for the siding and ballast pit it has taken on the Valley River Indian Reserve, you ask my views as to the valuation of $5.00 per acre for the land.

I may say that on the 12th ultimo the Company tendered me a cheque for $327.95 as full consideration for the 65.59 acres taken by the Canadian Northern Railway on said Reserve for siding and ballast pit. The cheque was returned to the Company, because I had not been authorized by the Department to accept this price, but only to give my views on the valuation. Further, I had no proof that a plan of actual survey had been filed in the Department, at least no copy of such plan has been filed in this office.

In regard to the value of the land for siding and ballast pit, Mr. Agent Carruthers, who has this reserve now in charge, was written to on the subject. He reports to me on the 14th instant that he visited the reserve

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

reserve on the previous day, and says:-

"I found when down there that the ballast pit "was being worked, a good deal of gravel having been "taken out of it during the past month. The Railway "Company have a good cedar post and Page wire fence around "the stated 65.59 acres that they require for the ballast "pit. * * * * * *

" The Right of Way runs through the reserve about "seven miles, five of these is through good open country, "the other two being through practically a tamarac and "spruce bush. Taking the price of farm lands in the "vicinity, and timber destroyed, I consider that Seven "Dollars ($7.00) an acre would be a fair price for the "82.05 acres taken for the Right of Way.

" As to the gravel pit. As far as I can gather "information, this is the only ballast pit where the "Company could obtain gravel, for long distances East or "West; it is therefore most valuable to them, as they show "by fencing it in. I was informed by one of their men "that the gravel in this pit was very suitable, being a "good coarse gravel with few large stones in it. It is "not, in my opinion, what the actual land taken up by the "pit is worth, but the value of the gravel to the Company. "The Indians have the gravel for sale, and should get the "highest figure obtainable for it. * * * * *

" You ask for my views as to its value. Taking "everything into consideration, chiefly the value of the "pit to the Company, for should they not get it, it would "make it expensive ballasting if they had to haul gravel

one

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

276889

"one hundred miles from East and West. I, therefore, "consider that Twenty Dollars ($20.00) an acre would be "a fair and just valuation to put on it, fair to the "Railway Company and fair to the Indians."

When Mr. Wheatley was Agent for the Valley River reserve he valued the land required for siding and ballast pit at $40.00 per acre.

My own view is that both Agents have valued the land for the above purposes at an absurdly high figure. They both value the land for right of way about $7.00 per acre, and there is no reason given for valuing the ballast pit so much higher, except that the Railway cannot obtain ballast of as good a quality for a considerable distance east or west of the reserve. If the land contained gold or coal this would be a good argument, because if one person would not buy it at the price asked, another might. But ballast is of very little use to anyone except the Railway. However, there is a degree of force in the contention, that if the Indians have a good thing on this reserve, they should share to some extent in the enhanced value such an article gives to the land, and I am of opinion that the Railway Company would not be asked by any means an exorbitant price for the said 65.59 acres if it was called upon to pay $10.00 per acre for same.

as 51.10 acr
as plan

Yours truly,

D Laird

Indian Commissioner.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 211050.

Memo. Department of Indian Affairs,

Ottawa, 29th June, 1905.

The Deputy Supt. General,-

Referring to the letter, hereunder, from the Hon. Mr. Laird of the 22nd instant, I beg to state that the Department has consented to accept the sum of $5. per acre exclusive of payment for individual improvements and damages for the right of way of the Canadian Northern Railway through the Valley River Indian Reserve.

With reference to Agent Carruthers' valuation of the land taken for a gravel-pit in the said reserve, I beg to state that the gravel-pit could not in all probability be sold to any person other than the Railway, and then only in the event of it being conveniently situated, or on account of the local scarcity of the material. In fact the soil covering a gravel-pit is generally of poor quality, and for agricultural purposes the land would be of comparatively less value. I think the Commissioner's valuation of $10. per acre should be approved by the Department.

Has this been communicated to Commissioner by cable? Sept 7 R.T.C.

S. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050.

Ottawa, 3rd July, 1905.

Sir,-

Referring to the letter addressed to you of the 11th August last, from Messrs. Munson & Allan, with which a blue print copy was enclosed showing the land in the Valley River Indian Reserve, No. 63 A, which the Canadian Northern Railway Company desire to obtain for the purposes of a siding and a ballast pit, I have to request you to be good enough to obtain and forward to the Department a copy of the said plan prepared on tracing cloth.

I may say that all plans in connection with rights of way, etc., when intended for record in this Department, should be prepared on tracing cloth.

I have the honour to be,

Sir,

Your obedient servant,

W. M. WOODS

Secretary.

Hon. David Laird,

Indian Commissioner,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NORTHERN RAILWAY
Office of the Right of Way Agent

~~286491~~

211050

WINNIPEG, MAN. June 24, 1905.

276969

JUN 27 1905

RE YOUR FILE 211050.

J. D. McLean, Esq.,
Secretary Department of Indian Affairs,
Ottawa, O N T.

Dear Sir:-

I have your letter of the 20thinst. and note therein extracts from a letter from Mr. H. A. Carruthers, Kamsack, and I beg to say that I am again taking the question up with Mr. M. H. McLeod, the Company's Chief Engineer. He, however, is out of the City for a few days, and I will not be in a position to reply until his return. I may say that the matter will not be lost sight of .

The Company desire me to state that they think it unfair on the part of the Department to ask payment of interest in this matter for the reason that they have always been willing and ready to pay for this right of way as soon as the price was agreed upon, and it was certainly not their fault that the price per acre to be paid was not specified at the time the application was made.

Yours truly,

C. R. Stovel

Right of Way Agent.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Copy Plan

Shewing Rt of way
Gravel Pit
Station Grounds

on Gambler's I.R. No 63 A

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Throug
Winnipeg Febr
Road Div. 1.32 Ac
10
11
12
223
222
221
220
219
SHORTDALE
223.18
S 66°35' W
81°30'
2206+05
32°31'
2°C
ST 835.5'
LC 1623.0'
R 2303'
BC 2210+20
BC 2226+45
2233+53
STREVEL
Ballast Pit 51.10 Acs
1 OF
Right
81.07 Acs

CANADIAN NORTHERN RAILWAY.

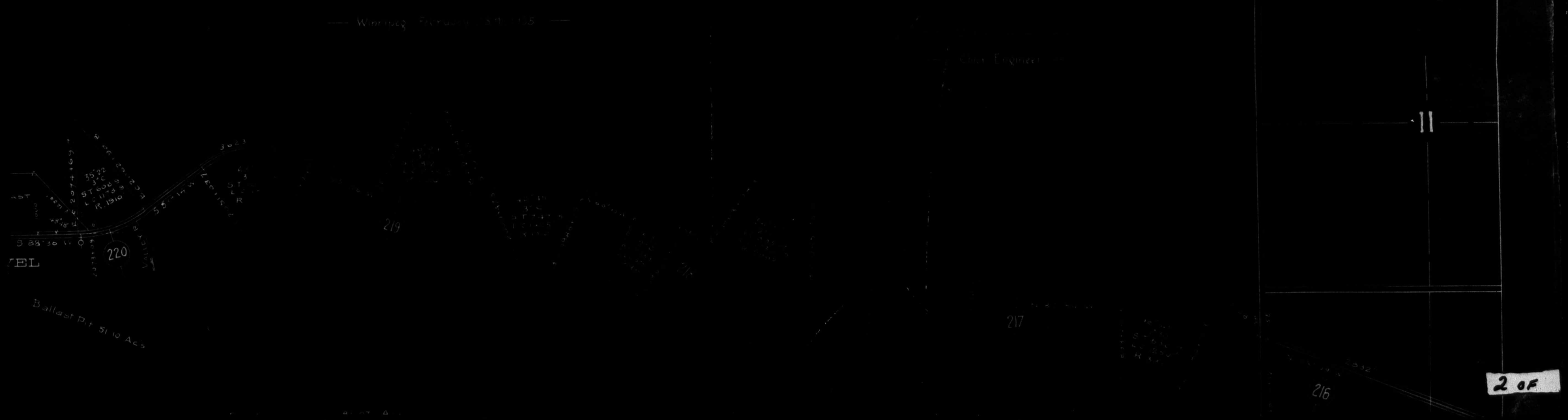
MAIN LINE

PLAN OF RIGHT OF WAY

Through Indian Reserve No. 63A Gamblers Band.

MANITOBA

Scale - 1000 Feet to 1 Inch



Through

— Winnipeg February

Right of Way	81.07 Acs
Gravel Pit	51.10 "
Station Grounds	3.37 "
Total	135.54 "

3 of

ARCHIVES PUBLIQUES
CANADA

KODAK S

WAY

3A Gamblers Band.

A

Chief Engineer

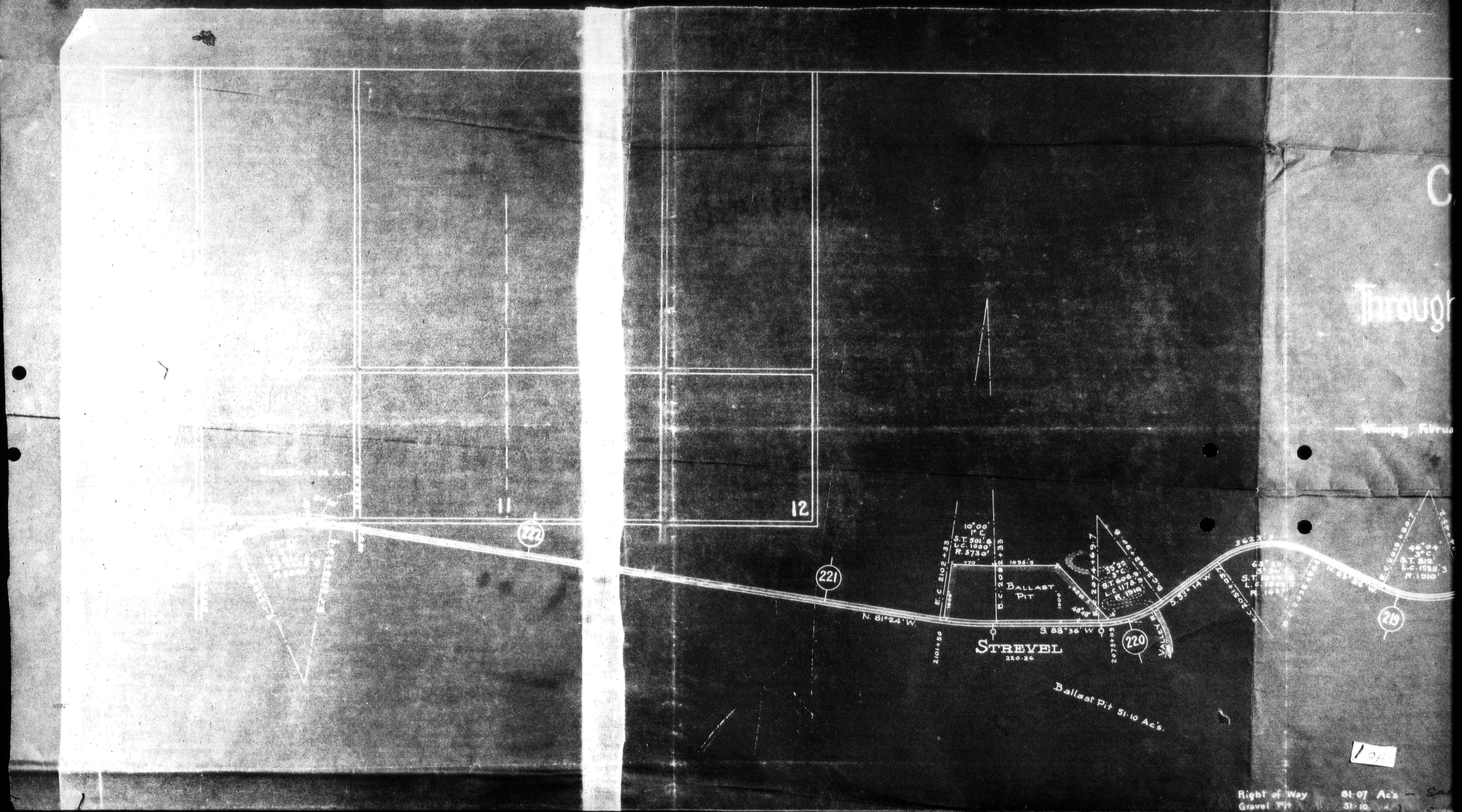
Ballast Pit 51 10 Acs

217

Right
Gravel
Station
Tot

4 of 4.

HIVES PUBLIQUES
CANADA


11
12
221
222
220
219
N. 81°24' W.
S. 88°36' W
S. 33°14' W
E. C. 2102+33
B. C. 2098+33
10°00'
P.C.
S.T. 501'
L.C. 1000'
R. 5730'
770'
1036'.8
Ballast Pit
1000
48°48'
2101+50
STREVEL
220.24
2073+05
Valley
Ballast Pit 51.10 Ac's.
Right of Way 81.07 Ac's
Gravel Pit 51.10

CANADIAN NORTHERN RAILWAY.

— MAIN LINE —

PLAN OF RIGHT OF WAY

Through Indian Reserve No. 63A Gamblers Band.

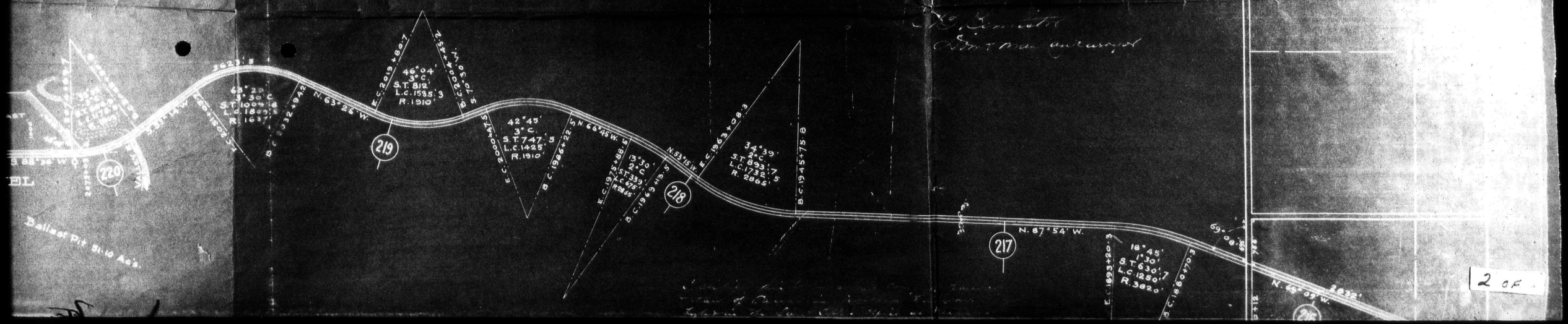
MANITOBA

— Scale :- 1000 Feet to 1 inch —

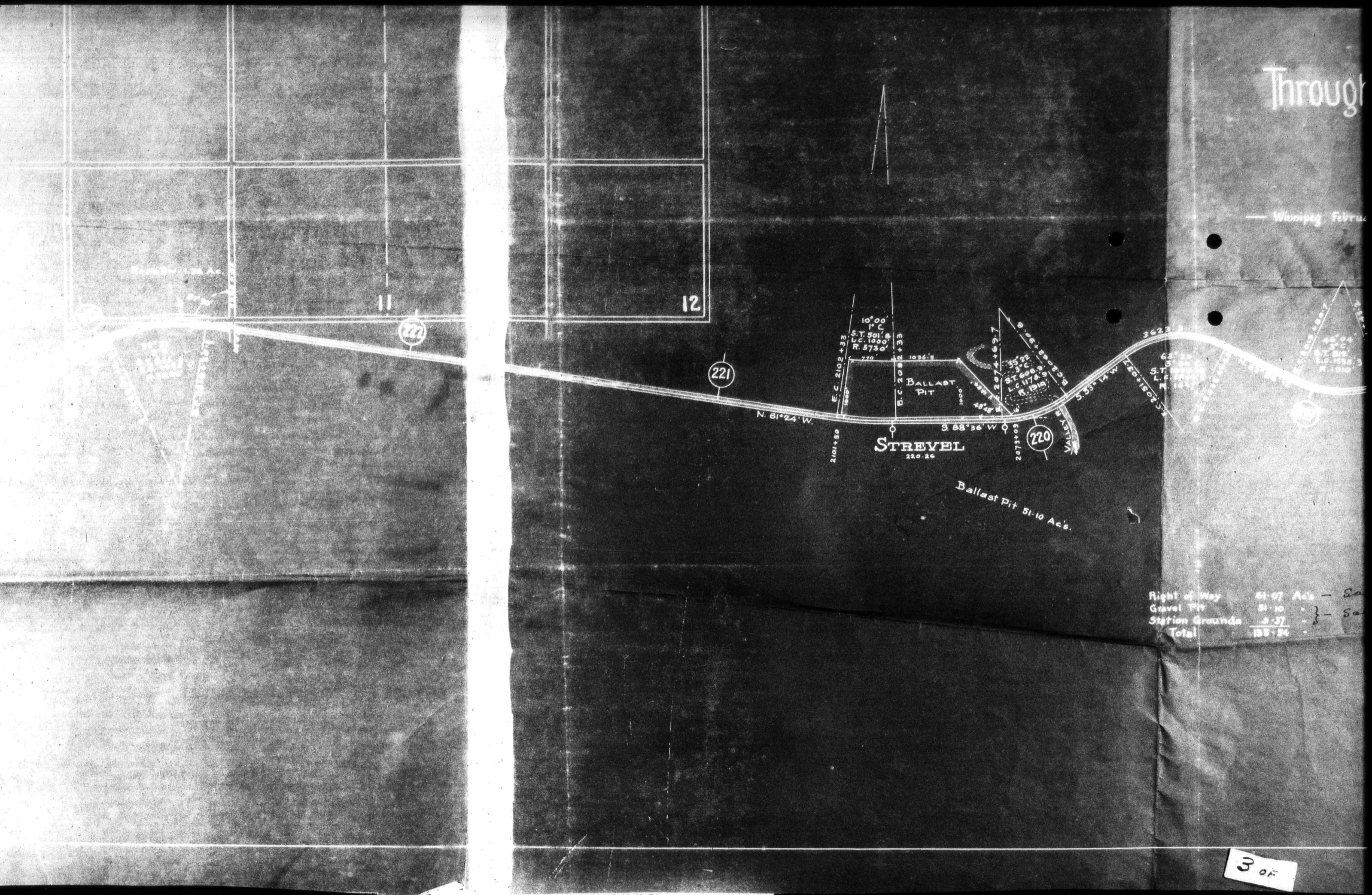
— Winnipeg, February 28th. 1905. —

M. Hanafood

— Chief Engineer. —



2 of



3 of

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

PLAN OF RIGHT OF WAY

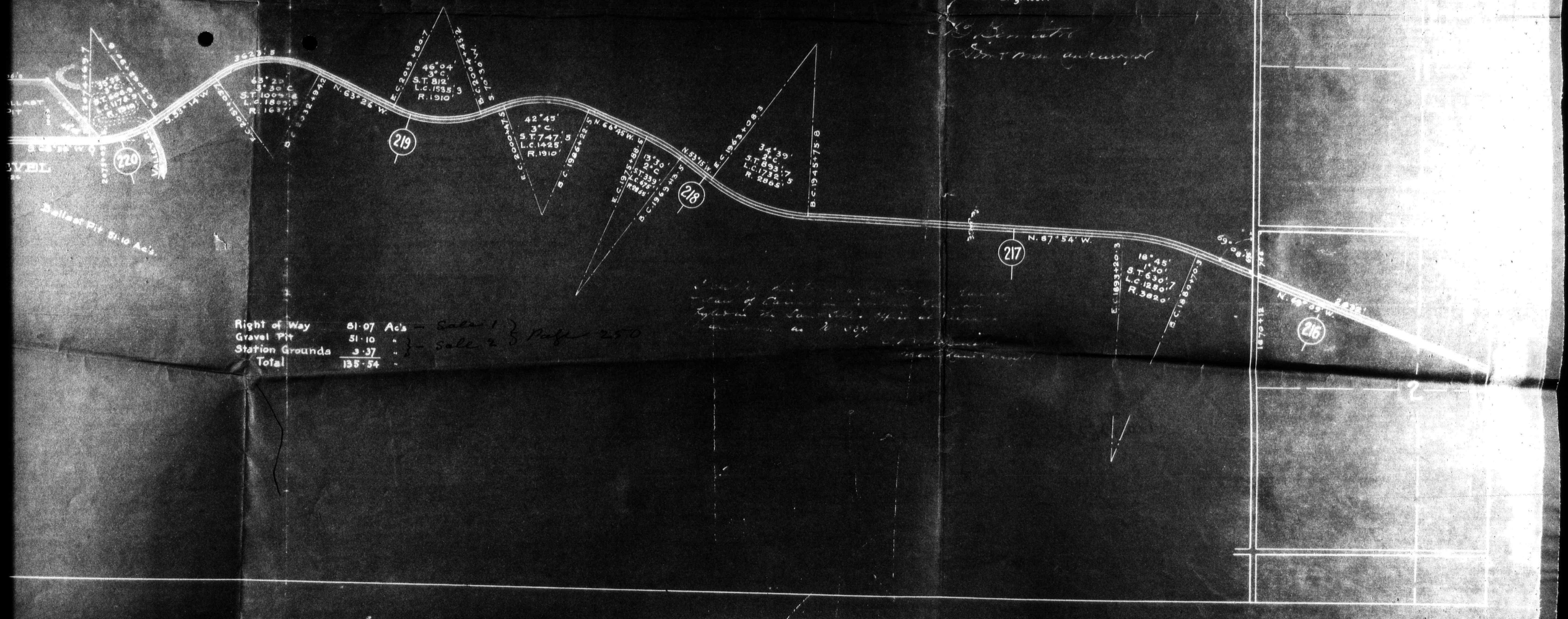
Through Indian Reserve No. 63A Gamblers Band.

MANITOBA

— Scale :- 1000 Feet to 1 inch —

— Winnipeg, February 28th. 1905. —

— Chief Engineer. —



Right of Way	81·07	Ac's
Gravel Pit	51·10	"
Station Grounds	3·37	"
Total	135·54	"

Sales 1 } Page 250
Sale 2 }

4 of 4.

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Office of the 211050 22117-5-CN

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 28 July 1905.

In your reply refer to No. 81/2 and date of this letter and address Hon. David Laird, Indian Commissioner, Winnipeg, Man.

278893

DEPARTMENT OF INDIAN AFFAIRS JUL 31 1905

Sir,

I would refer to your letter of the 22nd. April, File 211050, and to the Commissioner's letter to you of the 22nd. ultimo. I enclose now a tracing which I have received from the Solicitors of the C. N. R. showing the land taken by the Company for Right of Way, Gravel Pit and Stations Grounds, being according thereto 81.07 acres, 51.10 acres and 3.37 acres respectively, making a total of 135.54 acres.

I gather that the Department is prepared to accept $5.00 an acre for land taken for Right of Way and Station Grounds, with payment for damages for individual improvements and for a bridge destroyed. The open question is, therefore, the charge to be made for land taken for Gravel Pit. I should be pleased to have the Department's direction.

I would ask for a print of the tracing sent herewith.

DEPT. OF INDIAN AFFAIRS AUG 1 1905 SURVEYS

Your obedient servant,

Ja Pruseman

Asst. Indian Commissioner.

Secretary,
Dept. Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-5CN

278952

Copy.

Indian Agents Office

Kamsack P.O. Assa

No 129-B

26th. July 1905.

Ref.: Your Letter 15th May 1905 No 81/2

Sir

Referring to my letter of the 14th, ultimo, of even number, relative to the ballast pit at Valley River Reserve. I beg to inform you that when paying annuity at that point on the 24th instant, the Indians being all together, there was much talking about the Canadian Northern Railway Companys unsettled claims.

The Indians stated that they never gave a surrender of the 65.59 acres, taken by the Company for a gravel pit, that the Co simply put a fence around it and asked no questions. The price per acre was gone into; the Indians wanted $50.00 per acre, but after a good deal of talk I got them down to except $20.00 an acre. They then asked me to write the department and say that if $20.00 an acre is not given by the R.R.Co. that they, the Indians, wished the pit closed down and the fence taken away, forthat they would never give a surrender under the $20.00 an acre. This would leave only the land that the section house stands on to be paid for.

There was much grumbling about the Company not having settled the claims yet, especially about the $100.00 for the bridge, which the Company are now claiming they rebuilt, and which all the Indians and white men that should know, state is not a fact.

I have the honour to be,

Sir

Your obedient servant,

(Sdg-) H.A. Carruthers
Indian Agent.

Hon. David Laird

Indian Commissioner

Winnipeg.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050

Office of the

278952

Indian Commissioner

for Manitoba and the Northwest Territories,

In your reply refer to No. 81/2 and date of this letter and address Hon. David Laird, Indian Commissioner, Winnipeg, Man.

Winnipeg, 29 July 1905.

DEPARTMENT OF INDIAN AFFAIRS AUG 1 1905

Sir,

Referring to my letter of yesterday, I send a copy of a letter of the 26th. instant, just received, from Mr. Agent Carruthers, in which he ~~xxx~~ sets forth the view of the Indians as regards the compensation to be paid for Gravel Pit on Valley River Reserve, and their complaint as to non-settlement for bridge.

Your obedient servant,

Asst. Indian Commissioner.

Secretary,

Dept. Indian Affairs,

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211,050.

Return to Survey

Re valuation of Grand Pie

OTTAWA, 2nd August, 1905.

Sir:-

I enclose a plan of the Canadian Northern Railway shewing the Right of Way, gravel pit and station grounds through ~~Gamblers~~ Valley River Indian Reserve No.63A Manitoba.

I shall be obliged if you will have the usual certificate of the Deputy Minister of Railways and Canals placed thereon and returned to this Department.

Your obedient servant,

J. D. McLEAN

Secretary.

L.K.Jones, Esq.,
Secretary,
Department of Railways & Canals,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050

Murray.

Ottawa, 4th. August, 1905.

Sir:--

With reference to the concluding paragraph of your letter of the 28th. ultimo, No. 81/2, I am sending you today, under separate cover, a print of the plan shewing the land taken by the Canadian Northern Railway for Right of Way, Gravel Pit and Station Grounds in Gamblers Indian Reserve, No. 63A. Manitoba.

Your obedient servant,

J. D. McLean

Secretary.

Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050

279169

DEPARTMENT OF INDIAN AFFAIRS
AUG 5 1905

Department of Railways and Canals,

Ottawa, August, 4 1905. 190

No. 18910
Subj. 971
Ref. 112253
3872

Sir,

I have to acknowledge the receipt of your communication dated the 2nd instant, with enclosed plan, relative to the right of way, gravel pit, etc., through Gamblers Indian Reserve, Manitoba, in connection with the Canadian Northern Railway.

I have the honour to be,

Sir,

Your obedient servant,

A. K. Lowe

Secretary.

J.D.McLean, Esq.,
Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Return to Mr Ross

When plan duly certified has been received - O.C. to be applied for and demand for payt to be made on Company - for ballast pit - also letter urging action for payment for R. of Way

J. B.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-5CN

211050.

Ottawa, 9th. August, 1905.

Sir:—

I beg to acknowledge the receipt of your letter of the 22nd. ult. and have to refer you to the correspondence in the matter of the Right of Way of the Canadian Northern Railway through the Valley River Indian Reserve and especially to your letter of the 3rd. September, No. 81/2, and to letter from Department of 23rd. September, 1903.

As no action was apparently taken on this letter and in view of the Assistant Commissioner's marginal note on the report of Inspector Mariatt for 1904 to the effect that, notwithstanding the number of letters written to the Solicitors of the Canadian Northern Railway, no settlement had been arrived at the Department communicated with the Solicitors direct, with the result that the Company is willing to pay at the rate of $5.00 per acre for the Right of Way of which you were informed by letter of 22nd. of April, last.

Form 10
S.B.

The sum demanded from the Company for Right of Way is:-

Right of Way, 82.5 acres @ $5.00 per acre	$412.50
To rebuild a bridge destroyed by Company	$100.00
Damage to individual improvements	$ 30.00
	$542.50
Interest for two years, at 5°/°	$ 54.25
Total	$596.75

The matter is not yet settled as the question of $100.00

Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

for the bridge destroyed is disputed by the Company.

No demand hasbeen made on the Company for the ballast pit. The Department desired your advice as to its value and the plan has not yet been certified by the Chief Engineer of the Railways and Canals, also the Order-in-Council has not yet been obtained.

In accordance with your views, the Railway Company will be requested to pay at the rate of $10.00 per acre for the ballast pit. In this connection, I beg to refer you to letter of the 21st. September, 1903, in which you were requested to be good enough to direct the Agent not to allow the Railway Company to occupy, or in any manner to take possession of, the proposed ballast pit until the Right of Way had been settled for.

I have the honour to be,

Your obedient servant,

[illegible]

Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050.

DXH

Ottawa, 10th August, 1905.

Sir,-

With reference to the second paragraph in your letter of the 24th June last, I have to say that the Canadian Northern Railway Company have had the use of the land comprising its right of way through the Valley River Indian Reserve, as well as the use of the money that should have been paid for the said right of way. It is, therefore, considered that the Company should pay interest in accordance with the demand which was made, and to which you refer.

Your obedient servant,

D. McLEAN

Secretary

C.R. Stovel, Esq.,
Right of way Agent,
Canadian Northern Ry. Co.,
Winnipeg, Man.

Forward
J.B.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Office of the 211050

Indian Commissioner

for Manitoba and the Northwest Territories,

In your reply refer to
No. 81/2
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 15th August 1905.

279878

Laird

DEPARTMENT OF INDIAN AFFAIRS AUG 1905 SURVEYS

Sir,-

Re Valley River right of way & ballast pit

211050

I have your letter of the 9th instant. Am I correct in gathering therefrom that you purpose collecting from the Company direct?

LAND BRANCH AUG 18 1905

Respecting the last paragraph of your letter, I would say that on receipt of your letter of the 21st September 1903 the Agent was notified of your instructions not to allow the Railway Company to occupy nor in any manner to take possession of the ballast pit until he was further advised. I am of the impression, however, that before your instructions were given the Company had taken ballast.

DEPT. OF INDIAN AFFAIRS, AUG 18 1905 SURVEYS.

Your obedient servant,

Asst. Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050.

Ottawa, 21st August, 1905.

Sir,-

I beg to refer you to your letter of the 4th instant, No. 78912, and shall feel obliged if you will be good enough to return the plan showing a gravel pit required by the Canadian Northern Railway Company in the Valley River Indian Reserve (Gamblers) No. 63 A, Man., duly certified by the proper officer of your Department.

Your obedient servant,

[illegible]

Secretary.

L.K. Jones, Esq.,
Secretary,
Dept. of Railways and Canals,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NORTHERN RAILWAY
Office of the ~~Chief Engineer~~
Right of Way Agent.

211050

280474

WINNIPEG, MAN., Aug. 28, 1905.

File No.....

DEPARTMENT OF INDIAN AFFAIRS
AUG 31 1905

RE YOUR FILE 211050.

TXH

J. D. McLean, Esq.,

Secretary of Department of Indian Affairs,

Ottawa, O N T.

Dear Sir:-

I have yours of Aug. 23rd re Valley River Indian Reserve right of way, and have turned the matter over to the Company's solicitors, Messrs. Munson, Allan, Laird & Davis, for payment to be made of the sum of $486.75, as claimed by you.

Yours truly,

C R Atwell

Right of Way Agent.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

THE CANADIAN NORTHERN RAILWAY COMPANY 22117-5CN

SOLICITORS' DEPARTMENT

MUNSON, ALLAN, LAIRD & DAVIS
SOLICITORS

280883 Aug. 29/05

WINNIPEG, MANITOBA

E. P. G.

Re Valley River Indian Reserve No. 63 A.

Dear Sir/-

Mr. C. R. Stovel, Right of Way Agent, has handed us your letter to him of the 23rd inst.

We note that in your statement you have figured the compensation on the basis that the acreage taken for right of way is 82.05 acres. We may say that the correct acreage as shown on the final plan is 81.07 acres. We make the amount due the Department to be $478.90 as shown on the statement hereunder:-

Right of way 81.07 at $5.00	405.35
Damage to individual improvements	30.00
Interest, 2 years, at 5 per cent.	43.55
	$478.90

We enclose herewith cheque payable to your order for $478.90. Kindly acknowledge receipt, and advise us if patent will issue in due course to the Company for the right of way.

Yours truly, MUNSON, ALLAN, LAIRD & DAVIS

Per.

J. D. McLean Esq,
Secy. Department Indian Affairs,
OTTAWA, Ontario.

Enc.

Acknowledged 9/9/05.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

BANK OF MONTREAL.

No. 7430 21105

Original, for the Depositor.

$478 90/xx

Bank of Montreal.

DEPT. OF INDIAN AFFAIRS SEP 9 1905

190

Received from Can. Northern Ry

on account of Indian Funds

the sum of Four hundred & seventy eight 90/xx Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

ACCOUNTANTS SEP 11 1905 BRANCH

Pro Manager.

Ent'd

LAND BRANCH SEP 13 1905

BANK OF MONTREAL.

No. 7430

Duplicate, for Department.

280883

OTTAWA

$478 90/xx

Bank of Montreal.

SEP 9 1905

190

Received from Can. Northern Ry

on account of Indian Funds

the sum of Four hundred & seventy eight 90/xx Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

DEPT. OF INDIAN AFFAIRS, NOV 1 1905 SURV

ACCOUNTANTS SEP 11 1905 BRANCH

Pro Manager.

Ent'd

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050.

Ottawa, 14th November, 1905.

Sir,-

I beg to refer you to your letter of the 4th August last, Ref. 112523, and to ask you to be good enough to return the plan showing the land required by the Canadian Northern Railway Company for a gravel pit in the Valley River Indian reserve with the usual certificate of the Deputy Minister and Chief Engineer of your Department thereon.

Please draw the attention of the Chief Engineer to the fact that 3.37 acres of land are required by the Company for station grounds, and that his certificate should also cover this area.

Your obedient servant,

J. D. McLean

Secretary.

Form 10
J.T.B.

L.K. Jones, Esq.,
Secretary,
Dept. of Railways and Canals,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050.

Ottawa, 14th November, 1905.

Sir,-

Referring to your letter of the 26th July last, addressed to the Hon. D. Laird, Winnipeg, Man., I have to say that Mr. C.R. Stovel, Right of Way Agent, has again repeated that the bridge referred to in your letter, which was destroyed during the construction of the Canadian Northern Railway through the Valley River Indian reserve, was rebuilt and asks that the Department should accept the certificate of Mr. McLeod, the Engineer then in charge, that the bridge was built as agreed, but was carried away by high water caused by a jam of logs close to that point.

The Department is prepared to press the Company for payment for this claim, provided it is properly substantiated . In view of the reiterated statement of the Agent, I have to request you to make a special inquiry regarding this matter and report for the guidance of the Department.

Your obedient servant,

S. B. McLEAN

Secretary.

H.A. Carruthers, Esq.,
Indian Agent,
Kamsack, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-5 CN

211050.

Hx'a.

Ottawa, 14th November, 1905.

Sir,-

With reference to your letter of the 15th August last, No. 81/2, and previous correspondence, I have to say that, in accordance with the Order in Council of the 14th July, 1903, the Department has sold to the Canadian Northern Railway the right of way across the Valley River Indian reserve, being an area of 81.07 acres. The amount received is made up as follows:-

Re 63A

Right of Way 81.07 acres at $5. per acre	$405.35
Damage to individual improvements .	$ 30.00
Interest for two years at 5 per cent	$43.55
Total	$478.90

Please inform me to whom the damage for individual improvements is to be paid.

For L. S. B.

The Order in Council did not cover the land required for the ballast pit, or for the station ground. In accordance with a previous communication, the Department intends to ask the Company to pay at the rate of $10. per acre for the ballast pit. I have now to request you to be good enough to inform me at what rate in your opinion the Company should pay for the land required for the station ground. I may add that the plan has not yet been returned from the Department of Railways and Canals with the required certificate of the Chief Engineer thereon.

I have the honour to be,
Sir,
Your obedient servant,

J. D. McLEAN
Secretary.

Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Original filed in Survey Branch
R. R. No 617 617

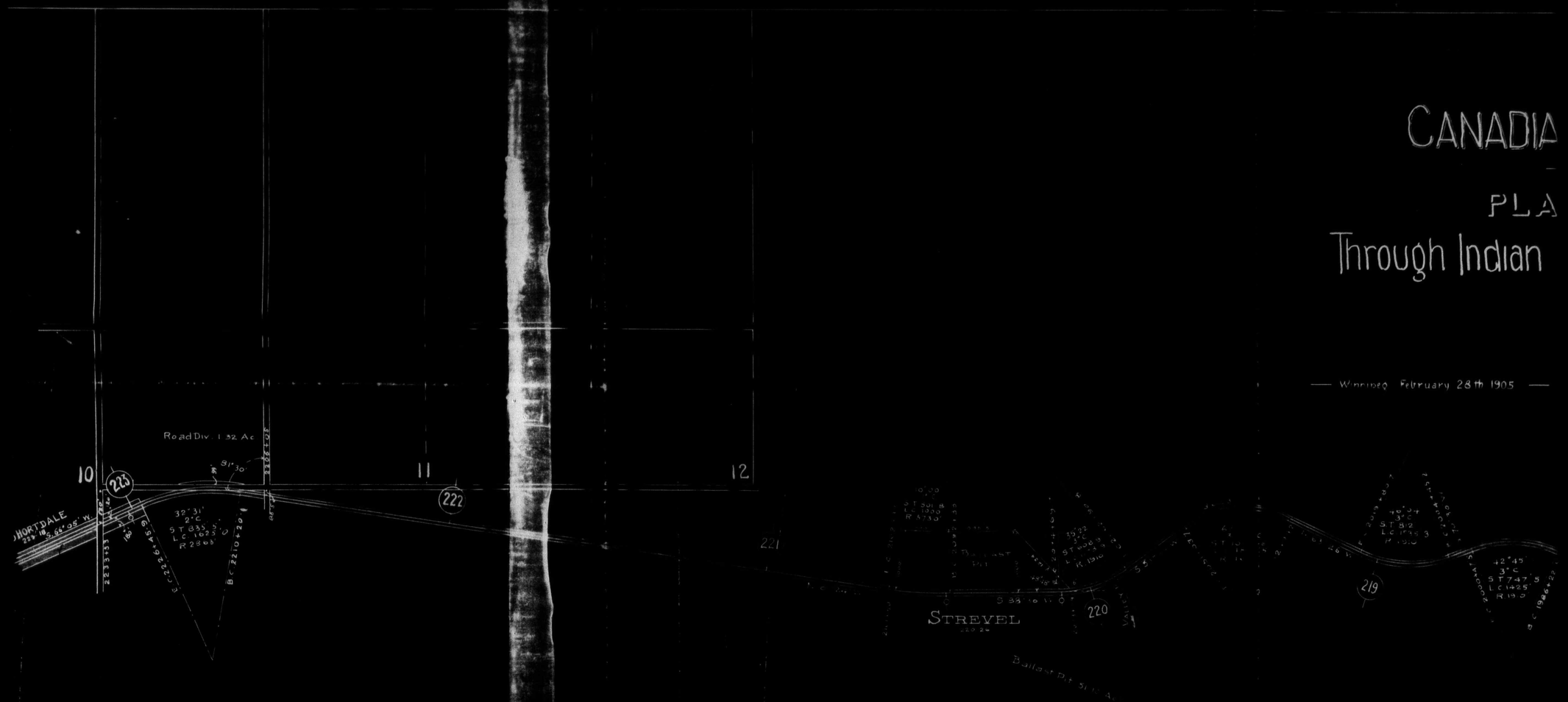
Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIA

PLA

Through Indian

— Winnipeg February 28th 1905 —



Right of Way	81.07 Acs
Gravel Pit	51.10
Station Grounds	3.37
	135.54

1 of

CANADIAN NORTHERN RAILWAY.

— MAIN LINE —

PLAN OF RIGHT OF WAY

Through Indian Reserve No. 63A Gamblers Band.

MANITOBA

— Scale 1000 Feet to 1 Inch —

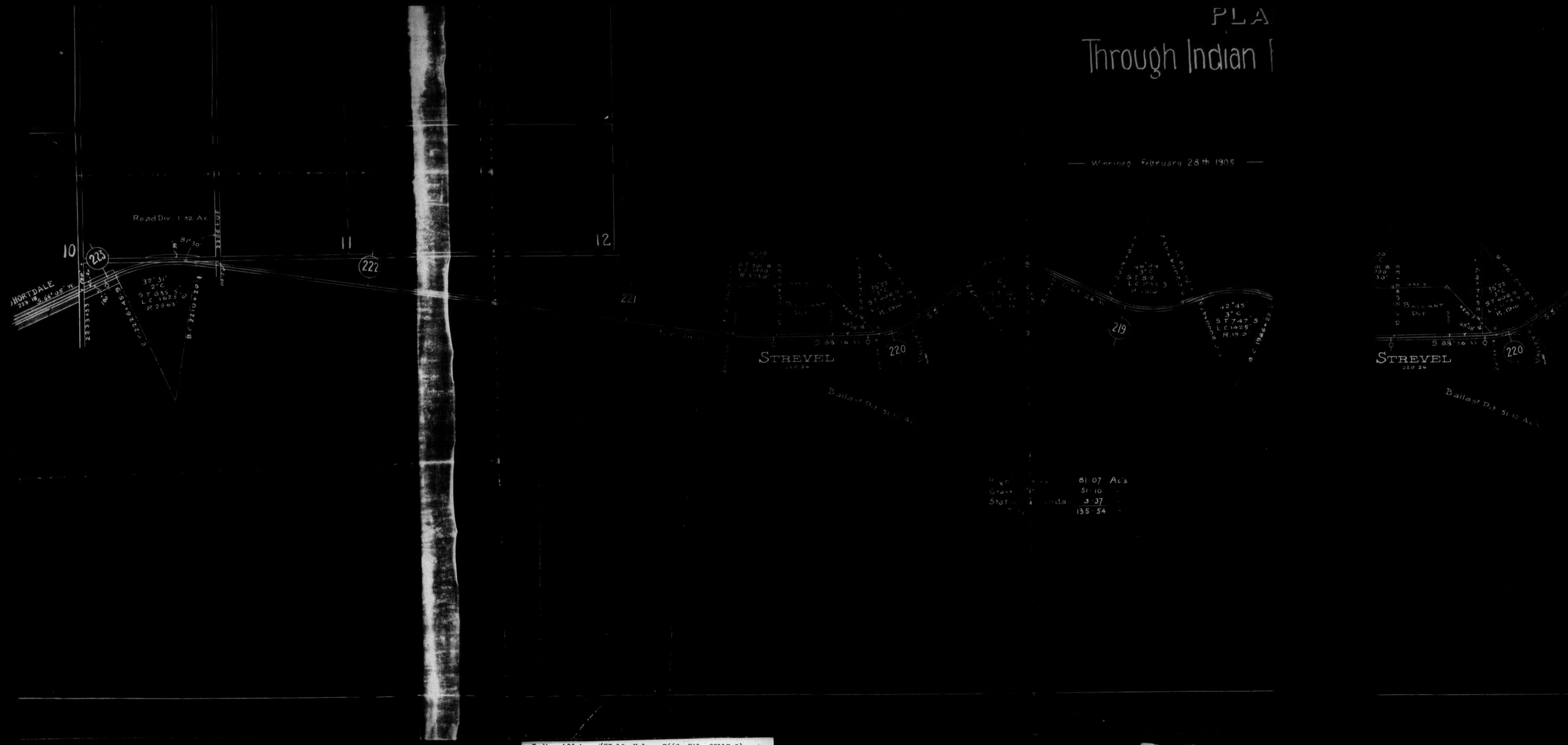
— Winnipeg February 28th 1905 —

— Chief Engineer —

PLA

Through Indian

Winnipeg February 28th 1905



Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

3 of

PLAN OF RIGHT OF WAY

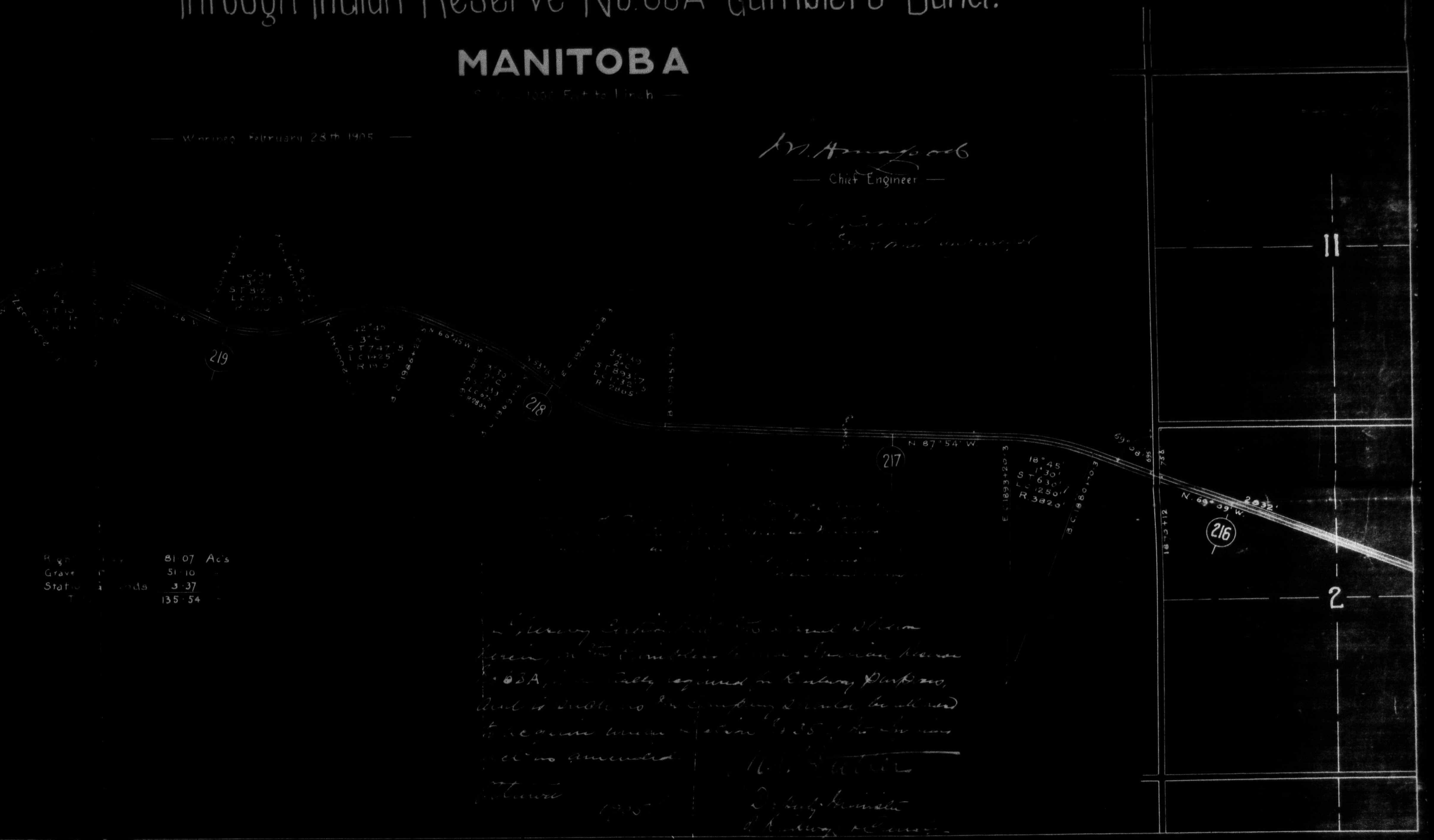
Through Indian Reserve No. 63A Gamblers Band.

MANITOBA

Scale 1000 Feet to 1 inch

Winnipeg February 28th 1905

Chief Engineer



Right of way	81.07 Acs
Gravel pit	51.10
Station grounds	3.37
Total	135.54

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

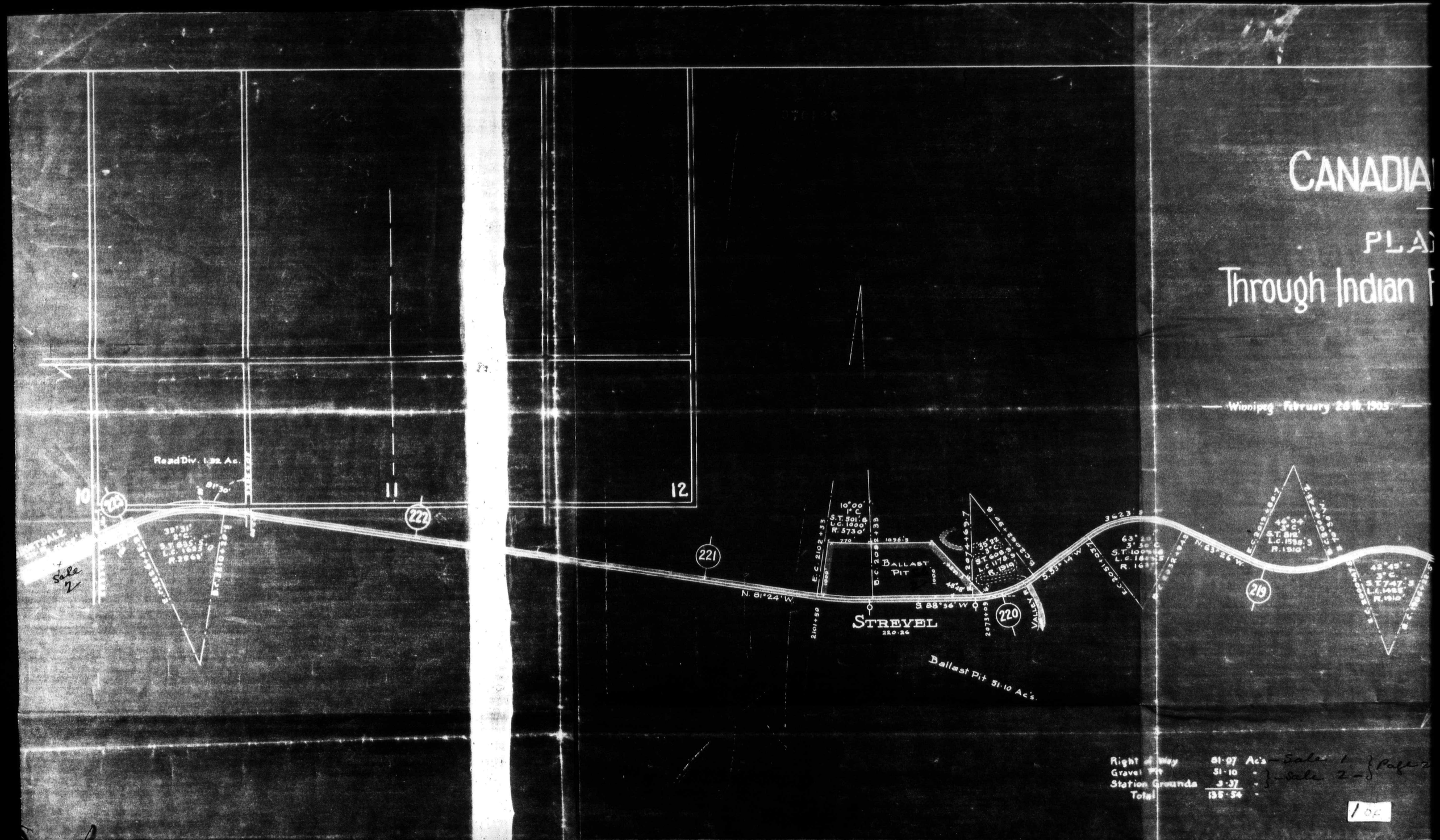
4 of 4.

CANADIA

PLA

Through Indian

Winnipeg February 26th 1905.



278893

CANADIAN NORTHERN RAILWAY.

MAIN LINE

PLAN OF RIGHT OF WAY

Through Indian Reserve No. 63A Gamblers Band.

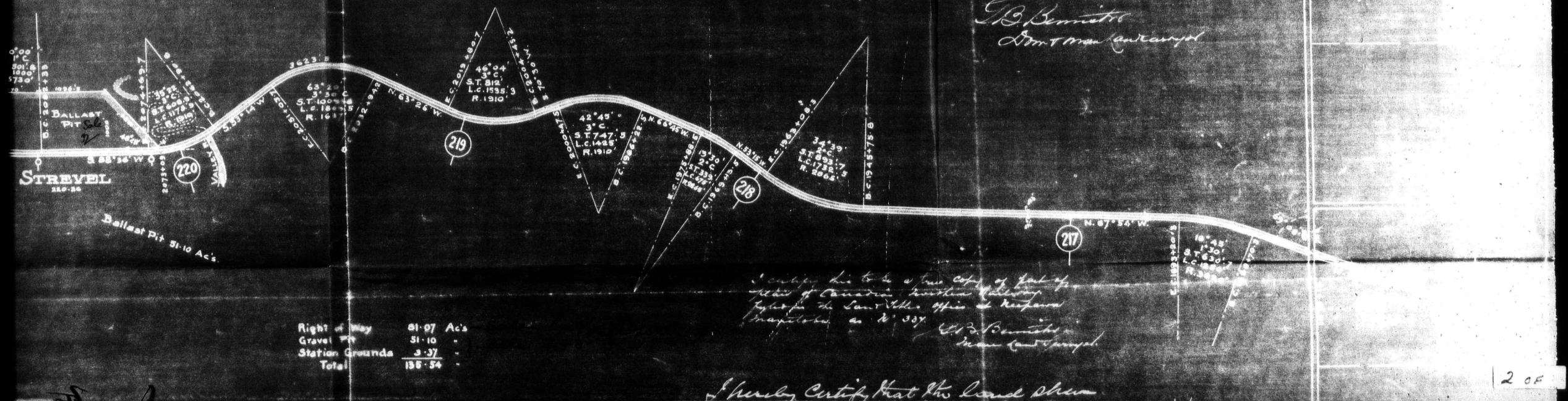
MANITOBA

Scale :- 1000 Feet to 1 inch

Winnipeg February 28th. 1905.

Chief Engineer.

Dom't Land Surveyor



Right of Way	81.07	Ac's
Gravel Pit	51.10	"
Station Grounds	3.37	"
Total	135.54	"

I certify this to be a true copy of that portion of Canadian Northern Railway Right of Way Land Office at Regina Manitoba as N° 337.

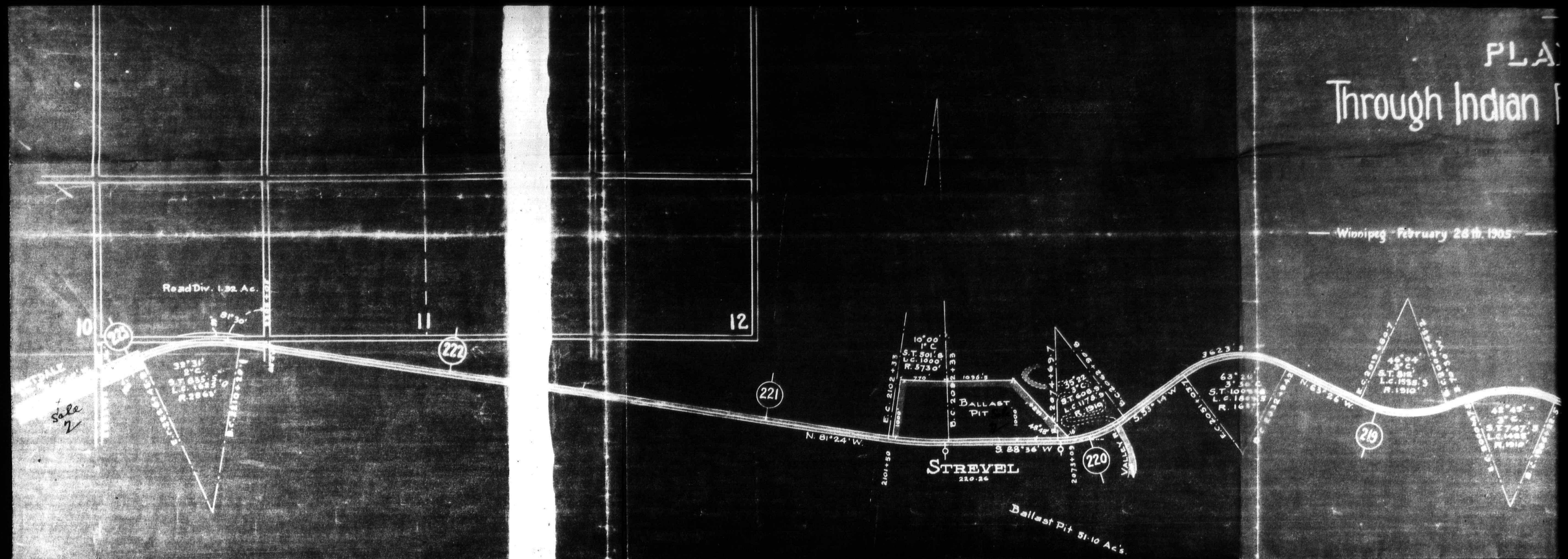
Dom't Land Surveyor.

I hereby Certify that the land shown

2 of

PLA
Through Indian

Winnipeg February 26th 1905



Right of Way	81.97 Ac's	— Sale 1 } Page 2
Gravel Pit	51.10 "	} — Sale 2 — }
Station Grounds	3.37 "	
Total	136.54 "	

3 of

ARCHIVES PUBLIQUES
CANADA

PLAN OF RIGHT OF WAY

Through Indian Reserve No. 63A Gamblers Band.

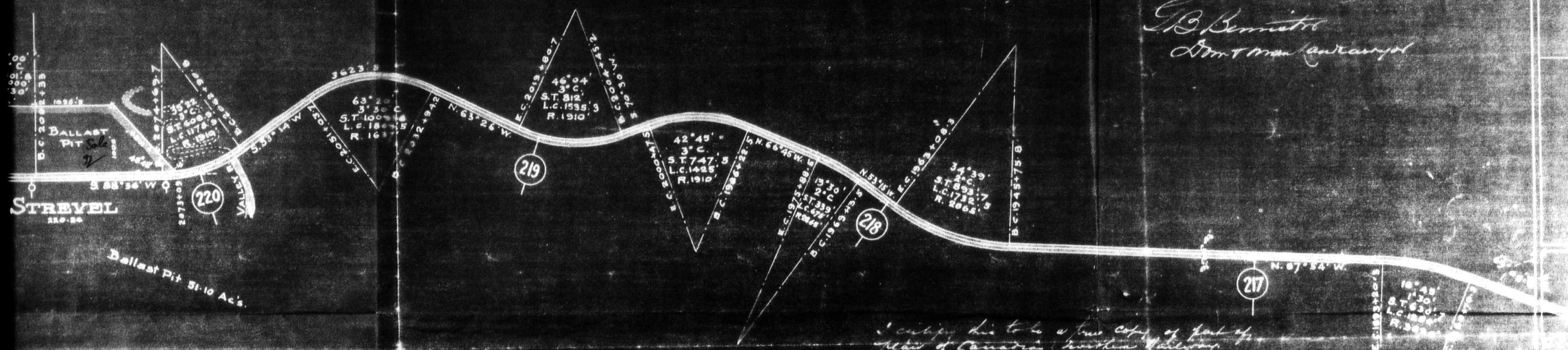
MANITOBA

— Scale :- 1000 Feet to 1 inch —

— Winnipeg February 28th. 1905. —

M. Amyot
— Chief Engineer. —

G. B. Bennett
Dom't Land Surveyor



I certify this to be a true copy of that of plan of Canadian Northern Railway filed in the Land Office office at Regina Manitoba. as No 337.

G. B. Bennett
Dom't Land Surveyor

Right of Way	81.97	Ac's
Gravel Pit	51.10	"
Station Grounds	3.37	"
Total	136.54	"

Scale 1 = 1 Mile
Scale 2 = 1 Mile

I hereby Certify that the land shown herein, on the Gamblers Band Indian Reserve No 63A, is actually required for Railway Purposes, and is such as the Company should be allowed to acquire under Section No 35 of the Indian Act as amended

Ottawa 1905

W. J. Butler
Deputy Minister
of Railways & Canals.

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050

284076

No. 10478

Subj. 971.

Ref. x113765.

3872.

Encl. one plan.
(tracing)

DEPARTMENT OF RAILWAYS & CANALS
CANADA.

Ottawa, November 20 1905.

NOV 21 1905

DEPT. OF INDIAN AFFAIRS,
NOV 21 1905
SURVEYS.

Sir,

In compliance with the request contained in your communication of the 14th instant, I return herewith, by direction, duly certified by the Deputy Minister of this Department as required by your Department, the plan in regard of the right of way, etc., required by The Canadian Northern Railway through Indian Reserve No. 63A, Gamblers Band, Manitoba, which was sent in here by you for that purpose on the 2nd of August last.

I have the honour to be,

Sir,

Your obedient servant,

A. K. Cree

Secretary.

J. D. McLean, Esq.,
Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211,060

Ottawa, 16th December, 1905.

His Excellency

The Governor General in Council.

The undersigned begs to report that the Canadian Northern Railway Company has applied to the Department of Indian Affairs for 51.10 acres for ballast pit and 3.37 acres for station grounds on the reserve of Gambler's Band, known as the Valley River Indian Reserve, No. 63a, in Treaty No. 2, in the Province of Manitoba, and has furnished a certificate of the Chief Engineer of the Department of Railways & Canals that the land applied for is actually required for railway purposed and is such as the company should be allowed to acquire.

As the undersigned knows of no objection to the railway company being allowed to acquire the land above referred to, he would recommend that under the provisions of Section 35 of the Indian Act - as amended by Sec. 5 of Chap. 33, Vic. 50-51 - authority be given for the sale of the land to the said company upon such terms as may be agreed upon.

Sale 2 Pat 250

Sgd. Wilfrid Laurier

for Superintendent General of Indian Affairs.

Sent 10 Jan 16 for S.S. 18 L.B. 19 P.C. 19

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Office of the

285031 211050

Indian Commissioner

for Manitoba and the Northwest Territories,

In your reply refer to
No. 81/2
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 12th December 1905.

Laird

DEPARTMENT OF INDIAN AFFAIRS
DEC 15 1905

Sir,-

Re Valley River Reserve

211,050

Replying to your letter of the 14th of November, I beg to state; (1) that the individual improvements affected by the Canadian Northern Railway upon this reserve, the damage to which is estimated at $30.00, are the property of William Mancheese, of Band No.32, in whose favor a cheque for the amount should issue. (2) Mr. Agent Carruthers considers that as the station grounds are actually part of the gravel pit payment therefor should be at the same rate per acre as for the gravel pit. He states that to-day gravel is being taken from within a few yards of the back door of the section-house which is the only building on the ground.

Your obedient servant,

J. Muscett

Asst. Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050 285359

INDIAN AGENT'S OFFICE

Pelly Agency.
Kamsack, Sask.

DEPARTMENT OF INDIAN AFFAIRS DEC 23 1905

16th December 1905

IN YOUR REPLY REFER TO
No. I29 B
ALSO
TO DATE OF THIS LETTER

Ref.: Your Letter ..... 190.... No. .....

Sir.

I have the honour to state that I have been advised by the Indian Commissioner that the Canadian Northern Railway have settled for the right of way and individual damages to William Mancheese of the Valley River Reserve. Will you therefore kindly direct that a cheque be sent to me for this Indian for the sum of $ 30.00 and interest on same for two years.

Pay 9c 30.25 $33.25

Cheque 2642 Sent 9 Jany

I have the honour to be,

Sir,

Your obedient servant.

A. T. Bannerthers.

Indian Agent.

Wife Indian Agent's letter
No. 7 18/27 of 31 July 1905.

See under act

The Secretary.

Department of Indian Affairs.

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-5 CN

Extract from a Report of the Committee of the Honourable the Privy Council, approved by the Governor General on 29th. December, 1905.

PRIVY COUNCIL CANADA

285760

DEPARTMENT OF INDIAN AFFAIRS. JAN 4 1906

Records Surveys Sold 2 Pat 25

On a Memorandum dated 16th. December, 1905, from the Superintendent General of Indian Affairs, stating that the Canadian Northern Railway Company has applied for 51.10 acres for ballast pit and 3.37 acres for station grounds on the reserve of Gambler's Band, known as the Valley River Indian Reserve, NO. 63a, in Treaty NO. 2, in the Province of Manitoba, and has furnished a certificate of the Chief Engineer of the Department of Railways and Canals that the land applied for is actually required for railway purposes and is such as the company should be allowed to acquire.

DEPT. OF INDIAN AFFAIRS. JAN 4 1906 SURVEYS.

The Minister recommends -knowing no objection to the railway company being allowed to acquire the land above referred to,- that under the provisions of Section 35 of the Indian Act,- as amended by section 5 of Chapter 33, 50-51 Victoria, authority be given for the sale of the land to the said Company upon such terms as may be agreed upon.

The Committee submit the same for approval.

Clerk of the Privy Council.

The Honourable

The Superintendent General of Indian Affairs.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050.

Ex'd.

ACCOUNTANT'S BRANCH JAN 9 1906

Ottawa, 5th January, 1906.

Sir,-

With reference to the valuation of the station grounds in the Valley River Indian reserve contained in your letter of the 12th ultimo, I have to say that Agent Carruthers has evidently mistaken the fact that the station grounds referred to as containing 3.37 acres is the easterly end of the Shortdale station grounds on the westerly boundary of the reserve, and not a part of the ballast pit as he supposes. Kindly furnish the valuation required of the said piece of land. Enclosed herewith are two blue print copies of the plan. Kindly forward one to the Agent, and retain the other for use and record in your office.

2 Forwd. J.B.

I have the honour to be,

Sir,

Your obedient servant,

J. D. McLEAN

Secretary.

Hon. David Laird,

Indian Commissioner,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Office of the 211050 286488

Indian Commissioner

for Manitoba and the Northwest Territories,

In your reply refer to No. 81/2 and date of this letter and address Hon. David Laird, Indian Commissioner, Winnipeg, Man.

Winnipeg, 16th January 1906.

DEPARTMENT OF INDIAN AFFAIRS JAN 19 1906

DEPT. OF INDIAN AFFAIRS, JAN 22 1906 SURVEYS.

Sir,-

211,050

Referring to your letter of the 5th instant, I have communicated with Mr. Agent Carruthers respecting the portion of the Shortdale station grounds which are upon the Valley River Reserve, and he makes the following valuation:-

LAND BRANCH. JAN 22 1906

"As the land is about the same as that at Strevel, "where the ballast pit is, and which the Department is "willing to accept $10.00 an acre for, and $7.00 for the "right of way, I would think that $10.00 an acre would be "the price to put upon these 3.37 acres; although the "Indians told me that they would not accept less than "$20.00 an acre for any of their land."

Your obedient servant,

Asst. Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050.

Ottawa, 25th January, 1906.

Sir,-

I beg to acknowledge the receipt of your letter of the 16th instant, No. 81/2, in which you communicate to this Department the valuation made by Mr. Agent Carruthers of the portion of the Shortdale station grounds, which are in the Valley River Indian reserve.

In view of the tenor of your communication of the 22nd June last, the Department does not understand how the Agent's recommendation came here from your office with no comment by you!

Com. to J.A.

I have the honour to be,

Sir,

Your obedient servant,

J. D. McLEAN

Secretary.

Hon. David Laird,

Indian Commissioner,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Office of the

211050

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 29th January 1906.

In your reply refer to
No. 81/2
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

286962

LAND BRANCH. FEB 1 1906

Sir,-

211050 In acknowledging your letter of the 25th instant respecting the Agent's valuation of the Shortdale station grounds in the Valley River Reserve, I venture to suggest that as you refer to the Commissioner's report of the 22nd of June last, it might be well to discuss the matter with him while he is at Ottawa.

Your obedient servant,

DEPT. OF INDIAN AFFAIRS, FEB 1 1906 SURVEYS.

J. Grassett
Asst. Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

Note
In an interview with Hon. Mr Laird today he stated that he considered the sum of $10 per acre to be fair compensation for the land taken.
S. Bray
5 Feby 1906

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050.

Ex'd.

1 Dy. Minister
2 Secty.

ACCOUNTANT'S BRANCH

Ottawa, 7th February, 1908.

Sir,-

With reference to previous correspondence, I beg to inform you that the land taken by the Canadian Northern Railway company in the Valley River Indian reserve, for ballast pit and for station purposes has been valued at $10. per acre.

Sale 2

Pay 25D

The ballast pit contains . . .51.10 acres
The station grounds . . . . . 3.37 "
54.47 acres

I have, therefore, to request you to be good enough to forward the sum of $544.70 to this Department in payment for the said lands.

S.B.

Your obedient servant,

J.D. McLEAN

Secretary.

C.R. Stovel, Esq.,
Right of Way Agent,
Canadian Northern Ry. Co.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NORTHERN RAILWAY
Office of the Right of Way Agent

211050

WINNIPEG, MAN. 20th February, 1906.

288166

Secretary

Re Valley River Indian Reserve Ballast Pit. Your File 211050.

J. D. McLean, Esq.,
Secretary,
Department of Indian Affairs,
Ottawa, ONT.

Dear Sir:-

I have your letter of the 8th February, and beg to state that I am taking this matter up with our Engineering Department for their statement of acreage, and will communicate with you as soon as I hear from them.

Yours truly,

C. R. Stovel
Right of Way Agent.

DEPT. OF INDIAN AFFAIRS,
FEB 26 1906
SURVEYS.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NORTHERN RAILWAY
Office of the Right of Way Agent

211050 288272

WINNIPEG, MAN. 24th February, 1906.

Re Valley River Indian Reserve Ballast Pit and Station Grounds
Your File 211050.

J. D. McLean, Esq.,
Secretary,
Department of Indian Affairs,
OTTAWA.

BRANCH
MAR 1 1906

Dear Sir:-

With further reference to this matter, and your letter of the 8th inst.

I beg to say that the Company's accepts your valuation of $10.00 per acre, and I have asked the Company's solicitors, Messrs. Munson, Allan, Laird & Davis, to close the matter with you.

Yours truly,

C. R. Stovel
Right of Way Agent.

DEPT. OF INDIAN AFFAIRS,
MAR 1 1906
SURVEYS.

DEPT. OF INDIAN AFFAIRS,
MAR 5 1906
SURVEYS.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 211050.

Department of Indian Affairs,
Ottawa, 5th March, 1906.

Description for Patent

Right of Way, C.N.R.Co., Indian Reserve No. 63 A.

Sale 1
Page 250
Ref 14437

All that parcel of land situate in projected Township Twenty-six, Ranges Twenty-five and Twenty-six, West of the Initial Meridian in Indian Reserve Number Sixty-Three A, in the Province of Manitoba and the Dominion of Canada, containing by admeasurement eighty-one acres and seven hundredths of an acre, be the same more or less, being composed of the right of way of the Canadian Northern Railway through said Indian reserve,as shown on a plan of said right of way, dated the 28th February, 1905, made by G.B. Bemister, Manitoba Land Surveyor, and certified to by M.J. Butler, Deputy Minister of Railways and Canals, and of record in the Department of Indian Affairs, and which may be more particularly described as follows:-

Commencing at the intersection of the centre line of said Railway with the east boundary of said ~~xxxxxx~~ Indian reserve six hundred and ninety-five feet south of the northeast corner of projected section three in said township Twenty-six, Range Twenty-five, West of the Initial Meridian; thence along said centre line north sixty-nine degrees- nine minutes west, nine hundred and ninety-two feet; thence along a one degree-thirty minute curve to the left, one thousand two hundred and fifty feet; thence along a tangent north eighty-seven degrees-fifty-foue minutes west, five thousand two hundred and fifty-five feet and five tenths of a foot; thence along a two degree curve to the right, one thousand seven hundred and thirty-two feet and five tenths of a foot; thence along a tangent north fifty-three degrees-fifteen minutes west, six hundred and

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
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CANADA

five feet and two tenths of a foot; thence along a two degree curve to the left six hundred and seventy-five feet; thence on a tangent north sixty-six degrees-forty-five minutes, one thousand and thirty-four feet; thence on a three degree curve to the left, one thousand four hundred and twenty-five feet; thence on a tangent south seventy degrees-thirty minutes west, three hundred and ninety-seven feet and seven tenths of a foot; thence on a three degree curve to the right one thousand five hundred and thirty-five feet and five tenths of a foot; thence on a tangent north sixty-three degrees-twenty-six minutes west, one thousand three hundred and thirteen feet and five tenths of a foot; thence on a three degree and thirty minute curve to the left one thousand eight hundred and nine feet and five tenths of a foot; thence on a tangent south fifty-three degrees-fourteen minutes west, one thousand one hundred and eighty-seven feet and one tenth of a foot; thence on a three degree curve to the right one thousand one hundred and seventy-eight feet and nine tenths of a foot; thence on a tangent south eighty-eight degrees-thirty-six minutes west, one thousand seven hundred and sixty-three feet and three tenths of a foot; thence on a one degree curve to the right one thousand feet; thence on a tangent north eighty-one degrees-twenty-four minutes west, ten thousand seven hundred and eighty-seven feet and one tenth of a foot; thence on a two degree curve to the left one thousand six hundred and twenty-five feet and eight tenths of a foot; thence on a tangent south sixty-six degrees-five minutes west, seven hundred and seven feet, more or less to the west boundary of said Indian reserve and including a width of forty-nine feet and five tenths of a foot on each side of said centre line except where said width will include a portion of the road allowance between said Indian reserve and fractional southeast quarter of section Ten, in said Township Twenty-six, Range Twenty-six.

H. McLean D.L.S.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-5CN

No. 211050.

Department of Indian Affairs,

Ottawa, 5th March, 1906.

Description for Patent

Station Ground and Ballast Pit, Indian Reserve, No. 63 A.

[redacted] situate in Indian Reserve No. Sixty-Three A, at Valley River, in the Province of Manitoba, and Dominion of Canada, being composed of two parcels of land, one for station ground and the other for ballast pit, as shown on a plan of right of way of the Canadian Northern Railway through said Indian reserve, dated the 28th February, 1905, made by G.B. Bemister, Manitoba Land Surveyor, and certified to by M.J. Butler, Deputy Minister of Railways and Canals, and of record in the Department of Indian Affairs, and which may be more particularly described as follows:-

Sale 2 Page 250 Ref. 14436

First, " Station Ground", Commencing at the intersection of the centre line of said Railway with the west boundary of said reserve; thence along said centre line north sixty-six degrees- five minutes east, seven hundred and seven feet, including a width of one hundred and twenty feet on the north side of said centre line and a width of one hundred and eighty feet on the south side , but excepting therefrom a width of forty-nine feet and five tenths of a foot on each side of said centre line and containing by admeasurement three acres and thirty-seven hundredths of an acre, be the same more or less.

Second, "Ballast Pit", Commencing on the northerly side of the right of way of said railway, opposite station two thousand one hundred and one plus fifty, as shown on said plan; thence at right angles to said right of way one thousand feet; thence parallel with said right

of

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

of way one thousand eight hundred and sixty-six feet and five tenths of a foot; thence on a course to a point on the north side of said right of way to a point opposite station Number two thousand and seventy-three plus naught nine, as shown on said plan one thousand two hundred and thirty-four feet, more or less; thence along said north side of said right of way to the place of beginning, and containing by admeasurement fifty-one acres and ten hundredths of an acre, be the same more or less.

J B McGraw D.L.S.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050 B1K

DO NOT WRITE ABOUT MORE THAN ONE SUBJECT IN THE SAME LETTER. — WRITE LEGIBLY YOUR FULL NAME AND ADDRESS.

DEPARTMENT OF INDIAN AFFAIRS MAR 21 1906

ADDRESS YOUR REPLY
"TO THE SECRETARY
DEPARTMENT OF THE INTERIOR
OTTAWA"

O.H.

Department of the Interior

Canada.

Refer to No. 1152790.

289396

Ottawa, March 16th, 1906.

Sir,

Enc.

I am directed to enclose you herewith cheque No. 1234 for $544.70, being a transfer of that amount received from Messrs. Munson, Allan, Laird & Davis for certain lands in the Valley Indian Reserve, and which money was sent to this Department in error. Please complete and return the accompanying voucher. The above firm has been advised of the transfer of the money to your Department.

Your obedient servant,

L. Pereira

Assistant Secretary.

J. D. McLean, Esq.,
Secretary,
Department of Indian Affairs,
Ottawa.

1 Cert. Chque herewith for 544.70
2 Lts Gen Kim

Acknowledged 20/3/06

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

BANK OF MONTREAL.

No. 2113 289396

Original, for the Depositor.

Bank of Montreal.

OTTAWA.

$544 40

MAR 20 1906 190

Received from Canadian Northern Ry

on account of Indian Funds

the sum of Five hundred & forty four 40 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

Pro Manager.

Ent'd

ACCOUNTANTS BRANCH

BANK OF MONTREAL.

No. 2113 289396

Duplicate, for Department.

Bank of Montreal.

OTTAWA.

$544 40

MAR 20 1906 190

Received from Canadian Northern Ry

on account of Indian Funds

the sum of Five hundred & forty four 40 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

Pro Manager.

Ent'd

DEPT. OF INDIAN AFFAIRS. MAR 24 1906 SURVEYS.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050.

D.I.A.

Ottawa, 27th March, 1906.

LAND BRANCH
MAR28 1906

Sir,-

I beg to refer you to my letter of the 14th December last relating to a bridge destroyed by the Canadian Northern Railway Company, in the Valley River Indian reserve, No. 63 A, Man., and to request you to have this matter settled without further delay.

Your obedient servant,

J.D. Sutherland
S.B.

J.D. SUTHERLAND

Secretary.

C.R. Stovel, Esq.,
Right of Way Agent,
Canadian Northern Railway Co.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Hold for
[illegible] expenditure
[illegible] reservations for [illegible]
Can. Nor Ry through
Valley River Sq No 63 A
See letter 24 - Get Cash
& notes by [illegible] $100 for
a bridge [illegible]

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NORTHERN RAILWAY
Office of the Right of Way Agent

211050

WINNIPEG, MAN. 10th April, 1906.

290710

Re Valley River Indian Reserve, Your File No. 211050.

Surveys

J. D. McLean, Esq.,
Secretary,
Department of Indian Affairs,
O T T A W A.

Dear Sir:-

Replying to your letter of the 27th March re bridge said to have been destroyed by the Canadian Northern Railway in the Valley River Indian Reserve.

I must respectfully ask you to note again the report of the Company's Chief Engineer, Mr. M. H. MacLeod, dated July 12th, 1905, and which was sent you on July 13th 1905. Notwithstanding any evidence that you may have to the contrary, the Company are satisfied that this bridge was rebuilt, and it was through no fault or negligence of theirs that it was sometime later damaged, and in fact carried away, by other causes. Under the circumstances the Company instruct me to decline to make any payment in regard to this bridge.

Yours truly,

DEPT. OF INDIAN AFFAIRS,
APR 17 1906
SURVEYS.

R. L. Fovel
Right of Way Agent.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211030.

Minister

Sec'y

Ottawa, ~~18th~~ 19th April, 1909.

Sir,-

Referring to your letter of the 8th December last, I beg to inform you that a letter has just been received from Mr. C.R. Stovel in which he states that, notwithstanding any evidence that we may have to the contrary, the Canadian Northern Railway Company is satisfied that the bridge, in the Valley River Indian reserve, was rebuilt, and that it was through no fault or negligence of the Company that it was sometime later damaged, and in fact carried away by other causes, and the Company consequently declines to make any payment in regard to this bridge.

I have to request you to again look carefully into this matter, and to advise the Department whether, in your opinion, legal action should be taken to recover payment.

Your obedient servant,

Secretary.

H.A. Carruthers, Esq.,
Indian Agent,
Kamsack, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
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CANADA

211050

THE CANADIAN NORTHERN RAILWAY COMPANY
SOLICITOR'S DEPARTMENT

MUNSON, ALLAN, LAIRD & DAVIS
SOLICITORS

April 30/06

WINNIPEG, MANITOBA

291486

Re Valley Indian Reserve Ballast Pit and Station Grounds

Dear Sir/-

On the 28th inst. we forwarded to the Secretary of the Department of the Interior our cheque for $544.70 being payment in full for 51.10 acres required for ballast pit and 3.37 acres required for station grounds on this Reserve. This money should have been sent direct to your Department. The Department of the Interior acknowledged receipt of same on the 6th of March last and advised us that the amount had been transferred to your Department. We accordingly await from you patent covering the ballst pit, station grounds, and also for 81.07 acres required for right of way. The payment for right of way $478.90 was made by us on August 29th last.

Yours truly,

MUNSON, ALLAN, LAIRD & DAVIS

Per

DEPT. OF INDIAN AFFAIRS, MAY 8 1906 SURVEYS.

DEPT. OF INDIAN AFFAIRS, MAY 7 1906 SURVEYS.

J. McLean Esq,
Secretary, Department of Indian Reserve,
OTTAWA, Ontario.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211,000

D.X.H

OTTAWA, 9th May, 1906.

Gentlemen:-

I beg to acknowledge the receipt of your communication of the 30th ultimo, regarding the issue of Patent for land on the Valley River Indian Reserve, required by the Canadian Northern Railway Company, for balast pit, station ground and right of way, and in reply to say that the same will be issued as early as possible.

Form 10

Your obedient servant.

J. D. McLEAN

Secretary.

Messrs Munson, Allan, Laird & Davis,
Barristers &c.,
Winnipeg,
Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
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CANADA

211050

Pelly Agency

INDIAN AGENT'S OFFICE,

294369 Kamsack, Sask.

2nd. July 1906.

IN YOUR REPLY REFER TO
No. I29-B
ALSO
TO DATE OF THIS LETTER

Ref.: Your Letter _____ 190__ No. _____

Sir,

With reference to past correspondence re-lative to the ballast pit on the Valley River reserve, which the Canadian Northern Railway Co. wish to acquire, Will you kindly inform me if this matter has been settled with the Company, and at what figure. I wish to be able to inform the Indians, as I am sure to be aksed the question, when on that reserve making the annuity payments, about the I3th. instant.

I have the honour to be,

Sir,

Your obedient servant,

L. T. Barnuthers

Indian Agent.

The Secretary,

Indian Department,

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
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211050.

Hxd.

Ottawa, 10th July, 1906.

Sir,-

In reply to your letter of the 2nd instant, I beg to inform you that the Canadian Northern Railway Company has paid to the Department$544.70 being payment in full for 51.10 acres required for the ballast pit and 5.57 acres required for station ground in the Valley River Indian reserve, and the said sum has been duly credited to the capital funds of the band.

Your obedient servant,

[redacted]

Secretary.

Form 10
S.B.

H.A. Carruthers, Esq.,
Indian Agent,
Kamsack, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
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CANADA

21105-0

IN YOUR REPLY REFER TO
NO. 6
TO DATE OF THIS LETTER

OFFICE OF
THE INSPECTOR OF INDIAN AGENCIES
SOUTH SASKATCHEWAN INSPECTORATE

DEPARTMENT OF INDIAN AFFAIRS
APR 28 1916

BALCARRES, SASK., April 24th. 1916

489813

Immediate
Surveys
23

Sir,

I beg to inform you that our Indian Agent at Pelly reports that the C.N.R. fence through the Valley River reserve is down in several places and unless it is repaired immediately, Indians' cattle and horses are likely to stray on the track and be killed. We have already lost one animal in this way.

Will you kindly give this matter your immediately attention.

I have the honour to be,
Sir,
Your obedient servant,

DEPT. OF INDIAN AFFAIRS
APR 28 1916
SURVEYS

N. W. Graham
Inspr. of Indian Agencies.

The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

211050

Ottawa, 28th April 1916.

Sir,-

A complaint has been received to the effect that the fences of the Canadian Northern Railway through the Valley River Indian Reserve are down in several places and unless repaired immediately cattle and horses will stray on the track. The Indians have already lost one animal on account of the defective fencing. I shall be obliged if you will give this matter your immediate attention.

Your obedient servant,

(sgd) Duncan

Asst. Deputy and Secretary.

D.B.

W.H.McLeod Esq.,
General Manager,
Canadian Northern Railway,
Winnipeg,Man.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
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CANADA

211050

Ottawa, 28th April 1916.

Sir,-

I have to acknowledge the receipt of your letter of the 24th instant and to inform you that a request has been made to the Canadian Northern Railway authorities to have their fences in the Valley River Indian Reserve repaired immediately.

In case the necessary repairs are not made within a reasonable length of time, kindly again communicate with the Department.

Your obedient servant,

(sgd) J D McLean

Asst. Deputy and Secretary.

W.M.Graham Esq.,
Inspector of Indian Agencies,
Balcarres, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
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211050

DEPARTMENT OF INDIAN AFFAIRS
APR 29 1916

IN YOUR REPLY REFER TO
NO.
TO DATE OF THIS LETTER

OFFICE OF
THE INSPECTOR OF INDIAN AGENCIES
SOUTH SASKATCHEWAN INSPECTORATE

Surveys

BALCARRES, SASK., April 25th. 1916

489365

Sir,-

I beg to say that letter dated April 24th regarding broken railway fence on C.N.R. through Valley River Reserve was addressed to the Department in error. I am to-day writing direct to the General Superintendent asking him to give this matter his attention.

DEPT. OF INDIAN AFFAIRS
MAY 5 1916
SURVEYS

I have the honour to be,
Sir,
Your obedient servant,

W. M. Graham

Inspr. of Indian Agencies.

The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
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211050

CANADIAN NORTHERN RAILWAY SYSTEM

LINES WEST OF PORT ARTHUR

OFFICE OF THE GENERAL MANAGER.

M. H. MacLeod,
GENERAL MANAGER.
A. E. Warren
ASST. TO THE GENERAL MANAGER.

DEPARTMENT OF INDIAN AFFAIRS
MAY 11 1916

WINNIPEG, MAN. May 5th 1916

6015.

W.

Condition of right of way fence through Valley River Indian Reserve.

Mr. J. D. McLean,
Asst. Deputy and Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

This will acknowledge receipt of your letter of the 28th ult., in connection with the above.

The matter will receive immediate attention.

Yours truly,

M. H. MacLeod
General Manager.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
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CANADA

211050

CANADIAN NORTHERN RAILWAY SYSTEM

LINES WEST OF PORT ARTHUR

OFFICE OF THE GENERAL MANAGER.

M. H. MacLeod,
GENERAL MANAGER.
A. E. Warren,
ASST. TO THE GENERAL MANAGER.

WINNIPEG, MAN. May 15th 1916

DEPARTMENT OF INDIAN AFFAIRS MAY 25 1916

8015.

490761

W.

Condition of right of way fence through Valley River Indian Reserve.

Mr. J. D. McLean,
Asst. Deputy and Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

Further to my letter of the 5th inst., in connection with the above.

The roadmaster has received instructions to make an inspection of the right of way fence through the Valley River Indian Reserve, and make repairs necessary without delay.

Yours truly,

General Manager.

DEPT. OF INDIAN AFFAIRS
MAY 25 1916
SURVEYS

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22117-5 EN 21080

DEPARTMENT OF INDIAN AFFAIRS JUN 23 1916

CANADIAN NORTHERN RAILWAY SYSTEM

LINES WEST OF PORT ARTHUR

OFFICE OF THE GENERAL MANAGER.

M. H. MacLeod
GENERAL MANAGER
A. E. Warren
ASST. TO THE GENERAL MANAGER.

WINNIPEG, MAN. June 19th 1916

6015

491354

Condition of right of way fence through Valley River Indian Reserve.

Mr. J. D. McLean,
Asst. Deputy and Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

Further to my letter of the 15th ult., in connection with the above.

I desire to say that the right of way fence through the Valley River Indian Reserve has now been repaired and is in good condition.

Yours truly,

General Manager.

P/W.

DEPT. OF INDIAN AFFAIRS
JUN 23 1916
SURVEYS

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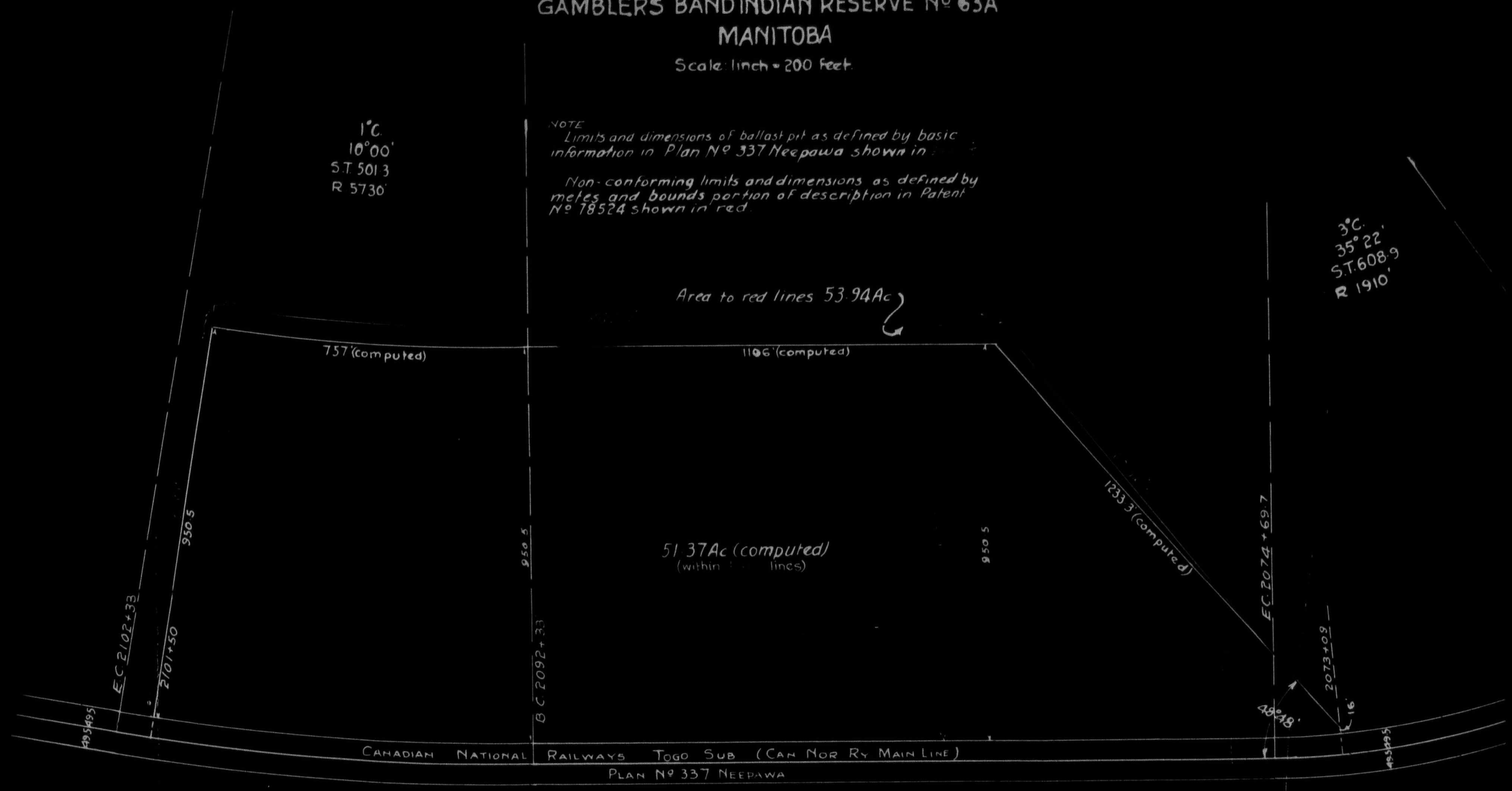
SKETCH SHOWING BOUNDARIES OF
STREVEL BALLAST PIT
BEING PART OF
GAMBLERS BAND INDIAN RESERVE Nº 63A
MANITOBA

Scale: 1 inch = 200 feet

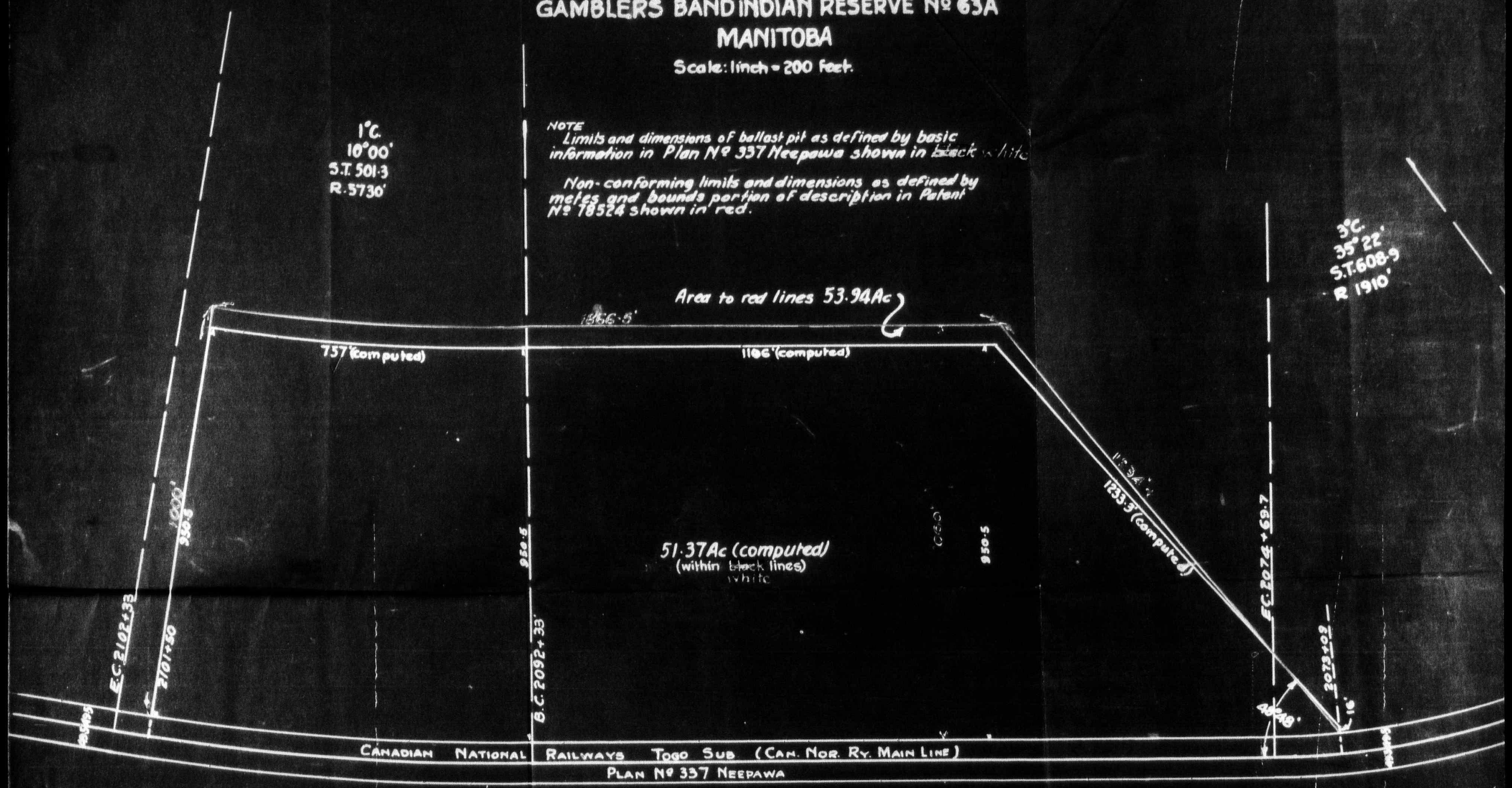


SKETCH SHOWING BOUNDARIES OF STREVEL BALLAST PIT BEING PART OF GAMBLERS BAND INDIAN RESERVE Nº 63A MANITOBA

Scale: 1 inch = 200 feet.

NOTE
Limits and dimensions of ballast pit as defined by basic information in Plan Nº 337 Neepawa shown in ~~black~~ white

Non-conforming limits and dimensions as defined by metes and bounds portion of description in Patent Nº 18524 shown in red.



740
3

22117-5 C.N.

CANADIAN NATIONAL RAILWAYS

WESTERN REGION

LEGAL DEPARTMENT

H. HAIR, K.C.
REGIONAL COUNSEL
D. OWENS, K.C.
ASST. REGIONAL COUNSEL
B. ROSEVEAR, K.C.
R. BLACK
SOLICITORS

J. MacMILLAN
Solicitor

Reserve

OUR FILE No. 1-62-55

WINNIPEG, MAN. Oct. 13, 1938.

DEPARTMENT OF MINES & RESOURCES
INDIAN AFFAIRS BRANCH
OCT 17 1938
RECORDS

Mr. Harold W. McGill,
Director of Indian Affairs,
Dept. of Mines & Resources,
Ottawa, Ont.

Dear Sir:

Re: Indian Reserve No. 63 A.

On June 22nd, 1906, your reference No. 14438, Sale No.2, the Department of Indian Affairs issued a Crown Grant to The Canadian Northern Railway Company of a parcel of land in the Indian Reserve No. 63 A. at Valley River, in the Province of Manitoba. This parcel of land is recorded in your department on the 28th day of June, 1906, in Liber 27, Folio 10, and is described as follows:

> "All those parcels or Tracts of land situate, lying and being in the Indian Reserve Number Sixty three A at Valley River, in the Province of Manitoba, in Our Dominion of Canada, composed of two parcels of land one for station ground and the other for ballast pit as shown on a plan of right of way of the Canadian Northern Railway through said Indian Reserve dated the 28th February, 1905, made by G. B. Bemister, Manitoba Land Surveyor and certified to by M. J. Butler Deputy Minister of Railways and Canals and of record in the Department of Indian Affairs and which may be more particularly described as follows, First "Station Grounds" commencing at the intersection of the centre line of said Railway with the west boundary of said reserve, thence along said centre line north sixty six degrees five minutes east seven hundred and seven feet including a width of one hundred and twenty feet on the north side of said centre line and a width of one hundred and eighty feet on the south side but excepting therefrom a width of forty nine feet and five tenths of a feet on each side of said centre line and containing by admeasurement three

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CANADIAN NATIONAL RAILWAYS

Mr. Harold W. McGill.....#2.

acres and thirty seven hundredths of an acre be the same more or less, Second "Ballast Pit" commencing on the northerly side of the right of way of said railway opposite station two thousand one hundred and one plus fifty as shown on said plan, thence at right angles to said right of way one thousand feet, thence parallel with said right of way one thousand eight hundred and sixty six feet and five tenths of a foot, thence on a course to a point on the north side of said right of way to a point opposite station number two thousand and seventy three plus naught nine as shown on said plan one thousand two hundred and thirty-four feet more or less, thence along said north side of said right of way to the place of beginning and containing by admeasurement fifty one acres and ten hundredths of an acre be the same more or less."

The particular description in the Patent you will see admits an ambiguity and does not meet the boundaries as shown on the plan of survey of the right of way and station and ballast pit, and the Land Titles Office are of the opinion that the Patent should be amended and may we suggest that all of the description after thewords "Department of Indian Affairs" in the third line thereof, be deleted, or if you desire, the particular description be amended to fit the plan as the Railway only desire title to as much of the land as is shewn on the plan of survey.

I will await your pleasure, but trust that you will give this matter your early attention, as the Railway now desire to divide the land taken for ballast pit into two parcels of land and dispose of same, and for your information, I am enclosing sketch of the land showing the difference between the land in the plan and that of the particular description in the Patent.

Yours truly,

G. M. HAIR,
Regional Counsel,

per: S.E. Wick

SED/O
enc.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
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22117-5-C.N.

Ottawa, October 25th, 1938.

MEMORANDUM

Mr. Peters,
Surveyor General,-

I am enclosing file 22117-5 C. N. with reference to a Patent issued to the Canadian Northern Railway covering station ground and ballast pit, as shown on plan of right-of-way through Valley River Indian Reserve No. 63A, Province of Manitoba.

The Regional Counsel of the Railway Company considers that the description in the Patent does not conform with the plan of survey, et cetera. Would you be good enough to look into this matter and favour us with a report.

J. C. Caldwell,
Chief, Reserves Division.

Enclosure.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
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CANADA

21506.

22117-5CN

Copy for the information of Mr. Caldwell.

429

Labelle Bldg.,
November 2, 1938.

G.M. Hair, Esq., K.C.,
Regional Counsel,
Canadian National Railways,
Winnipeg, Man.

Dear Sir,

Your letter of October 13th, your file 1-62-551, and the accompanying sketch with reference to the description of certain parcels of land in Valley River Indian Reserve No.63A for which Crown Grant was issued to the Canadian Northern Railways on June 22, 1906, has been referred to this office.

According to the explanatory note on the sketch, the computed dimensions shown thereon for the limits of the ballast pit are defined by basic information shown in Plan No.337, Keepawa; a comparison of these dimensions with the dimensions for the same courses as shown on a copy of a portion of the said plan recorded in this office under number R.R.617, a blue print copy of which is enclosed, reveals appreciable discrepancies.

The dimensions shown on the plan are, of course, incorrect and a description based thereon would therefore not be a correct description of the parcels which it is intended to convey.

It is felt that an amendment of the description as suggested in your letter without correcting the discrepancies in the plan would not be a complete solution. Would it be practical to have the correct dimensions inserted in the registered plan and for the Registrar to notify this office of the corrections, such notification to be indicated on our plan?

I should be pleased to have your views with regard to this phase of the matter.

Yours very truly,

Encl.

Surveyor General, and
Chief, Hydrographic Service.

AOG/AG

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
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ADDRESS REPLY TO:
HYDROGRAPHIC AND MAP SERVICE

QUOTE FILE 21506.

CANADA
DEPARTMENT
OF
MINES AND RESOURCES
SURVEYS AND ENGINEERING BRANCH

Labelle Bldg.,
OTTAWA November 2,1938.

J.C. Caldwell, Esq.,
Chief, Reserves Division,
Indian Affairs Branch,
Dept. of Mines and Resources,
Ottawa.

Indian Affairs Branch
NOV 12 1938
RECORDS

Memorandum,

With reference to your memorandum of October 25th, your file 22117-5-C.N., in connection with the description in Crown Grant, covering station ground and ballast pit in Valley River Indian Reserve No.63A, issued to the Canadian Northern Railway, attached hereto is a copy of my letter of even date in the matter, to Mr. G.M. Hair, Regional Counsel, Canadian National Railways.

Your file 22117-5-C.N. is returned herewith.

Encl.
File

F. H. Peters
Surveyor General, and
Chief, Hydrographic Service.

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
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CANADA

22117-5

CANADIAN NATIONAL RAILWAYS
WESTERN REGION
LEGAL DEPARTMENT

R

G. M. HAIR, K.C.
REGIONAL COUNSEL
D. O. OWENS, K.C.
ASST. REGIONAL COUNSEL
A. B. ROSEVEAR, K.C.
J. R. BLACK
SOLICITORS

N. J. MacMILLAN
Solicitor

OUR FILE No. 1-62-551

WINNIPEG, MAN. Nov. 12, 1938.

See letter under Nov. 2 from Surveyor Genl office

EX'D.

Mr. Harold W. McGill,
Director of Indian Affairs,
Dept. of Mines & Resources,
Ottawa, Ont.

Dear Sir:

Re: Indian Reserve No. 63 A.

I would refer you to my letter of the 13th ultimo with regard to Indian Reserve No. 63 A, at Valley River, in the Province of Manitoba.

It would be appreciated if you could give this matter your earnest attention as the delay is holding up projects the Railway have with regard to the land in question.

Thanking you, I remain,

Yours truly,

G. M. HAIR,
Regional Counsel,

per: C. C. Dick

SED/O

REGISTRY OFFICE
NOV 15 1938
RECORDS

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
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22117-5 C.N. CLOSED

FROM 27/3/1901

TO 12/11/38

Indian Affairs. (RG 10, Volume 7668, File 22117-5)
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Indian Affairs
Headquarters Files

(RG 10, Volume 7668)

File 22117-2	Pelly Agency - Correspondence regarding right-of-way for the Canadian National Railway through the Cote Reserve (plans). 1902 - 1926
File 22117-5	Pelly Agency - Right-of-way through the Valley River Reserve for the Canadian Northern Railway (plan). 1901 - 1938
File 22121-3 C.P.	Touchwood Agency - Right-of-way through the Fishing Lake or Yellow Quill Reserve #89 for the Canadian Railway (plans). 1903 - 1926
File 22121-8 C.P.	Touchwood Agency - Right-of-way for Canadian Pacific Railway through the Lost Mountain Lake Reserve #80A (maps, plans). 1892 - 1924

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
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CANADA

No. 22121-3 C.P.

Department of Indian Affairs

19

TOUCHWOOD

RAILWAYS

FISHING LAKES

PUBLIC ARCHIVES RECORDS CENTR
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OTTAWA

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CANADA

22121-3CP

Office of the

250420

Indian Commissioner

for Manitoba and the Northwest Territories,

DEPARTMENT OF INDIAN AFFAIRS. OCT 31 1903

In your reply refer to No. 818 and date of this letter and address Hon. David Laird, Indian Commissioner, Winnipeg, Man.

Winnipeg, 27th October 1903.

Sir,-

Mr. Agent Martineau informs us that the Indians of Fishing Lake Reserve report that there is a line of railroad crossing the reserve for about three miles. They are anxious to know what steps the Department has taken in the matter and what remuneration they are to receive for the land. Mr. Pratt, Farming Instructor, has advised the Agent that grading is now going on upon the Reserve. This is the first advice we have had of any portion of the Fishing Lake Reserve being occupied by a railway and I would ask to be informed whether the Department is cognizant of the fact and if so what action has been taken. I presume that the line of railway is the extension of the Manitoba & Northwestern from Yorkton.

It would be well if this office were advised of any arrangement which may have been made by the Department in respect to any railways entering upon

LAND BRANCH OCT 31 1903

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
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CANADA

250420

entering upon or passing through Reserves in the West, so that we may be in a position to promptly reply to inquiries from Agents or Indians.

Your obedient servant,

J. A. Macrae

Asst. Indian Commissioner.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

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CANADA

250420.

PRIVATE

Ottawa, 3rd Nov., 1903.

Sir,-

I beg to acknowledge the receipt of your letter of the 27th ult., No. 81/8, and to inform you that this Department had no knowledge whatever that a railway line was being constructed through the Fishing Lake Reserve.

I shall feel obliged if you will demand a deposit, say $250., from the Railway Company on account of the Right of Way, and request them to immediately file their plan in the Department. If the said deposit is not at once made, Mr. Martineau should stop the work, and not allow it again to be proceeded with until the Right of Way has been arranged for.

I have the honour to be,
Sir,
Your obedient servant,

Sd. F. Pedley

Deputy Supt. General
of Indian Affairs.

S. B.

Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
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CANADA

22121-3 CP

251550

(Copy)

Canadian Pacific Railway Company.

530 C Montreal, 20 November 1903.

J. A. McKenna Esq,
Asst. Indian Commissioner,
Winnipeg.

Dear Sir,

Your letter of November 10th. 1903 to Assistant General Manager Leonard at Winnipeg regarding our line through the Indian Reserve near Touchwood.

Plans are being prepared, and will be sent in a day or two to the Department of the Interior at Ottawa to obtain the sanction of the Governor in Council as required by Section 101 of the Railway Act. So soon as this has been done, we will file same with the Indian Department at Ottawa from whom you will hear on the subject. I might draw your attention to the fact that when the plans of the whole location were originally filed with the Department of Railways, the Fishing Lake Reserve that you mentioned was shown on the plan available at the time as the Yellow Quill Indian Reserve. We are so showing it on the present plans in order to conform with those already filed. I might also call your attention to the facts that the lands shown on this plan are of the railway "as located". Another plan will be made later of the road "as constructed". This is the plan according to which we would like to take the grant of the land when the valuation of the same has been settled with you.

(sgd.) G. H. Webster,
Right of Way & Lease Agent.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
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CANADA

250420

Office of the

Indian Commissioner

for Manitoba and the Northwest Territories,

DEPARTMENT OF INDIAN AFFAIRS. NOV 30 1903

In your reply refer to No. 81/8 and date of this letter and address Hon. David Laird, Indian Commissioner, Winnipeg, Man.

Winnipeg, 26 Nov. 1903.

251550

250420

LAND BRANCH. NOV 30 1903

Sir,

Referring to your letter of the 3rd. instant, I beg to inform you that communication was had on the subject with the Assistant General Manager of the C. P. R. at Winnipeg, and I have now received a letter from the Right of Way and Lease Agent of that road at Montreal dated the 20th. instant, copy of which I enclose. From it you will observe that he purposes communicating direct with the Department at Ottawa respecting the land required for Right of Way through the Fishing Lake Reserve, In the Touchwood Hills Agency.

Your obedient servant,

J. P. Mclean

Asst. Indian Commissioner,

Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
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CANADA

250420

(22121-3CP)

No. 69390

Subj. 967.

Ref. 102517.

2609.

251633

DEPARTMENT OF INDIAN AFFAIRS
DEC 2 1903

Ottawa, ~~November~~ Dec. 1 1903. 190

Encl. 1 plan.

Sir,

In compliance with a request made to the Department by the Canadian Pacific Railway Company, I have the honour, by direction, to enclose herewith, for the information of your Department, a plan that has been sent in to this Department by that Company, purporting to shew the location of the portion of The Manitoba & North Western Railway extending through the Yellow Quill Indian Reserve near the northern boundary of Assiniboia, which plan has been certified by the Chief Engineer of the Department in the following words:-

> "I consider that the Right of Way (land) varying in width up to 99 feet on the Indian Reserve near Beaugage is actually required for Railway purposes, and is such as the Canadian Pacific Railway should be allowed to acquire under Sec.35 of the Indian Act, as amended."

I have the honour to be,

Sir,

Your obedient servant,

A. H. Lowe
Rec

To the

Secretary,

Department of Indian Affairs,

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
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CANADA

H. O.

Ottawa, December 29th, 1903.

Dear Sir,

As per your verbal request I send herewith the plan showing the Right of Way of the Manitoba and North Western Railway across the southwest end of the Fishing Lake or Yellow Quill Indian Reserve, for amending certificate.

Enc.

Yours very truly,

Frank Pedley

Deputy Superintendent General of Indian Affairs.

L. K. Jones, Esq.,
Secretary, Department of Railways & Canals,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
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File No. 250420

Loc No. 253525

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

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CANADA

MANITOBA AND NORTH WEST
CAN
PLA
OF
EXTENSION FROM TP 29 R8
WEST 2ND
(AS LOCAT
THAT PORTION THROUGH YELLOW
RIGHT OF WAY
SCALE 1000 FT.

Office of Chief Engineer
Montreal

1 OF

MANITOBA AND NORTH WESTERN RAILWAY COMPANY OF CANADA

PLAN

OF

EXTENSION FROM TP 29 R8. SEC 15 TO TP 34. R13 SEC 32

WEST 2ND P.M.

(AS LOCATED)

THAT PORTION THROUGH YELLOW QUILL INDIAN RESERVE

RIGHT OF WAY 99 FEET.

SCALE 1000 FT = 1 INCH.

Office of Chief Engineer
Montreal

D. B. Hanna
Chief Engineer

2 OF

251632

Governor
in Council

253525

ESTERN RAILWAY COMPANY
OF
ANADA

LAN
OF

8 Sec 15 To Tp 34 R 13 Sec 32
2ND P.M

LATED

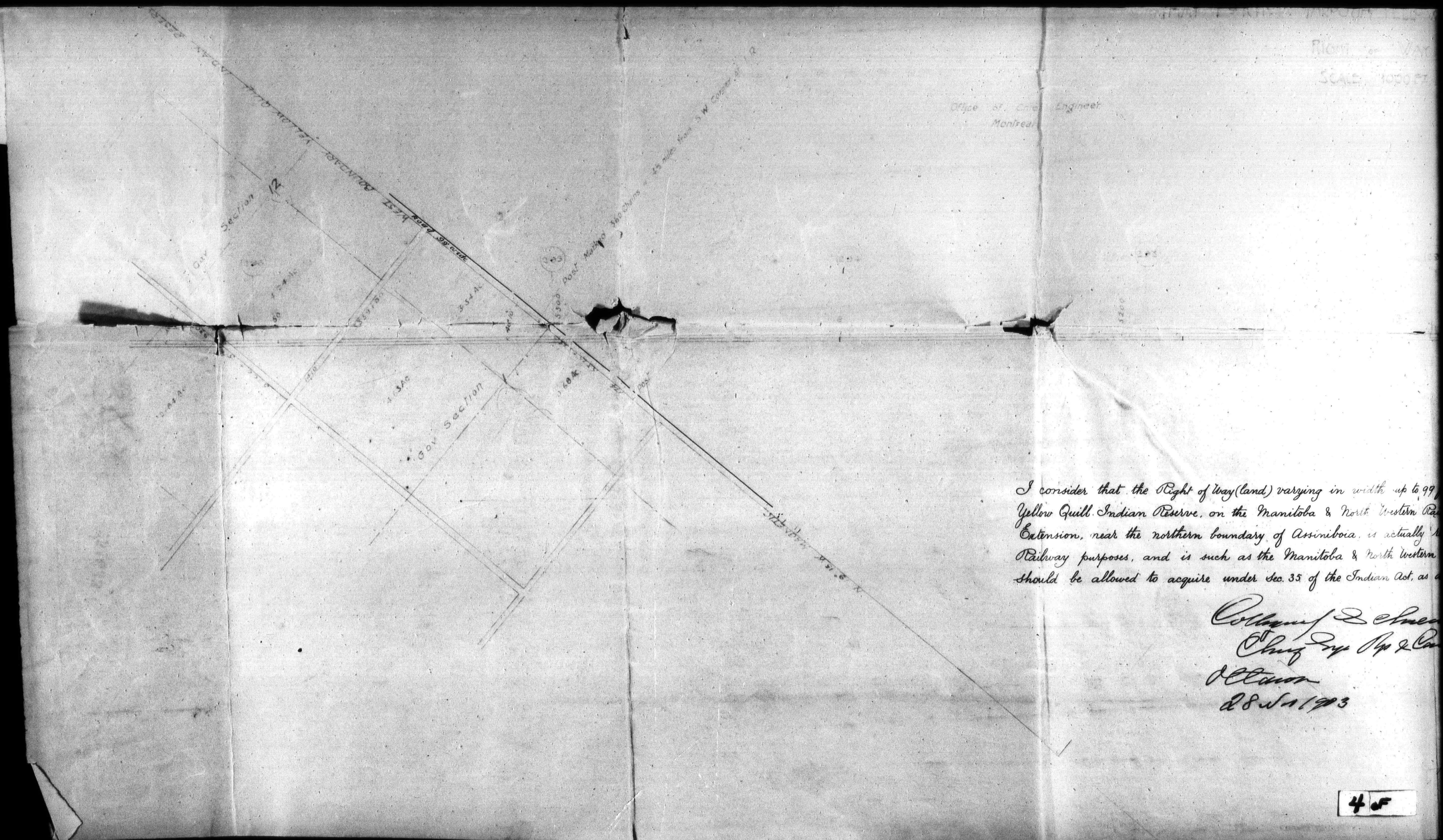
LOW QUILL INDIAN RESERVE

AY 99 FEET

FT = 1 INCH

Chief Engineer

3 OF



PUBLIC ARCHIVES
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CANADA

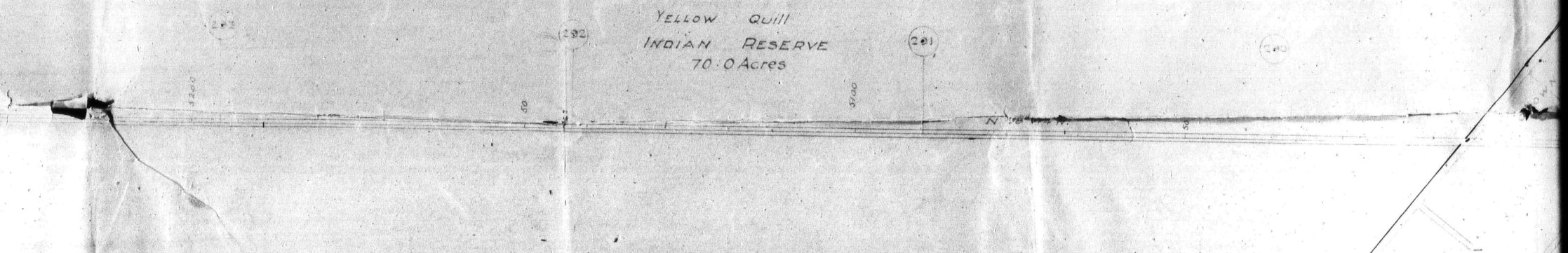
THAT PORTION THROUGH YELLOW QUILL INDIAN RESERVE

RIGHT OF WAY 99 FEET.

SCALE 1000 FT = 1 INCH.

Office of Chief Engineer
Montreal

Chief Engineer



I consider that the Right of Way (land) varying in width up to 99 feet on the Yellow Quill Indian Reserve, on the Manitoba & North Western Railway Extension, near the northern boundary of Assiniboia, is actually required for Railway purposes, and is such as the Manitoba & North Western Railway should be allowed to acquire under Sec. 35 of the Indian Act, as amended.

Chief Engr Ry & Canals
Ottawa
28 Jan 1903

F. 250420

Road 99 wide
See F. 116736
F. 250420

5 OF

CANADA

99 FEET
= 1 INCH

Chief Engineer

YELLOW QUILL
INDIAN RESERVE
70.0 Acres

281

280

N 38° E

CROWN

1930 + 1.5 AC

1985 + 1.8 AC

0.68 AC

11

School LAND

N. 41° 53 W

7.85 AC

5.00 AC

289

10

CROWN

Road 99' wide

Sec. f. 1 1680
f. 250420

68 AC

t on the
way
uired for
Railway
mended.

f. 250420

Examined
W.M.
21-12-03

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

KODAK SAFETY FILM

250420

No. 70260

Subj. 967.

Ref. 103515.

2609.

253525

Ottawa January 20 1904. 190

Encl. white print.

LAND SURVEY JAN 25 1904

Sir,

By direction, I ~~enclose~~ return herewith a white print plan in respect of the location of the portion of The Manitoba & North Western Railway extending through the Yellow Quill Indian Reserve near the northern boundary of Assiniboia, the same having been duly certified by the Chief Engineer of this Department, as required by your Department.

I am, Sir,

Your obedient servant,

A. K. Hugo

Secretary.

Frank Pedley, Esq.,

Deputy Superintendent General of Indian Affairs,

Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

Ottawa, 3rd March, 1904.

Sir,-

I beg to enclose herewith a copy of a plan of the Right of Way of the Manitoba & North Western Railway, through the Fishing Lake Indian Reserve, No. 89, and to request you to be good enough to inform the Department what would be a reasonable sum to demand from the Railway Company in compensation for the land taken for the said Right of Way, and for damages, and for improvements, if any. The value of the improvements should be stated separately, in order that amount may be paid to the Indians owning the same, whereas the sum received for the land and damages will be credited to the general funds of the Band.

The Department will insist on the line being properly fenced, and that necessary crossings shall be constructed, one of which should be an under-crossing suitable for cattle. Kindly attend to this matter as soon as possible.

Your obedient servant,

D. McLEAN

Secretary.

H. Martineau, Esq.,
Indian Agent,
Kutawa, Assa.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

Ottawa, 6th April, 1904.

Sir,-

I beg to refer you to letter of the 3rd ultimo, requesting you to inform the Department regarding the compensation for the land taken for the Right of Way, for damages and for improvements, on the line of the Manitoba and North Western Railway through the Fishing Lake Indian Reserve No. 89.

I shall feel obliged if you will send your valuation as soon as possible.

Your obedient servant,

Form 10
S.P.

W. McLEAN

Secretary.

H. Martineau, Esq.,
Indian Agent,
Kutawa, Assa.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420 256457

DEPARTMENT OF INDIAN AFFAIRS APR 5 1904

INDIAN AGENT'S OFFICE,

TOUCHWOOD AGENCY. Kutawa, P O, Assa:

18th: March.1904 190

IN YOUR REPLY REFER TO
No. 127
ALSO
TO DATE OF THIS LETTER

Ref.: Your Letter 3rd: March/ 1904 No. 250420.

LAND BRANCH. APR 8 1904

Sir,

In reply of above date and No: with the enclosed plan from you ,of the Right of Way of the Canadian Northern Railway , through Fishing Lake Reserve ,No:89. in this Agency.

I beg to inform you, that as stated in my letter of the 12th: January, 1904.I considered $500 .per acre a reasonable compensation for the land in question , and that I consider $336.05. sufficient for the poor quality of the land through which the Railway Coy.proposes to cross the Fishing Lake Reserve .

The conditions , as to the Railway line being fenced on the said Reserve, necessary crossings, with also an under crossing for cattle being ~~to be~~ made—,I beg further to request ,that the same be kept in proper repair from time to time by the Railway Coy: .

I have the honor to be , Sir,

Your Obedient Servant,

S. Allan Meadows

Indian Agent.

The Secretary,
Department of Indian Affairs.
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

22121-3CP

Dixd.

Ottawa, 15th April, 1904.

Sir,-

With reference to your letter of the 18th ultimo, I have to draw your attention to the fact that my letter of the 3rd ultimo dealt with the Right of Way of the Manitoba and North Western Railway, through the Fishing Lake Indians Reserve No. 89, and not to the Right of Way of the Canadian Northern Railway through the same reserve.

The Canadian Northern Railway Company has already paid the amount of your valuation, namely $336.05, and has also engaged to fence both sides of the Right of Way, and to construct the requisite number of crossings, one of which will be an under crossing about midway on the reserve through which cattle may pass.

The Manitoba and North Western Railway crosses the Southwest part of the reserve, as shown on the plan herewith. Kindly advise me, as before requested, and as soon as possible, what would be a reasonable sum to demand from the Company as compensation. The two Railways are shown on the map in accordance with the plans filed by the respective Companys.

Your obedient servant,

Signed J. D. McLean.

Secretary.

Form 10
S.B.

H. Martineau, Esq.,
Indian Agent,
Kutawa, Assa.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

257746

DEPARTMENT OF INDIAN AFFAIRS
APR 29 1904

TOUCHWOOD AGENCY.

127

Kutawa, P,O Assa:
I9TH; April, I904.

No: 250420.

I, mail Patents copy & letter 15-2 mail. J.B

Sir,

In reply to your letter of the 6TH: April, I904. No: 250420.- In reference to the compensation for land, damages and improvements on the Fishing Lake Reservee, through which the Canada Northern Railway wants a Right of Way.

I beg to state, that the land is valued at $5.00per acre through which the proposed Line is surveyed , taking in 66/2I acres, at above valuation , amounts to $ 336.05.

And I beg further to state , as requested, that there are no improvements thereon , therefore, no damages can be claimed .

I have the honor to be , Sir,

Your Obedient Servant,

J. A. McNeill.

Indian Agent.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420 22121-3CP

PXT 257979

DEPARTMENT OF INDIAN AFFAIRS
MAY 4 1904

TOUCHWOOD AGENCY.

I27

Kutawa, P, O Assa:

25th? April, I904

Ref: I5th: April, I904 - No: 250420.

Sir,

In replying to your letter of the I5th: April, No. 250420. drawing my attention to the fact that your letter of the 3rd: March Ult: . referring me to the Line of the North western Railway, not, the Canadian Northern Railway, the latter , I have been evidently mistaking and beg now to regret my error.

At present I am unable to answer your question satisfactory , so am starting for Fishing Lake and wil ascertain the value of the land on that Reserve through which the proposed Line will run, and at the same time will find out what improvements there are and investigate what will be required otherwise.

On my return, I will ,at once , notify you of all the particulars.

I have the honor to be , Sir,

Your Obedient Servant.

S. McAlpine

Indian Agent.

The Secretary,

Department of Indian Affairs.

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.

250420

258382

TOUCHWOOD AGENCY.

DEPARTMENT OF INDIAN AFFAIRS MAY 11 1904

I33

Kutawa, Assa:

29th: April, I904

Ref: I5th: day of April, I904. No: 250420.

Sir,

With reference to your letter of above date and No: regarding the Right of Way of the Man--itoba and North Western Railway, through the Fishing Lake Reserve, No: 89.

I beg to state that I have made full inquiries re thw same, and now consider that $5.00 per acre would be a reasonable price to ask fot the land through which the proposed Line passes in that Reserve the land being of inferior quality, and no improvements thereon , that no individual Indian has a claim other than his share .

Therefore, we consider for the ~~66~~ 70 acres (appoximately) for the quantity of land asked for by the Company , that $ ~~330.~~ 350.00 OO. would be a fair and just amount of money for compensation.

70 acres (see plan) at $5 = $350 J.B.

Providing the said Railway Company , f fence both sides of the Right of way, and construct the requisite number of Crossings , one of which to be an under- crossing for cattle , situated mid-way th through the said Reserve.

I have the honor to be, Sir,

Your Obedient Servant,

J. A. McKenna

Indian Agent.

To The Secretary,

Department of Indian Affairs,

Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

PTH

Ottawa, 14th May, 1904.

Sir,-

Referring to your letter of the 20th November last, addressed to the Assistant Indian Commissioner at Winnipeg, relating to the Right of Way of your Railway through the Fishing Lake or Yellow Quill Indian Reserve, I beg to inform you that a plan showing the Right of Way of the Manitoba and North Western Railway through the said Reserve, duly certified by the Chief Engineer of Railways and Canals, was sent to this Department on the 20th January last.

I have now to say that the said Right of Way has been valued by the Indian Agent, Mr. H. Martineau, in charge of the Reserve, at $5. per acre. The total area taken, according to the plan, is seventy acres, I have, therefore, to request you to forward the sum of $350. to this Department in payment for the said Right of Way, as soon as you conveniently can, and at the same time I have to ask you to be good enough to send an assurance that your Company will duly fence both sides of the Right of Way across the Reserve, and will construct the requisite number of crossings, one of which should be an under crossing for cattle, situated about midway across the Reserve.

Ex. 10
J.B.

Your obedient servant,

J. D. McLEAN

Secretary.

C.H. Webster, Esq.,
Right of Way Agent,
Canadian Pacific Ry. Co.,
Montreal, Que.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

CANADIAN PACIFIC RAILWAY COMPANY.

H. IRWIN,
RIGHT OF WAY AND LEASE AGENT

ONLY ONE SUBJECT SHOULD BE DEALT WITH IN ONE LETTER.

I/P

MONTREAL, June 6th, 1904.

IN YOUR REPLY REFER TO FILE 530

259437

DEPARTMENT OF INDIAN AFFAIRS
JUN 7 1904

J. D. McLean, Esq.,
Secretary, Dept. of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

Manitoba and North Western Railway Right of Way through Yellow Quill Indian Reserve.

.....

I have yours of the 14th of May on this subject (your file No.250420), requesting me to forward to you the sum of $350.00 in payment for said Right of Way.

It appears that the plan of right of way through this Reservation, referred to in your letter, is only the located plan, and the plan of the line "as constructed" has not yet been made. As it is necessary for land titles purpose to wait until the plan of line as actually constructed has been completed before obtaining Patents or other title deeds, I would be much obliged if you would kindly permit the Company to defer payment until the plan "as constructed" has been completed.

Yours truly,

H. Irwin.

Right of Way & Lease Agent.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

2 weeks

250420.

421.

Ottawa, 13th June, 1904.

Sir,-

With reference to your letter of the 6th instant, relating to the Right of Way of the Manitoba and North Western Railway through the Yellow Quill Indian Reserve, I have to request you to be good enough to have a deposit, of the sum mentioned, namely $350., made in this Department to be held until the final amount to be paid is known.

I have also to request you to send an assurance that the Company will duly fence both sides of the Right of way across the Reserve, and will construct the requisite number of crossings, one of which is to be an under crossing for stock.

I may say that the rule of the Department is to allow no construction on an Indian Reserve until the Right of Way has been duly arranged for, or a sufficient deposit, ~~in payment~~ on account for the same, has been made.

Your obedient servant,

Secretary.

H. Irwin, Esq.,
Right of Way and Lease Agent,
Canadian Pacific Railway Co.,
Montreal, Que.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

pxm

Ottawa, ~~25th~~ 17 September, 1904.

Sir,-

I beg to refer you to my letter of the 13th June last to which a reply has not been received. I shall feel obliged if you will immediately attend to the matter of the Right of Way in question of the Manitoba and North Western Railway through the Yellow Quill or Fishing Lake Indian Reserve, No. 89.

Your obedient servant,

Secretary.

For 10
S. B.

H. Irwin, Esq.,
Right of Way and Lease Agent,
Canadian Pacific Ry. Co.,
Montreal, Que.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

CANADIAN PACIFIC RAILWAY COMPANY.

265538

H. IRWIN,
RIGHT OF WAY AND LEASE AGENT.

ONLY ONE SUBJECT SHOULD BE DEALT WITH IN ONE LETTER.

I/P MONTREAL, October 7th, 1904.

IN YOUR REPLY REFER TO FILE 530

D.I.A.

DEPARTMENT OF INDIAN AFFAIRS
OCT 10 1904

J. D. McLean, Esq.,
Secretary, Dept. of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

M. & N. W. Ry. Yellow Quill Indian Reserve. Right of Way.

I must apologize for not having answered your letter of the 14th ultimo promptly. I was awaiting the President's return from the West for final decision.

I now have instructions to purchase the land, and will take the necessary steps at once.

IND. BRANCH
OCT 10 1904

Yours truly,

H. Irwin.

Right of Way & Lease Agent.

DEPT. OF INDIAN AFFAIRS.
OCT 11 1904
SURVEYS.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

CANADIAN PACIFIC RAILWAY COMPANY.

H. IRWIN,
RIGHT OF WAY AND LEASE AGENT.

ONLY ONE SUBJECT SHOULD BE DEALT WITH IN ONE LETTER

I/P

MONTREAL, October 28th, 1904.

IN YOUR REPLY REFER TO FILE 530

266457

J. D. McLean, Esq.,
Secretary, Dept. of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

Yellow Quill Indian Reserve.

Referring to your letter to me of the 13th of June last, No. 250420. Would you kindly tell me how many crossings you require along the right of way through this reserve in addition to the undercrossing for stock, which I suppose should be about the middle of the reserve at some convenient place.

Yours truly,

H. Irwin.
Right of Way & Lease Agent.

LAND BRANCH
OCT 31 1904

DEPT. OF INDIAN AFFAIRS,
OCT 31 1904
SURVEYS.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

Ottawa, 31st October, 1904.

Sir,-

Referring to your letter of the 28th instant, I shall feel obliged if you will kindly arrange with Mr. H. Martineau, Indian Agent at Kutawa, for the number of crossings and their positions on your line of Railway across the Yellow Quill Indian Reserve, No. 89, that are required at present. The under crossing which the Department stipulates for may be built at any convenient place, as you state, near the middle of the reserve.

Your obedient servant,

Sigmund S. Stewart

Asst. Secretary.

S.P.
S.B.

H. Irwin, Esq.,
Right of Way and Lease Agent,
Canadian Pacific Railway Co.,
Montreal, Que.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

Secty - In connection with the Superior O.C. - S.B.

Ottawa, 31st October, 1904.

Sir,-

In reply to a letter from H. Irwin, Right of Way and Lease Agent, Canadian Pacific Railway Company, Montreal, he has been requested to arrange with you for the number of crossing and their positions on the C.P.R. line of Railway across the Yellow Quill Indian Reserve, No. 89, which are required at present. The under crossing which the Department stipulates for may be built at any convenient place near the middle of the Reserve.

Your obedient servant,

S.B. JS

Signed S. Stewart.

Asst. Secretary.

H. Martineau, Esq.,
Indian Agent,
Kutawa, Assa.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250,420

Draft Rec'd

Ottawa, 5th November, 1904.

His Excellency

The Governor General in Council,

The undersigned begs to state that the Manitoba & North Western Railway Company (now under the control of the Canadian Pacific) has applied for a right of way 99 feet wide and comprising an area of 70 acres for their line over the Yellow Quill (Fishing Lake) Reserve, No. 89, in the Touchwood Indian Agency, Assiniboia, and has furnished a white print plan showing the right of way as located, with a certificate endorsed on the said plan of the Chief Engineer of the Department of Railways & Canals that the land applied for is actually required for railway purposes and is such as the Company should be allowed to acquire under Section 35 of the Indian Act as amended.

As the undersigned knows of no objection to the railway company being allowed to acquire the land referred to, he would recommend that, under the provisions of the section of the Act above cited, authority be given for the sale of the land to the railway company upon such terms as may be agreed upon.

Fm. 10
Doc. 5
S.T. 7.25
L.B. 25
Pe. 25

sd Clifford Sifton

Superintendent General
of Indian Affairs.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

MIX a.

Ottawa, 29th November, 1904.

Sir,-

Referring to my letter of the 31st ultimo, and to yours of the 28th of the same month (530) relating to the Right of Way of the Manitoba and Northwestern Railway across the Yellow Quill Indian Reserve, No. 89, I have to say that it is desirable to have this matter closed, and I shall feel obliged if you will be good enough to direct that it be attended to without further delay.

If for some reason the matter cannot be finally arranged at present, be good enough to comply with a previous request of the Department by sending at once a cheque for $350. to be held on deposit until the matter of this Right of Way is finally decided.

Your obedient servant,

D. McLEAN

Secretary.

H. Irwin, Esq.,
Right of Way & Lease Agent,
Canadian Pacific Ry. Co.,
Montreal, Que.

Form 10 of R.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

CANADIAN PACIFIC RAILWAY COMPANY.

H. IRWIN
RIGHT OF WAY AND LEASE AGENT.

ONLY ONE SUBJECT SHOULD BE DEALT WITH IN ONE LETTER.

I/P MONTREAL, December 3rd, 1904.

IN YOUR REPLY REFER TO FILE 530

267748

DEPT. OF INDIAN AFFAIRS, DEC 7 1904 SURVEYS.

DEPARTMENT OF INDIAN AFFAIRS DEC 5 1904

ACCOUNTANTS BRANCH DEC 6 1904

J.D.McLean, Esq.,
Secy., Dept.of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

Yellow Quill Indian Reserve.

I have your letter of the 29th ultimo. I have again written to Winnipeg asking for cheque for $350.00, in order that I may give it to Mr. Drinkwater to deposit with you.

I think the delay has occurred through a misunderstanding on my part that the cheque should be accompanied with a statement that the Company would construct a certain number of farm crossings, the number of which I have as yet been unable to obtain, though I wrote Mr.Martineau, the Indian Agent at Kutawa, asking for the number required on the 8th of November last.

Yours truly,

H. Irwin

Right of Way & Lease Agent.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

Ottawa, 9th December, 1904.

Sir,-

Referring to your letter of the 3rd instant in which you state that the Canadian Pacific Railway Company should construct a certain number of farm crossings, I have to say that the Department does not stipulate a certain number of farm crossings. The usual and necessary farm crossings are all that is required, except that one under crossing for cattle is to be provided, in connection with the Right of Way of your Railway through the Yellow Quill Indian Reserve, No. 89.

Your obedient servant,

J. D. McLEAN

Secretary.

H. Irwin, Esq.,
Right of Way and Lease Agent,
Canadian Pacific Ry. Co.,
Montreal, Que.

Form L
S. B.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
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CANADA

750220 (22121-3 C.P.)

269288

Extract from a Report of the Committee of the Honourable the Privy Council, approved by the Governor General on 29th December 1904.

On a report dated 5th November 1904, from the Superintendent General of Indian Affairs, stating that the Manitoba and North Western Railway Company (now under the control of the Canadian Pacific) has applied for a right of way 99 feet wide and comprising an area of 70 acres for their line over the Yellow Quill (Fishing Lake) reserve No. 89 in the Touchwood Indian Agency, Assiniboia, and has furnished a white print plan showing the right of way as located with a certificate endorsed on the said plan of the Chief Engineer of the Department of Railways and Canals that the land applied for is actually required for railway purposes and is such as the Company should be allowed to acquire under Section 35 of the Indian Act as amended.

The Minister knowing of no objection to the Railway Company being allowed to acquire the land referred to recommends that under the provisions of the section of the Act above cited authority be given for the sale of the land to the Railway Company upon such terms as may be agreed upon.

The Committee submit the same for approval.

Clerk of the Privy Council.

The Honourable
The Superintendent General
of Indian Affairs.

The original of this Document has been removed for reproduction in the Records of the Indian Land Registry.
V. Little DLT 4-1
Signature
Mar 27 1972

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

111676.

22121-3 C P

Ottawa, ~~[illegible]~~ 27th January, 1905.

Sir,-

When the Yellow Quill Indian Reserve, No. 89, was surveyed by the late J.C. Nelson, D.L.S., in 1881, he adopted as the South and West boundaries of the Reserve, the township boundaries as established by the old system of survey. This left a road allowance one chain and one half wide within the Indian reserve along these boundaries.

In a letter from your Department, dated the 24th February, 1894, No. 34422, an extract from a report of the Surveyor General is given, in which he states that, " In surveying the townships on the West and South sides " of Yellow Quill Reserve, Mr. Burke left, as directed by " the Manual of Survey, a road allowance one chain wide " along and outside the boundaries of the Reserve". This made the road two and one half chains wide. Steps were then taken to close the road within the reserve boundaries, and add the area to the Reserve, but the Order in Council, dated the 10th April, 1894, confirms " A road allowance one " chain and one half wide which was laid out by the Depart- " ment of Indian Affairs in surveying the Yellow Quill " Indian Reserve".

I shall be obliged if you will inform me, if any steps have been taken by the Department of the Interior to close the road one chain wide laid out by Mr. Burke.

Form K
J.D.

P.G. Keyes, Esq.,
Secretary,
Dept. of the Interior,
Ottawa, Ont.

Your obedient servant,

D. McLEAN

Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

ADDRESS YOUR REPLY
"TO THE SECRETARY
DEPARTMENT OF THE INTERIOR
OTTAWA."
DO NOT WRITE ABOUT MORE THAN
ONE SUBJECT IN THE SAME LETTER.
WRITE LEGIBLY YOUR FULL
NAME AND ADDRESS.

186420 22121-3C

DEPARTMENT OF THE INTERIOR CANADA

FEB 22 1905

L. Refer to No. 191024

271269 Ottawa February 20th, 1905

Sir,

I beg to acknowledge the receipt of your letter of the 27th ultimo, in reference to the Yellow Quill Indian Reserve No. 89, in which you ask if any steps have been taken by the Department to close the road one chain wide which was laid out by Mr. Burke on the above Reserve.

On referring this matter to the Surveyor-General he advised the Department that there was no authority for establishing the road laid out by Surveyor Burke beyond that of the Minister, and that as it had not passed to the Northwest Government under the provisions of the Northwest Territories Act, it could have been cancelled simply by omitting it from the official township plan.

The Surveyor-General states that the Order-in-Council confirming Mr. J. C. Nelson's survey of the above road was passed on April 10th, 1894, - that upon reference to the office of the Surveyor-General it was sent to Mr. Maingy, then acting as Chief Draughtsman, but that Mr. Maingy does not appear to have taken any action in the matter.

The Surveyor-General now suggests that although the Northwest Territories Act has been amended since that time, it is probable that if the road allowance were omitted from the township plan, nothing further would be heard about it, and that this might be the best way of settling the matter now.

I have the honour to be, Sir,
Your obedient servant,

M. Keyes
Secretary.

J. D. McLean, Esq.,
Secretary, Department of
Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

Ottawa, 24th February, 1905.

Sir,-

I beg to refer you to your letter of the 3rd December last relating to payment for the right of way of the Canadian Pacific Railway through Yellow Quill, or Fishing Lake Reserve, No. 89, and to inform you that the payment for this right of way has not yet been received.

I shall feel obliged if you will be good enough to have this matter attended to.

Your obedient servant,

J. D. McLEAN

Secretary.

Form.

J. B.

H. Irwin, Esq.,
Right of Way and Lease Agent,
Canadian Pacific Ry. Co.,
Montreal, Que.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

Ottawa, 24th February, 1905.

Sir,-

In reference to your letter of the 20th instant, No. 191024, regarding the road along the South and West side of Yellow Quill Indian Reserve, No. 89, I beg to state that if the road allowance laid out by Mr. Burke is omitted from the township plans in your Department, as suggested by the Surveyor General, the road within the reserve lines, as confirmed by Order in Council, will be shown on the plan of the reserve in this Department.

Your obedient servant,

J. D. McLean

Secretary.

P.G. Keyes, Esq.,
Secretary,
Dept. of the Interior,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

Ex'd.

Ottawa, 24th February, 1905.

Sir,-

I enclose herewith a blue print of the right of way of the Manitoba and North Western Railway through the Yellow Quill (Fishing Lake) Indian Reserve, No. 89, showing a road allowance along the South and West boundaries.

When this reserve was surveyed, the township outlines, as run under the old system of survey, were used, and a road allowance one chain and fifty links wide left along and within the South and West boundaries. This road allowance was confirmed by Order in Council of the 10th April, 1894.

Your obedient servant,

D. McLEAN

Secretary.

H. Irwin, Esq.,
Right of Way and Lease Agent,
Canadian Pacific Ry. Co.,
Montreal, Que.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

BANK OF MONTREAL.

No. 6445 271499

Original, for the Depositor.

$250- Bank of Montreal. OTTAWA

FEB 27 1905 190

Received from C. P. Ry

on account of Indian Funds

the sum of Three hundred & fifty — Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

G. Peters

Pro Manager.

Ent'd

DEPARTMENT OF INDIAN AFFAIRS FEB 28 1905

ACCOUNTANT

2474

BANK OF MONTREAL.

No. 6445 271499

Duplicate, for Department.

$250- Sale 2575 Bank of Montreal. OTTAWA

Sale N.W. Pt. FEB 27 1905 190

Received from C. P. Ry

on account of Indian Funds

the sum of Three hundred & fifty — Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

G. Peters

Pro Manager.

Ent'd

DEPARTMENT OF INDIAN AFFAIRS FEB 28 1905

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Sept 250420

221499.

(18-[illegible])

REMITTANCE

FROM

CANADIAN PACIFIC RAILWAY COMPANY.

Enclosed please find cheque in payment of account as stated upon the accompanying form of receipt, which (LIKEWISE DUPLICATES IF ANY) be good enough to date, sign and return promptly to me.

NOTE.—The receipt must be dated and signed with ink in a technically legal form. The payee should sign by his own hand. Officials should sign their full names and titles. The signatures of firms should not be signed by a clerk or other person unless authority to do so is attached to the receipt. The signatures of corporations should be by an authorized officer, his name and title being given. Receipt by mark should be in legal form, the mark being witnessed by a responsible person whose residence should be stated. Stamped receipts or signatures *in pencil* will not be accepted. ***Should there happen to be any mistake in the account now enclosed, the cheque and all papers should at once be returned to me for correction.***

W. SUTHERLAND TAYLOR
Treasurer,
Canadian Pacific Railway Company
MONTREAL,
CANADA.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

CANADIAN PACIFIC RAILWAY COMPANY.

H. IRWIN,
RIGHT OF WAY AND LEASE AGENT.

ONLY ONE SUBJECT SHOULD BE DEALT WITH IN THIS LETTER

N.P.

MONTREAL, 1st March, 1905.

IN YOUR REPLY REFER TO FILE 530

271551

DEPARTMENT OF MAR 2 1905

J.D.McLean, Esq.,
Secretary, Dept.of the Interior,
Ottawa, Ont.

ACCOUNTANTS MAR 2 1905 BRANCH

Dear Sir:-

Yellow Quill Indian Reserve. Right of way through.

In reply to yours of the 21st ultimo, I beg to advise that cheque for $350.00 was sent to your Department by our Treasurer on the 22nd ultimo, and is doubtless by this time in your possession, although at the date of writing your recipt for same had not come to hand.

Yours truly,

H. Irwin.
Right of Way & Lease Agent.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

CANADIAN PACIFIC RAILWAY COMPANY.

WAY AND LEASE AGENT.

ONLY ONE SUBJECT SHOULD BE DEALT WITH IN ONE LETTER

I.P. MONTREAL, 3rd March, 1905.

IN YOUR REPLY REFER TO FILE 530

271601

TOXIV

J.D.McLean, Esq.,
Secretary, Dept.of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

Yellow Quill Indian Reserve. M.& N.W.Ry. Crossings.

Referring to your letter of the 24th ultimo, No.250420, sending me plan showing road allowances along South and West boundaries of the Reserve. I am much obliged for the information furnished, and am writing to Assistant Chief Engineer at Winnipeg, telling him that two of the crossings will have to be at these road allowances.

Yours truly,

H. Irwin

Right of Way & Lease Agent.

DEPT. OF INDIAN AFFAIRS,
MAR 4 1905
SURVEYS.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

22121-3 CP

DXH

Ottawa, 16th March, 1905.

Sir,-

I beg to enclose herewith three copies of the plan of the Fishing Lake, "Yellow Quill" Indian Reserve, No. 89. One copy is for your information and use in your office, the others are for the Agent and Indian Chief at that reserve.

You will see in the Book of Descriptions of Indian Reserves in Manitoba and the North West that a road allowance 99 feet wide is excepted out of this reserve along the southern and western boundaries. This road allowance was confirmed by Order in Council some years ago.

The Department of the Interior also left a road allowance along these boundaries when subdividing the adjoining townships. That Department has informed this Department that in future they will omit the road laid out by them from their township plans.

The Canadian Pacific Railway authorities have been informed of the position of these roads.

The roads along the eastern and northern boundaries are outside the reserve boundaries as usual.

I have the honour to be,

Sir,

Your obedient servant,

D. McLEAN

Secretary.

Hon. David Laird,

Indian Commissioner,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

Ex'd.

Ottawa, 8th April, 1905.

Sir,-

I beg to refer you to your letter of the 6th June last in which you state that the plan of the right of way of the Manitoba and North Western Railway through the Fishing Lake or Yellow Quill Indian Reserve was only the located plan, and that the plan of the line as constructed had not yet been made. For the purpose of obtaining a correct description for insertion in the patent, and for record in this Department, I have to request you to be good enough to forward a copy of your final plan of Right of Way through the said Reserve.

Kindly have indicated thereon the length of the Cntre line through the Reserve, and its connection at each end with some quarter section or section post.

Form 10

S.B.

Your obedient servant,

F. W. McLEAN

Secretary.

H. Irwin, Esq.,
Right of Way and Lease Agent,
Canadian Pacific Ry. Co.,
Montreal, Que.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

CANADIAN PACIFIC RAILWAY COMPANY.

H. IRWIN,
RIGHT OF WAY AND LEASE AGENT.

ONLY ONE SUBJECT SHOULD BE DEALT WITH IN ONE LETTER

MONTREAL, April 12th. 1905.

K I/B.

IN YOUR REPLY REFER TO FILE 530.

273462

J.D.McLean, Esq.,
Secretray, Dept. of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

M. & N.W.Ry. Yellow Quill Indian Reserve. Right of Way.

I beg to acknowledge receipt of your letter of the 8th instant, and to inform you that the "as constructed" plan of this right of way through this Reserve has not yet been prepared. When it is received I will send you a copy without delay.

I am writing today to the Chief Engineer asking him to see that the information required by your Department is entered on the plan.

Yours truly,

H. Irwin

Right of Way & Lease Agent.

LAND BRANCH. APR 14 1905.

DEPT. OF INDIAN AFFAIRS, MAY 10 1905

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

YELLOW QUILL

RANGE 13 W.2ND M.

INDIAN RESERVE 69.45 ACRES

Manitoba and North Western Railway Company of Canada

PLAN

of a part of

YELLOW QUILL INDIAN RESERVE

Showing Right-of-Way

From North bdy. Sec 15. Tp 33 R 12 W 2nd M.
To East bdy. Sec 1 Tp 34 R 13 W 2nd M.

Assiniboia

Scale 1000 ft = 1 in.

TP. 34
TP. 33

1 OF

YELLOW QUILL

INDIAN RESERVE 69.45 ACRES.

TP 33. R.12 W. 2ND M.
15

estern Railway Company of Canada

PLAN

of a part of

QUILL INDIAN RESERVE

ng Right-of-Way

1. Sec. 15. Tp. 33 R. 12 W. 2ND M.
1 Tp. 34, R. 13 W. 2ND M.

Assiniboia

2 OF

RANGE 13 W.2ND M.

YELLOW QUILL

INDIAN RESERVE 69.45 ACRE

Manitoba and North Western Railway Company of Canada

PLAN

of a part of

YELLOW QUILL INDIAN RESERVE

Showing Right-of-Way

From North bdy. Sec 15. Tp 33 R 13 W 2ND M.
To East bdy. Sec. 1 Tp 34 R 13 W 2ND M.

Assiniboia

Scale 1000 ft = 1 in.

TP. 34
TP. 33

I, Elias John Boswell, of [illegible] Surveyor make oath and say that [illegible] according to law and the instructions [illegible] and correctly executed the [illegible] the plan is correct to the best of my knowledge and belief. So help me [illegible]

[illegible] at the City of [illegible] this [illegible] day of [illegible] 1911

[illegible]

3 OF

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

YELLOW QUILL

INDIAN RESERVE 69.45 ACRES.

TP 33 R 12 W 2ND M
15

stern Railway Company of Canada

PLAN

of a part of

UILL INDIAN RESERVE

g Right-of-Way

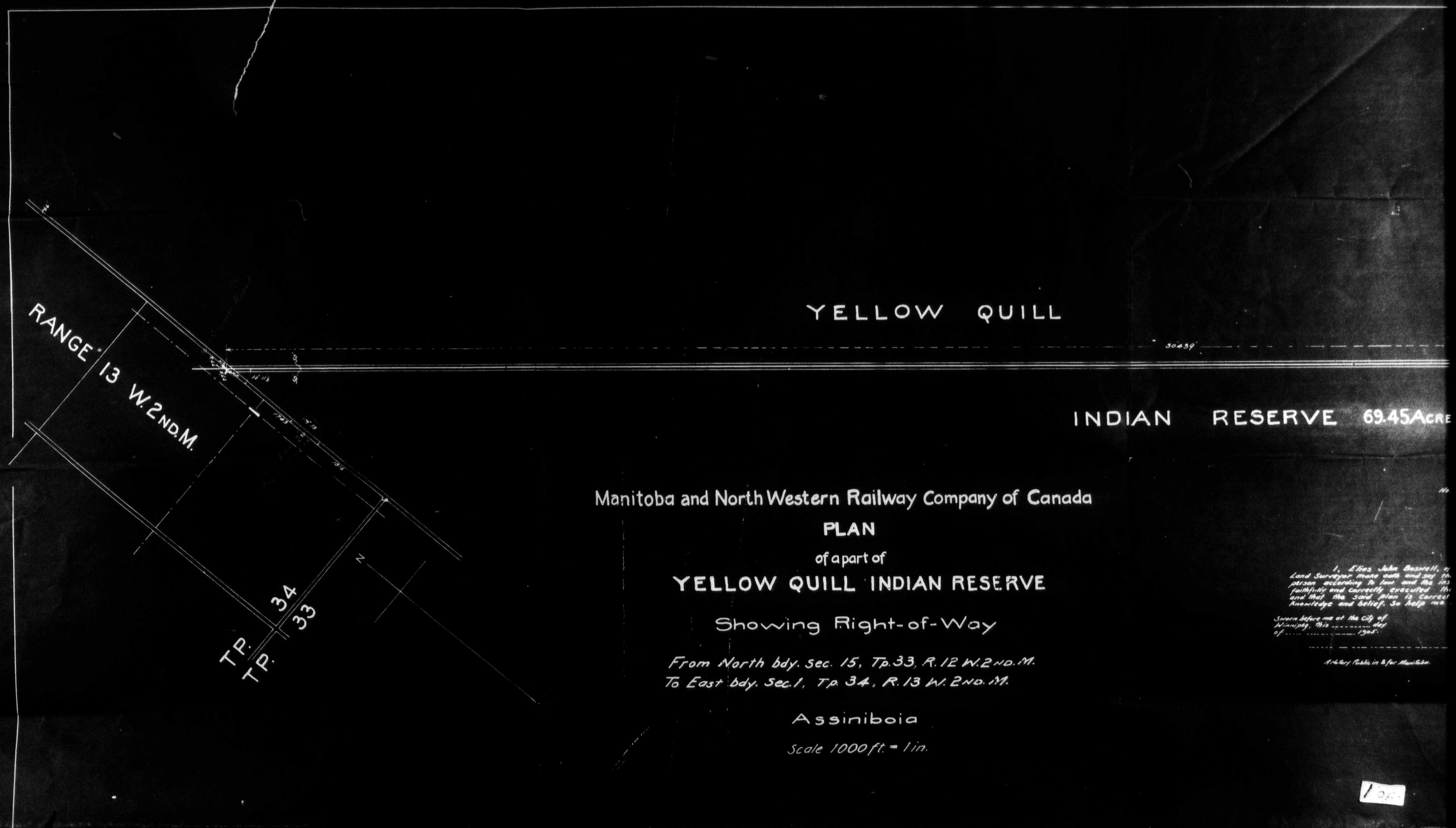
Sec 15, Tp 33 R 12 W 2ND M
Tp 34, R 13 W 2ND M

ssiniboia

1000 ft = 1 in

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

4 of 4.


YELLOW QUILL
INDIAN RESERVE 69.45 ACRE
RANGE 13 W. 2ND. M.
TP. 34
TP. 33
Manitoba and North Western Railway Company of Canada
PLAN
of a part of
YELLOW QUILL INDIAN RESERVE
Showing Right-of-Way
From North bdy. Sec. 15, Tp. 33, R. 12 W. 2 ND. M.
To East bdy. Sec. 1, Tp. 34, R. 13 W. 2 ND. M.
Assiniboia
Scale 1000 ft. = 1 in.

I, Elias John Boswell of the city of Winnipeg, Dominion Land Surveyor, do solemnly declare that this plan accurately shows the manner in which the land included therein has been surveyed and subdivided by me, and that the said plan is prepared in accordance with the provisions of the Land Titles Act, 1894.

Sworn before me at Winnipeg:
Man. this ..... day of .....
1905.

..... D. L. S.

..... A Notary Public in & for Manitoba.

YELLOW QUILL

30.39

INDIAN RESERVE 69.45 ACRES.

TP.33, R.12 W. 2ND M.

15

'estern Railway Company of Canada

PLAN

of a part of

QUILL INDIAN RESERVE

ing Right-of-Way

ly. Sec. 15, Tp. 33, R. 12 W. 2ND. M.
:.1, Tp. 34, R. 13 W. 2ND. M.

Assiniboia

Scale 1000 ft. = 1 in.

Note:- Wooden posts (2"x2"-30") planted are shewn thus ..... w.p.
These posts are surrounded by a small mound of stones.

Lands registered by this plan colored red.

I, Elias John Boswell, of the city of Winnipeg, Dominion Land Surveyor make oath and say that I have in my own proper person according to law and the instructions of the Surveyor-General, faithfully and correctly executed the survey shewn by this plan, and that the said plan is correct and true to the best of my knowledge and belief. So help me God.

Sworn before me at the city of
Winnipeg, this ..... day
of ..... 1905.

..... D. L. S.

..... A Notary Public in & for Manitoba.

2 of

KODAK SAFETY ▲ FILM

Manitoba and North Western Railway Company of Canada

PLAN

of a part of

YELLOW QUILL INDIAN RESERVE

Showing Right-of-Way

From North bdy. sec. 15, Tp. 33, R. 12 W. 2ND. M.
To East bdy. Sec. 1, Tp. 34, R. 13 W. 2ND. M.

Assiniboia

Scale 1000 ft. = 1 in.

3 of

ARCHIVES PUBLIQUES
CANADA

I, Elias John Boswell of the city of Winnipeg, Dominion Land Surveyor, do Solemnly declare that this plan accurately shows the manner in which the land included therein has been surveyed and subdivided by me, and that the said plan is prepared in accordance with the provisions of the Land Titles Act, 1894.

Sworn before me at Winnipeg, Man. this ..... day of ..... 1905.

..... D. L. S.

..... A Notary Public in & for Manitoba.

YELLOW QUILL

30.39

INDIAN RESERVE 69.45 ACRES.

tern Railway Company of Canada

PLAN

of a part of

UILL INDIAN RESERVE

g Right-of-Way

Sec. 15, Tp. 33, R. 12 W. 2ND. M.
Tp. 34, R. 13 W. 2ND. M.

ssiniboia

ale 1000 ft. = 1 in.

Note:- Wooden posts (2'×2'-30') planted are shewn thus ..... ■ W.P.
These posts are surrounded by a small mound of stones.

Lands registered by this plan coloured red.

I, Elias John Boswell, of the city of Winnipeg, Dominion Land Surveyor make oath and say that I have in my own proper person according to law and the instructions of the Surveyor-General, faithfully and correctly executed the survey shewn by this plan, and that the said plan is correct and true to the best of my knowledge and belief. So help me God.

Sworn before me at the City of Winnipeg, this ..... day of ..... 1905.

..... D. L. S.

..... A Notary Public in & for Manitoba.

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

4 of 4.

CANADIAN PACIFIC RAILWAY CO.
CONSTRUCTION DEPARTMENT
J. G. SULLIVAN,
Div. Engineer.

L.M.D.

25-04-20

275743

DEPARTMENT OF INDIAN AFFAIRS JUN 3 1905

WINNIPEG May 31st 05. 190

In your reply refer to No.

The Department of Indian Affairs,
Ottawa, Ont.

Sir/

I have made a survey of the right of way of that part of the C.P.Ry. which is graded across the Yellow Quill Indian Reserve.

I desire to be informed of the position of the posts and trenches marked 1, 2 & 3 in red on the accompanying blue print (as these positions are indicated in the original field notes of the survey) These land marks are evidently intended to mark only the boundaries of the reserve, but you will see by the blue print that they are on the lines laid down by the department of the Interior to define the boundaries of the sections. As I understand it, there is a road allowance of 66 ft. between the reserve and the township. Kindly inform me on which side of the line marked by the trenches and posts put in by your department the road allowance should be laid off, whether on the side next the reserve or on the side next the adjoining section,

DEPT OF INDIAN AFFAIRS, JUN 3 1905 SURVEYS.

Yours truly,

E. J. Boswell
D.L.S.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

22121-3 C P

Ottawa, 6th June, 1905.

Sir,-

In reference to Yellow Quill Indian Reserve, No. 89, I have to inform you that, when this reserve was first surveyed, a base and meridian which had been established under the old system of survey were adhered to, as the south and west boundaries, and the road allowance one chain and fifty links wide was excluded from the area of the reserve. This road was confirmed by Order in Council some years ago. The lines defining these boundaries are, therefore, on the south and west limits of this road allowance.

The Canadian Pacific Railway authorities have been informed of the position of this road, so that their road crossings can be put in the proper place.

The roads along the north and east boundaries are outside the reserve limits. I enclose a copy of the plan of this reserve.

Your obedient servant,

J. D. McLEAN

Secretary.

John Stocks, Esq.,
Deputy Commissioner,
Dept. of Public Works,
Regina, N.W.T.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

File 22121-3 C.P.

Ex'd.

Ottawa, 6th June, 1905.

Sir,-

In reference to your letter of the 31st ultimo enclosing a blue print of the right of way of the Canadian Pacific Railway through Yellow Quill Indian Reserve, No. 89, I beg to state that the south and west boundaries of this reserve were originally fixed by adhering to a base and meridian established under the old system of survey, and excluding from the area of the reserve the road allowance one chain and fifty links wide along these boundaries.

The mounds marked I. R. and shown on your blue print are, therefore, on the south and west limits of the road allowance.

I enclose a copy of the plan of this reserve.

Your obedient servant,

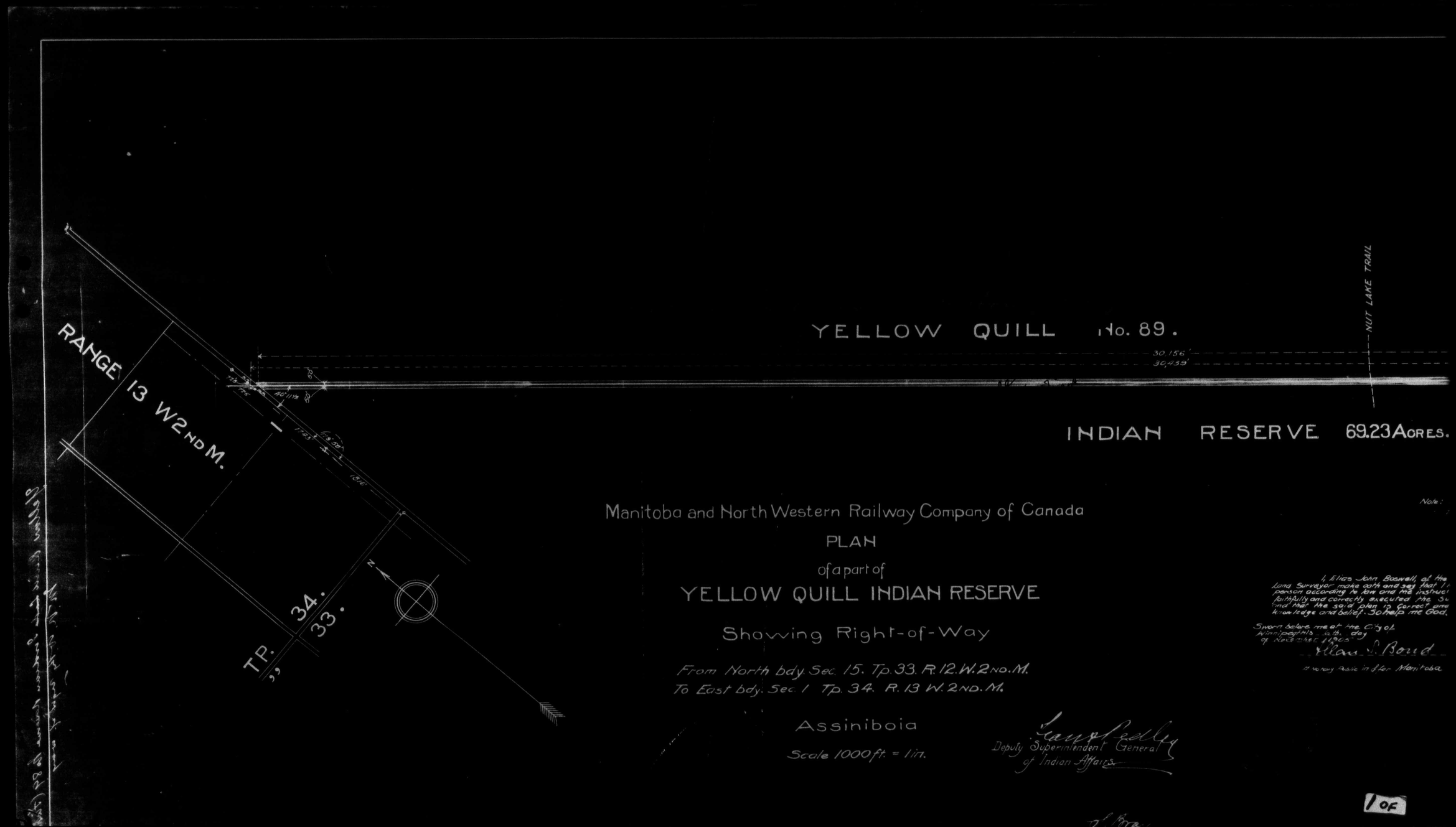
J. D. McLEAN

Secretary.

E.J. Boswell, Esq., D.L.S.,
Construction Department,
Canadian Pacific Railway Co.,
Winnipeg, Man.

J.B.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

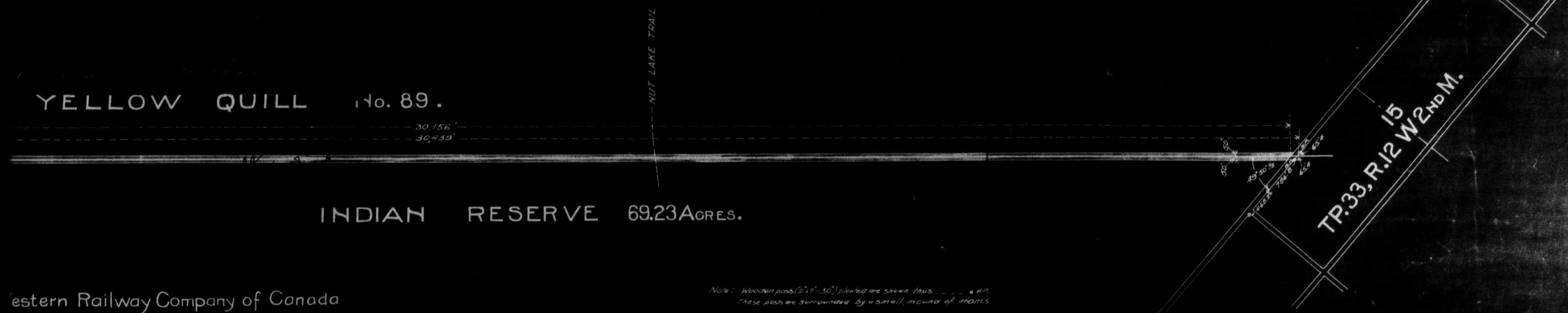

YELLOW QUILL No. 89.
NUT LAKE TRAIL
30.156'
30.439'
INDIAN RESERVE 69.23 ACRES.
RANGE 13 W2ND M.
TP. 34.
" 33.
Manitoba and North Western Railway Company of Canada
PLAN
of a part of
YELLOW QUILL INDIAN RESERVE
Showing Right-of-Way
From North bdy. Sec. 15. Tp. 33. R. 12. W. 2ND. M.
To East bdy. Sec. 1 Tp. 34. R. 13 W. 2ND. M.
Assiniboia
Scale 1000 ft. = 1 in.
Deputy Superintendent General of Indian Affairs
Note:
I, Elias John Boswell, of the
Land Surveyor make oath and say that I
person according to law and the instruc
faithfully and correctly executed the su
and that the said plan is correct and
knowledge and belief. So help me God.
Sworn before me at the City of
Winnipeg this 5th day
of November 1905
A notary public in & for Manitoba.
1 of

I Elias John Boswell of the city of Winnipeg, Dominion Land Surveyor do Solemnly declare that this plan accurately shows the manner in which the land included herein has been surveyed and subdivided by me and that the said plan is prepared in accordance with the provisions of the Land Titles Act, 1894.

Sworn before me at Winnipeg Man. this 6th day of November 1905.

E. J. Boswell
D.L.S.

Ellen S. Bond
A Notary Public in & for Manitoba.



Western Railway Company of Canada

PLAN

of a part of

QUILL INDIAN RESERVE

ing Right-of-Way

dy. Sec. 15. Tp. 33. R. 12. W. 2ND. M.
c. 1 Tp. 34. R. 13 W. 2ND. M.

Assiniboia

Scale 1000 ft. = 1 in.

Note: Wooden posts (2'x2'-30") planted are shown thus _ _ _ _ ■ W.P.
These posts are surrounded by a small mound of stones

Lands registered by this plan coloured red.

I, Elias John Boswell, of the city of Winipeg, Dominion Land Surveyor, make oath and say that I have for my own proper person according to law and the instructions of the Surveyor-General faithfully and correctly executed the Survey shown by this plan and that the said plan is correct and true to the best of my knowledge and belief. So help me God.

Sworn before me at the City of Winnipeg this 6th day of November 1905.

E. J. Boswell
D.L.S.

Ellen S. Bond
A Notary Public in & for Manitoba.

Deputy Superintendent General of Indian Affairs

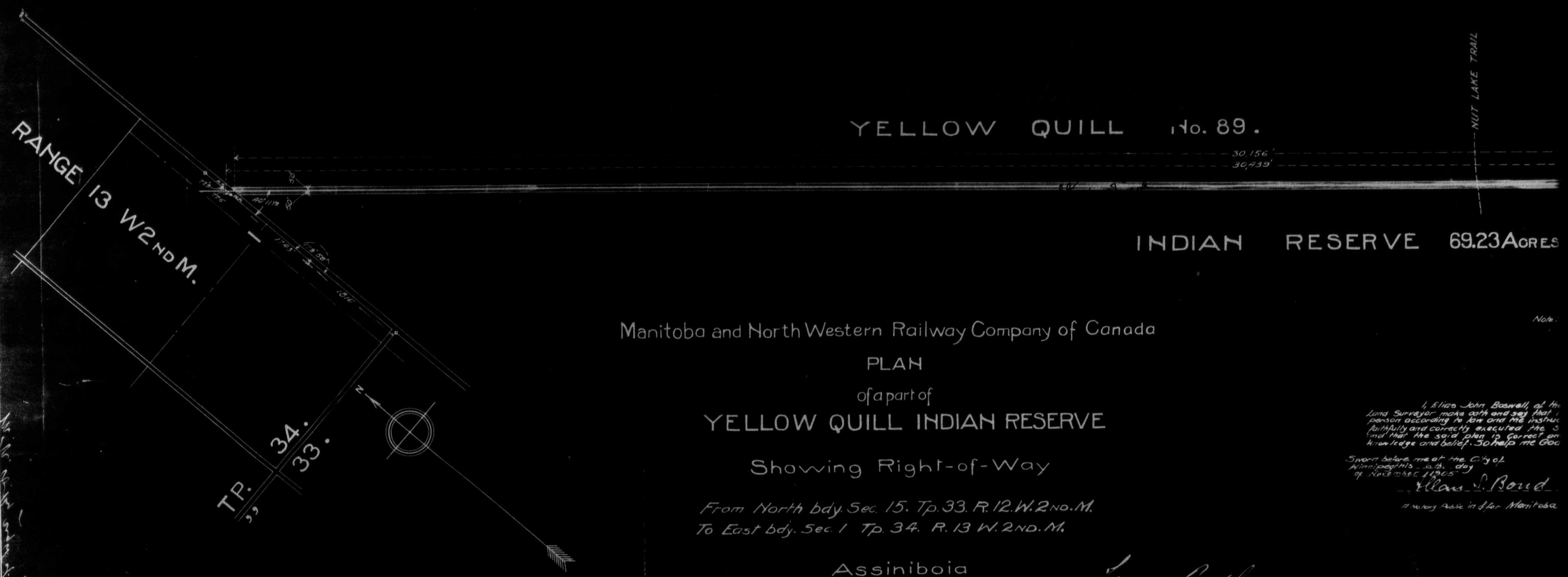
Chief Engineer

Chief Surveyor

Secretary

20 Nov 5

2 of



Manitoba and North Western Railway Company of Canada

PLAN

of a part of

YELLOW QUILL INDIAN RESERVE

Showing Right-of-Way

From North bdy. Sec. 15. Tp. 33. R. 12. W. 2ND. M.
To East bdy. Sec. 1 Tp. 34. R. 13 W. 2ND. M.

Assiniboia

Scale 1000 ft. = 1 in.

Note.

I, Elias John Boswell, of the
Land Surveyor make oath and say that I
person according to law and the instruc
faithfully and correctly executed the s
find that the said plan is correct an
knowledge and belief. So help me God

Sworn before me at the City of
Winnipeg this 18th day
of November 1905

Elias J. Boswell

A notary public in & for Manitoba

Deputy Superintendent General
of Indian Affairs.

Chief Surveyor
Dept. of Indian Affairs.

3 of

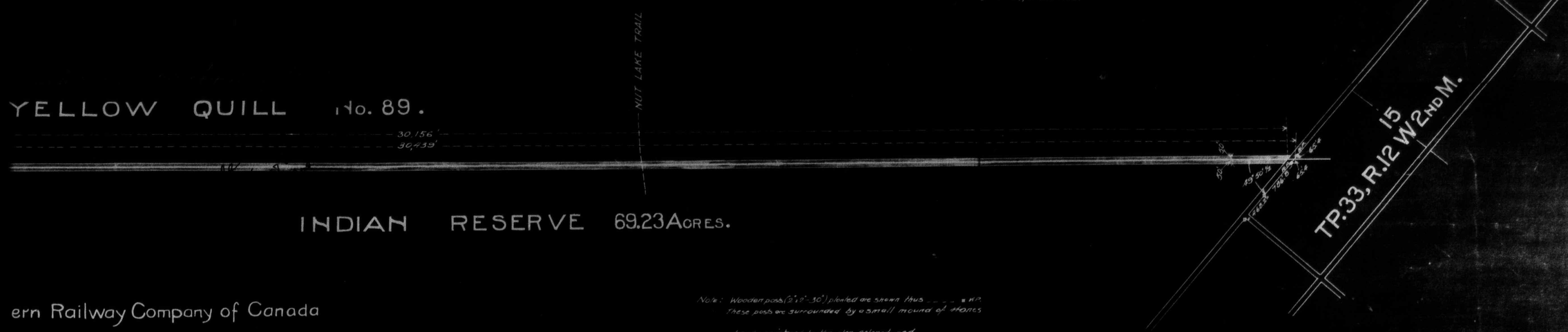
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

I, Elias John Boswell, of the City of Winnipeg, Dominion Land Surveyor do Solemnly declare that this plan accurately shows the manner in which the land included herein has been surveyed and subdivided by me and that the said plan is prepared in accordance with the provisions of the Land Titles Act, 1894.

Sworn before me at Winnipeg this 6th day of November 1905.

E. J. Boswell
D.L.S.

Allan C. Bond
A Notary Public in & for Manitoba.



Note: Wooden posts (2"x2"-30") planted are shewn thus _ _ _ _ ■ W.P.
These posts are surrounded by a small mound of stones

Lands registered by this plan coloured red.

ern Railway Company of Canada

PLAN

of a part of

JILL INDIAN RESERVE

g Right-of-Way

Sec. 15. Tp. 33. R. 12. W. 2ND. M.
Tp. 34. R. 13 W. 2ND. M.

ssiniboia

ale 1000 ft. = 1 in.

I, Elias John Boswell, of the City of Winnipeg, Dominion Land Surveyor make oath and say that I have in my own proper person according to law and the instructions of the Surveyor-General faithfully and correctly executed the Survey shown by this plan and that the said plan is correct and true to the best of my knowledge and belief. So help me God.

Sworn before me at the City of Winnipeg this 6th day of November 1905.

E. J. Boswell
D.L.S.

Allan C. Bond
A Notary Public in & for Manitoba.

Deputy Superintendent General of Indian Affairs

Chief Engineer

Chief Surveyor
Dept. of Indian Affairs.

Secretary.

20 Nov 5

7250420

4 of 4.

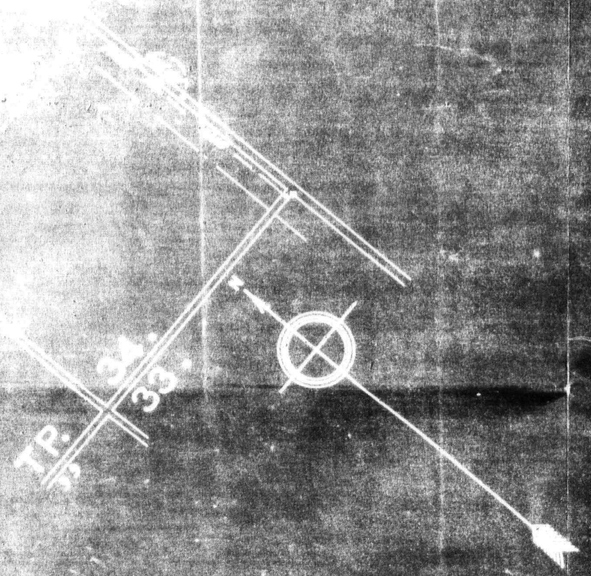
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Length of land to be acquired marked also location of crossings

YELLOW QUILL No. 89.

Sale, Page 51, 55 N.W. Sales Book

INDIAN RESERVE



Manitoba and North Western Railway Company of Canada

PLAN

of a part of

YELLOW QUILL INDIAN RESERVE

Showing Right-of-Way

From North bdy. Sec. 15. Tp. 33. R. 12. W. 2ND. M.
To East bdy. Sec. 1 Tp. 34. R. 13 W. 2ND. M.

Assiniboia

Scale 1000 ft. = 1 in.

Deputy Superintendent General of Indian Affairs

Allan J. Reid

d weeds also beaten if brought

YELLOW QUILL No. 89.

HOLT LAKE TRAIL

Sold
Page 515
R.W. Sale

INDIAN RESERVE 69.23 Acres.

Western Railway Company of Canada

PLAN

of part of

QUILL INDIAN RESERVE

ving Right-of-Way

Sdy Sec. 15. Tp. 33. R. 12. W. 2nd. M.
ec. 1 Tp. 34. R. 13 W. 2nd. M.

Assiniboia

Scale 1000 ft = 1 in.

Deputy Superintendent General of Indian Affairs

Chief Engineer.

2 of

Length of land to be acquired marked also breadth of clearing

YELLOW QUILL No. 69.

Sale, Page 51, N.W. Sales Book

INDIAN RESERVE

Manitoba and North Western Railway Company of Canada

PLAN

of a part of

YELLOW QUILL INDIAN RESERVE

Showing Right-of-Way

From North bdy. Sec. 15. Tp. 33. R. 12. W. 2nd. M.
To East bdy. Sec. 1 Tp. 34. R. 13 W. 2nd. M.

Assiniboia

Scale 1000 ft. = 1 in.

Deputy Superintendent General of Indian Affairs

Chief Surveyor of Indian Affairs

T.P. 33

3 of

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

d would also be found if Crossing

YELLOW QUILL No. 69.

30.156
30.258

Sale, Page 57, No. 10 Sales Book

NOT LAKE TRAIL

INDIAN RESERVE 69.23 Acres.

Western Railway Company of Canada

PLAN

of part of

QUILL INDIAN RESERVE

ing Right-of-Way

Sec. 15. Tp. 33. R. 12. W. 2nd M.
Sec. 1. Tp. 34. R. 13. W. 2nd M.

Assiniboia

Scale 1000 ft. = 1 in.

Allan S. Bond

A Notary Public in & for Manitoba

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

GOVERNMENT OF THE NORTH-WEST TERRITORIES OF CANADA

DEPARTMENT OF PUBLIC WORKS

REFER TO FILE 4605

25042

WHEN REPLYING

Do not write about more than one subject in any letter;
And kindly refer to our File Numbers;
And address your envelope to The Deputy Commissioner of Public Works, Regina.

DEPT. OF INDIAN AFFAIRS
JUN 17 1905

REGINA June 13th. 1905.

276509

fr

Hx'd.
276509

Sir,

I have to thank you for your letter of the 6th. inst., enclosing plan of Indian Reserve No. 89, at Fishing Lake and explaning position of road allowances East & West of the Reserve.

Your obedient servant,

John Stocks,

Deputy Commissioner.

J. D. McLean Esq.,
Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

XIX a.

Ottawa, 4th July, 1905.

Sir,-

I beg to draw your attention to letter of the 12th April last, No. 530, relating to the right of way of the Manitoba and North Western Railway through the Fishing Lake, or Yellow Quill, Indian Reserve, and to request you to be good enough to have this matter closed.

Your obedient servant,

Secretary.

DEPT. OF INDIAN AFFAIRS.
JUL 31 1905

Sm-L
J.B.

H. Irwin, Esq.,
Right of Way and Lease Agent,
Canadian Pacific Ry. Co.,
Montreal, Que.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

E.A.

Ottawa, 11th September, 1905.

Sir,-

I beg to refer you to my letter of the 4th July last, and to yours of the 12th April, No. 530, in which you state that you will send me a copy of the plan of the right of way of the Manitoba and North Western Railway through the Yellow Quill Indian reserve, No. 89. Kindly do not lose sight of this matter, as it is desirable to close such cases as soon as it may be convenient.

Form 10
S.B.

Your obedient servant,

J. D. McLEAN

Secretary.

H. Irwin, Esq.,
Right of way and Lease Agent,
Canadian Pacific Railway Co.,
Montreal, Que.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Office of the

250420 ~~280899~~

Indian Commissioner

for Manitoba and the Northwest Territories,

In your reply refer to
No. 81/8
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 7th September 1905.

Rabid

DEPARTMENT OF INDIAN AFFAIRS SEP 1905 SECRETARY

250,420

Sir,-

I would refer to my letter of the 26th of November 1903, and ask whether the C.P.R. authorities took up direct with the Department the question of the right of way through the Fishing Lake Reserve; and if so, what was the result?

Your obedient servant,

LAND BR. C.H. SEP 12 1905

J. Grassett

Asst. Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

DEPT. OF INDIAN AFFAIRS, SEP 13 1905 SURVEYS.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

Ex'd.

Ottawa, 13th September, 1905.

Sir,-

In reply to the letter from your office of the 7th instant, No. 81/8, I beg to inform you that the Department has been in direct communication with the Canadian Pacific authorities in connection with the right of way of the Manitoba and North Western Railway through the Fishing Lake or Yellow Quill Indian reserve, No. 89.

The matter is not yet concluded, but as the Department holds a deposit which was made by the Company, there is no objection to their proceeding with their work on the said right of way.

Ent'd
S.B.

I have the honour to be,
Sir,
Your obedient servant,

J. D. McLEAN

Secretary.

Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250212 0

Office of the

Indian Commissioner

for Manitoba and the Northwest Territories,

In your reply refer to
No. 81/8
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 16th September 1905.

281316

Sir,-

250,420 In acknowledging your letter of the 13th instant re C. P. R. right of way through Fishing Lake Reserve No. 89, I would say that in view of the instructions issued to

250,992 Agents as directed in your letter of the 7th of February last, it is important that they should be advised when permission is given any Railway Company to enter upon a reserve for other purposes than preliminary surveys. Mr. Agent Murison's report makes it clear that he was unaware that the Canadian Pacific Railway Company had any authority to enter upon this reserve. Indeed, I would go so far as to suggest the desirability of the Department not only advising Agents, but advising the Commissioner, of arrangements made direct with Railway Companies respecting Indian reserves.

Your obedient servant,

J. Mullerin

Asst. Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY 3

Montreal, 26th July 1905

281313

J. D. McLEAN ESQ.

Secretary, Department of Indian Affairs

Ottawa

Sir, Manitoba & North-Western Railway, Yellow Quill Indian Reserve, Right of Way "as constructed"

I have the honor to send you herewith, tracing, in triplicate, of right of way "as constructed" through the Yellow Quill Indian Reserve in order that a patent may issue for same.

Will you please arrange to have one copy of the plan registered, and the other two copies certified as true copies, one copy to be retained by your Department and the other copy to be attached to our copy of the patent. The purchase price amounting to $350.00 has already been paid into the Department.

I have the honor to be,

Sir

Your obedient servant

(Sgd) C. DRINKWATER

Asst. to the President

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

23-02120

THE MONTREAL AND ATLANTIC RAILWAY CO.
MONTREAL.

18th September 1905

Cor.# 57977

281315

Letter to Surveys

DEPARTMENT OF INDIAN AFFAIRS
SEP 19 1905

J. D. McLEAN ESQ.

Secretary, Department of Indian Affairs

O t t a w a

S i r,

Manitoba & North Western Railway Right of Way through Yellow Quill Indian Reserve.

On 26th July last I forwarded you plan, in triplicate, of this right of way "as constructed" for registration in connection with the issue of Right of way patents. Will you be good enough to inform me of the present position of this matter?

DEPT. OF INDIAN AFFAIRS,
SEP 20 1905
SURVEYS.

I am, Sir

Your obedient servant

Chas. Drinkwater

Assistant to the President

P.S. I enclose a copy of my letter of July 26th.

Mr Patterson — Kindly state if the letter referred to was received in the Department.

J. Bray

DEPT. OF INDIAN AFFAIRS
SEP 20 1905
SURVEYS

Mr Bray

No Gen. M.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420.

DXM

Ottawa, 25th September, 1905.

Sir,-

With reference to your letter of the 18th instant, with which you enclosed a copy of your letter of the 26th July last, relating to the right of way of the Manitoba and North Western Railway through the Yellow Quill Indian Reserve, No. 89, I beg to state that the original of the said letter nor the plans referred to therein have been received in this Department.

The Department has been corresponding with Mr. H. Irwin, your Right of Way and Lease Agent, on this subject. I shall feel obliged if you will be good enough to send me copies of the missing plans.

Your obedient servant,

D. McLEAN

Secretary.

Chas. Drinkwater, Esq.,
Asst. to the President,
Canadian Pacific Ry. Co.,
Montreal, Que.

L.B. Form 10

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

THE CANADIAN PACIFIC RAILWAY CO.
OFFICE OF THE
SECRETARY AND ASSISTANT TO THE PRESIDENT.

250420

MONTREAL, 9th September 1905

[redacted]57977

284846

J. D. McLEAN ESQ.
Secretary, Department of Indian Affairs
Ottawa

Dear Sir,

With reference to your letter of 25th September last, No. 250420, relating to the right of way of the Manitoba and North Western Railway through the Yellow Quill Indian Reserve, I now send you copy, in triplicate, of the missing plan.

As the Registrar refused to register this plan at our request as the land has not yet been patented to the Company, I shall be glad if the Department will transmit the plan for such registration, certificate of registration to be endorsed on the two extra copies, one of these to be retained by the Department and the other to be attached to the patent.

Yours truly

Assistant to the President

DEPARTMENT OF INDIAN AFFAIRS. DEC 11 1905

R.R. 625

I.D. BRANCH DEC 12 1905

DEPT. OF INDIAN AFFAIRS. DEC 4 - 1905 SURVEYS.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-BCP

No. 250420.

DEPARTMENT OF INDIAN AFFAIRS CANADA

Mr. Orr
Memo. Surveyor

DEPT. OF INDIAN AFFAIRS,
DEC 13 1905
SURVEYS.

Ottawa, 12th December, 1905.

The Deputy Supt. General,-

The Canadian Pacific Railway Company [redacted] filed a preliminary plan of the right of way of the Manitoba and North Western Railway through the Yellow Quill Indian Reserve, No. 89. In accordance with this plan and the valuation made by the Indian Agent, the Company paid $350., that is $5. per acre for seventy acres.

Sale 2 Page 575

The Company has now filed, in triplicate, their final plan showing the area taken to be 69.23 acres. This area at $5. per acre = $346.15. A refund is, therefore due the Company of $$3.85.

Ref. 14271

Authority for the sale was given by Order in Council, dated the 29th December last. The plan has been accepted, and there appears to be no reason why the patent should not now issue. It is to be noted that Mr. Drinkwater requests that the plan be registered in triplicate. This may be done at the time of issuing the patent, and to which there appears to be no objection. One copy will be retained by the Registrar, the other two to be returned to the Department, one for record here, and the other to be sent to the Company.

S. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Department of Indian Affairs.

Ottawa, 16th December 1905

Mr. Orr:-

Plans in Survey Branch to accompany Patent.

D.M. Sloan

Sale

Department of Indian Affairs.

Ottawa, 190

Exemption regd for patent

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250 420-

22121-3 CP

OTTAWA, 28th December, 1905-

Sir-

I beg to inform you that I am transmitting this day, under separate covers, Letters Patent and Plans of right of way of the Manitoba and North West Railway Company through the Fishing Lake or Yellow Quill Indian Reserve and to ask that you will be good enough to endorse certificate of registration on two copies of Plan, retaining one copy in your office and return said two copies to the Department.

Your obedient servant

F. D. McLEAN

SECRETARY.

The Registrar of Titles,
Prince Albert,
Saskatchewan.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250 420-

dlx'd.

OTTAWA, 28th December, 1905-

Sir-

In reply to your communication of the 9th Instant, I beg to say that Letters Patent to the Manitoba and North West Railway Company of right of way through the Yellow Quill Indian Reserve have been issued and forwarded to the Registrar of Titles, Prince Albert, along with Plans for registration, as requested.

Your obedient servant

J. D. McLEAN

SECRETARY.

For

W.A.D.

C. Drinkwater, Esq.,
Asst. to the President,
Can. Pac. Railway Co.,
MONTREAL,
P.Q.-

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

Address your reply
"To The Registrar,
Land Titles Office,
Prince Albert."

Registration District of East Saskatchewan,

LAND TITLES OFFICE,

PRINCE ALBERT, N. W. T.

Jan 2 1906

285933

DEPARTMENT OF INDIAN AFFAIRS
JAN 8 1906

Sir

Rec'd.

The Grant to the Mr. W. H. Manning Esq. & the plans forwarded by you to this office affecting lands at Duck Lake do not rightly belong to this office as the land are in the Regina District and I am forwarding them to that office

Yours obedient Servant

J. B. Reworth

Superintendent of Indian Affairs.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Address your reply "To the Registrar, Land Ti

126120

Registration District of Assiniboia,

REGINA, N. W. T.,

C. 286116

Jan. 4th. 1906. 190

DEPARTMENT OF HIGHWAYS JAN 1906

D.E.H

DEPT. OF THE INTERIOR CORRESPONDENCE JAN 8 1906 OTTAWA

Sir;-

I received to-day, the same having been forwarded to the Prince Albert office to which they were wrongly addressed, an Indian Land Sale Grant to the Manitoba & North Western Railway Company for Right of Way of the said Railway across the Indian Reserve of Yellow Quill, also the final plan of such Right of Way in triplicate. I have written to the Right of Way Agent of the Manitoba & Northwestern Railway Company to send in the necessary fees for filing plan and after same is done I will forward him two copies, one of which I presume will be sent by him to the Department.

LAND BRANCH. JAN 13 1906

Your obedient servant,

Registrar.

The Secretary,

Department of Indian Affairs,

O T T A W A, ONTARIO.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

22121-3 CP

DEPT. OF INDIAN AFFAIRS
DEC 23 1918
RECORDS

CANADIAN PACIFIC RAILWAY COMPANY
OFFICE OF THE RIGHT OF WAY AND LEASE AGENT
WESTERN LINES

P. McPHERSON,
RIGHT OF WAY AND LEASE AGENT
WINNIPEG

E. W. BATEMAN,
LOCAL RIGHT OF WAY AND LEASE AGENT
VANCOUVER

WINNIPEG, MAN. December 18th, 1918.

IN YOUR REPLY REFER TO NO.
G. 82

517827

Department of Indian Affairs,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS
DEC 24 1918
SURVEYS

Dear Sirs:-

In 1906 a right of way was purchased through Yellow Quill Indian Reserve No. 89 covering the 69.23 acres for $350.00. This line has never been built and I am now instructed that the right of way purchased may be disposed of. I presume it would be of more value to the Reserve than to any other party. Please say if your Department will refund the purchase price $350.00 in exchange for duly executed transfer covering this land. I think this reserve is now known as Fishing Lake Reserve No. 89. I enclose blue print of plan of survey.

Yours truly,

P McPherson

R/W & Tax Agt. Western Lines.

ENCLOSURE

PM/IC.

$346.15
69.23 ac

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

Ottawa, December 26, 1918.

Sir,-

In reply to your letter of the 18th instant I beg to inform you that the sum of $350.00, being the amount paid by the Canadian Pacific Railway Company for the Right of Way through the Fishing Lake Indian Reserve No. 89, will be refunded on the receipt of a proper transfer. Be good enough to see that the transfer is to the Crown as represented by the Department of Indian Affairs.

Your obedient servant,

Sgd - J. D. McLean

Asst. Deputy and Secretary.

S. D. Lyle

J. Macpherson, Esq.,
Right of Way Agent,
Canadian Pacific Railway Co.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

22121-3 CP

The Canadian Pacific Railway Company

Law Department

E. W. Beatty, K.C.
Vice-President
& General Counsel
Montreal

Ottawa. Jan. 30th, 1919

DEPT. OF INDIAN AFFAIRS
FEB 1 1919
RECORDS

C95

Ewart, Scott, Maclaren & Kelley,
Ottawa Agents

DEPT. OF INDIAN AFFAIRS
FEB 1 1919
SURVEYS

519028

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir,- re-MANITOBA & N.W. RY. CO

We have in our hands executed by the Manitoba & North Western Railway Company a transfer to your Department of 69.23 acres in the Fishing Lake or Yellow Quill Indian Reserve No. 89 the consideration for which is $350.00.

We understand that this is land which was purchased from your Department some years ago for right of way, but which is not now used for that purpose and that an arrangement has been come to with the Department for a reconveyance upon repayment of the original price. We also hold duplicate certificate of title number 133 F.T.

We will forward these documents to you upon learning from you that cheque for $350.00 payable to the C.P.R. Company will be forwarded to us upon receipt of them.

We have the honour to be,

Sir,

Your obedient servants,

Ewart Scott Maclaren & Kelley

H

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

Ottawa, 1st February 1919.

Gentlemen,-

In reply to your letter of the 30th ultimo I beg to inform you that a cheque for $350.00 will be forwarded to you immediately on the receipt of the documents to which you refer relating to the transfer to this Department by the Manitoba and North-West Railway of 69.23 acres in the Fishing Lake or Yellow Quill Indian reserve No.89.

S.B.

Your obedient servant,

(sgd) J.D.M. Lean

Assistant Deputy and Secretary.

Messrs.Ewart,Scott,McLaren & Kelly,
Barristers etc.,
Ottawa,Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

22121-3 C.P.

DEPT. OF INDIAN AFFAIRS
FEB 6 1919
BOOKS

250420

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

W. R. CURLE, K.C.
GENERAL SOLICITOR MONTREAL.
E. P. FLINTOFT.
ASST-GENL. SOLICITOR MONTREAL.
EWART, SCOTT, MACLAREN & KELLEY
OTTAWA AGENTS.

OTTAWA Feb. 4th, 1919

C95

DEPT. OF INDIAN AFFAIRS
FEB 7 1919
SURVEYS

519145

The Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Sir,

re-MANITOBA & NORTHWESTERN RY
DEPARTMENTAL FILE 250420

We are in receipt of your letter of the 1st inst., and are enclosing to you herewith transfer from the Manitoba & Northwestern Railway Co., to your Department of 69.23 acres in the Fishing Lake or Yellow Quill Indian Reserve No. 89, togehter with duplicate certificate of title. Will you kindly as arranged, send us by return cheque for $350.00 consideration money.

We have the honour to be,

Sir,

Your obedient servants,

Encl.

H

Ewart Scott Maclaren & Kelley

Deed should be sent to Department with requisition for new Certificate of Title. J.B.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

22121-3CP

DEPARTMENT OF INDIAN AFFAIRS CANADA

250420

Ottawa, 11th February 1919.

Memorandum

Mr.Scott,-

The Manitoba and North-Western Railway Company (now the C.P.R.) purchased from the Department under the authority of an Order-in-Council dated 5th Nov. 1904, a right of way through the Fishing Lake Indian reserve No.89 for the sum of $350.00.

The Right of Way and Tax Agent, Mr.P. McPherson, stated that the line had never been built and he had been instructed that the Right of Way might be disposed of and that as it would be of more value to the reserve than any other person and he offered it for the purchase price of $350.00. His offer was accepted and the solicitors, Messrs.Ewart, Scott, McLaren & Kelly, have forwarded the Company's certificate of title and the transfer to the Department with the request that the said sum of $350.00 be forwarded to them.

I beg to recommend that payment be made. The Accountant has stated that there are funds available from the Capital account of the Band.

S. Gray
Chief Surveyor.

cop
de 27
Paid
ch-6408
OK
ECS sent 13/2/19

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

DEPARTMENT OF INDIAN AFFAIRS CANADA

Ottawa, 12th February 1919.

Memorandum

Mr. Williams,-

Kindly advise if the transfer of the right of way through the Fishing Lake Indian reserve No.89 made by the Canadian Pacific Railway Company should be registered in the Registry Office for the district and a new Certificate of Title applied for.

Yes, the Transfer and Certificate of Title should be forwarded to the Registry Office and a new certificate of Title applied for.

A.E.W.

S. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

22121-3CP

Ottawa, 19th February 1919.

Sir,-

I beg to enclose herewith Certificate of Title, 133 F.T., of a certain Right of Way of the Manitoba and North-Western Railway Company through the Fishing Lake or Yellow Quill Indian reserve No. 89 in the Province of Saskatchewan and a Transfer of the said Right of Way by the said railway company dated 31st Dec. 1918 to His Majesty the King as represented by the Department of Indian Affairs and to request you to be good enough to issue a Certificate of Title to the effect that the said land is now vested as stated in the said Transfer. Your fee will be immediately paid on receiving notice from you.

Your obedient servant,

(sgd) J D McLean

Assistant Deputy and Secretary.

W.G. Haultain Esq.,
Registrar,
Assiniboia Land Registration District,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

GOVERNMENT OF THE PROVINCE OF SASKATCHEWAN

REGISTRATION DISTRICT OF ASSINIBOIA
LAND TITLES OFFICE

ADDRESS YOUR REPLY TO
THE REGISTRAR
LAND TITLES OFFICE
REGINA

DEPT. OF INDIAN AFFAIRS
MAR 1 1919
RECORDS

DEPT. OF INDIAN AFFAIRS
MAR 1 1919
SURVEYS

REGINA. SASK. February 26, 1919. 191

Your File No. 250420.

519991

Dear Sir:-

I have this day forwarded to the Humboldt Land Registration District duplicate certificate of title number 133 F.T. transfer Manitoba & North Western Railway Company to His Majesty The King, covering a portion of the North West of 15-33-12 W. 2nd. and your letter in connection with same as the land is situated in the said Humboldt District.

D/ER

Yours truly,

W. G. Haultain.

Registrar.

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

GOVERNMENT OF THE PROVINCE OF SASKATCHEWAN

REGISTRATION DISTRICT OF HUMBOLDT
HUMBOLDT LAND TITLES OFFICE

ADDRESS YOUR REPLY TO
THE REGISTRAR
HUMBOLDT LAND REGISTRATION DISTRICT,
HUMBOLDT

DEPT. OF INDIAN AFFAIRS
MAR 15 1919
RECORDS

HUMBOLDT, SASK. Mar. 10th, 1919. 191

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

520585

Dear Sir,- Re Part N.W. 15--33--12, W. 2nd M.

I have registered transfer of the above land from the Manitoba and North Western Railway Company to His Majesty as represented by the Department of Indian Affairs. The fees in this connection were $4.70. Kindly remit this amount payable at par here and Duplicate Certificate will be sent to you.

cu/ 21 Pay 7017-4.70 Sent March 24/19.

Your obedient servant,

R. Smith,
Registrar.

RWG/EB.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

Recd
Secy
Acpt

With cheque

2

Ottawa, 25th March 1919.

Sir,-

I beg to enclose herewith a cheque for $4.70, being the fee mentioned in your letter of the 10th instant for registration of the transfer from the Manitoba and North Western Railway Company of a part of the N.W. 15-33-12,W.2.M., to His Majesty as represented by the Department of Indian Affairs. Be good enough to forward the Duplicate Certificate.

S.B.

Your obedient servant,

(sgd) M McLean

The Registrar,
Humboldt Land Registration District,
Humboldt, Sask.

Assistant Deputy and Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420

GOVERNMENT OF THE PROVINCE OF SASKATCHEWAN

REGISTRATION DISTRICT OF HUMBOLDT
HUMBOLDT LAND TITLES OFFICE

ADDRESS REPLY TO
THE REGISTRAR
HUMBOLDT LAND REGISTRATION DISTRICT.
HUMBOLDT

DEPT. OF INDIAN AFFAIRS
MAR 31 1919
RECORDS

HUMBOLDT, SASK. Mar. 27th, 1919. 191

The Secretary,

Department of Indian Affairs,

Ottawa, Ont.

521125

Dear Sir,- Re Part N.W. 15--33--12, W. 2nd M.

I beg to refer you to my letter of the 10th instant, in which I asked you to forward the amount of $4.70 for payment of Transfer from Railway Company to His Majesty the King, for which Title No. 137 BL, was issued. Would you kindly give this matter your very early attention in order that this account may be balanced before the end of the month.

Your obedient servant,

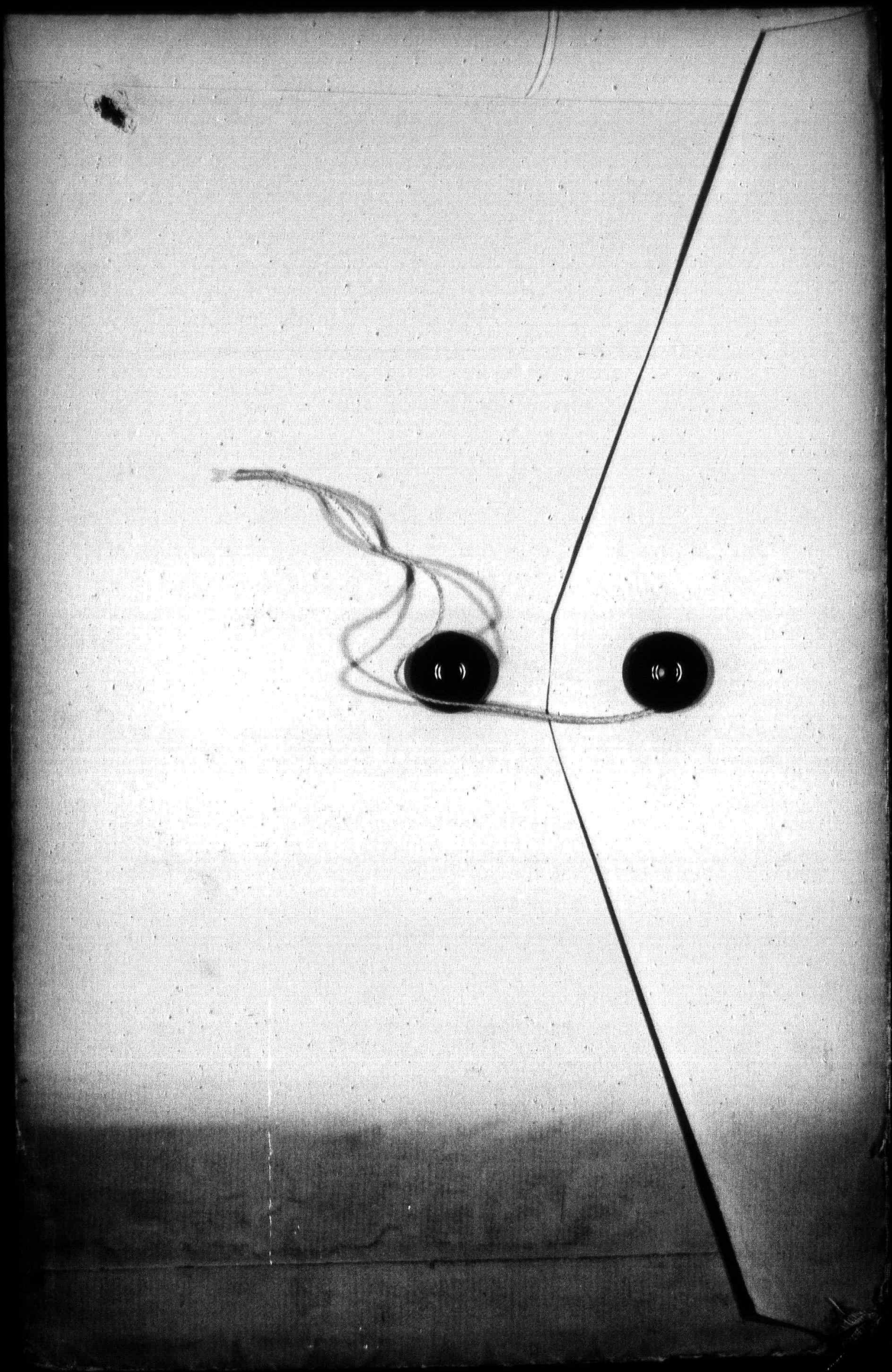
R. Smith,

Registrar.

EB.

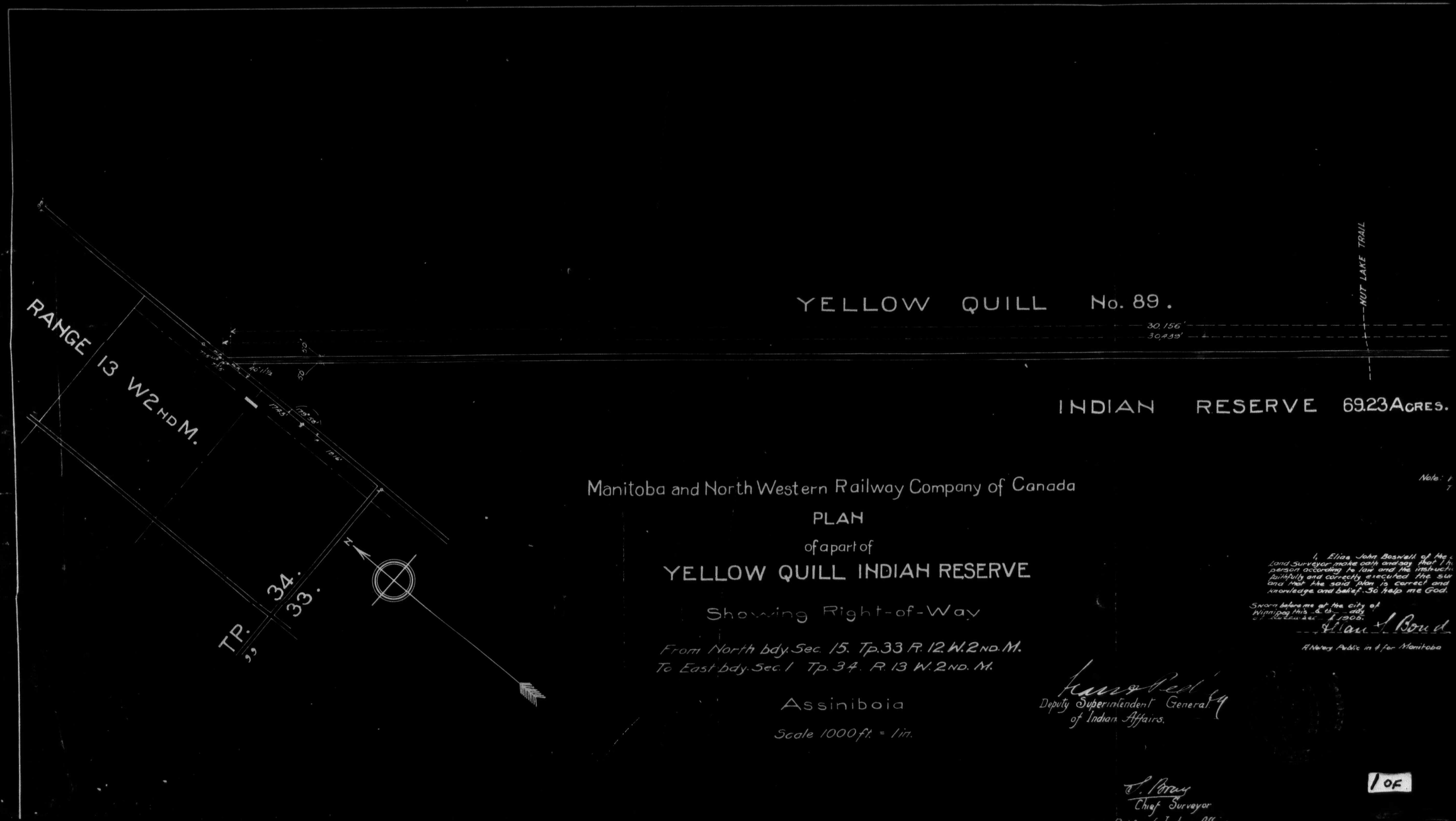
Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA



Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

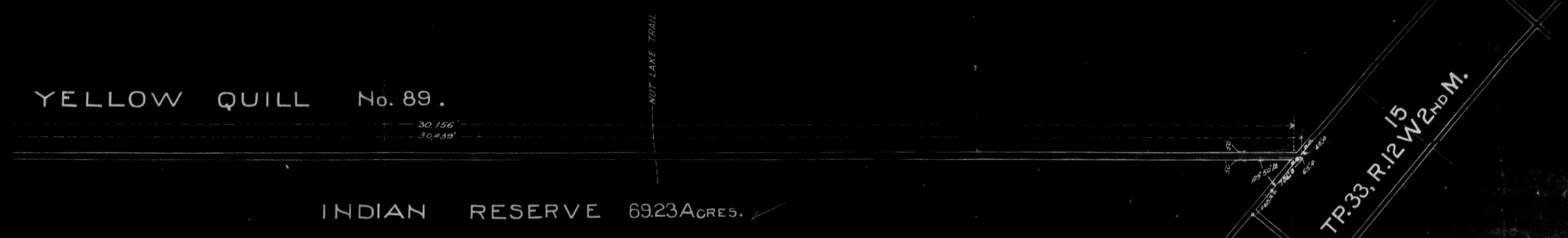

YELLOW QUILL No. 89.
NUT LAKE TRAIL
30.156'
30.439'
INDIAN RESERVE 69.23 ACRES.
RANGE 13 W2ND M.
TP. 34.
33.
Manitoba and North Western Railway Company of Canada
PLAN
of a part of
YELLOW QUILL INDIAN RESERVE
Showing Right-of-Way
From North bdy. Sec. 15. Tp. 33 R. 12 W. 2ND. M.
To East bdy. Sec. 1 Tp. 34. R. 13 W. 2ND. M.
Assiniboia
Scale 1000 ft. = 1 in.
Deputy Superintendent General of Indian Affairs.
Chief Surveyor
Note:
I, Elias John Boswell of the
Land Surveyor make oath and say that I
person according to law and the instructi
faithfully and correctly executed the su
and that the said plan is correct and
knowledge and belief. So help me God.
Sworn before me at the city of
Winnipeg this 8th day
of December 1906.
A Notary Public in & for Manitoba
1 OF

I, Elias John Boswell of the city of Winnipeg, Dominion Land Surveyor do solemnly declare that this plan accurately shows the manner in which the land included herein has been surveyed and subdivided by me, and that the said plan is prepared in accordance with the provisions of the Land Titles Act, 1894.

Sworn before me at Winnipeg
this 6th day of September 1905.

Allan F. Bond
A Notary Public in & for Manitoba

E. J. Boswell
D.L.S.



estern Railway Company of Canada

PLAN

of a part of

QUILL INDIAN RESERVE

ng Right-of-Way

y. Sec. 15. Tp. 33 R. 12 W. 2ND. M.
1 Tp. 34. R. 13 W. 2ND. M.

Assiniboia

Scale 1000 ft. = 1 in.

Note: Wooden posts (2"x2"-30") planted are shown thus ■ W.P.
These posts are surrounded by a small mound of stones.

Lands registered by this plan colored red

I, Elias John Boswell of the city of Winnipeg, Dominion Land Surveyor make oath and say that I have in my own proper person according to law and the instructions of the Surveyor-General, faithfully and correctly executed the survey shown by this plan and that the said plan is correct and true to the best of my knowledge and belief. So help me God.

Sworn before me at the city of
Winnipeg this 6 th day
of September A.D. 1905.

Allan F. Bond
A Notary Public in & for Manitoba

E. J. Boswell
D.L.S.

Approved
Deputy Superintendent General
of Indian Affairs.

E. Bray
Chief Surveyor

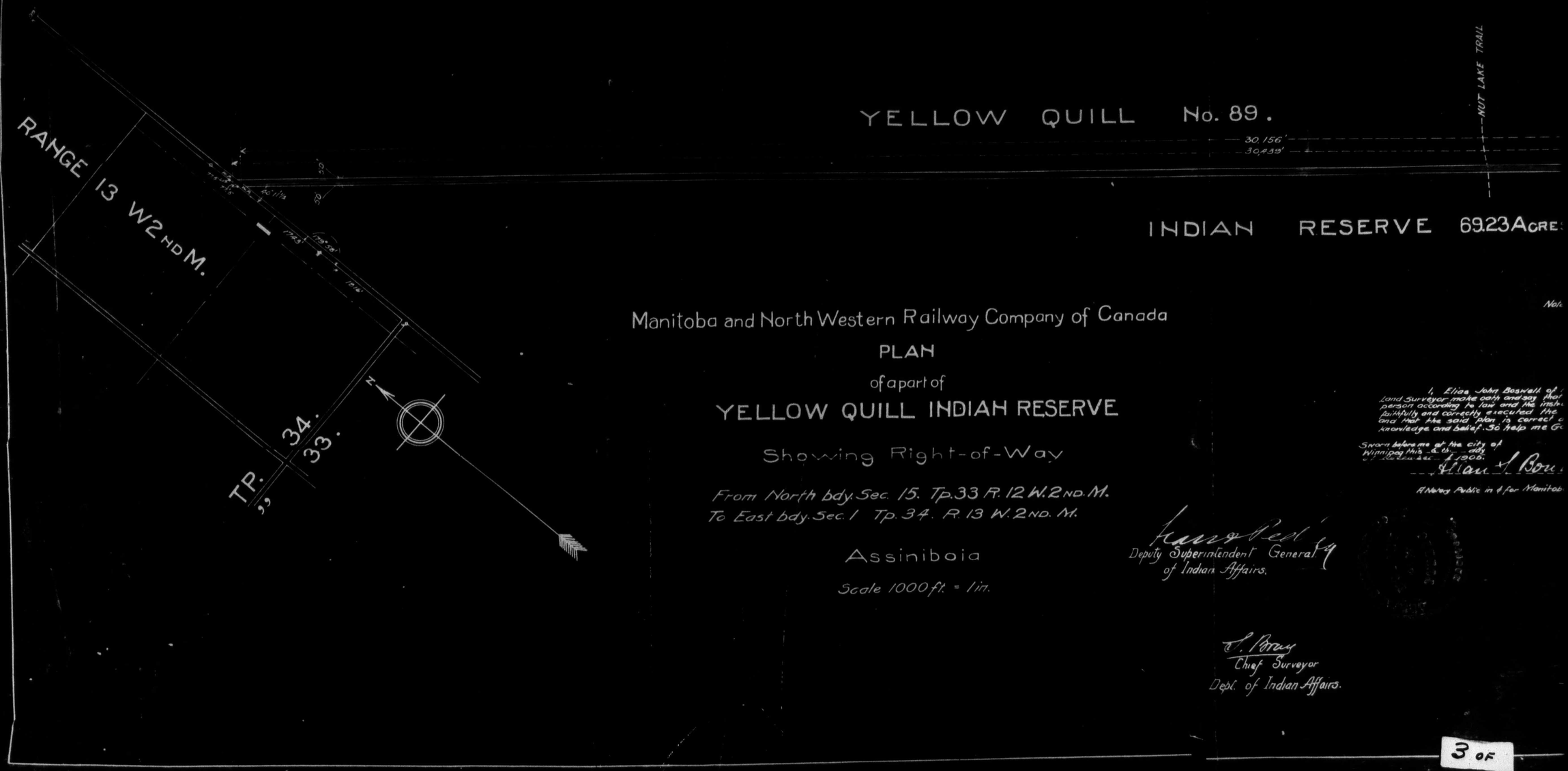
Certify that the within instrument is
received and Filed in the Land
Registration District of Regina in the
Province of Saskatchewan at 11
o'clock A.M. on the 16th day of
June A.D. 1906
Number 7 9 4 7 9 Book 13 F
F 244
W. J. Hanbury
Registrar
L.R.D.

Chief Engineer

Office of Chief Engineer,
Montreal 20 Nov 1905.

H. C. Lewis

2 OF



Manitoba and North Western Railway Company of Canada

PLAN

of a part of

YELLOW QUILL INDIAN RESERVE

Showing Right-of-Way

From North bdy. Sec. 15. Tp. 33 R. 12 W. 2 ND. M.
To East bdy. Sec. 1 Tp. 34. R. 13 W. 2 ND. M.

Assiniboia

Scale 1000 ft. = 1 in.

I, Elias John Boswell of
Land Surveyor make oath and say that
person according to law and the instru
faithfully and correctly executed the
and that the said plan is correct a
knowledge and belief. So help me G

Sworn before me at the city of
Winnipeg this 8 day
of December A.D. 1905.

Elias J. Bos

A Notary Public in & for Manitob

Approved
Deputy Superintendent General
of Indian Affairs.

E. Poitras
Chief Surveyor
Dept. of Indian Affairs.

3 OF

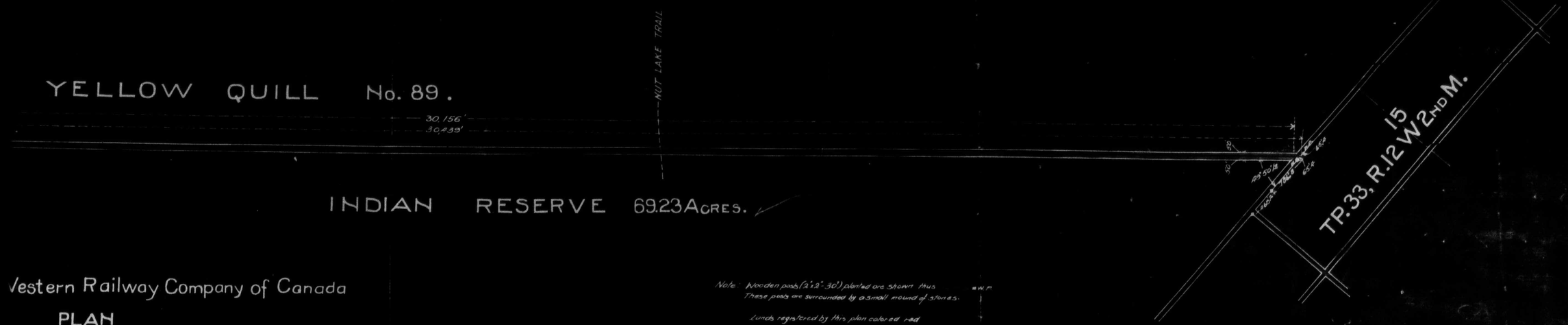
ARCHIVES PUBLIQUES
CANADA

I, Elias John Boswell of the city of Winnipeg, Dominion Land Surveyor, do solemnly declare that this plan accurately shows the manner in which the land included herein has been surveyed and subdivided by me, and that the said plan is prepared in accordance with the provisions of the Land Titles Act, 1894.

Sworn before me at Winnipeg, this 6th day of September 1905.

E. J. Boswell
D.L.S.

A Notary Public in & for Manitoba



Western Railway Company of Canada

PLAN

of a part of

QUILL INDIAN RESERVE

ing Right-of-Way

dy. Sec. 15. Tp. 33 R. 12 W. 2 ND. M.
c. 1 Tp. 34. R. 13 W. 2 ND. M.

Assiniboia

Scale 1000 ft. = 1 in.

Note: Wooden posts (2"x2"-30") planted are shown thus ■ W.P.
These posts are surrounded by a small mound of stones.

Lands registered by this plan colored red

I, Elias John Boswell of the city of Winnipeg, Dominion Land Surveyor, make oath and say that I have in my own proper person according to law and the instructions of the Surveyor-General faithfully and correctly executed the survey shown by this plan and that the said plan is correct and true to the best of my knowledge and belief. So help me God.

Sworn before me at the city of Winnipeg this 6th day of September A.D. 1905.

E. J. Boswell
D.L.S.

A Notary Public in & for Manitoba

Approved
Deputy Superintendent General of Indian Affairs.

E. Perry
Chief Surveyor
Dept. of Indian Affairs.

Chief Engineer.

H. C. Lewis
Secretary.

Office of Chief Engineer,
Montreal 20 Nov 1905.

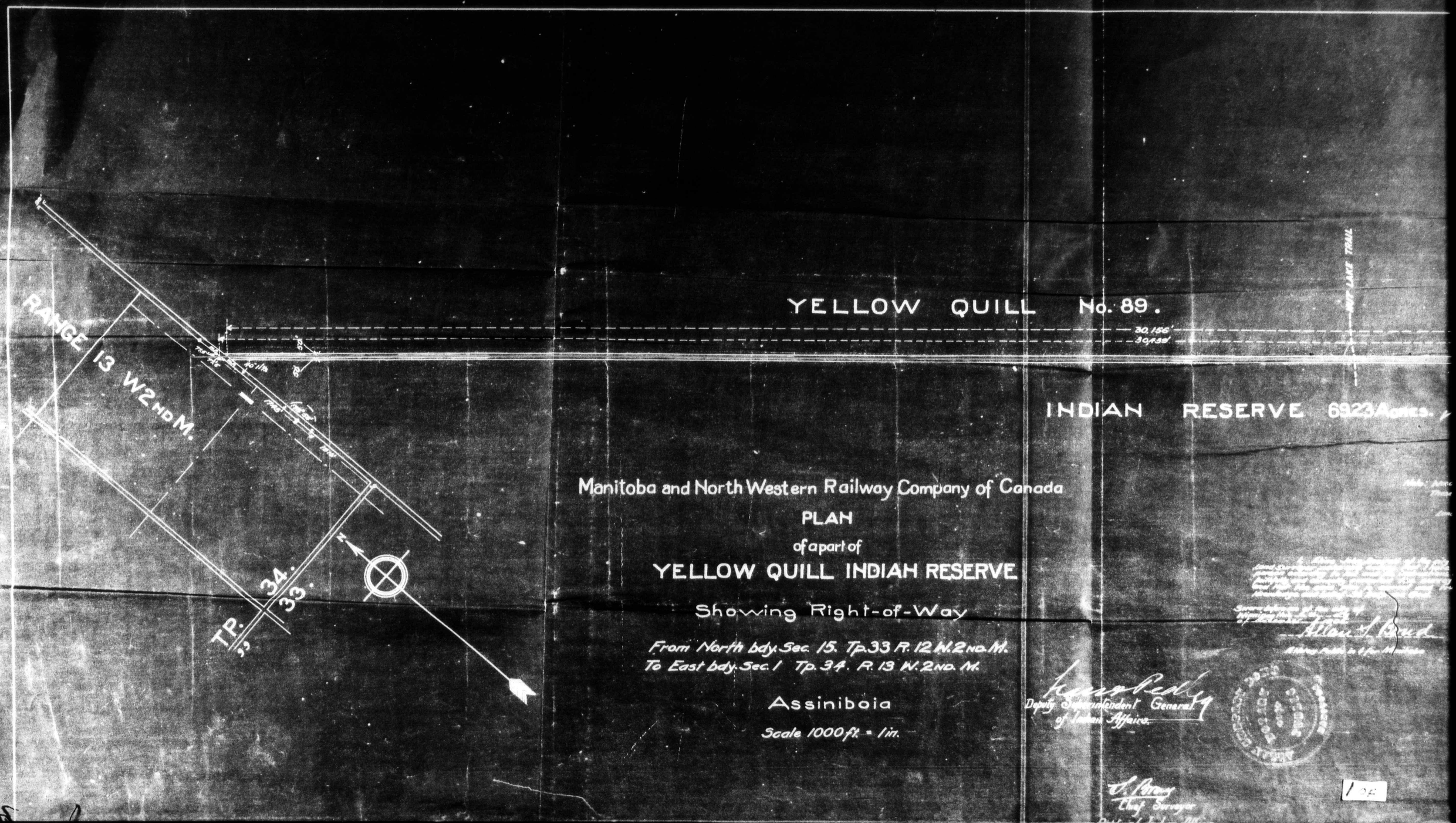
I certify that the within instrument is received and filed in the Land Titles Office for the Land Registration District of Regina in the Province of Saskatchewan at 11 o'clock A.M. on the 10th day of January A.D. 1906 Number 7949 Book 19 F. 244

W. A. Hamilton
Registrar
A.L.R.D.

4250420

4 of 4.

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA


YELLOW QUILL No. 89.
30.156'
30.135'
INDIAN RESERVE 6923 Acres.
RANGE 13 W2ND M.
TP. 34.
33.
Manitoba and North Western Railway Company of Canada
PLAN
of a part of
YELLOW QUILL INDIAN RESERVE
Showing Right-of-Way
From North bdy. Sec. 15. Tp. 33 R. 12 W. 2 no. M.
To East bdy. Sec. 1 Tp. 34. R. 13 W. 2 no. M.
Assiniboia
Scale 1000 ft. = 1 in.
Deputy Superintendent General of Indian Affairs
Chief Surveyor

KODAK SAFETY FILM

Copy for Mr. P. McPherson

I, Elias John Boswell of the city of Winnipeg Dominion Land Surveyor, do solemnly declare that this plan accurately shows the manner in which the Land included herein has been surveyed and subdivided by me, and that the said plan is prepared in accordance with the provisions of the Land Titles Act, 1894.

Sworn before me at Winnipeg Man. this 6th day of October 1905.

E. J. Boswell
D.L.S.

Allan T. Bond
A Notary Public in & for Manitoba

NOTE LAKE TRAIL

YELLOW QUILL No. 89.

30,156'
30,238'

INDIAN RESERVE 69.23 ACRES.

TP. 33, R. 12 W 2nd M.

Note: Wooden posts (B.S.S. 30) planted are shown thus — — — S.W.P.
These posts are surrounded by a small mound of stones.

Lands required by this plan coloured red

tern Railway Company of Canada

PLAN

of a part of

UILL INDIAN RESERVE

g Right-of-Way

Sec. 15. Tp. 33 R. 12 W. 2nd M.
Tp. 34. R. 13 W. 2nd M.

ssiniboia

ale 1000 ft. = 1 in.

I, Elias John Boswell of the city of Winnipeg, Dominion Land Surveyor, do solemnly declare that I have to my certain knowledge and belief, the instructions of the Minister of Justice, faithfully and correctly executed the survey shown on this plan and that the said plan is correct and true to the best of my knowledge and belief. So help me God.

Sworn before me at the city of Winnipeg this 2nd day of 1904.

E. J. Boswell
D.L.S.

Allan T. Bond
A Notary Public in & for Manitoba

Deputy Superintendent General of Indian Affairs.

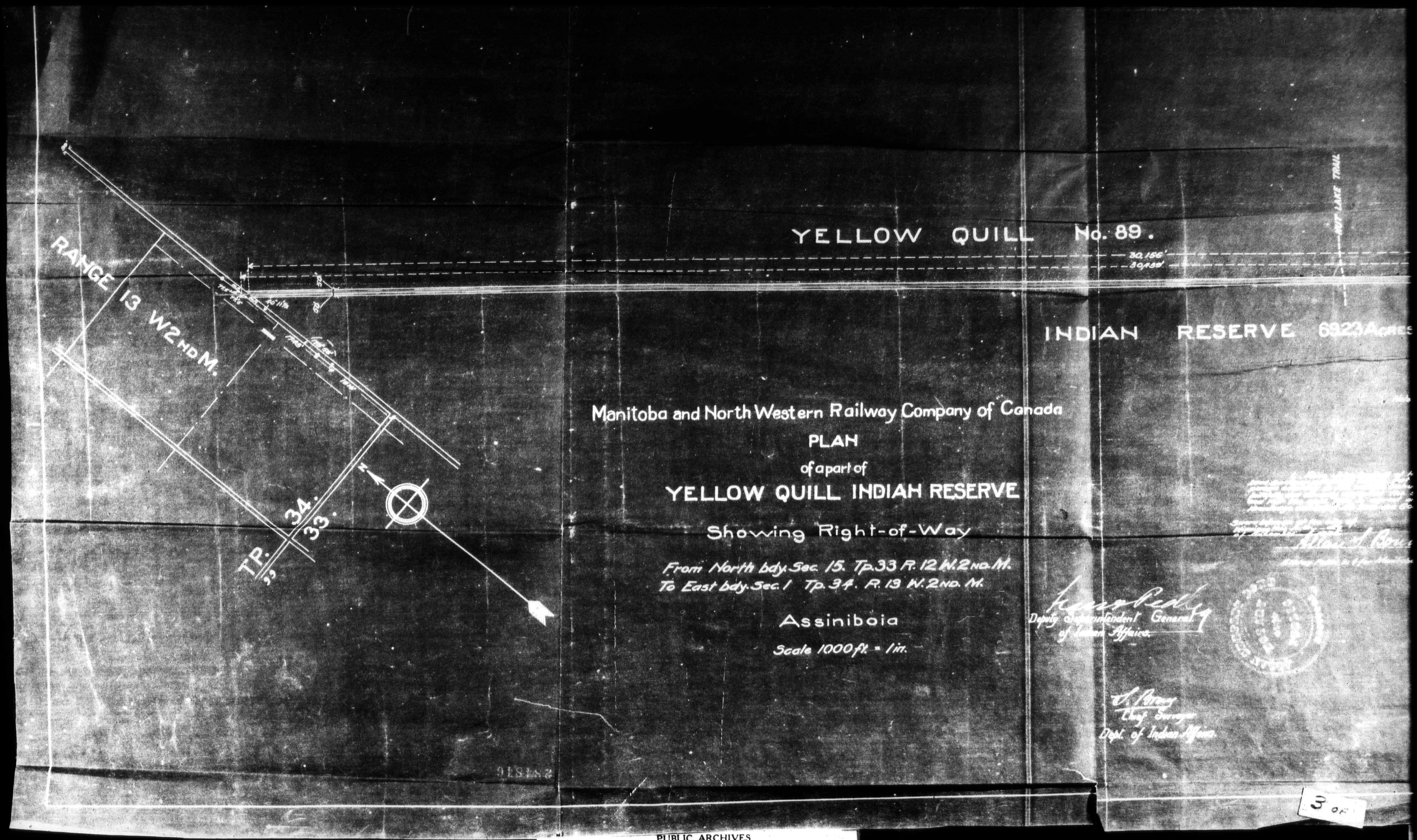
Chief Surveyor
Dept. of Indian Affairs.

Chief Engineer.

Secretary.

Officers Chief Engineers
Montreal 20 Jan 1905

2 OF



PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

I, Elias John Boswell of the city of Winnipeg Dominion Land Surveyor do solemnly declare that this plan accurately shows the corner in which the Land included herein has been surveyed and subdivided by me, and that the said plan is prepared in accordance with the provisions of the Land Titles Act, 1894.

Sworn before me at Winnipeg
Man. this 8th day of October 1905.

E. J. Boswell
D.L.S.

Allan T. Bond
A Notary Public in & for Manitoba

YELLOW QUILL No. 89.

30.156'
30.488'

NUT LAKE TRAIL

INDIAN RESERVE 69.23 ACRES.

TP.33, R.12 W 2ND M.
15

Note: Wooden posts (3'x3"-30') planted are shown thus ——— W.P.
These posts are surrounded by a small mound of stones.

Lands registered by this plan colored red

stern Railway Company of Canada

PLAN

of a part of

QUILL INDIAN RESERVE

g Right-of-Way

Sec. 15. Tp. 33 R. 12 W. 2 nd. M.
Tp. 34. R. 13 W. 2 ND. M.

Assiniboia

scale 1000 ft. = 1 in.

I, Elias John Boswell of the city of Winnipeg Dominion Land Surveyor do solemnly declare that I have made the survey of the Indian Reserve and correctly executed the survey shown on this plan and that the said plan is correct and true to the best of my knowledge and belief. So help me God.

Sworn before me at the city of Winnipeg this 8th day of December 1902.

E. J. Boswell
D.L.S.

Allan T. Bond
A Notary Public in & for Manitoba

Deputy Superintendent General of Indian Affairs.

J. Perry
Chief Surveyor
Dept. of Indian Affairs.

Approved
Minister of Railways and Canals
Provincial Secretary
Lieutenant Governor
Minister of Public Works
For Minister of Railways and Canals

W. Hays
Chief Engineer.

Officer of Chief Engineer
Montreal 20 Nov 1905

H. C. Hands
Secretary.

A. 250420

4 of 4.

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

250420 ~~360860~~

GOVERNMENT OF THE PROVINCE OF SASKATCHEWAN

REGISTRATION DISTRICT OF HUMBOLDT
HUMBOLDT LAND TITLES OFFICE

22121-3 C.P.

ADDRESS YOUR REPLY TO
THE REGISTRAR
HUMBOLDT LAND REGISTRATION DISTRICT
HUMBOLDT

DEPT. OF INDIAN AFFAIRS
APR 7 1919
RECORDS

Please take charge of the deed when signed & file

I take charge of the deed when signed & file

HUMBOLDT, SASK. April 1st, 1919. 191

521460

J. D. McLean Esq.
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir,- Re Part N.W. 15--33--12, W. 2nd M.

I am in receipt of your remittance of $4.70 in payment for Transfer re the above land and I now enclose herewith Duplicate Certificate of Title No. 137 BL, covering the above land in the name of His Majesty The King.

Entered plans schedule

DEPT. OF INDIAN AFFAIRS
APR 10 1919
SURVEYS

Your obedient servant,

R. Smith,

Registrar.

Encl.

EB.

LANDS BRANCH
APR 9 1919

Mr. Gray
This title does not reserve to the province that part of the Rt. of way crossing the road on the South and West of S.W. 1/4 Sec 6 Tp 34 Rge 12 W2
12/4/19

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.

DEPT. OF INDIAN AFFAIRS
MAY 16 1923
RECORDS

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

W. H. CU[illegible]E.
[illegible] SOLICITOR, MONTREAL.
E. P. FLI[illegible]OFT.
ASST-GENL. SOLICITOR, MONTREAL.

EWART, SCOTT, KELLEY & [illegible]ELLEY
OTTAWA AGENTS.

OTTAWA. May 15th, 1923

C-767

DEPT. OF INDIAN AFFAIRS
MAY 17 1923
SURVEYS

583595

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir - RE: - Right of Way Tuffnell to Prince Albert Branch M. & N. W. Railway Fishing Lake Indian Reserve No. 89

We understand that Fishing Lake Indian Reserve No. 89 was formerly known as Yellow Quill Indian Reserve. We understand further that in 1904 a right of way through this reserve was purchased and a grade partly constructed. Construction of the line was, however, subsequently abandoned and, in 1918, the land which the Company had purchased was reconveyed to your Department.

It has now been decided to resume construction of this line and the Company is desirous of proceeding with the work at as early a date as possible. We are, therefore, instructed to apply to your Department for the purchase of the necessary right of way and for permission to take immediate possession and proceed with the work.

We will be glad to know at your convenience at what price per acre the land can be obtained, but we trust that you will permit the Company to go on with the work without awaiting a valuation.

We have the honour to be, Sir,

Your obedient servants,

Ewart Scott Kelley & Kelley

P.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3CP

Ottawa, 18th May 1923

Gentlemen,-

In reply to your letter of the 15th instant, your file No.767, regarding proposed right of way through the Fishing Lake Indian reserve No.89, formerly Yellow Quill Indian reserve, please state whether your Company intends to use the right of way as shown on the plan by E.J.Boswell, D.L.S., dated 6th Nov.1905, showing an area of 69.23 acres. A blue print of this plan is found on our files but we are unable to locate a plan on tracing linen, so it will be necessary to have another copy filed. We have a plan showing the area as 69.23 acres, which appears to be a copy of the plan referred to in the patent except that it was sworn to by Mr.Boswell on the 3rd July 1905, before Notary W.J.Tupper and in this respect it is not a copy of the instrument filed in the Land Titles Office on the 10th January 1906, No.F.5479.

Entry should not be made upon the Indian reserve until a satisfactory valuation has been arranged between your Company and our Indian Agent, which, if possible, should also receive the concurrence of the Chief and Council of the band interested and the purchase price deposited with the Department.

Your obedient servant,

(J.D.McLean)
Assistant Deputy and Secretary.

Messrs.Ewart, Scott, Kelley & Kelley,
Barristers etc.,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.

EWART, SCOTT, KELLEY & KELLEY
BARRISTERS, SOLICITORS, &c.
J. EWART, K.C. W. L. SCOTT, K.C.
D. KELLEY LEE A. KELLEY
ARTHUR S. BOURINOT

CABLE ADDRESS "EWARTSCOTT"
TELEPHONE QUEEN 1250

METCALFE STREET
OTTAWA, CANADA

DEPT. OF INDIAN AFFAIRS
MAY 28 1923
RECORDS

DEPARTMENT OF INDIAN AFFAIRS
MAY 1923
SURVEYS

May 28th, 1923.

C. 767

Surveys

The Secretary,

Department of Indian Affairs,

Ottawa.

584131

Dear Sir:

Right of Way Tuffnell to Prince Albert,
M. & N. W. Fishing Creek Indian Reserve,
No. 89. Your File 22121.3 C.P.

We are in receipt of your letter of the 18th inst. and in reply are instructed to say that the right of way required is as shown on the plan ~~filed~~ signed by Mr. Boswell, dated 6th November, 1905.

We have asked the Company for a tracing on linen of the plan.

Yours very truly,

M.

Ewart Scott Kelley & Kelley

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3CP

2 letters

Ottawa, 1st June 1923

Sir,-

With reference to your letter of the 28th ultimo, your file No.C.767, regarding right of way through the Fishing Lake (not Creek) Indian reserve No.89, I beg to say that it will be necessary for the Company to file a new plan, as the portion of the reserve in Tp.34, R.13, W.2.M., has been surrendered and sold. and also Tp.

new Sections Tp 33 R. 12 & 13 W.2

In making their new plan the Company should be careful to get the correct title "Fishing Lake Indian reserve No.89." Assignments will be required from the owners for the right of way through all quarter sections affected in Tp.34, R.13, W.2.M. & Tp.33, R.12, W.2.M., is still Indian reserve.

not required

The local Indian Agent has been requested to forward a valuation and has been notified that entry may be permitted for construction as soon as the amount covering his valuation has been deposited with him or has been notified that it has been deposited with the Department here. A blueprint of the reserve is enclosed.

Your obedient servant,

(J.D.McLean)
Assistant Deputy and Secretary.

Messrs.Ewart, Scott, Kelley & Kelley,
Barristers etc.,
Ottawa, Ont.

over

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-30P

1 D.M.
2 Secy

Ottawa, 1st June 1923

Sir,-

The Canadian Pacific Railway Company has made application to re-acquire the right of way through the Fishing Lake Indian reserve No.89, which was transferred to the Manitoba and North West railway company in December 1905 and re-purchased by this Department in 1919.

It will be necessary for the Company to file a new plan as part of the lands conveyed in the original sale are now included in Tp.34, R.13, W.2.M., which have been surrendered and sold. I understand that some grading was done on the old right of way, so that it should be easily located. A plan of the reserve, showing the right of way plotted thereon is enclosed.

Kindly place a valuation on the land, taking into consideration both benefit and severance and value separately any improvements that may be affected, giving the names of the owners and full details regarding the improvements.

Entry for construction may be permitted only when an amount covering your valuation has been deposited with you or you have been notified that payment has been made to the Department here.

Your obedient servant,

(J.D.McLean)
Assistant Deputy and Secretary.

J.B.Hardinge Esq.,
Indian Agent,
Pennichy, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 CP

DEPARTMENT OF INDIAN AFFAIRS

CANADA

Ottawa, 7th June 1923

Memorandum

Lands Branch,-

The Canadian Pacific Railway now wishes to acquire the right of way through the Fishing Lake Indian reserve, including that through the surrendered portion which was re-conveyed from the Company to this Department about 1919. Kindly state whether compensation for this portion of the right of way should be obtained by this Department or whether the right of way has already been disposed of.

W.R.W. Lile

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

File No. 22121-3
JCC/O'C

Department of Indian Affairs

Canada

Lands and Timber Branch

Ottawa, June 8th, 1923

Memo.

Survey Branch:-

With reference to your memorandum of the 7th instant relative to right of way of the Canadian Pacific Railway Company through a portion of Fishing Lake Indian Reserve, I may say that compensation should be obtained by the Department from the Railway Company.

DEPT. OF INDIAN AFFAIRS
JUN 8 1923
SURVEYS

The right of way was originally reserved when these lands were sold and no action has since been taken to change this situation.

However, I consider a more substantial compensation should be demanded as the first sale was cancelled and the moneys paid by the railway company returned. Subsequently a transfer of the right of way to the Department was registered in the District of Humboldt Land Titles office, Saskatchewan.

Officer in Charge

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 CP

Ottawa, 6th June 1923

Gentlemen,-

Supplementary to our letter of the 1st instant, regarding the right of way of the Canadian Pacific Railway through the Fishing Lake Indian reserve No.89, I may say that it will not be necessary for your Company to obtain assignments through the surrendered portion of the Indian reserve, as the right of way has not been disposed of.

It will be necessary, however, for your Company to file here a certified copy on tracing cloth of the plan from which title is to be issued. This plan should show the correct name of the reserve as indicated in our previous letter.

Your obedient servant,

(J.D.McLean)
Assistant Deputy and Secretary.

Messrs. Ewart, Scott, Kelley & Kelley,
Barristers etc.,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.

INDIAN AGENT'S OFFICE

DEPT. OF INDIAN AFFAIRS
JUN 18 1923
RECORDS

Touchwood Agency

IN YOUR REPLY REFER TO
No. 120
ALSO
TO DATE OF THIS LETTER

Punnichy June 13th 1923 19

585036

DEPT. OF INDIAN AFFAIRS
JUN 19 1923
SURVEYS

Sir,—

I have the honour to inform you that at the request of the proper authorities I met the representative of the C.P.R on Fishing Lake Reserve on June 7th respecting the Valuation of the land required for Right of Way through the Reserve -

I placed the valuation of such land at $20.00 per acre and may add this is slightly above amount being paid for the same purpose just to the east of the Reserve & slightly less than paid to adjoining Farmer on North of Reserve, but the reason for this being greater is the factthat mm right of way cuts accross improved land which is not the case on the Reserve . I may say that I am informed that it is the intention of the C.P.R to place a Siding just off the Reserve , which will be of material benefit to the farming Indians and I am of the opinion that this price is fair & just .

In the absence of any definite instructions on the matter, I took the matter up with the Chief of the Band and the valuation appears satisfactory.-

I have the honour to be

Sir

Your Obedient Servant

J. E. Hardinge
Indian Agent

The Secretary
Dept of Indian Affairs
Ottawa Ont

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3

Ottawa, 19th June 1923

Sir,-

With further reference to our letters of the 1st and 6th instant regarding the right of way of the Canadian Pacific Railway through the Fishing Lake Indian reserve No.89, I have to inform you that the land required for the right of way has been valued at $20.00 per acre, which for the 69.23 acres amounts to $1384.60. Upon receipt of this amount authority will be given to your railway company to enter the reserve for the purpose of construction.

Your obedient servant,

(J.D.McLean)
Assistant Deputy and Secretary.

Messrs. Ewart, Scott, Kelley & Kelley,
Barristers etc.,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 CP

DEPT. OF INDIAN AFFAIRS
JUN 21 1923
RECORDS

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

W. H. CURLE
GENERAL SOLICITOR, MONTREAL.
E. P. FLINTOFT,
ASST-GENL. SOLICITOR, MONTREAL.

EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS

OTTAWA. June 20th, 1923

C-767

DEPT. OF INDIAN AFFAIRS
JUN 23 1923
SURVEYS

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

535294

Sir - RE: - Tuffnell to Prince Albert Branch
Departmental File 22121/3

Referring to previous correspondence we beg to say that a representative of the Company recently saw Mr. J. B. Hardinge, the Indian Agent, and arranged with him for the purchase of the land required for right of way at the rate of $20.00 per acre and the Company has on its file a letter from Mr. Hardinge stating that he has notified your Department to this effect.

The acreage as shown on the plan on file with your Department is 66.89 acres, which at $20.00 per acre would amount to $1321.80 and an emergency voucher is being rushed through for this amount and when received will be promptly handed to you as it is desired to begin construction at once and it is noted that this cannot be done until the money is actually paid.

66-09

As the area and location of the line may vary slightly when actually constructed it is desirable before the issue of patent to await the registration of the final "as constructed" plan. As soon as the line has been constructed and the plan has been registered a duplicate of it will be deposited in your Department from which the description can be obtained.

Any slight variation one way or the other in the area required for the right of way between that shown on the location plan and that shown on the final "as constructed" plan can, we presume, be rectified when the latter plan has reached your Department and an adjustment made in so far as the consideration is concerned.

We have the honour to be, Sir,
Your obedient servants,

Ewart Scott Kelley & Kelley

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.

DEPT. OF INDIAN AFFAIRS
JUN 23 1923
RECORDS

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

W. H. CURLE, K.C.
GENERAL SOLICITOR, MONTREAL.
E. P. FLINTOFT,
ASST-GENL. SOLICITOR, MONTREAL.
EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS.

OTTAWA. June 22nd, 1923

DEPT. OF INDIAN AFFAIRS S-767
JUN 23 1923
SURVEYS

585303

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir - RE: - Tuffnell to Princd Albert Bfanch
Fishing Lake Indian Reserve
Your File 22121/3

We are in receipt of your letter of the 19th instant which apparently crossed ours of the 20th. As you will have learned from our letter, the voucher has been put through for $1321.80 covering 66.89 acres instead of the amount mentioned in your letter. As there is likely to be a difference of acreage after the "as constructed" plan has been filed and as adjustments will therefore be necessary in any event, we trust that you will accept the amount for which the vouchers is being put through because to stop it now would only cause delay.

We have the honour to be, Sir,

Your obedient servants,

Ewart Scott Kelley & Kelley

P.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPT. OF INDIAN AFFAIRS
JUL 11 1923
SURVEYS

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

W. H. CURLE, K.C.
GENERAL SOLICITOR, MONTREAL.
E. P. FLINTOFT,
ASST-GENL. SOLICITOR, MONTREAL.
EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS.

OTTAWA. July 9th, 1923

C-767

586115

DEPT. OF INDIAN AFFAIRS
JUL 10 1923
RECORDS

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir - RE: -.Tuffnell to Prince Albert Branch
Fishing Lake Indian Reserve
Your File 22121/3

As arranged we now enclose cheque in favour of your Department for $1321.80 referred to in our letter to you of June 22nd.

Will you please write us at once informing us that the Company may now take possession. We also enclose Company's voucher form which we will be obliged if you will sign and return to us for the Company's files.

We have the honour to be, Sir,

Your obedient servants,

Ewart Scott Kelley & Kelley

P.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22131-3 C.P.

DEPT. OF INDIAN AFFAIRS
JUL 1923
SURVEYS
586115

BANK RECEIPT No. [redacted]

Amt. $1321 80 Cy

Entered

Date 10th July 1923

Sale 90

Entered Journal No. Folio

Dept. Receipt No. Ou 39 42

Sudbury

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Mr McLean
~~Re~~ letter 19th June
under gives DM's approval
16/7/23 AR

22121-3CP
~~22131-3~~

Ottawa, 11th July 1923

Sirs,- Your file No.C767

I have to refer to your letters of the 20th and 22nd ultimo and the 9th instant, from which it is noted that the voucher as put through by your Company is for the amount of $1381.80 instead of $1384.60 as requested in Departmental letter dated the 19th ultimo.

$1321.80

Your Company may now enter upon the Fishing Lake Indian reserve No.89 for the purposes of construction but it is course understood that the adjustment of compensation will be made by your Company at an early date.

As requested, the Company's voucher form which accompanied the cheque for $1381.80 is enclosed.

$1321.80

RAFM

Your obedient servant,

(J.D.McLean)
Assistant Deputy and Secretary.

Messrs. Ewart, Scott, Kelley & Kelley,
Barristers etc.,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
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CANADA

22 121 - 3 C.P.

JUL 1923
SURVEYS

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

W.H.CUR, K.C.
GENL. SOLICITOR, MONTREAL.
E.P.FLINTOFT.
ASST-GENL. SOLICITOR, MONTREAL.

EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS.

OTTAWA. July 12th, 1923

C-767

536108

DEPT. OF INDIAN AFFAIRS
JUL 1 1923
RECORDS

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir - RE: Tuffnell to Prince Albert Branch
Right of Way through Fishing Lake
Indian Reserve Your File No. 22131.3

We are in receipt of your letter of yesterday's date and are obliged for the permission to take possession of the right of way herein. We note that you suggest that the adjustment of compensation will be made by the Company at an early date. You will observe from our letter, however, that it will be impossible for the Company to tell until construction is completed exactly how much land will be taken. It may be a little more or a little less than your figures. We trust, therefore, that it will be satisfactory to make the adjustment after the completion of the line. We may add that construction is being proceeded with.

We have the honour to be, Sir,

Your obedient servants,

Ewart Scott Kelley & Kelley

P.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.

R

DEPT. OF INDIAN AFFAIRS
MAY 26 1924
RECORDS

DEPARTMENT OF INDIAN AFFAIRS
CANADA

IN YOUR REPLY REFER TO
No. 312-6
ALSO TO DATE OF THIS LETTER

COMMISSIONER'S OFFICE,

REGINA, SASK., May 22nd, 1924

D

DEPT. OF INDIAN AFFAIRS
MAY 27 1924
SURVEYS

Sir:-

Inspector Christianson informs me that the Indians at Fishing Lake Reserve are inquiring as to whether the C.P.R. had legal permission to cross the Reserve, and if there is anything coming to the Band for the right of way.

I have had no advice on the subject so far as I know. Kindly advise me so that I may have a clear idea of the situation.

Yours truly,

W. M. Graham

W. M. Graham,
Indian Commissioner.

The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 CP

Ottawa, 28th May 1924

Sir,- Your file No.512-6

In reply to your letter of the 22nd instant, I have to inform you that the Canadian Pacific Railway Company has had permission to enter the reserve and construct on the old right of way of the Manitoba and North Western Railway through that reserve.

As it is expected that this line, as constructed, will differ slightly from the old right of way, the final adjustment of compensation to be paid by the railway company will not be completed until the final plan of the line as constructed has been received. It is expected, however, that the final amount will be between $1200.00 and $1400.00. I shall be pleased to receive your recommendation as to what percentage, if any, you consider should be distributed to the individual members of the band.

Your obedient servant,

(J.D.McLean)
Assistant Deputy and Secretary.

W.M.Graham Esq.,
Indian Commissioner,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
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CANADA

22121-3

DEPARTMENT OF INDIAN AFFAIRS
CANADA

DEPT. OF INDIAN AFFAIRS
JUN 17 1924
RECORDS

IN YOUR REPLY REFER TO
No. 312-6
ALSO TO DATE OF THIS LETTER

COMMISSIONER'S OFFICE,
REGINA, SASK., June 14th, 1924

R

Sir:-

DEPT. OF INDIAN AFFAIRS
JUN 18 1924
SURVEYS

I have your letter of the 28th ulto., No. 22121-3, with reference to the Canadian Pacific Railway Company entering the Fishing Lake Reserve and constructing a railroad through same.

You ask me when the final payment for the land used is made, what proportion I would recommend be paid to the Indians. I do not know that I can recommend that any particular amount be paid at the present time, and would say that when the money is received from the Railway Company it should be placed to the credit of the band for the time being without drawing any of it for payment to the Indians.

Your obedient servant,

W. M. Graham

The Secretary,
Dept. of Indian Affairs,
Ottawa.

W. M. Graham,
Indian Commissioner.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3

Ottawa, 19th June 1924

Sirs-

Your ref. No. C-767

With reference to your letter of the 12th July last, may I ask if the Canadian Pacific Railway Company is now in a position to supply the Department with a plan showing the right of way of the Tuffnell to Prince Albert Branch through the Fishing Lake Indian reserve as finally constructed?

Your obedient servant,

(J. [illegible])
Assistant Deputy and Secretary

Messrs. Ewart, Scott, Kelly and Kelly,
Barristers etc.,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

OTTAWA.

W.H. [redacted] K.C.
SOLICITOR, MONTREAL.
E.P. F[redacted]T,
ASST-GENL. SOLICITOR, MONTREAL.

EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS.

DEPT. OF INDIAN AFFAIRS
JUN 28 1924
SURVEYS

June 27th, 1924

C. 767

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir:

Tuffnell-Prince Albert Branch,
Right-of-way through Fishing Lake Indian Reserve
Your file 22121.3

We are in receipt of your letter of the 19th inst. and in reply are instructed to say that the Company regrets that it is not yet in a position to file this plan. The surveyor's plan of this portion of the line has been before the Chief Surveyor for the Province of Saskatchewan since March last awaiting his approval and has not yet been returned to the Company.

As soon as approval by the Chief Surveyor has been given, the plan will be submitted for approval to the Board of Railway Commissioners and to the Surveyor General and will be registered and a copy will then be deposited for reference in your Department.

We have the honour to be, Sir,

Your obedient servants,

P.

Ewart Scott Kelley & Kelley

Plan RR 125

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

O.H.W.S.

The Secretary

Department of Indian Affairs

Ottawa

Ont

RECEIVED
JAN 19 1918
OTTAWA

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

RANGE 12 W 2 M.
" 13. " "
WEST LIMIT
12
6
32
31
2
34
33
36
TOWNSHIP
INDIAN RESERVE
REIGATE
ORIGINAL
R.W. 4.82 ac
R.W. 2.90 ac
R.W. 4.60 ac
R.W. 7.36 ac
R.W. 7.93 ac
R.W.
Severed 0.12 ac
21
22
23
24
25

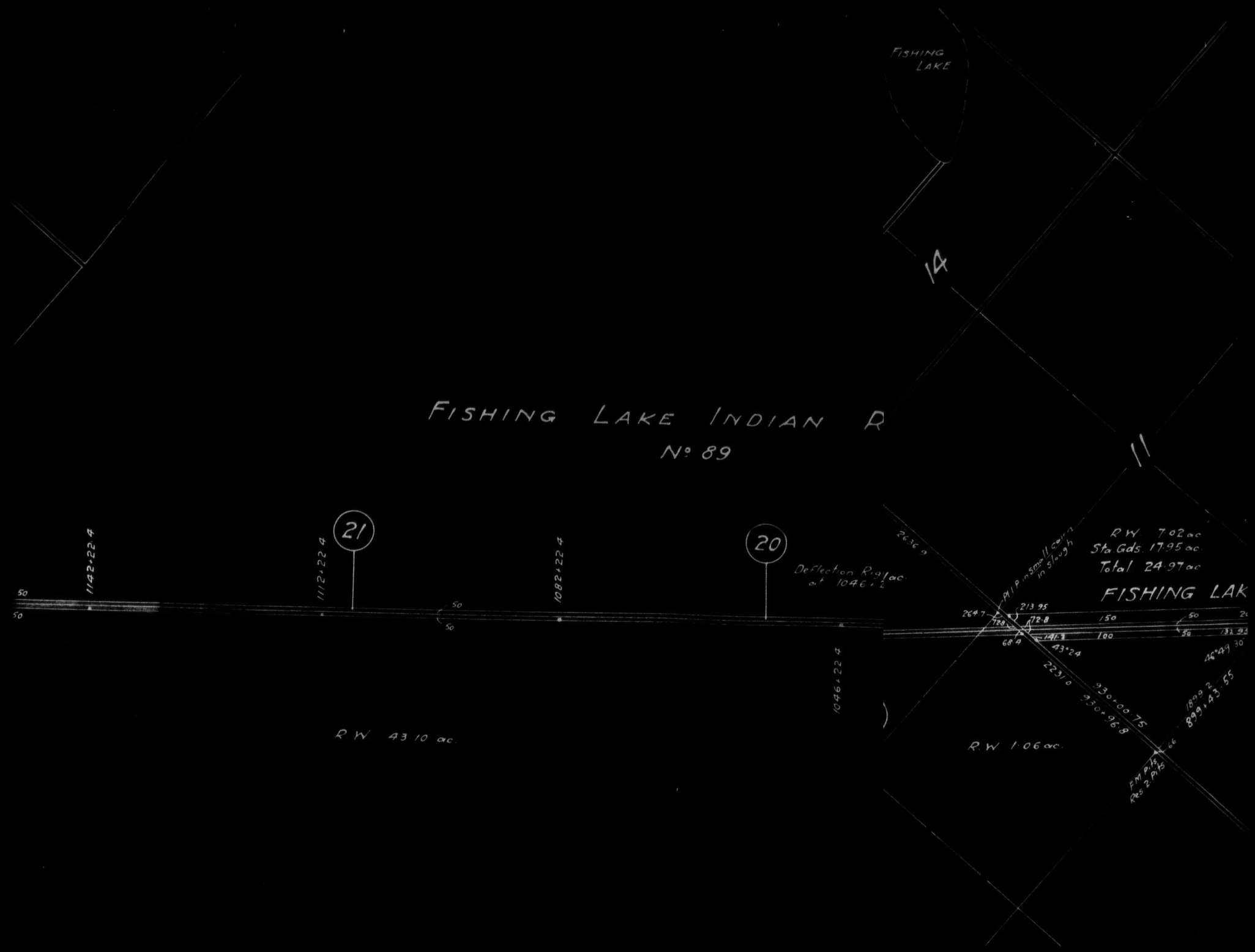
1 OF

FISHING LAKE INDIAN RESERVE
No 89

2 OF

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

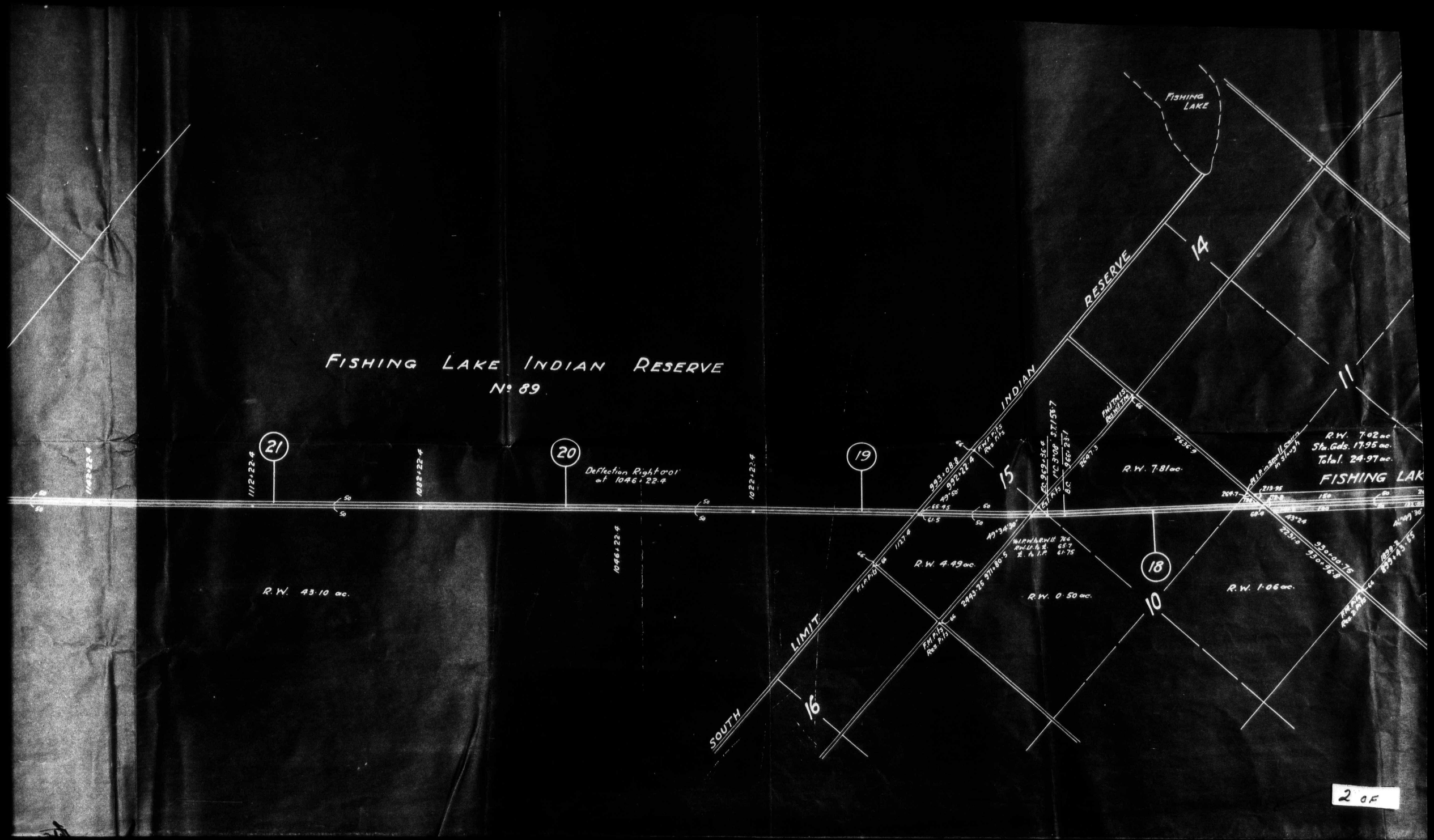
3 of


FISHING LAKE
14
FISHING LAKE INDIAN R
No 89
11
1142+22.4
1112+22.4
21
1082+22.4
20
Deflection R.9 1ac.
at 1046+22
1046+22.4
50
50
50
50
R.W. 43.10 ac.
R.W. 7.02 ac.
Sta Gds. 17.95 ac.
Total 24.97 ac.
FISHING LAK
Pit in small corn in slough
213.95
264.7
72.8
68.9
150
100
50
50
43°24
46°29
22310
930+00.75
930+96.8
1899.2
899+43.55
R.W. 1.06 ac.
FM Pits
Res 2 Pits

4 of 4.

RANGE 12. W.2.M.
" 13. " " "
WEST LIMIT
6
32
31
2
34
33
36
TOWNSHIP
INDIAN RESERVE
REIGATE
ORIGINAL
R.W. 4·82 ac.
R.W. 2·56 ac.
Sta. Gds 5·98 ac.
Total 8·54 ac.
R.W. 1·82 ac.
R.W. 0·57 ac.
Severed 0·12 ac.
R.W. 2·90 ac.
R.W. 4·60 ac.
R.W. 5·90 ac.
Sta. Gds. 15·18 ac.
Total 21·08 ac.
R.W. 7·36 ac.
R.W. 7·93 ac.
R.W. 0·56 ac.
R.W.
21
22
23
24
25

FISHING LAKE INDIAN RESERVE
No 89

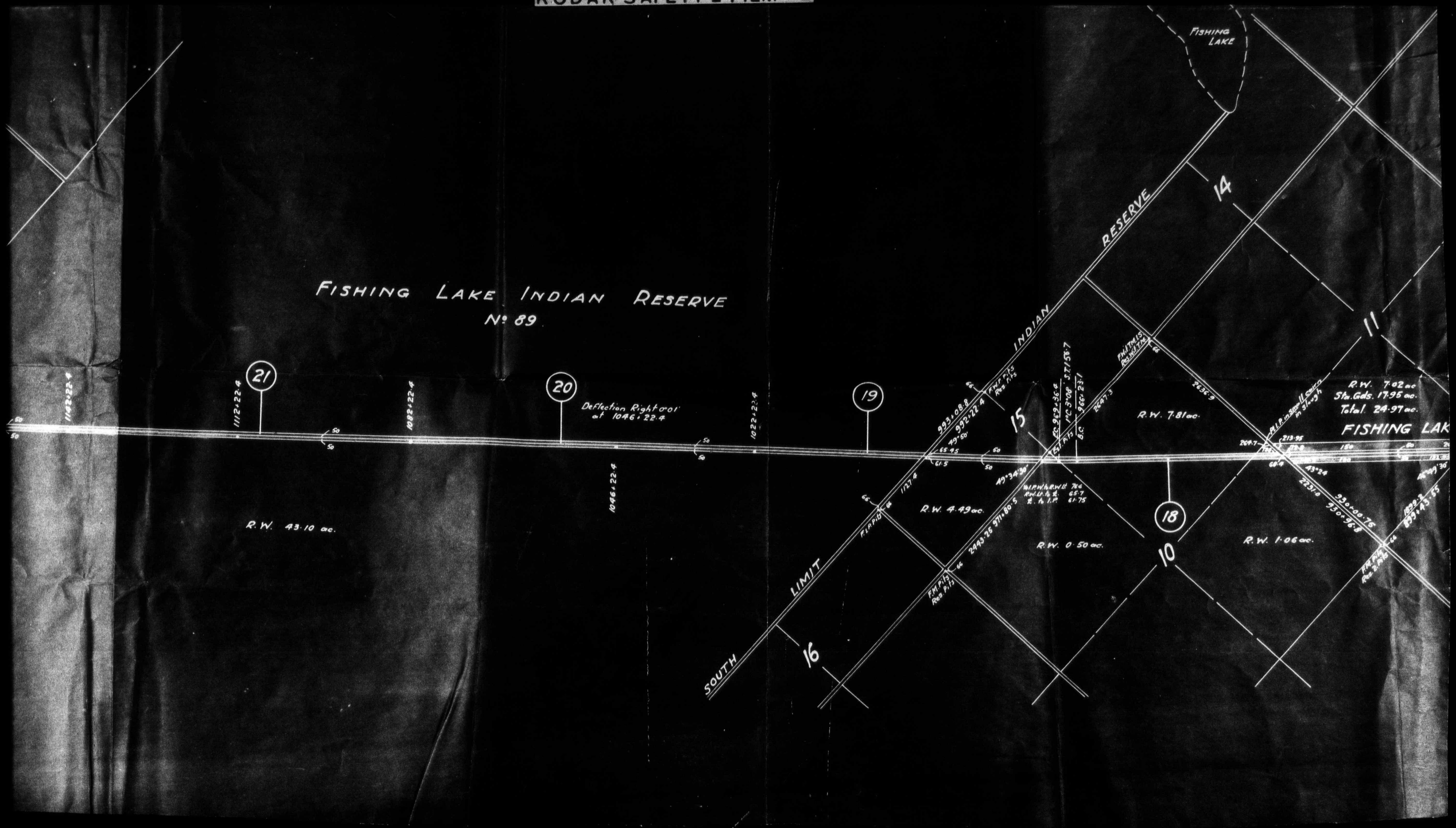

FISHING LAKE
INDIAN RESERVE
SOUTH LIMIT
21
20
19
18
16
15
14
11
10
Deflection Right 0°01' at 1046+22.4
1112+22.4
1082+22.4
1046+22.4
1022+22.4
9923+08.8
992+22.4
9969+26.4
9969+23.7
9635+3
9493+25
9711+80.5
9635+3
9635+00.75
9635+96.8
R.W. 43·10 ac.
R.W. 4.49 ac.
R.W. 0·50 ac.
R.W. 7·81 ac.
R.W. 1·06 ac.
R.W. 7·02 ac
Stw. Gds. 17·95 ac.
Total. 24·97 ac.
FISHING LAK
F.I.P. Pits
Rds Pits
F.I.P. Pits
Rds Pits
F.I.P. Pits
Rds Pits

Indian Affairs. (RG 10, Volume [illegible]

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

3 of

KODAK SAFETY ▲ FILM



4 of 4.

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 E.P.D.

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

OTTAWA.

W.H.C. [illegible] SOLICITOR, MONTREAL.
E.P.F. [illegible] SOLICITOR, MONTREAL.
EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS.

DEPT. OF INDIAN AFFAIRS
OCT 16 1924
RECORDS

DEPT. OF INDIAN AFFAIRS
OCT 17 1924
SURVEYS

October 14th, 1924

C. 767

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir:

Tuffnell-Prince Albert Branch
Right-of-way through Fishing Lake Indian Reserve
No. 89 -- Your file 22121.3

Referring to previous correspondence, we beg now to enclose blue print of portion of registered plan showing coloured red the lands required for the right-of-way of the Tuffnell-Prince Albert Branch through Fishing Lake Indian Reserve No. 89 as well as land required for Reigate Station Grounds.

As you are aware, the Company has already paid to the Department the sum of $1321.80, being for 66.09 acres at $20.00 per acre. We will be glad to hear from you as to what the actual purchase money will be for the land as now definitely ascertained upon the above plan.

We have the honour to be, Sir,

Your obedient servants,

Ewart Scott Kelley & Kelley

P.

R/W of way according to blueprint accompanying ~~[illegible]~~ 69.24 ~~[illegible]~~

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 CP

Ottawa, 27th October 1924

Gentlemen,-

In reply to your letter of the 14th instant and accompanying blueprint of the right of way of the Canadian Pacific Railway through the Fishing Lake Indian reserve No.89 in the Province of Saskatchewan, I have to request your Company to file a plan on tracing cloth, preferably bearing the certificate of the registrar that it is a copy of a plan or a portion of a plan of record in his office under a certain number.

It is noted that the area as given by the registered plan is 69.24 acres. Your Company has already paid for 66.09 acres, leaving a balance of 3.15 acres at $20.00 per acre, amounting to $63.00 still due.

It is also noted that this right of way was discussed some years ago with the Indian Agent who was of the opinion that an underground passage should be made for the cattle. When your plan has been received we will take this matter up with our Agent and you will be further advised.

Your obedient servant,

(J.D.McLean)
Assistant Deputy and Secretary.

Messrs. Ewart, Scott, Kelley and Kelley,
Barristers etc.,
Ottawa, Ont.

MEW.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3CP

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

OTTAWA.

W.H. C[illegible] SOLICITOR, MONTREAL.
E.P. FL[illegible]FOOT,
ASST-GENL. SOLICITOR, MONTREAL.

EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS.

DEPT. OF INDIAN AFFAIRS
NOV 17 1924
RECORDS

DEPT. [illegible] AFFAIRS
NOV 27 1924
SURVEYS

1. [illegible]
2. [illegible]

November 15th, 1924

C. 767

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir:

Right-of-way through Fishing Lake Indian Reserve No. 89 -- Your file 22121.3

Referring to previous correspondence, we beg to say that voucher is going through in your favour for the balance of the area required for right-of-way, viz. 3.15 acres at $20.00 per acre, making $63.00.

With reference to the E. 1/2 of 1 - 34 - ~~14~~ 12 - W. 2nd on which is located Regate Station Grounds, the right-of-way through this half section is included in the area of 3.15 acres referred to above. As to the land for Station Grounds, we have obtained and now enclose assignment, duly executed by Charles Peterson, covering the whole of this. We will be glad to know whether any payment will be necessary to your Department for these Station Grounds covered by the enclosed assignment from Peterson.

The necessary tracing, referred to in your letter of October 27th, is being prepared and when it has been certified to by the Registrar we will forward it to you, as requested.

We have the honour to be, Sir,

Your obedient servants,

LANDS BRANCH
NOV 18 1924

Ewart Scott Kelley & Kelley

ENCL.
P.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3

/O'C

Ottawa, December 3rd, 1924.

Gentlemen:-

I have your letter of the 15th ultimo number C.767 inclosing an Assignment covering Regate Station Grounds in the East 1/2 of Section 1, Township 34, Range 12, W-2-M, executed by Charles Peterson.

As the Fractional N. E. 1/4 of this section stands on our records in the name of the Fishing Lake Farm and Land Company, Limited, c/o Messrs. Macdonald, Craig, Tarr, Armstrong and Hughes, Barristers, etc., Sterling Bank Building, Winnipeg, Manitoba, the Assignment in its present form cannot be accepted.

I am, therefore, returning the document and advise that with each transfer sent to the Department there should be a registration fee of three ($3.00) dollars.

Your obedient servant,

J. G. Caldwell
In Charge Land & Timber Branch.

Messrs.
Ewart, Scott, Kelley & Kelley,
Barrister, Solicitors, etc.,
O T T A W A,
Ontario.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

OTTAWA.

W.H.CURRY,
GEN'L SOLICITOR, MONTREAL.
E.P.FLINTOFT,
ASST-GENL.SOLICITOR, MONTREAL.

EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS.

1 Rec'd cheque herewith for 63 a/m.
2 Surveys Lands
3.

November 28th, 1924

C. 767

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir:

Right-of-way through Fishing Lake Indian Reserve No. 89 -- Your file 22121.3

Further referring to previous correspondence, we are sending you concurrently a copy of the right-of-way plan through Fishing Lake Indian Reserve, certified by the Registrar at the Humboldt Land Titles Office as a true copy of the registered plan.

We also enclose cheque for $63.00, being in full of the additional amount required to cover the area not previously paid for.

We will be obliged if you will now proceed to issue a patent for the land in question.

We have the honour to be, Sir,

Your obedient servants,

Ewart Scott Kelley & Kelley

plan RR2072

ENCL.
P.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.R

BANK RECEIPT No. 704

Amt. $63.00

Entered sale 90

Date Dec 2 1924

Entered Journal No. 23 Folio 106

271

Dept. Receipt No. C45896

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3

Ottawa, 11th December 1924

Sir,-

With reference to the right of way of the Canadian Pacific Railway through the Fishing Lake Indian reserve No.89, I beg to say that the railway company has paid for the land at a valuation of $20.00 per acre according to your letter of June 13th 1923.

It is noted that when the railway company applied for this land some years ago it was thought that a cattle crossing was necessary. Before patent is issued, I should like to be advised as to whether patent may issue without application having been made for such a crossing.

Your obedient servant,

(A.F. MacKenzie)
Act. Assistant Deputy and Secretary.

S.S. Moore Esq.,
Indian Agent,
Punnichy, Sask.

ACCOUNTANT'S DEC 12 1924

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22 121-3 C.P.

DEPT. OF INDIAN AFFAIRS
DEC 27 1924
RECORDS

INDIAN OFFICE

At Touchwood Agency, Punnichy, Sask.

December 24th. 1924 19

R R

6B.

DEC 29. 1924
SURVEYS

Sir:-

In reply to your letter No. 22121-3, dated December 11th., I beg to state that I visited the Fishing Lake reserve last week with the intention of speaking to the Indians on the question of the advisability of having a cattle crossing erected on the C.P.R. line which now runs through the reserve. The Indians, however were all away trapping so that I was unable to put the matter before them.

Personally, I would much rather no open crossing was built as the majority of the grain fields are without fences, and now that the railroad fence is up I find that by having all the farms on one side of the track we can use the other sides for pasture and the stock can not get in to the grain, but if a cattle crossing is put in it will become necessary to erect fences around each individual farm. One Indian to whom I was speaking told me that this was the first year that the farmers have not lost a great deal of their crops through stock breaking through into the fields.

I would recommend that patent be issued to the Railway Company without making application for this crossing.

Your obedient servant,

C. S. Moore

Indian Agent.

The Secretray,
Ottawa.

1. Records please place on subs 3 C.P.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 e.p

DEPT. OF INDIAN AFFAIRS
DEC 30 1924
RECORDS

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

OTTAWA.

W.H.CURLE,
GENERAL SOLICITOR, MONTREAL.
E.P.FLINTOFT,
ASST-GENL. SOLICITOR, MONTREAL.
EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS.

R

Indian Affairs

December 29th, 1924

C. 767

The Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Sir:

Tuffnell-Prince Albert Branch
Right-of-way & extra land in
Fishing Lake Indian Reserve
Your file 22121-3

We are in receipt of your letter of the 3rd inst. returning assignment covering Regate Station Grounds in the E. 1/2 of 1 - 34 - 13 - W. 2nd, executed by Charles Peterson and pointing out that the land stands in the name of the Fishing Lake Farm & Land Co. Ltd.

We are endeavouring to arrange for a transfer from the corporation named but, in the meantime, we will be obliged if you will proceed with the issue of the patent to the Company of the right-of-way.

We have the honour to be, Sir,

Your obedient servants,

P.

Ewart Scott Kelley & Kelley

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 CP

DEPARTMENT OF INDIAN AFFAIRS

CANADA

Ottawa, 5th January 1925

Memorandum

MrMcInnes,-

A n Order in Council is required authorizing the sale of the right of way of the Manitoba and North Western Railway Company through the Fishing Lake Indian reserve No.89, Province of Sask, containing 69.24 acres.

The Railway Company has paid in full for the lands according to a valuation made by an officer of this Department, amounting to $1384.80.

The right of way may be described as a strip of land 100 feet in width in and across the Fishing Lake Indian reserve, containing 69 acres and 24 hundredths of an acre, more or less, as shown on plan No.RR 2072, of record in the Surveys Branch of the Department of Indian Affairs.

MRM

H Robertson

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.

Ottawa, January 7, 1925.

His Excellency

The Governor General in Council.

The undersigned has the honour to report that the Manitoba and North Western Railway Company has applied to the Department of Indian Affairs for 69.24 acres of land for a Right of Way through the Fishing Lake Indian Reserve No. 89 in the province of Saskatchewan.

The land has been valued at One thousand three hundred and eighty-four dollars and eighty cents ($1,384.80) by an officer of this Department and the sum covering the valuation has been received by the Department.

The land is described as follows:

> "The Right of Way may be described as a strip of land 100 feet in width in and across the Fishing Lake Indian Reserve, containing 69 acres and 24 hundredths of an acre, more or less, as shown on plan No. RR 2072, of record in the Surveys Branch of the Department of Indian Affairs."

The undersigned would accordingly recommend that under Section 46 of the Indian Act as amended by Section 1 of Chap. 14, 1-2 George V, the above mentioned lands be herewith transferred to the Manitoba and North Western Railway Company for the above mentioned purpose.

Fomh

(Sgd.) Chas. Stewart.
Superintendent General
of Indian Affairs.

K. Mac
J.G. 12/1/25
P.C. 17/1/25
O.C. 23/1/25

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.

CANADIAN PACIFIC RAILWAY COMPANY
OFFICE OF THE RIGHT OF WAY AND TAX AGENT
WESTERN LINES

P. McPHERSON,
RIGHT OF WAY AND TAX AGENT
WINNIPEG

E. W. BATEMAN,
LOCAL RIGHT OF WAY AND TAX AGENT
VANCOUVER

WINNIPEG, MAN. January 5th. 1926.

IN YOUR REPLY REFER TO NO.
63 T.P.A.

DEPT. OF INDIAN AFFAIRS
8 1925
RECORDED

Department of Indian Affairs,
Ottawa, Ont.

Dear Sirs:- Re N. E. 1-34-13-West 2nd.
Fishing Lake Indian Reserve No.89.

Kindly note your Department has been paid for the land taken for right of way by the Tuffnell-Prince Albert Branch in the above quarter section.

I understand that you have sold this land, and shall be glad to be advised of the correct name and address of the party who holds same under Agreement for Sale from your Department, as I wish to make the necessary agreement for land required for station grounds.

Yours truly,

P. McPherson

Right of Way & Tax Agent.

HBY/NS.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

W. H. CURLE
GENERAL SOLICITOR, MONTREAL.
E. P. FLINTO
ASST-GENL. SOLICITOR, MONTREAL.

EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS

OTTAWA.

DEPT. OF INDIAN AFFAIRS
JAN 10 1925
RECORDS

R

January 8th, 1925

C. 767

The Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Sir:

Tuffnell-Prince Albert Branch
Right-of-way in Fishing Lake Indian Reserve
Your file 22121.3

Referring to previous correspondence in this matter, and particularly to our letter of the 29th ultimo, we will be glad to know when we may expect patent for the right-of-way. The Company is very anxious that this should issue with as little delay as possible and without awaiting the filing of an assignment affecting the extra land also applied for.

We have the honour to be, Sir,

Your obedient servants,

Ewart Scott Kelley & Kelley

P.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.

CANADIAN PACIFIC RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND TAX AGENT
WESTERN LINES

P. McPHERSON,
RIGHT OF WAY AND TAX AGENT
WINNIPEG

E. W. BATEMAN,
LOCAL RIGHT OF WAY AND TAX AGENT
VANCOUVER

DEPT. OF INDIAN AFFAIRS
JAN 16 1925
RECORDS

WINNIPEG, MAN. January 13th. 1925.

IN YOUR REPLY REFER TO NO.
62 T.P.A.

DEPT. OF INDIAN AFFAIRS
JAN 19 1925
SURVEYS

The Secretary,
Dept. of Indian Affairs,
Ottawa, Ont.

Dear Sir:- Re S. E. 1-34-13-West 2nd.,
Part of Fishing Lake Indian Reserve No.89.

Herewith I beg to hand you an Assignment from Charles Peterson, your purchaser of the above quarter section, covering that portion of same taken for station grounds by the Tuffnell-Prince Albert Branch of the Manitoba and North Western Railway.

If you have not yet issued Grant in favor of the Railway Company covering the right of way through this Reserve, I shall be glad if you can include the land described in the Assignment in the said Grant.

Will you kindly advise if the amount of the consideration arranged with Charles Peterson for station grounds, viz. $155.40, may be paid to him, or will you require the said amount to be paid to your Department to be applied in the reduction of the purchase price.

Yours truly,

P. McPherson
H.B.Y.

Right of Way & Tax Agent.

ENCLOSURE.

HBY/NS.

LANDS BRANCH
JAN 21 1925

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.

/O'C

Ottawa, January 22nd, 1925.

Sir:-

I have your letter of the 13th instant, number 62 T.P.A., and Assignment from Charles Peterson to the Manitoba and North Western Railway Company of Canada covering that portion of the S. E.1/4 of Section 1, Township 34, Range 13, W-2-M, taken for station grounds of the Tuffnell-to Prince Albert Branch of the Manitoba and North Western Railway.

Before we can enter the transfer I have to ask you to be good enough to forward the sum of three ($3.00) dollars to cover our registration fee and I should like you also to forward here the consideration for station grounds, viz; four hundred and fifty-five dollars and forty ($455.40) cents to be applied in the reduction of this long standing purchase.

Your obedient servant,

J. C. Caldwell
In Charge Land & Timber Branch.

P. McPherson, Esq.,
Right of Way & Tax Agent,
Canadian Pacific Railway Company,
W I N N I P E G,
Manitoba.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.

/O'C

Ottawa, January 22nd, 1925.

Gentlemen:-

I have your letter of the 8th instant, number C-767, with further reference to the issue of Patent for right of way of the Duffnell-Prince Albert Branch in the Fishing Lake Indian Reserve.

We are in receipt of a letter from Mr. P. McPherson, Right of Way and Tax Agent, inclosing an Assignment from Charles Peterson to the Manitoba and North Western Railway Company of Canada covering the station grounds. Mr. McPherson now requests that the land as described in the transfer be included in the Patent for the right of way.

Your obedient servant,

J. C. Caldwell
In Charge Land & Timber Branch.

Messrs.
Ewart, Scott, Kelley & Kelley,
Barristers, Solicitors, etc.,
O T T A W A,
Ontario.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
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CANADA

IH/4 P.C. 86

DEPT. OF INDIAN AFFAIRS
FEB 2 1925
RECORD

Full information for issue of Patent

AT THE GOVERNMENT HOUSE AT OTTAWA

Friday, the 23rd day of January, 1925

DEPT. OF INDIAN AFFAIRS
FEB 6 1925
SURVEYS

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

Copied

WHEREAS the Manitoba and North Western Railway Company has applied to the Department of Indian Affairs for 69.24 acres of land for a Right of Way through the Fishing Lake Indian Reserve No.89 in the province of Saskatchewan;

AND WHEREAS the Superintendent General of Indian Affairs reports that the land has been valued at One thousand three hundred and eighty-four dollars and eighty cents ($1,384.80) by an officer of the Department of Indian Affairs and the sum covering the valuation has been received by the Department;

The land is described as follows:

"The Right of Way may be described as a strip of land 100 feet in width in and across the Fishing Lake Indian Reserve, containing 69 acres and 24 hundredths of an acre, more or less, as shown on plan No. RR. 2072, of record in the Surveys Branch of the Department of Indian Affairs."

note WRA

THEREFORE His Excellency the Governor General in Council, on the recommendation of the Superintendent General of Indian Affairs and under Section 46 of the Indian Act as amended by Section 1 of Chapter 14, 1-2 George V, is pleased to order that the above mentioned lands be and the same are hereby transferred to the Manitoba and North Western Railway Company for the above mentioned purposes.

Earth sales to C.P.R.

G. E. Kazar

Asst Clerk of the Privy Council.

The Honourable

The Superintendent General of Indian Affairs.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Department of Indian Affairs

Ottawa, Feb 10 1924

1. Shall I make the description to include the station grounds? see letter of the 13th Jan. hereunder

W.R.W.

2.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

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CANADA

CANADIAN PACIFIC RAILWAY COMPANY
OFFICE OF THE RIGHT OF WAY AND TAX AGENT
WESTERN LINES

P. McPHERSON,
RIGHT OF WAY AND TAX AGENT
WINNIPEG

E. W. BATEMAN,
LOCAL RIGHT OF WAY AND TAX AGENT
VANCOUVER

WINNIPEG, MAN. February 5th. 1925.

IN YOUR REPLY REFER TO NO.
62 T.P.A.

REGISTER.

LANDS BRANCH
FEB 17 1925

The Secretary,
Dept. of Indian Affairs,
Ottawa, Ont.

Dear Sir:- Re S.E.1-34-13-W2nd - Charles Peterson
Your Ref. 22121-3 C.P.

With reference to yours of the 22nd. ult., herewith I beg to hand you the Railway Company's cheque No. 473280 in favor of your Department for the sum of $458.40, being the amount due to your purchaser, Mr. Charles Peterson, for land taken by the railway, viz. $455.40, and your fee $3.00 re registration of the Assignment. Will you kindly have officially signed the enclosed voucher and return to me in due course, advising when I may expect to receive advise that Patent has issued in favor of the Railway Company covering this land, and also land taken for right of way through Fishing Lake Indian Reserve.

Yours truly,
P. McPherson
Right of Way & Tax Agent.

ENCLOSURE.

HBY/NS.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Sale 74

$1,856.25
468.75
$1,387.50
7%

12 | 97.1250 | 8.0937
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388.5000
72.8433
4.0468
$465.3901

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Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
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CANADA

Bill

44-1-May 1906 John P. Matthews
Red Bank - N.B.

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Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.R.

BANK RECEIPT No. 2335

Amt. $458.40 c/hq Interest

Entered sale 74

Date FEB 9 1925 19

Entered Journal No. 23 Folio 133

271 c 455.40
3.00

Dept. Receipt No. C 46162

Landers 271

DEPT. OF INDIAN AFFAIRS
FEB 9 1925
BY ORDER

ACCOUNTANTS
FEB 16 1925

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.R.

/O'C

Ottawa, February 28th, 1925.

Sir:-

Further with reference to Regate Station Grounds in the East 1/2 of Section 1, Township 34, Range 17, W-2-M, I would ask you to be good enough to forward an assignment from the Fishing Lake Farm and Land Company, Limited, c/o Messrs. Macdonald, Craig, Tarr, Armstrong and Hughes, Barristers, etc., Winnipeg, covering the Station Grounds in the North East 1/4 of Section 1, containing 5.98 acres.

When forwarding the Assignment I have to ask you to also forward three ($3.00) dollars our registration fee.

Your obedient servant,

J. G. Caldwell
In Charge Land & Timber Branch

P. McPherson, Esq.,
Right of Way & Tax Agent,
Canadian Pacific Railway Co.,
WINNIPEG,
Manitoba.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

OTTAWA.

W. H. CURL[illegible] GEN[illegible]CITOR, MONTREAL.
E. P. FLINT[illegible] ASST-GENL. SOLICITOR, MONTREAL.

EWART, SCOTT, KELLEY & KELLEY
OTTAWA AGENTS.

DEPT. OF INDIAN AFFAIRS
APR 1 1925
SURVEYS

DEPT. OF INDIAN AFFAIRS
MAR 31 1925
RECORDS

March 30th, 1925

C. 767

R

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir:

Tuffnell-Prince Albert Branch
Right of way through Fishing Lake Indian Reserve

We understand that you are withholding the issue of patent for land applied for by the Company in the Fishing Lake Indian Reserve, awaiting a transfer of the portion of it in the N.E. of 1 - 34 - 13 - W. 2nd. The Company has not yet succeeded in obtaining this and, as the delay in doing so may be considerable, we will appreciate it if you will proceed to the issue of patent for right of way and station grounds in the Indian Reserve in the S.E. of 1 - 34 - 13 - W. 2nd, leaving the question of the station grounds in the N.E. quarter in abeyance.

This latter quarter was sold, as you know, to the Fishing Lake Farm and Land Co. Ltd., but that Company later sold to the Doukhobors and since the death of the late Peter Veregen, matters relating to the Doukhobors Society have been in a constant muddle. A representative of the Company has seen Mr. Cazakoff, Vice-President of the community, and made verbal arrangements with him for the purchase of the land, but there has been so much friction among the Doukhobors themselves that it may be a very considerable time before any documents can be executed covering this additional land.

We have the honour to be, Sir,

Your obedient servants,

P.

Ewart Scott Kelley & Kelley

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3

/O'C

Ottawa, April 8th, 1925.

Gentlemen:-

I have your letter of the 30th ultimo No. C.767 with reference to the Tuffnell - Prince Albert Branch Right of Way through the Fishing Lake Indian Reserve, and advise that we have been in communication with Mr. P. McPherson, Right of Way and Tax Agent of the C. P. Ry., at Winnipeg, dealing with the assignment covering the N. E. 1/4 of Section 1, Township 34, Range 13, W-2-M.

Sale 9.

The Patent for the Right of Way and Station Grounds will be withheld until receipt of the assignment referred to.

Your obedient servant,

J. C. Caldwell
In Charge Land & Timber Branch

Messrs.
Ewart, Scott, Kelley & Kelley,
Law Department,
Canadian Pacific Railway Co.,
OTTAWA,
Ontario.

Veregin Sask

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

OTTAWA.

W. H. CURL, K.C.
GENERAL SOLICITOR, MONTREAL.
E. P. FLINTOFT,
ASST-GENL. SOLICITOR, MONTREAL.
EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS.

DEPT. OF INDIAN AFFAIRS
APR 16 1925
RECORDS

R

April 14th, 1925

C. 767

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir: Attention Mr. J. C. Caldwell

Tuffnell-Prince Albert Branch
Right-of-way through Fishing Lake Indian Reserve
Your file 22121.3

We are in receipt of your letter of the 8th inst. in answer to ours of the 30th ultimo. Our letter of the 30th ultimo was written under instructions from Mr. McPherson. In view of the delay that is likely to occur in getting the assignment, the Company will be glad if you can see your way to proceeding at once with the issue of the patent for the rest of the property in question, leaving the portion to be covered by the assignment temporarily in abeyance until the assignment is obtained. This is because it is anticipated that there may be considerable delay in securing the assignment.

We have the honour to be, Sir,

Your obedient servants,

Ewart Scott Kelley & Kelley

P.

LANDS BRANCH
APR 16 1925

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22-121- B.C.P.

25 April 1925

Surveys.

Would you please prepare a description covering R.of Way through the Fishing Lake Reserve that part of the Station Grounds in the S.E. 1/4 of Section 1 Tp 34 Rge 13, W-2-M

B Connor

DEPT. OF INDIAN AFFAIRS
APR 27 1925
SURVEYS

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

ADDRESS REPLY TO THE
SECRETARY, DEPT. OF INDIAN AFFAIRS,
OTTAWA.

/0'0

IN YOUR REPLY REFER TO
No. 22121-3 C.P.
ALSO TO THE DATE OF THIS LETTER
PLEASE WRITE ON ONLY ONE SUBJECT
IN EACH LETTER

DEPARTMENT OF INDIAN AFFAIRS
CANADA

Ottawa, April 24th, 1925.

Sir:-

Your file 62 T.P.A.

In continuation of the correspondence relating to an assignment covering the Regate Station Grounds in the N. E. 1/4 of Section 1, Township 34, Range 13, W-2-M, I advise that on receipt of same the Department would be pleased to issue the Patent to your Company covering the Right of Way and Regate Station Grounds in the Fishing Lake Reserve.

Your obedient servant,

J. C. Caldwell
In Charge Land & Timber Branch

P. McPherson, Esq.,
Right of Way & Tax Agent,
Canadian Pacific Railway Co.,
WINNIPEG,
Manitoba.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3CP

Ottawa, 29th April 1925

Description for patent

All those parcels of land situate in the Fishing Lake Indian reserve number Eighty-nine in the Province of Saskatchewan and Dominion of Canada, containing together eighty-four acres and forty-two hundredths of an acre, more or less, being composed of the right of way and part of the station grounds of the Manitoba and North Western railway company in and through the said reserve, more particularly described as follows,-

(1) The right of way, a strip of land one hundred feet in width extending from the South limit of the Indian reserve to the West limit of the original Indian reserve, containing sixty-nine acres and twenty-four hundredths of an acres, more or less.

(2) That portion of the station grounds situate within that portion of the South-East quarter of Section One, Township Thirty-four, Range Thirteen, West of the Second Meridian, which lies within the surrendered portion of the Fishing Lake Indian reserve, containing fifteen acres and eighteen hundredths of an acre, more or less.

Both parcels as shown on plan of the said railway of record in the Surveys Branch of the Department of Indian Affairs, under

WRW

LP

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

number RR 2072, which plan is certified a correct copy of that portion of the line from the South limit of the Indian reserve to the West limit of the original Indian reserve, Instrument Number AB (209) registered in the Land Titles Office of the Land Registration District of Humboldt.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3CP

LANDS BRANCH
JUN 10 1925

DEPARTMENT OF INDIAN AFFAIRS
CANADA

Ottawa, 29th April 1925

Description for patent

All those parcels of land situate in the Fishing Lake Indian reserve number Eighty-nine in the Province of Saskatchewan and Dominion of Canada, containing together eighty-four acres and forty-two hundredths of an acre, more or less, being composed of the right of way and part of the station grounds of the Manitoba and North Western railway company in and through the said reserve, more particularly described as follows,-

(1) The right of way, a strip of land one hundred feet in width extending from the South limit of the Indian reserve to the West limit of the original Indian reserve, containing sixty-nine acres and twenty-four hundredths of an acre, more or less.

(2) That portion of the station grounds situate within that portion of the South-East quarter of Section One, Township Thirty-four, Range Thirteen, West of the Second Meridian, which lies within the surrendered portion of the Fishing Lake Indian reserve, containing fifteen acres and eighteen hundredths of an acre, more or less.

Both parcels as shown on plan of the said railway of record in the Surveys Branch of the Department of Indian Affairs, under

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

number RR 2072, which plan is certified a correct copy of that portion of the line from the South limit of the Indian reserve to the West limit of the original Indian reserve, Instrument Number AB (209) registered in the Land Titles Office of the Land Registration District of Humboldt.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 CP

EXD.

Ottawa, 29th April 1925

Sirs,-

Referring to your letter of the 30th ultimo, I beg to enclose a copy of the description proposed to be used in the patent for the right of way and part of the station grounds in the Fishing Lake Indian reserve No.89, Sask., for the Manitoba and North Western Railway Company. Kindly check it and make any amendments or alterations you deem necessary and return it to this Department.

Your obedient servant,

(J.D.McLean)
Assistant Deputy and Secretary

Messrs. Ewart, Scott, Kelley & Kelley,
Barristers etc.,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

OTTAWA.

W. H. CURLE, K.C.
GENERAL SOLICITOR, MONTREAL.
E. P. FLINTOFT,
ASST-GENL. SOLICITOR, MONTREAL.
EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS

R

DEPT. OF INDIAN AFFAIRS
JUN 9 1925
RECORDS

DEPT. OF INDIAN AFFAIRS
JUN 9 1925
SURVEYS

June 5th, 1925

C. 767

The Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Sir:

Re: Tuffnell-Prince Albert Branch
Right-of-way and station grounds in
Fishing Lake Indian Reserve
Your file 22121-3 C.P.

Referring to your letter of the 29th of April, we are instructed to say that the description enclosed with your letter will be quite satisfactory to the Company.

We have the honour to be, Sir,

Your obedient servants,

Ewart, Scott, Kelley & Kelley

P.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22,121-3C.P.

Ottawa, June 30, 1925.

Sir,-

The Canadian Pacific Railway are anxious to receive a patent covering their right of way through certain lands in the surrendered portion of the Fishing Lake Reserve, and satisfactory arrangements have been made with the various owners of quarter sections through which the railway passes, with the exception of the fractional N. E. ¼ of Sec. 1, which your Community has purchased from the Fishing Lake Farm & Land Company.
As the Department is anxious to issue the patent covering the whole right of way, may I ask you to be good enough to advise whether you are in a position at present to transfer the land required in the above stated quarter section. An early reply would be greatly appreciated, owing to the urgency of the matter.

Your obedient Servant,

A. F. MacKenzie.

A. F. MacKenzie.
Acting Assistant Deputy & Secretary.

M. Cazakoff, Esq.,
Christian Community of Universal Bretherhood,
Verigin, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.

DEPT. OF INDIAN AFFAIRS
SU

The Christian Community of Universal Brotherhood Limited

Head office Verigin, Sask. Canada.

M. W. Cazakoff, Vice-President & Gen. Mgr.

Peter Verigin, President.

W. J. Cazakoff, Sec.-Treas.

R

Verigin, Sask. CAN. NOR. RLY. July 25th, 1925.

DEPT. OF INDIAN AFFAIRS JUL 28 1925 RECORDS

Mr. A. F. MacKenzie,
Acting Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Mr. MacKenzie:

Re Right of Way of C. P. R. Through Fishing Lake Farm.

Your letter of June 30th, File No. 22.121-3 C.P. received by our office sometime ago, but I regret very much that the same has not been attended to on account of my absence in the Province of British Columbia and some other points, from which trip I just lately returned. I read the same carefully and the contents noted. In answer I wish to say that the arrangement has been made by me with Mr. P. McPherson, Right Way Agent of the C. P. R. that we will sell them our land you referred to in the South West corner of the North East ¼, Section 1, Township 34, Range 13, West of 2nd Meridian, something around 6 acres, more or less for the C. P. R. Right of Way. I cannot remember for sure, but as far as I can recollect the price was set at $30.00 per acre, for 6 acres $180.00.

By this letter I wish to advise you officially that The Christian Community of Universal Brotherhood, Limited is willing to grant the C. P. R. Company their requirements in this case. We ask you to give them the transfer on payment of the money in question to you. When this money will be paid, please send receipt to the

2.56 Rd way 5.98 Ad 8.54

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
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CANADA

A. F. M. #2.

Fishing Lake Farm Land Corporation and notify us about it.

Thanking you very much in advance for your attention, and awaiting your early communications.

Yours very sincerely,

M W Cazaroff

Vice President & General Manager.

MWC/MM.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 C.P.
JB/O'C

EX.

Ottawa, July 30th, 1925.

Sirs:-

Re Tuffnell - Prince Albert Branch
Right-of-way & station grounds in
Fishing Lake Indian Reserve
Your File C. 767.

Referring further to your letter of the 20th of March last in the above matter you will find herewith attached a copy of a letter received from M.W. Cazakoff, Vice President and General Manager of the Christian Community of Universal Brotherhood, Limited, dealing with the right of way and station grounds through the Fishing Lake Indian Reserve which is self-explanatory.

On receipt of the Quit Claim Deed accompanied by a fee of three ($3.00) dollars for registration purposes and the amount involved in this transaction, Crown Grant will issue.

JB.

INCL.

Your obedient servant,

J. C. Caldwell
In Charge Land & Timber Branch.

Messrs.
Ewart, Scott, Kelley & Kelley,
Barristers, Solicitors, etc.,
O T T A W A,
Ontario.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121 - 3 C.P.

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

OTTAWA.

W. H. CUR[illegible] K.C.
GE[illegible] SOLICITOR, MONTREAL.
E. P. FLIN[illegible]
ASST-GENL. SOLICITOR, MONTREAL.

EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS.

DEPT. OF INDIAN AFFAIRS
AUG 21 1925
RECORD

August 20th, 1925.
File C. 767

The Secretary,
The Department of Indian Affairs,
Ottawa, Ontario.

DEPT. [illegible] AFF[illegible]
AUG 22 1925
SURV[illegible]

Sir:

Re. Tuffnel Prince Albert Branch,
Right-of-way and Station Grounds
Fishing Lake Indian Reserve
Your file 221/3 C.P.

We are in receipt of your letter of the 30th ultimo enclosing copy of letter from Mr. W. Cazakoff, Vice-President and General Manager of the Christian Community of Universal Brotherhood Limited. Upon making enquiries we learn that the Company is still unable to file the necessary transfer. The Company obtained from the Christian Community of Universal Brotherhood Limited an assignment of 5.98 acres at a consideration of $180.00 and submitted this to the solicitor of the Fishing Lake Farm and Land Company in whose name the land stands but the solicitor advises that owing to his clients having mislaid some of the documents of the chain of title he was unable to deal with the matter. At the present time the position is still the same and this is what is holding the matter up. Although the Company has been urging the solicitors to take action no result has so far been obtained and the Company, therefore, cannot say when it will be able to submit an assignment for the balance of the land.

LANDS BRANCH
AUG 24 1925

We have the honour to be, Sir,

Your obedient Servants,

Ewart Scott Kelley & Kelley

RSF.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121 - 3 C.P.

CANADIAN PACIFIC RAILWAY COMPANY

W.H.CU[illegible] SOLICITOR, MONTREAL.
E.P. FLINTOFT, ASST-GENL. SOLICITOR, MONTREAL.
EWART, SCOTT, KELLEY [illegible], OTTAWA AGENTS.

LAW DEPARTMENT

OTTAWA.

(2 letters)

1. [illegible]
2 [illegible]

DEPT. OF INDIAN AFFAIRS OCT 27 1926 RECORDS

Oct. 26th., 1926.

C 767

DEPT. OF INDIAN AFFAIRS OCT 27 1926 SURVEYS

The Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

LANDS BRANCH NOV 5 1926

Tuffnell-Prince Albert Branch
R/W in Fishing Lake Indian Reserve.
Your file 22121-3 C.P.

Sir,-

Further referring to this matter in which you wrote us last on July 30th, 1925, we beg to say that apparently there is difficulty in arranging for completion at present of title to land required in the fractional N.E.¼ of 1 -34 -13 W. 2nd. Under the circumstances, therefore, the Company will be obliged if you will issue a patent for the lands applied for, omitting those in the said fractional quarter section. It is suggested that the description in the patent should read as follows:

43.10 - Res -
7.93 - A. 3 - ok
.57 - A - 1 ok
7.36 - A. - 2 ok
1.82 A. 6 - ok
21.08 A. 14 ok
81.86 Acs

"All that portion containing 43.10 acres in Fishing Lake Indian Reserve No. 89; all those portions containing 7.93 acres in the South East quarter of Section 31; 0.57 of an acre in the North East quarter of Section 31; 7.36 acres in the North West quarter of Section 31, in Township Thirty-three (33) Range 12, West of the Second Meridian; also 1.82 acres in the South West quarter of Section 6 in Township 34, Range 12, West of the Second Meridian; also 21.08 acres in the South East quarter of Section 1, Township 34, Range 13, West of the Second Meridian, required for right of way and station grounds, as shown on a plan of survey of the Manitoba and North Western Railway on record in the Land Titles Office at Humboldt as Plan no.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN PACIFIC RAILWAY COMPANY

W.H.CU[illegible]
GE[illegible]OLICITOR, MONTREAL.
E.P. FLINTOFT,
ASST-GENL. SOLICITOR, MONTREAL.

EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS.

LAW DEPARTMENT

OTTAWA.

The Secretary, - 2 - Oct. 26th., 1926.

A.B. 209, copy of which is on file with the Department of Indian Affairs at Ottawa as Plan No. ."

We have the honour to be, Sir,

Your obedient servants,

JB

Ewart Scott Kelley & Kelley

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 CP

Ottawa, 17th November 1926

Description for patent

All those parcels of land situate in the Fishing Lake Indian reserve and in the surrendered portions of the Fishing Lake Indian reserve number Eighty-nine, in the Province of Saskatchewan and Dominion of Canada, containing together by admeasurement eighty-one acres and eighty-six hundredths of an acre, more or less, being composed of the lands required by the Canadian Pacific Railway Company for right of way and station grounds, more particularly described as follows,-

Firstly; a ~~right of~~ way one hundred feet in width across the Fishing Lake Indian reserve number Eighty-nine, containing forty-three acres and ten hundredths of an acre, more or less

Secondly; a right of way one hundred feet in width through the South-East quarter of Section Thirty-one, Township Thirty three, Range Twelve, West of the Second Meridian, containing seven acres and ninety-three hundredths of an acre, more or less.

Thirdly; a right of way one hundred feet in width across the South ~~East~~ west corner of the North East quarter of Section Thirty-one, Township Thirty-three, Range Twelve, West of the

Cancelled

WRW

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Second Meridian, containing fifty-seven hundredths of an acre, more or less.

Fourthly; a right of way one hundred feet in width across the North West quarter of Section Thirty-one, Township Thirty three, Range Twelve, West of the Second Meridian, containing seven acres and thirty-six hundredths of an acre, more or less.

Fifthly; a right of way one hundred feet in width across the South West corner of the South West quarter of Section Six, Township Thirty-four, Range Twelve, West of the Second Meridian containing one acre and eighty-two hundredths of an acre, more or less.

Sixthly; a right of way and station grounds across the South East quarter of Section One, Township Thirty-four, Range Thirteen West of the Second Meridian, comprising in all a strip three hundred and fifty feet in width, containing by admeasurement twenty-one acres and eight hundredths of an acre, more or less, as these several parcels are shown coloured in pink on a plan entitled Manitoba and North Western Railway Company by its lessee the Canadian Pacific Railway Company, plan of a portion of a branch line from Tuffnell to Prince Albert, Mile 6.59 to Mile 28.3 as constructed, from survey by Charles Dudley Brown, Dominion Land Surveyor, dated 5th February 1924, of record in the Surveys Branch of the Department of Indian Affairs at Ottawa under number RR 2072, which plan is certified

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

a true copy of that portion of the line from the South limit of the Indian reserve to the West limit of the original Indian reserve, instrument No. AB 209, registered in the Land Titles Office in and for the Registration District of Humboldt.

cancelled

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 CP

DEPARTMENT OF INDIAN AFFAIRS

CANADA

Ottawa, 17th November 1926

Description for patent

All those parcels of land situate in the Fishing Lake Indian reserve and in the surrendered portions of the Fishing Lake Indian reserve number Eighty-nine, in the Province of Saskatchewan and Dominion of Canada, containing together by admeasurement eighty-one acres and eighty-six hundredths of an acre, more or less, being composed of the lands required by the Canadian Pacific Railway Company for right of way and station grounds, more particularly described as follows,-

81.86 acs

Firstly; a right of way one hundred feet in width across the Fishing Lake Indian reserve number Eighty-nine, containing forty-three acres and ten hundredths of an acre, more or less

43.10 acs

Secondly; a right of way one hundred feet in width through the South-East quarter of Section Thirty-one, Township Thirty three, Range Twelve, West of the Second Meridian, containing seven acres and ninety-three hundredths of an acre, more or less.

7.93 acs

Thirdly; a right of way one hundred feet in width across the South ~~East~~ West corner of the North East quarter of Section Thirty-one, Township Thirty-three, Range Twelve, West of the

.57 acs

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Second Meridian, containing fifty-seven hundredths of an acre, more or less.

Fourthly; a right of way one hundred feet in width across the North West quarter of Section Thirty-one, Township Thirty three, Range Twelve, West of the Second Meridian, containing seven acres and thirty-six hundredths of an acre, more or less.

Fifthly; a right of way one hundred feet in width across the South West corner of the South West quarter of Section Six, Township Thirty-four, Range Twelve, West of the Second Meridian containing one acre and eighty-two hundredths of an acre, more or less.

Sixthly; a right of way and station grounds across the South East quarter of Section One, Township Thirty-four, Range Thirteen West of the Second Meridian, comprising in all a strip three hundred and fifty feet in width, containing by admeasurement twenty-one acres and eight hundredths of an acre, more or less, as these several parcels are shown coloured in pink on a plan entitled Manitoba and North Western Railway Company by its lessee the Canadian Pacific Railway Company, plan of a portion of a branch line from Tuffnell to Prince Albert, Mile 6.59 to Mile 28.3 as constructed, from survey by Charles Dudley Brown, Dominion Land Surveyor, dated 5th February 1924, of record in the Surveys Branch of the Department of Indian Affairs at Ottawa under number RR 2072, which plan is certified

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

a true copy of that portion of the line from the South limit of the Indian reserve to the West limit of the original Indian reserve, instrument No. AB 209, registered in the Land Titles Office in and for the Registration District of Humboldt.

cancelled

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-3 CP.

Return to Lands

Ottawa, November 27, 1928.

Gentlemen: Your File No. C-767.

Further in connection with the right of way of the Manitoba and North Western Railway Company through the Fishing Lake Indian Reserve, I note that in January, 1925, the Right of Way Agent at Winnipeg-his file 62-T. P. A.-forwarded here an assignment from Charles Peterson to the said Railway Company covering that portion of the S E 1/4 of section 1, Tp. 34, Rge. 13, W-2-M-taken for station grounds of the Tuffnell to Prince Albert Branch of said railway, containing 15.18 acres more or less. In February, 1925, Mr. McPherson sent us $458.40 being the purchase price arranged between his office and the purchaser of the land from this Department.

In the description for patent the area of the above is 21.08 acres.

We do not appear to have received an assignment to the Company covering the following lands for the right of way:

7.93	acres	in the	S E 1/4	31-33-12,	W-2-M
.57	"	" "	N E 1/4	31-33-12,	W-2-M
7.36	"	" "	N W 1/4	31-33-12,	W-2-M
1.82	"	" "	S W 1/4	6-34-12,	W-2-M

May I ask you to be good enough to secure the transfer and forward it here, accompanied by the registration fee of $3.00, from Charles Peterson, Box 167, Wadena, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

The Department would also appreciate, in view of the unsatisfactory standing of the land account, to receive the moneys payable covering the right of way.

When patent issues should it be made out in the name of the Manitoba and North Western Railway Company of Canada.

Your obedient servant,

J. C. Caldwell,
In Charge Land and Timber Branch.

Messrs. Ewart, Scott, Kelley & Kelley,
OTTAWA,
ONT.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)
PUBLIC ARCHIVES
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CANADA

22121-3 C.P. CLOSED

FROM 27/10/03.

TO 27/11/26.

Indian Affairs. (RG 10, Volume 7668, File 22121-3 C.P.)

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CANADA

Indian Affairs
Headquarters Files

(RG 10, Volume 7668)

File 22117-2	Pelly Agency - Correspondence regarding right-of-way for the Canadian National Railway through the Cote Reserve (plans). 1902 - 1926
File 22117-5	Pelly Agency - Right-of-way through the Valley River Reserve for the Canadian Northern Railway (plan). 1901 - 1938
File 22121-3 C.P.	Touchwood Agency - Right-of-way through the Fishing Lake or Yellow Quill Reserve #89 for the Canadian Railway (plans). 1903 - 1926
File 22121-8 C.P.	Touchwood Agency - Right-of-way for Canadian Pacific Railway through the Lost Mountain Lake Reserve #80A (maps, plans). 1892 - 1924

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
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CANADA

No. 22121-8 C.P.

Department of Indian Affairs

19

TOUCHWOOD.

RAILWAYS

RES #80A

390768

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Referring to my letters of the 10th February
[illegible] concerning payments to the Qu'Appelle,
[illegible]ng Lake & Saskatchewan Railway Co. and the
[illegible]gary & Edmonton Ry. Co., I have the honour
[illegible] request that in lieu of the instructions given
[illegible] last paragraphs of those letters, you
[illegible] be good enough to direct the officer
[illegible] your Department when making payment
[illegible] services rendered by those Companies to
[illegible] the cheques drawn in favour of the Receiver
[illegible]eral and deposited in the Banks, sending
[illegible] receipts and drafts to this

ACCOUNTANTS JUL 5 1892 DEPT. OF I.A.

314178 | 22121-8 C.P.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
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CANADA

AN PACIFIC RAILWAY CO.
MONTREAL.

4

13th September 1907

77474

DEPT. OF INDIAN AFFAIRS
SEP 14 1908

314178

J. D. McLEAN ESQ.

Secretary, Dept. of Indian Affairs

O t t a w a

Dear Sir, Regina North Branch Right of Way

I beg to enclose herewith, plan in triplicate, showing right of way of this branch through Indian Reserve No. 80 "A", and shall be obliged if you will let me know on what terms the required land can be acquired. You will observe that this plan bears the certificate of approval of the Board of Railway Commissioners, and I understand that this will be considered sufficient without referring the matter, as heretofore, to the Department of Railways.

Yours truly

Assistant to the President

DEPT. OF INDIAN AFFAIRS
SEP 14 1907
SURVEYS.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
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CANADA

The original for Plan of Pipine North Branch B.P.R. R.P.R. 80 A. is of record in the Thos. J. R. Railway Survey Branch under Railway No. 783"

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
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CANADA

3I4I78

Secty - for O.C.

Ottawa Sept ,23,I907.

Sir,-

I beg to enclose herewith a blue print,showing the Right of way of the Regina North branch of the Canadian Pacific Railway through reserve 80A situated at the Southerly end of Last Mountain Lake. The area applied for is 4845 acres. Kindly make a careful valuation of the said Right of way and damages, also separately the value of any Indian improvements which may be taken or affected by the taking of the said Right of way.

Your obedient servant

D. B. Scott

J. D. McLEAN

Secretary.

Wm.Gordon,Esq.,
Indian Agent,
Balcarres,
Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178

Ottawa, 25th September, 1907.

His Excellency

The Governor General in Council.

The undersigned begs to state that the Canadian Pacific Railway Company has applied to the Department of Indian Affairs for right of way comprising an area of 48.45 acres for its Regina North Branch through Indian Reserve No. 80A, situated at the southerly end of Last Mountain Lake, in the Province of Saskatchewan; and has furnished a plan of the right of way bearing the certificate of approval of the Board of Railway Commissioners.

As the undersigned knows of no objection to the railway company's being allowed to acquire the land above referred to for right of way, he would recommend that, under the provisions of Section 46 of the Indian Act, authority be given for the sale of the land to the said company upon such terms as may be agreed upon.

Wilfrid Laurier

for Superintendent General of Indian Affairs

for S. 25
" Sec. 25
L. B. 25
P. C. 25

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178

Ottawa, 25th September, 1907.

His Excellency

The Governor General in Council.

The undersigned begs to state that the Canadian Pacific Railway Company has applied to the Department of Indian Affairs for right of way comprising an area of 48.45 acres for its Regina North Branch through Indian Reserve No. 80A, situated at the southerly end of Last Mountain Lake, in the Province of Saskatchewan; and has furnished a plan of the right of way bearing the certificate of approval of the Board of Railway Commissioners.

As the undersigned knows of no objection to the railway company's being allowed to acquire the land above referred to for right of way, he would recommend that, under the provisions of Section 46 of the Indian Act, authority be given for the sale of the land to the said company upon such terms as may be agreed upon.

Wilfrid Laurier

for Superintendent General of Indian Affairs.

for C.R. 25
" Ont. 25
" L.B. 25
" P.C. 25

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

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CANADA

314 1) 8

T. D. FORM 28

Canadian Pacific Railway Company's Telegraph

ALL MESSAGES TAKEN BY THIS COMPANY ARE SUBJECT TO THE FOLLOWING TERMS

It is agreed between the sender of the following message and this Company that the said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruption in the working of its lines, for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending same. To guard against errors, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charges for repeating messages, viz:—One per cent for any distance not exceeding 1,000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act of omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages unless the same be claimed in writing, within sixty days after the receipt of telegram for transmission. No employee of the Company shall vary the foregoing.

B. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. WILSON, Supt., Vancouver, B.C.
J. TAIT, Asst. Supt., Winnipeg, Man.
A. W. BARBER, Supt., Toronto, Ont.
JNO. F. RICHARDSON, Supt., Montreal, Que.
P. W. SNIDER, Supt., St. John, N.B.

JAS. KENT,
Manager Telegraphs, Montreal.

SENT NO.	SENT BY	REC'D BY	TIME SENT	TIME FILED	CHECK

Send the following Message, subject to the above terms, which are hereby agreed to:

Ottawa, 4th October, 1907.

W. M. Graham,
Inspector Indian Agencies,
Balcarres, Sask.

Wilson negotiating for surrender You may make valuation right of way referred to in letter twenty third September addressed to Agent Gordon. Advise him accordingly.

(Charge Indian Dept.)

(A) J. D. McLean

☞ **READ THE NOTICE AND AGREEMENT AT THE TOP**

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

F22121-8CP

312178

P.C. 2136.

314848

Extract from a Report of the Committee of the Honourable the Privy Council, approved by the Governor General on the 2nd.October,1907.

DEPT. OF INDIAN AFFAIRS
OCT 7 1907

On a Memorandum dated 25th.September,1907,from the Superintendent General of Indian Affairs, stating that the Canadian Pacific Railway Company has applied to the Department of Indian Affairs for right of way comprising an area of 48.45 acres for its Regina North Branch through Indian Reserve NO.80 A,situated at the southerly end of last Mountain Lake, in the Province of Saskatchewan ; and has furnished a plan of the right of way bearing the certificate of approval of the Board of Railway Commissioners.

The Minister recommends - as he knows of no objection to the railway company, being allowed to acquire the land above referred to for Right-of-Way,- that- under the provisions of Section 46 of the Indian Act, authority be given for the sale of the land to the said Company upon such terms as may be agreed upon.

The Committee submit the same for approval.

J.H. Berriault

Clerk of the Privy Council.

DEPT. OF INDIAN AFFAIRS,
OCT 8, 1907.
SURVEYS.

The Honourable

The Superintendent General of Indian Affairs.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

OFFICE OF 314178 315918

THE INSPECTOR OF INDIAN AGENCIES,

IN YOUR REPLY REFER TO
No.
ALSO
TO DATE OF THIS LETTER

SOUTH SASKATCHEWAN INSPECTORATE,

BALCARRES, SASK., Oct 18th 1907

DEPARTMENT OF INDIAN AFFAIRS OCT 28 1907

Ref.: Your Letter Sept 23rd 1907 No. 314178

Sir,

With reference to your letter above quoted instructing me to make a careful valuation of Right of Way and Damages through Long Lake Reserve, I beg to inform you that I visited this Reserve on the 14th inst and went over the right of way.

It was with difficulty that I was able to find the Stakes. However I think that I covered the exact ground that it is proposed to build the road on.

As you will see by the Blue Print sent me the road passes quite close to the Water edge the whole distance, and as this Reserve is one of the chief Summer Resorts for Regina City and District the damage to the Land as it stands will be consider--able, as there is not sufficient room between the water edge and the Track to build Cottages, on, or to pitch Camp.

A great many people go to this Reserve every year and Camp and it is only a matter of time before a good offer would be made to purchase the Land.

cont'd

DEPT. OF INDIAN AFFAIRS, OCT 28 1907 SURVEYS.

The Secretary
Dept of Indian Affairs
Ottawa

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

The Secretary cont'd

The Lieutenant Governor for the Province of Saskat--chewan owned 120 acres of land adjoining the Reserve and of this 120 acres of land about 1/2 mile was Lake Frontage and the balance Hilly Country unfit for Farming purposes. He was able however to sell this land at $44.00 per acre last Spring for the purpose of being used as a Summer Resort so that you will see that the Reserve in question is valuable in this way.

I consider that the C P Ry should pay at least $44.00 per acre for the 46.45 acres that they are asking for Right of Way as they are cutting off the water front of the Lake, which as you will readily see spoils the Reserve to a certain extent as a Summer Resort.

Had the line passed say 300 yards back from the water edge I would consider $10.00 per acre a fair price to charge the Company for this Right of Way.

I am returning the Blue print which you sent me.

I have the honor to be
Sir,
Your obedient servant

W. M. Graham

Inspector of Indian Agencies

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

OSH

Ottawa Oct 28 1907.

Sir,-

With reference to your letter of the 18th inst., giving valuation of the Right of way of the Canadian Pacific Railway through the Long Lake Reserve will you kindly state whether any Indian improvements are affected and give the value of the same.

Your obedient servant

W. D. McLEAN

Secretary.

W.M.Graham,Esq.,

Inspector of Indian Agencies,

Balcarres,

Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

OFFICE OF

314178

THE INSPECTOR OF INDIAN AGENCIES,

SOUTH SASKATCHEWAN INSPECTORATE.

IN YOUR REPLY REFER TO
No. I
ALSO
TO DATE OF THIS LETTER

BALCARRES, SASK., Nov 2nd 1907

Ref.: Your Letter Oct 28th 1907 No. 314178

316335

Sir,

I have the honor to acknowledge receipt of your letter above quoted and in reply to say that I could not say exactly what improvements are af--fected by the right of way through the Long Lake Reserve.

I think that there is only one small Log Shack on the right of way valued at $15.00. If there are others they are of less value and can be removed without much trouble to the Indians, but I do not think they would bother removing them if it was found they were on the right of way.

Outside of this there are no improvements on the Reserve. The Line is not blazed all the way along and if the houses are not on the right of way they are very close to it, but as I said to you they are practically of no value.

I have the honor to be
Sir,
Your obedient servant

W. R. Graham

Inspector of Indian Agencies

The Secretary
Dept of Indian Affairs
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

F 22121-8CP

Ottawa Nov,8,1907.

Memorandum for

Deputy Minister.

The valuation of the Right of way of the Regina North Branch of the C.P.R., across the Long Lake Indian Reserve No,80A at $44.00 per acre for the 48.45 acres taken and of $15.00 additional for Indian improvements making a total of $2146.80 has been received from Mr.Inspector Graham. In

In fixing this apparently high valuation Mr.Graham refers to the fact that the Lt.Governor for the Province of Sask., sold 120 acres adjoining the reserve with about one half mile lake frontage and the balance hilly for this price.

As the Railway skirts the lake shore leaving a number of small areas between the Right of way and the water and virtually shutting off the balance of the reserve,the Company should be asked in addition to the fencing to give at least six crossings. This ~~xxxx~~ would be one to each half mile or ¼ section. I would recommend that Mr.Drinkwater be advised that on receipt of the above sum and an undertaking by the Company to give these crossings in addition to fencing that the patent will be then issued.

DEPT. OF INDIAN AFFAIRS,
NOV 9 1907
SURVEYS.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

HZO

Ottawa Nov.11,1907.

Sir,-

With reference to your letter of the 13th Sept.,last, regarding the Right of way of the Regina North branch of the Canadian Pacific Railway through Indian Reserve No.80A,I have to state that a valuation of forty four dollars ($44.00) per acre has been placed on this land with $15.00 additional for any improvements,making a total of $2146.80.

As the Railway skirts the lake shore leaving a numberof small areas between it and the lake,and as the whole of the remainder of the reserve is practically cut off from the water,the Company will be required in addition to fencing the Right of way, to undertake to give at least six railway crossings at points not more than one half mile apart.

Form 10
Hon

Your obedient servant

J. D. McLEAN

Secretary.

Chas.Drinkwater,Esq.,
Assistant to the President,
Canadian Pacific Railway Co.,
Montreal.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

31&178

1 DM
2 Sec

Ex a

Ottawa March 3rd, 1908.

Sir,-

I beg to refer you to Departmental letter of the 11th November last relating to the valuation of the Right of way of the Regina North branch of the Canadian Pacific Railway through Indian Reserve No.80A.

A total valuation including Indian improvements of $2146.80 has been placed on the Right of way, and on receipt of a cheque for that amount the Patent will issue to the Canadian Pacific Railway.

Your obedient servant.

Duncan C. Scott

Secretary.

W. Baker, Esq.,
Secretary Canadian Pacific Ry.,
Montreal,
Que.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314188

D.X.H.

1-DM
2-Spec

Ottawa Dec 19,1908.

Sir,-

I beg to refer you to Departmental letter of the 3rd of March last regarding the Right of way of the Canadian Pacific Railway,"Regina North Branch" through Indian Reserve No.80A,and I shall be obliged if you will forward an answer at an early date.

Your obedient servant

W. D. McLEAN

Secretary.

Fmb

W.Baker,Esq.,
Secretary,
Can.Pacific Railway,
Montreal,
P.Q.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

CANADIAN PACIFIC RAILWAY CO.
OFFICE OF THE SECRETARY.

V 77474

MONTREAL, 9th February, 1909.

DEPARTMENT OF INDIAN AFFAIRS
FEB 9 1909

337144

DEPT. OF INDIAN AFFAIRS,
FEB 10 1909
SURVEYS.

J. D. McLean, Esq.,
Secretary, Department of Indian Affairs,
Ottawa.

Sir,

Referring to your letter of 19th December, last, Reference No.314178, re right of way through Indian Reserve No. 30A, Mile 31.7 to Mile 35.7. The probabilities are that we will not require this land in the immediate future, but we would be glad if you could reserve it for us, in accordance with location plan, as long as you feel justified.

Your obedient servant,

Accepted
Assistant Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

Ottawa Feby.15, 1909

Sir,-

In reply to your letter of the 9th instant No.77474 I have to say that the Department does not see its way to make a reservation of the Right of way required by the Canadian Pacific Railway through Indian Reserve No.80A. On the receipt of a future application from your Company, if the land is not otherwise disposed of the case will receive due consideration.

Your obedient servant

J. D. McLEAN

Secretary.

The Assistant Secretary.

Can. Pacific Railway,

Montreal, Que.

S. B.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
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CANADA

DEPARTMENT OF INDIAN AFFAIRS CANADA

Ottawa Feby 16,1909

Memorandum for Ex'd.
Deputy Minister:-

Referring to the letter hereunder from the Assistant Secretary of the C.N.R. I beg to state that the said Company has not made any payment on account of the Right of way through Reserve No.80A. I think we should not make any reservation of the said Right of way. The Company may not require the land for some time. In the meantime prices may change. If the land is not otherwise disposed of when they again applied for it might be sold under authority of the same O.C. but after a re-valuation. Please see draft hereunder.

S. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

The Canadian Pacific Railway Company

Law Department

MA

Montreal, 8th. December, 1909.

A. R. Creelman, K.C.
General Counsel.
E. W. Beatty.
Assistant Solicitor.

M-3953

354173

DEPARTMENT OF INDIAN AFFAIRS
DEC 9 1909

J. D. McLean, Esq.,
Secretary,
Department of Indian Affairs,
Ottawa.

SIR,

File 314178 Indian Reserve No. 80A.

I have the honour to refer to your letter of the 15th. February last to the Assistant Secretary of this Company.

I am informed by our Right of Way Agent that the valuation placed upon the land by the Department is in his view altogether excessive, and further that the original road allowance should be quite sufficient to give access to the Lake.

His Assistant in Winnipeg will be very glad to interview the Official of the Department either at Winnipeg or Regina if there is one. Will you please let me know as soon as possible if there is any such Official, as a conference would appear to be desirable.

Your obedient servant,

E W Beatty

Assistant Solicitor.

DEPT. OF INDIAN AFFAIRS
SURVEYS
1909

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

K SAFETY FILM

DEPARTMENT OF INDIAN AFFAIRS CANADA

314178.

Ottawa, December 10, 1909.

Memorandum for the Deputy Minister:-

On the 13th September, 1907, the C. P. R. filed pl plans of the Right of Way of their Regina North branch through Indian Reserve No. 80 showing that they require 48.45 acres.

Inspector Graham valued the Right of Way at $44.00 per acre with an additional $15.00 for Indian improvements making a total of $2146.80.

The C.P.R. paid no attention to our letters requesting a settlement until last February when they asked to have the Right of Way reserved for them until they wished to use it which was refused.

They now write complaining that the valuation is excessive and that we ask too many crossings and request that an Official of the Department meet their Right of Way official at Winnipeg or Regina to discuss the matter.

I recommend that Inspector Graham be instructed to arrange a meeting with the C.P.R. officials at ~~Regina~~ Winnipeg

H. M. Lamb

The plans subsequently filed dated 30 June 1910 — states the total area required to be 48.70 acres.

S. B

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178.

Ex d

Ottawa, December 10, 1909.

Sir,- Your file M-3953.

With reference to your letter of the 8th instant I have to state that Mr. W.M. Graham, Inspector of Indian Agencies, Balcarres, Sask., has been instructed to arrange a meeting with your Asst. Right of Way Agent at Winnipeg to discuss the valuation of the Right of Way of your Railway through Indian Reserve No. 88A.

I shall feel obliged if you will instruct your official in the matter so that the meeting can be arranged.

Your obedient servant,

J. D. McLEAN

Secretary.

E. W. Beatty, Esq.,

Asst. Solicitor C.P.Ry.,

Montreal, Que.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314176.

Ottawa, December 10, 1909.

Sir,-

In September 1907 a valuation of $44.00 per acre was made by yourself for the Right of Way of the Regina North Branch of the C.P.R. through Indian Reserve No. 80A. The total amount including $15.00 for Indian improvements is $2146.80.

In addition to the above amount as the whole of the remainder of the reserve was practically cut off from the lake, and to fencing the Right of Way, the Department requested the Railway Co., to give at least six railway crossings at points not more than one half mile apart.

The Company now state that their Right of Way Agent considers the valuation excessive and that the original road allowance should be quite sufficient to give access to the lake.

They request that an official of this Department meet the Asst. Right of Way Agent at Winnipeg to discuss the matter, I have therefore to request you to communicate with the Right of Way Agent at Winnipeg and arrange with him a convenient date to endeavour to arrange this valuation. Of course it is understood that whatever arrangement is entered into will have to be approved of by this Department.

A copy of the plan of the Right of Way, of your letter in regard to the valuation, and of the Department's letter regarding the crossings are enclosed.

The Railway Company have been notified that you have been instructed to confer with their official at Winnipeg.

W.M. Graham, Esq.,
Inspector I.A.,
Balcarres, Sask.

Your obedient servant,

J. D. McLean

Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

Office of The Inspector of Indian Agencies,

South Saskatchewan Inspectorate,

IN YOUR REPLY REFER TO
No. 11
TO DATE OF THIS LETTER.

Balcarres, Sask., Dec. 28th. 1909

DEPARTMENT OF INDIAN AFFAIRS JAN 4 1910

356012

Ref.: Your Letter of 10th Dec. 1909, No. 314178

Sir,

I beg to acknowledge the receipt of your letter of the above date and number, and as requested I will as you direct call on the Asst. Right of way Agent of the C.P.R. on my way east, and go into the matter of the Right of way surrender through Long Lake Reserve. I expect to leave for the east about the 5th or 6th of January and will spend three or four days in St. Paul attending to private matters.

I have the honour to be,

Sir,

Your obedient servant,

R. Graham

Inspr. of Indian Agencies.

DEPT. OF INDIAN AFFAIRS. SURVEYS. JAN 5 1910

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

357114

Ottawa, 24th January, 1910.

Sir,-

Referring to the Department's letter of the 10th of December, No. 314178, instructing me to call on the Assistant Right of Way Agent of the C. P. R. at Winnipeg, and if possible arrange with him as to valuation of Right of Way through Reserve 80A, I beg to say that I called upon Mr. McPherson, the Assistant Right of Way Agent, on the 3rd of the present month and went into the matter fully, and I am of the opinion that the valuation placed on this land in the first place should stand. We are not asking as much for our land as private individuals are who own land adjoining the Reserve on the South.

Mr. McPherson did not feel disposed to come to any definite conclusion as to the value of Right of Way as he said there was a likelihood of there being a slight change in the Right of Way as now surveyed.

Your obedient servant,

R. McGibbon

Insp. of Indian Agencies.

The Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

31417B

Ottawa Jan 25. 1910.

Ref: M.3953

Sir,-

With reference to your letter of the 8th ultimo I have to state that Inspector Graham of the Qu'Appelle Inspectorate called upon Mr.MacPherson, the Assistant Right of Way Agent of your Railway with reference to the Right of way through Indian Reserve No.80 A. at winnipeg

Mr.MacPherson apparently did not feel disposed to come to a definite conclusion as he said there was a likihood of there being a slight change in the Right of Way as now surveyed.

If it is the intention ~~of~~ to change this Right of way I shall feel obliged if you will forward plans to this Department as soon as the change is decided upon. In the meantime, I may say that this Department does not feel disposed to reduce the valuations placed upon the Right of way as located, nor the number of crossings asked for.

Your obedient servant

S. Newcombe

Assistant Secretary

E.W.Beatty,Esq.,
Asst.Solicitor,
Grand Trunk Pacific Rwy.
Montreal,Que.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN PACIFIC RAILWAY CO.

250420

OFFICE OF THE VICE-PRESIDENT

WINNIPEG July 13th 1910

DEPT. OF INDIAN AFFAIRS JUL 16 1910

368198

DEPT. OF INDIAN AFFAIRS JULY 18 1910 SURVEYS.

Hon. Frank Oliver;

Minister of Interior & Supt. General
of Indian Affairs,

O t t a w a, Ont.

Dear Sir,

I beg to enclose herewith two tracings to plan showing Right of Way through Indian Reserve No.80 A, as located D. L. S., Mile 31.6 to mile 35.6. This, for your information.

No hearing
[illegible]

Yours truly,

W. Whyte
Vice President.

m.l.

DEPT. OF INDIAN AFFAIRS JUL 19 1910 SURVEYS.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
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CANADA

Mr Pedley

This has been received here without an accompanying letter. Perhaps it is for your dept

S. Maher

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No- 250280 Ottawa July 26th,1910.

Sir,-

I beg to acknowledge the receipt of your letter of the 15th instant which was duly received at this Department on the 16th instant in which you state that you enclose with the said letter two tracings of a plan showing right of way through Indian Reserve No.80 A.

We have to-day received from the Dept.of the Interior a roll containing two tracings showing the right of way of the Regina,Saskatoon and North Saskatchwan Railway ~~showing a right of way~~ through the said Indian Reserve No.80 A. The said plans were received at the Department of the Interior without a covering letter and were transferred to this Department. I have to request you to be good enough to inform me whether the said plans are the ones referred to in your letter of the 15th instant.

Forward to G.B.

Your obedient servant

D. Holman

Asst.Deputy Superintendent General
Indian Affairs.

W.Whyte,Esq.,
Vice President,
Can.Pacific Railway Co.
Winnipeg,Man.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Ex'd

No. 359420 Ottawa July 26th, 1910.

Sir,-

I have the honour to inform you that there has been sent you by special messenger a roll containing two plans on tracing cloth showing the right of way of the Regina, Saskatoon & North Saskatchewan Railway through Indian Reserve No. 80 A. I shall be obliged if the Chief Engineer of Railways & Canals will be good enough to certify to these plans in the usual manner. One copy may be retained in your Department if so desired and the other should be returned to this Department.

Encl
J.B.

Your obedient servant

D. D. McLEAN

Asst. Superintendent General of
Indian Affairs.

The Secretary,
Dept. of Railways & Canals,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

352420
252420

DEPT. OF INDIAN AFFAIRS
AUG 2 1910

369034

FORM B.

DEPARTMENT OF RAILWAYS AND CANALS

L. K. JONES,
SECRETARY.

B.

File No. 11235 Ottawa, July, 30 1910.

Sir,—

I have to acknowledge the receipt of your communication, dated the 26th instant, relative to the plans showing the right of way of the Regina, Saskatoon and North Saskatchewan Railway through Indian Reserve No. 80 A.

I have the honour to be,
Sir,
Your obedient servant
L. K. Jones
Secretary.

Assistant Superintendent General
of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

DO NOT WRITE ABOUT MORE THAN ONE SUBJECT IN THE SAME LETTER — WRITE LEGIBLY YOUR FULL NAME AND ADDRESS.

DEPT. OF INDIAN AFFAIRS
AUG 5 1910

CANADA

IN YOUR REPLY
PLEASE QUOTE THIS
FILE No. 11235.

L. K. JONES, I.S.O.
SECRETARY.

Ottawa, August 4th 1910.

Encl. one plan.

369300

Sir,

Referring to your communication of the 26th ultimo, I enclose herewith one copy of the plan showing the right of way of the Regina, Saskatoon & North Saskatchewan Railway through Indian Reserve No. 80 A., the same having been duly certified, on the 2nd instant, by the Chief Engineer of this Department, as required by your Department. The other copy remains on file here.

I have the honour to be,
Sir,
Your obedient servant,
L. K. Jones
Secretary.

To the Assistant Superintendent
General of Indian Affairs,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

CANADIAN PACIFIC RAILWAY CO.

OFFICE OF THE VICE-PRESIDENT

WINNIPEG August 3rd 1910

57398

DEPARTMENT OF INDIAN AFFAIRS AUG 8 1910

DEPT. AUG 10 1910 SURVEYS.

J. D. McLean Esq.,
Asst. Deputy Superintendent General,
Indian Affairs,
O t t a w a, Ont.

369561

Dear Sir,

Your letter of July 26th respecting two tracings of a plan showing right of way through Indian Reserve No. 80 A, has reached me. I assume the two tracings you have received from the Department of the Interior are the two tracings which accompanied my letter of July 13th to Hon. Frank Oliver, Minister of Interior and Superintendent General of Indian Affairs,

Yours truly,

m.l.

Vice President.

Plan filed in the Survey Branch No. 783A.
Area required 48.70 acres

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No.3I4I78

Ottawa Aug I0th,I9I0

Return Surveys & plot on office plans
J.B.

Sir,-

I have the honour to acknowledge the receipt of your letter of the 3rd instant and with reference to preceding correspondence it is to be noted that the area required for the Right of way of the Regina, Saskatoon and North Saskatchewan Railway through Indian Reserve No.80 A is a little greater than that shown in previous plans.

Scale 1
Page 599
H.W.J. Blair

The valuation now stands as follows:-

48.70 acres at $44.00 per ac.	$2I42.80
48.45 .25 Indian improvements	I5.00
	$2I57.80

O.C. Covers 48.45 acres
J.B.
A.S.

If you propose to enter upon the land for construction purposes,kindly forward the said sum. In the event of possession not being immediately required and if a considerable length of time should elapse before possession is required a new valuation may be necessary.

Your obedient servant

Sgd. S. Stewart

Assistant Secretary.

W.Whyte,Esq.,
Vice President,
Can.Pacific Railway,
Winnipeg,Man.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
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CANADA

CANADIAN PACIFIC RAILWAY CO.

OFFICE OF THE [redacted] VICE PRESIDENT

WINNIPEG September 15th., 1910.

57398.

P.X7 371887

DEPARTMENT OF INDIAN AFFAIRS SEP 19 1910

S. Stewart Esq.,
Assistant Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir;

Referring to your letter of August 10th., with reference to the Right of Way for the Regina, Saskatchewan Railway through Indian Reserve No. 80 A, which was valued at $2157.80. I have had our Right of way & Lease Agent, Mr. P. McPherson, here, instructed in this matter, who will communicate with you.

Yours truly,

W W Cross

Vice President.

DEPT. OF INDIAN AFFAIRS SEP 28 1910 SURVEY

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
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CANADA

The Canadian Pacific Railway Company

Law Department

A. R. Creelman, K.C.
General Counsel.
E. W. Beatty,
General Solicitor.

3953 - M. NMD Montreal, November 12th, 1910.

DEPARTMENT OF INDIAN AFFAIRS
NOV 15 1910

375307

Chq $2157.80 Gen Mg. 14/11/10

Agt

W. D. McLean, Esq.,

Secretary, Department of Indian Affairs,

Ottawa, Ont.

Sir :-

File 314178, Indian Reserve No. 80A

Sale 1 Pat 599 N.W.T.

Referring to your letter to me of December 10th last. I now enclose the Company's cheque for $2157.80 in payment of the right of way required through the above reserve for our Regina Northerly Branch. I presume a Patent will now issue to the Canadian Pacific Railway Company. I shall be glad to hear from you to this effect as soon as possible.

Kindly sign and return to me the enclosed receipt.

Your obedient servant,

E W Beatty

General Solicitor.

Enc.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

3,4178

375307

BANK OF MONTREAL.

No. 3

Original, for the Depositor.

OTTAWA.

Bank of Montreal.

$2157.80

NOV 14 1910 19

Received from Can Pac Ry Co

on account of Indian Funds

the sum of Two thousand one hundred & fifty seven 80 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate.

Pro Manager.

Ent'd

178 c 2142.30
178 - 15
2157.80

NOV 15 1910

375307

BANK OF MONTREAL.

No. 333

Duplicate, for Department.

OTTAWA.

$2157.80 Entd Sale 1 Pat 6 Jr. W. Sohn

Bank of Montreal.

NOV 14 1910 19

Received from Can Pac Ry Co

on account of Indian Funds

the sum of Two thousand one hundred & fifty seven 80 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate.

Pro Manager.

Ent'd

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

The Canadian Pacific Railway Company

A. R. Creelman, K.C.
General Counsel.
E. W. Beatty,
General Solicitor.

Law Department
EMD

3953 M. Montreal, 17th March 1911.

DEPARTMENT OF INDIAN AFFAIRS
MAR 20 1911

Referred to Mr Graham for direct reply
Jas L. Hodgins

303133

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir:-

File 314178, Indian Reserve 80 A.

I now beg to send you plan of the revised location of this Company's Regina, Saskatoon & North Saskatchewan Branch from Mile 21.9 to Mile 43.2, signed by a D.L.S., approved by the Surveyor General, and the Board of Railway Commissioners, and bearing the Registrar's certificate.

On 12th November last I sent you the Company's cheque for $2,157.80 in payment of the purchase price.

I beg to request that Patent be issued as soon as possible in accordance with the plan herewith submitted.

Your obedient servant,

E W Beatty
General Solicitor.

Enc.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Ex'd

314,178.

Ottawa, March 30, 1911.

Sir,-

I beg to acknowledge the receipt of your letter of the 17th instant No. 3953. M. and to enclose herewith a draft of the description it is proposed to put in the patent for the right of way of the Canadian Pacific Railway through Indian reserve No. 80 A. Will you be good enough to have it examined and state any amendments that may be desired.

Encl.

In connection with the said right of way I have to draw your attention to previous correspondence and to say that the question of the crossings that may be required has not been dealt with in the recent correpondence. The line crosses three sections; the sale of the land is now made with the understanding that at least six crossings shall be constructed, that is one crossing for each half section. The line will, of course be properly fenced as usual.

Your obedient servant,

D. Matheson

Asst. Deputy and Secretary.

E.W. Beatty, Esq.,

General Solicitor,

Canadian Pacific Rwy.,

Montreal.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

The Canadian Pacific Railway Company

Law Department
NMD

A. R. Creelman, K.C.
General Counsel.
E. W. Beatty,
General Solicitor.

3953 - M. Montreal, 6th April 1911.

DEPARTMENT OF INDIAN AFFAIRS
APR 7 1911

384614

DEPT. OF INDIAN AFFAIRS.
APR 7 1911
SURVEYS.

384614

J. D. McLean, Esq.,
Secretary, Department of Indian Affairs,
O T T A W A.

S i r :-

File 314178, Regina North Branch Right of Way through Indian Reserve 80A.

I have the honour to acknowledge receipt of your letter of the 30th ultimo.

The description is satisfactory, but out Right of Way Agent would prefer to have the following words added:- "And filed in the Land Titles Office for the Assoiniboia "Land Registration District at Regina on February 1st, 1911, "as No. a-o-3251."

I presume there will be no objection to this.

The last Paragraph of your letter refers, I presume, to farm crossings. The provision to have one farm crossing for each half section crossed, making six crossings in all, appears to be reasonable and we have no objections to this.

I have the honour to be,
S i r ,
Your obedient servant,
E W Beatty
General Solicitor.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
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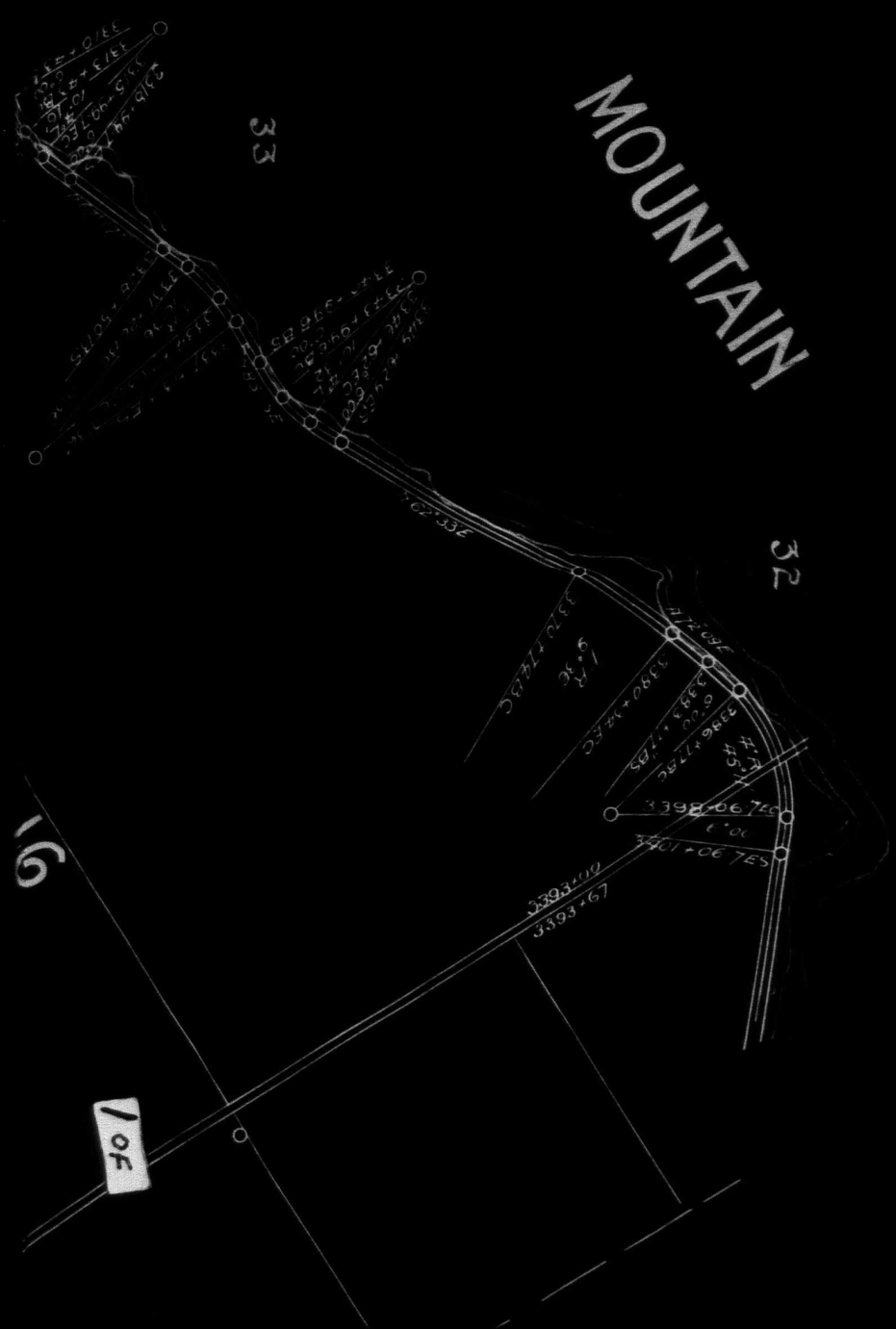
CANADA

LAST



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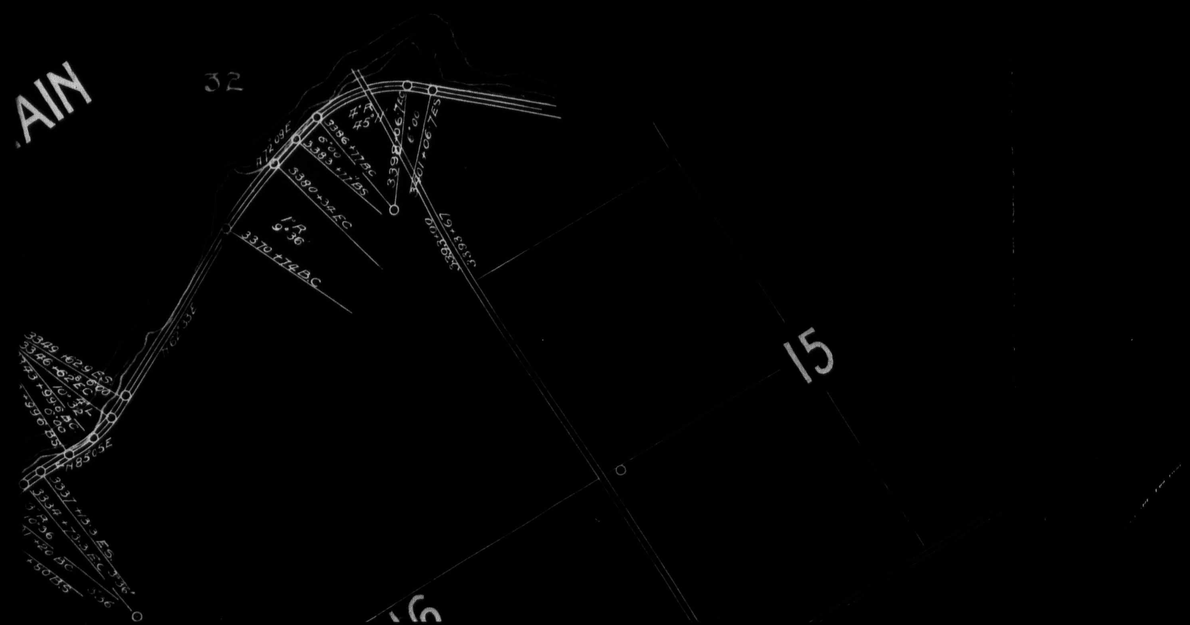


CANADIAN PACIFIC RAIL

PLAN

THROUGH

INDIAN RESERVE

No 80A

REGINA, SASKATOON, AND NORTH SASKATCI

TOWNSHIP 21 RANGE 22 WEST OF

2 OF

AS LOCATED

CANADIAN PACIFIC RAILWAY

PLAN

THROUGH

INDIAN RESERVE

No 80A

REGINA, SASKATOON, AND NORTH SASKATCHEWAN BRANCH

TOWNSHIP 21. RANGE 22. WEST OF 2ND MERDN

3 of

LAST

4 of

THROUGH
INDIAN RESERVE
No 80A
REGINA, SASKATOON, AND NORTH SASKATCH
TOWNSHIP 21. RANGE 22. WEST OF
AS LOCATED.
MILE 31·7 – MILE 35·7
SCALE.
1 INCH = 1000 FEET.

5 OF

THROUGH

INDIAN RESERVE

No 80A

REGINA, SASKATOON, AND NORTH SASKATCHEWAN BRANCH

TOWNSHIP 21. RANGE 22. WEST OF 2ND MERDN

AS LOCATED.

MILE 31·7 – MILE 35·7

SCALE.

1 INCH = 1000 FEET.

J. Schwitzer

HEAD CHIEF ENGINEER

2ND VICE PRESIDENT

I hereby certify that this Plan is a true and correct copy of that portion of the plan of which it purports to be a copy and which is filed in this office as the

Given under my hand and seal of office this day of

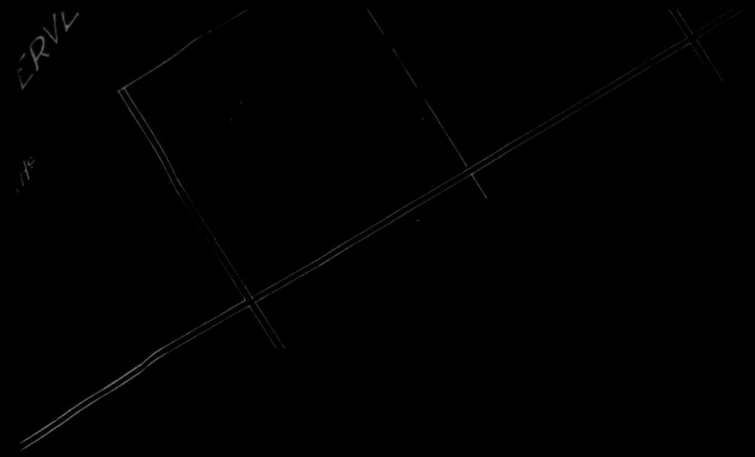
A.D. 190

REGISTRAR

6 OF

Indian Affairs, (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

7 of



MILE 31·7 – MILE 35·7

SCALE.

1 INCH = 1000 FEET.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

AS LOCATED.

MILE 31·7 – MILE 35·7

SCALE.

1 INCH = 1000 FEET.

J. Schwitzer
Asst Chief Engineer

2nd Vice President

I hereby certify that this Plan is a true and correct copy of that portion of the plan of which it purports to be a copy and which is filed in this office as the

Given under my hand and seal of office this ..... day of .....
A.D. 190

Registrar

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

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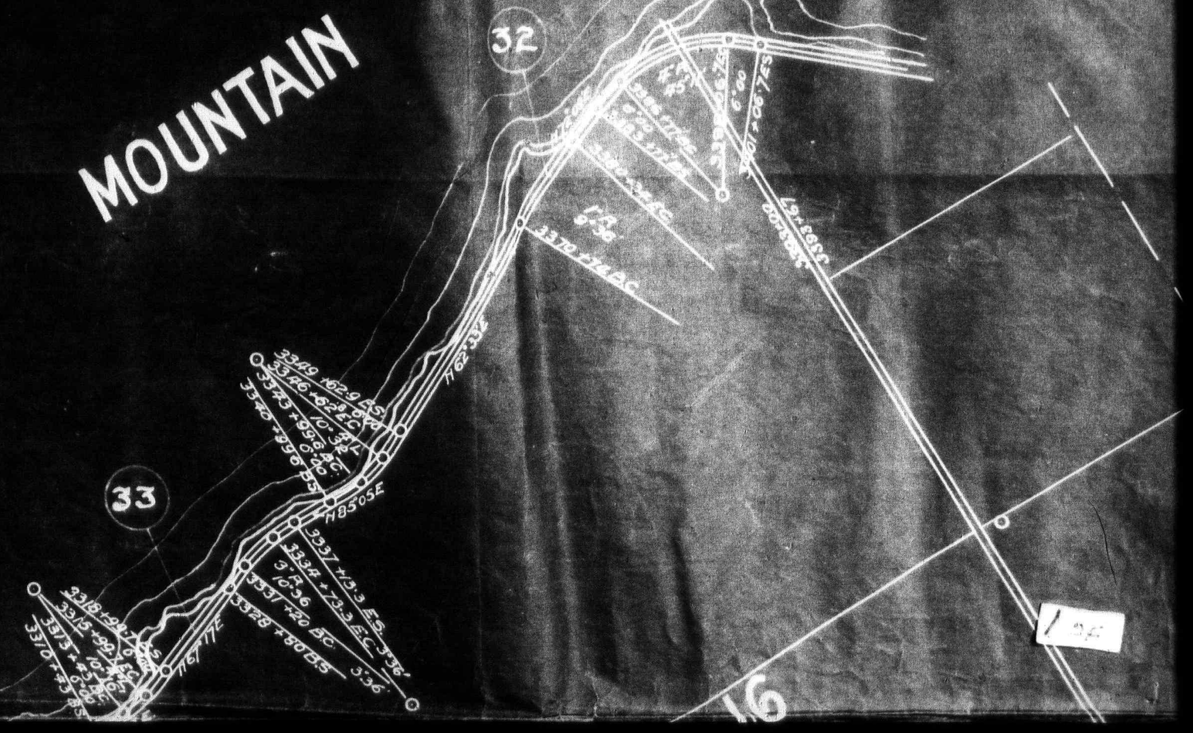
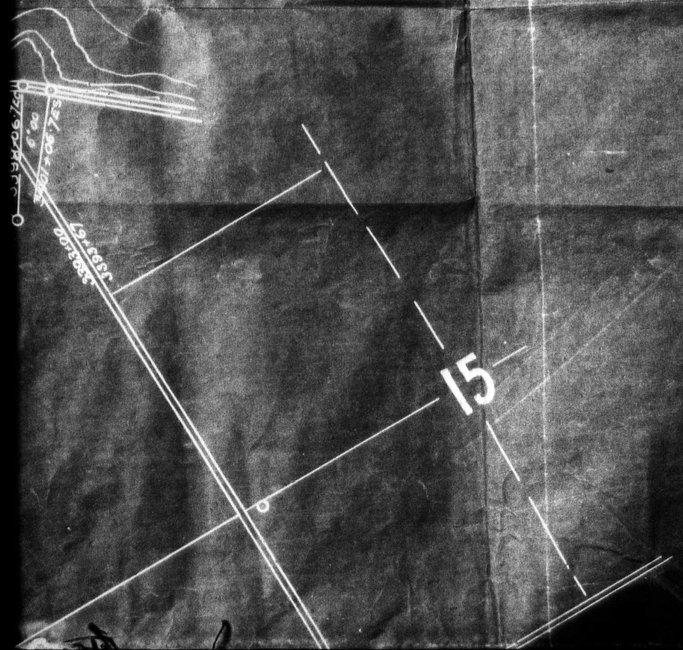
LAST MOUNTAIN LAKE



LAKE



CANADIAN PACIFIC RAILWAY

PLAN

THROUGH

INDIAN RESERVE

No 80^

REGINA, SASKATOON, AND NORTH SASKATCHEWAN BRANCH

TOWNSHIP 21. RANGE 22. WEST OF 2ND MER

For Ind Dept
as notice of lands
we intend to take

CANADIAN PACIFIC RAILWAY

PLAN

THROUGH

INDIAN RESERVE

No 80A

REGINA, SASKATOON, AND NORTH SASKATCHEWAN BRANCH

TOWNSHIP 21. RANGE 22. WEST OF 2ND MERDN

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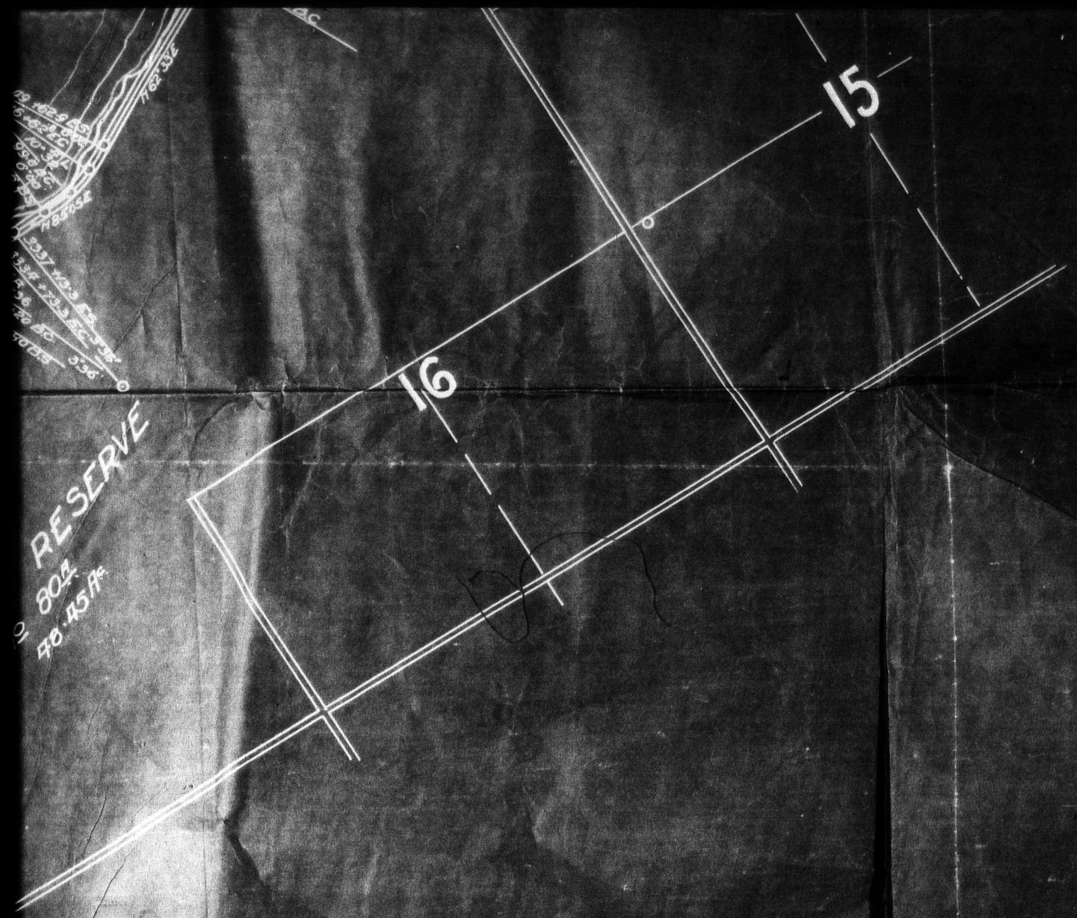

THROUGH
INDIAN RESERVE
No 80A
REGINA, SASKATOON, AND NORTH SASKATCH
TOWNSHIP 21. RANGE 22. WEST OF
AS LOCATED.
MILE 31·7 – MILE 35·7
SCALE.
1 INCH = 1000 FEET.

BOARD OF RAILWAY COMMISSIONERS FOR CANADA
Certified as a copy of the plan showing the location of the railway under section 8 of the railway Act
159
13
No. 3423
Aug 7
Commissioner
21 Aug 1907

a portion of
T.P.

5 OF

THROUGH
INDIAN RESERVE
No 80A
REGINA, SASKATOON, AND NORTH SASKATCHEWAN BRANCH
TOWNSHIP 21. RANGE 22. WEST OF 2ND MERDN

AS LOCATED.

MILE 31·7 – MILE 35·7

SCALE.

1 INCH = 1000 FEET.

BOARD OF RAILWAY COMMISSIONERS FOR CANADA

Certified as a copy of the Plan sanctioned by order of the Board under section 159 of the Railway Act, 1903 No. 13 3423 Aug 7

Secretary

Chief Engineer of Railways and Canals for Canada

Ottawa, 27 Aug 1907

a portion of

J. S. Scott
ASST CHIEF ENGINEER

2ND VICE PRESIDENT.

Entered and filed in the ..... office this ..... day of ..... A.D. 19..

at ..... M.

No. .....

..... Registrar.

I hereby certify that this Plan is a true and correct copy of that portion of the plan of which it purports to be a copy and which is filed in this office as No. .....

Given under my hand and seal of office this ..... day of ..... A.D. 190

..... Registrar.

6 OF

PUBLIC ARCHIVES
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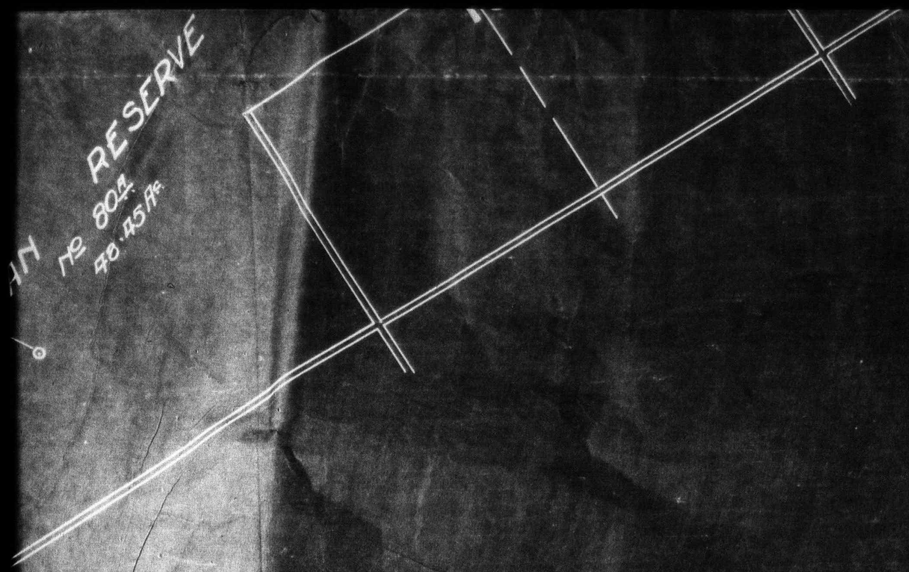
CANADA

7 of



MILE 31·7 – MILE 35·7

SCALE.

1 INCH = 1000 FEET.

BOARD OF RAILWAY COMMISSIONERS
FOR CANADA

a portion of
T.E.

159

13 Aug 7

3423

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Indian Affairs, (RG 10, Volume [illegible] file [illegible] 1-6 [illegible].P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

8 OF

AS LOCATED.

MILE 31·7 – MILE 35·7

SCALE.

1 INCH = 1000 FEET.

BOARD OF RAILWAY COMMISSIONERS
FOR CANADA

a portion of
+B.

Filed under section 159
Order No. 13 Aug 7
Order No. 3423

Alingersean
Asst Secy Board of Ry Commissioners
for Canada

Order of Board 27 Aug 7

J. S. Scott
Asst Chief Engineer

[illegible]
2nd Vice President

Entered and filed in the ..... Office this ..... day of ..... A.D. 19..... at ..... o'clock ..... m.

..... Registrar.

I hereby certify that this Plan is a true and correct copy of that portion of the plan of which it purports to be a copy and which is filed in this office as No. .....
Given under my hand and seal of office this ..... day of ..... A.D. 190.

..... Registrar.

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

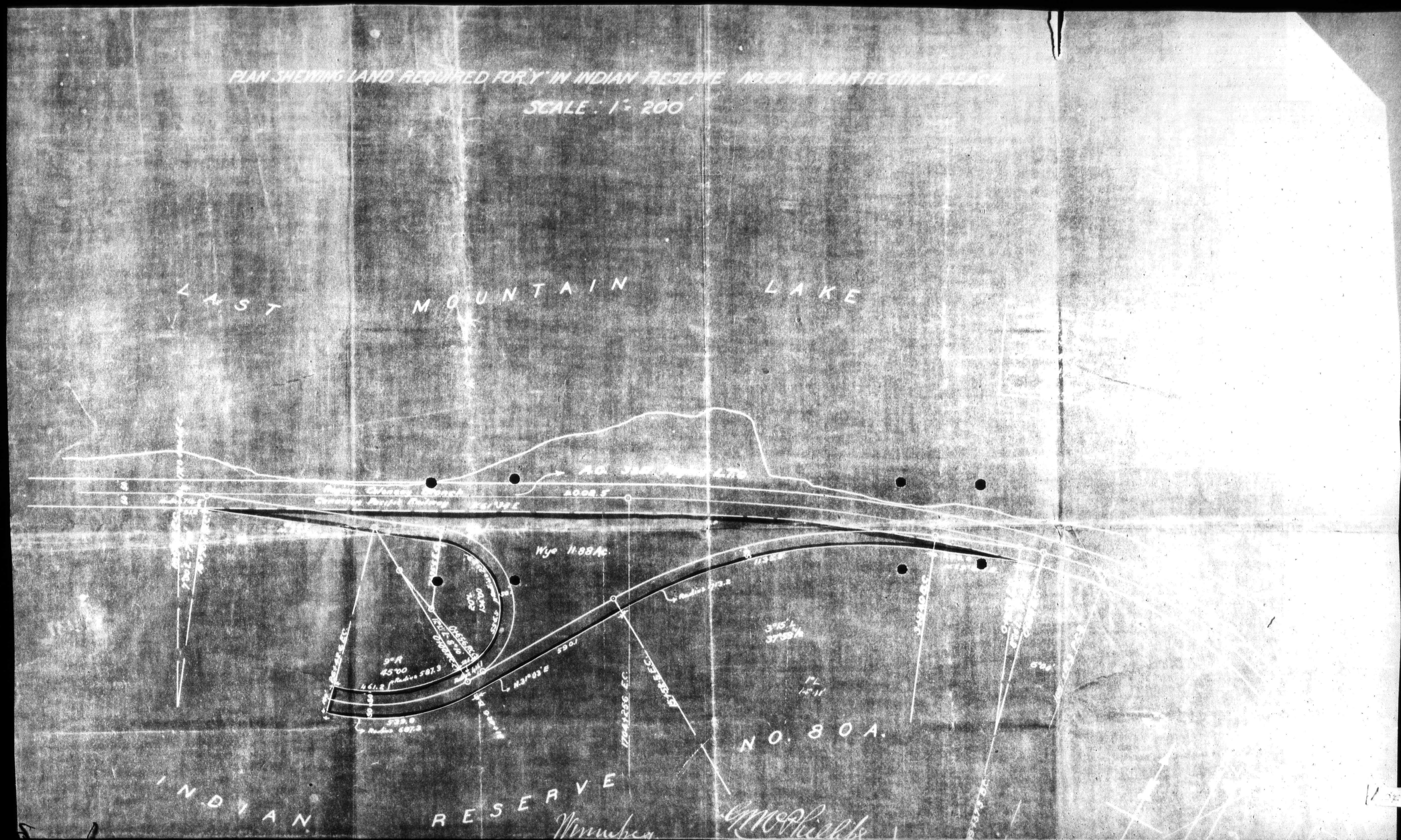
PLAN SHEWING LAND REQUIRED FOR 'Y' IN INDIAN RESERVE NO. 80 A. NEAR REGINA BEACH.

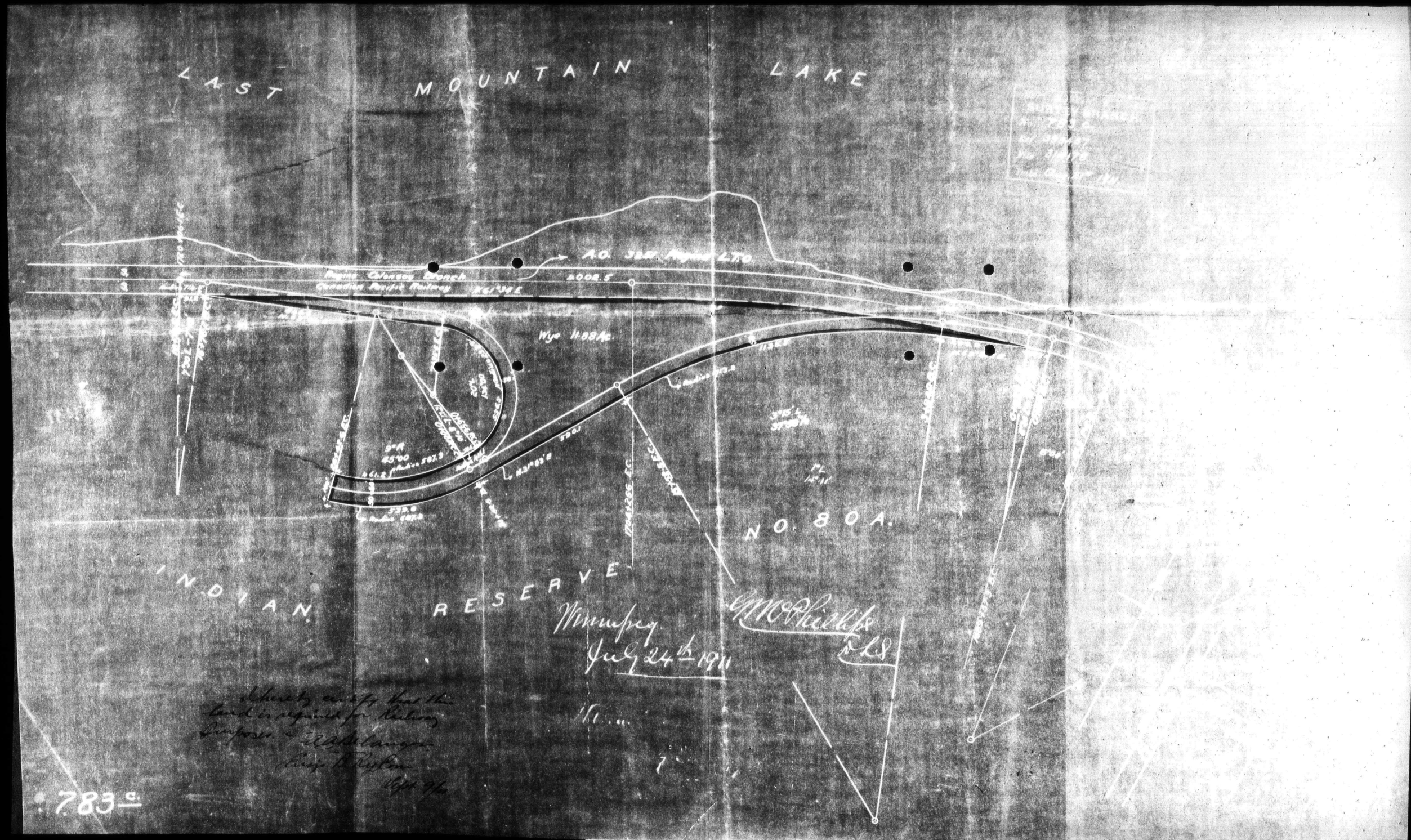
SCALE : 1" = 200'

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

PLAN SHEWING LAND REQUIRED FOR 'Y' IN INDIAN RESERVE No. 80A, NEAR REGINA BEACH

SCALE: 1" = 200'





PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

F22121-8CP

314,178.

Ottawa, April 10, 1911.

Sir,-

In reply to the request of your Right of Way Agent, contained in your letter of the 6th instant, No. 3953-M., to the effect that the following words be added to the description of the Right of Way of the Regina North Branch Rwy., through Indian reserve No. 80 A; "And filed in the Land Titles Office for the Assiniboia Land Registration District at Regina February 1st, 1911, as No. a-c-3251." I have to say that plans purporting to show lands in Indian reserves required for Railway or other purposes should be filed in this Department and we have no knowledge of their record in the various local Registry Offices.

It is of course understood that in preparing Right of Way plans across tracts of country the portions passing through Indian reserves will necessarily have to be shown thereon, but this Department does not see its way to quote these plans as recorded in the various Registry Offices.

Your obedient servant,

D. McLEAN

Asst. Deputy and Secretary.

E. W. Beatty, Esq.,
General Solicitor,
Canadian Pacific Rwy.,
Montreal.

LANDS BRANCH
APR 11 1911

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

F22121-8 CP

303437

Land required for a Wye in Indian Reserve 80 A, near Regina Beach.

All that portion of the Indian Reserve number 80 A, lying to the west of Section fifteen in Township twenty oneand in Range twenty two west of the Second meridianand to the north of section sixteenin the said township and Range which is described as follows:-

Beginning at a point on the south limit of the Right of Way of the Regina Colonsay Branch of the Canadian Pacific Railway perpendicularly opposit a point on the centre line of the said Railway distant westerly thereon four thousand and twofeet and five tenths of a foot from the east boundary of the said Indian Reserve as the same is shown on Plandnumber 783 a of record in the Survey Branch of the Department of Indian Affairs. ~~A.O. 3251 of the Regina Land Titles Office~~.

Thence south easterly and to the right along a curve of Radius seven hundred and fourteen feet and five tenths of a footto which the said south limit is a tangent ninety one feet andetwo tenths of a foot, thence north sixty nine degrees and four minutes east, by a straight line tangent to the la last mentioned curve eight hundred and forty feet and six tenths of a foot,

Thence southerly and to the right by a curve of radiustwo hundred and thirty seven feet and nine tenths of a foot, the centre of whichlies to the west, and to which the last mentioned course is tangent, five hundred and fifty six feet and five tenths of a foot,

Thence westerly and to the right by a curve of radius four hundred and eleven feet and one tenth of a foot compounded with last mentioned curve fifty eight feet and six tenths of a foot,

Thence westerly and to the right by a curve of radius five hundred and eighty seven feet and three tenths of a footcompounded with the last describedcurve four hundred and sixty one feet and two tenths of a foot,

Thence along the production southerlyof a radius to the last described curve one hundred feet ,

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Thence north easterly by a curve of radiussix hundred and eighty seven feet and three tenths of a foot, concentric with the last described curve five hundred and thirty nine (539.8) feet and eight tenths of a foot, thence north easterlyby a course tangent to the last describedcurve , north thirty one degrees and three minutes east five hundred and ninety feet and one tenth of a foot,

Thence north easterly and easterlyby a curve to the right of Radius seventeen hundredand thirteen feet and two tenths of a foot, to which the last mentioned course is a tangentand the centre of which lies to the south east eleven hundred and thirty five feet and five tenths of a foot,

Thence easterly by a course tangent to the last described curve north sixty nine degrees and one and one halfminutes east two hundred and ninety nine feet,

Thence easterly by a curve of radius six hundred and twenty four feet and seven tenths of a foot, to which the last described course is a tangent and the centre of which lies to the south, seventy eight feet and seven tenths of a footto the said south limit of the Right of Way of the said branch railway,

Thence westerly along the said south limitof the said Right of Way to the point of beginning,

Containing eleven acres and eighty eight hundredths of an acre be the same more or less.

C M C Phillips

Winnipeg, July 24th., 1911. Approved J.B.

D.L.S.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

The Canadian Pacific Railway Company

Law Department

A. R. Creelman, K.C.
General Counsel.
E. W. Beatty,
General Solicitor.

6744 - M. Montreal, 18th August 1911.

DEPARTMENT OF INDIAN AFFAIRS
AUG 19 1911

393437

The Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Sir:-

REGINA NORTH BRANCH, LAND REQUIRED FOR WYE IN INDIAN RESERVE NO. 80A, NEAR REGINA BEACH, 11.68 ACRES.

I have the honour to send you herewith plan in duplicate and description signed by Mr. G.McPhillips, D.L.S., and beg to make Application on behalf of this Company for the purchase of the land required in Indian Reserve No. 80A.

The peculiar shape of this wye is on account of certain topographical features of the ground.

I shall be glad if you will advise me as to the purchase price required in order that the necessary voucher may be put through.

Your obedient servant,

DEPT. OF INDIAN AFFAIRS
AUG 21 1911
SURVEYS.

Schedule under No. 783e

General Solicitor.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Descrip to be examined ✓
Schedule — 783c ✓
Plot on plan 783B —
Check area
✓ Send for Com. certificate
✓ Val. by Agent —

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

Ottawa, August 22, 1911.

Sir,-

Enclosed herewith is a blue print plan showing a tract of land containing 11.88 acres, in the East Mountain Lake I.R. No. 80A, required by the Canadian Pacific Railway for the purpose of constructing a Wye thereon. I have to request you to be good enough to examine the ground and to make the usual valuations of the land and damages to Indian improvements, if there are any. In this as in all similar valuations please consult the Indian Council and the individual Indians specially interested and endeavour to obtain their concurrence with such reasonable valuations as you may arrive at.

Your obediant servant,

(Sgd) J. W. McLean

Asst. Deputy and Secretary.

H. Nichol, Esq.,
Indian Agent,
Avonhurst,
Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178.

Ottawa, August 22, 1911.

Sir,-

Enclosed herewith is a tracing and a blue print copy, showing a tract of land in the Last Mountain Lake Indian Reserve, No. 80A, required by the Canadian Pacific Railway for the purpose of constructing a Wye thereon; I shall be obliged if the Engineer of the Railway Commission will be good enough to place his usual certificate thereon, to the effect that the land is required for Railway purposes.

I have to request especially that the tracing be returned to this Department, the blue print may be retained if so desired.

Your obedient servant,

(Sgd) J. D. McLean

Asst. Deputy and Secretary.

S. B. Smith

The Secretary,
Board of Railway Commissioners,
Ottawa.

DEPT. OF INDIAN AFFAIRS,
AUG 22 1911
SURVEYS.

DEPT. OF INDIAN AFFAIRS,
AUG 24 1911
SURVEYS.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

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314178

A. D. CART[illegible]TARY.

BOARD OF
RAILWAY COMMISSIONERS
FOR CANADA.

OFFICE OF THE SECRETARY,
OTTAWA.

DEPARTMENT OF INDIAN AFFAIRS
SEP 25 1911

B/C

Sept.11th,1911

Dear Sir,- File 4087, Canadian Pacific Ry.

395066

Referring to your letter of 22nd August, which you will note was not received here until September 9th,

enc

I now return you herewith the tracing and blue print, which have been duly approved by the Engineering Department of the Board.

Yours truly,

A. D. Cartwright

Secretary, B.R.C.

J.D. McLean, Esq.,
Asst. Deputy & Secretary,
Dept. of Indian Affairs,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS,
SEP 25 1911
SURVEYS.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

INDIAN AGENT'S OFFICE,

DEPARTMENT OF INDIAN AFFAIRS
OCT 7 1911

Avonhurst P.O., Sask.,

IN YOUR REPLY REFER TO
No. 925/13
ALSO
TO DATE OF THIS LETTER.

Archives 396544 September 29th, 19 11

Sir,—

Referring to your letter of August 22nd, 1911 314178, enclosing blue print plan showing that portion of Last Mountain Indian Reserve upon which the Canadian Pacific Railway wish to construct a wye, and for which purpose 11.88 acres is required, and instructing me to consult the Indian Council in regard to this

DEPT. OF INDIAN AFFAIRS
OCT 9 1911
SURVEYS.

In reply I beg to say that according to discriptions and plans of reserves I have in this office the Last Mountain Reserve was set aside as a fishing station for the Touchwood Hills and Qu'Appelle Valley Indians, and would, therefore, asked to be advised before which Indian Council I should bring this matter.

There are a few families from Piapot and Muscowpetung bands and Touchwood Agency, who who make there homes there. Under the circumstances would it only be necessary to get the formal consent of those residing on this Reserve. I would also request that the required form of surrender be sent me.

I have the honour to be,

Sir,

Your obedient servant

H. Michel

Indian Agent,

The Secretery,
Dept, Ind, Affirs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

F 22121-8CP

314,155.

1 By Minister
2 Secy

Ottawa, October 10, 1911.

Sir,-

In reply to your letter of the 29th ult., No.925-13, I have to say that as there is no Indian Council on Last Mountain reserve No.50 A, you may consult the Indians resident thereon only, but the Department will rely on your own judgment as to the sum which should be demanded from the Railway Company as compensation for the land and damages to the reserve and for damages to Indian improvements, that is if there are any improvements damaged by the taking of this land.

As the land is required for Railway purposes it will be taken under the authority of an Order in Council and without a surrender from the Indians.

Your obedient servant,

Sgd. J D McLean

Asst. Deputy and Secretary.

H. Nichol, Esq.,
Indian Agent,
Avonhurst, Sask.

Lam
S.13

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

INDIAN AGENT'S OFFICE,

Avonhurst P.O., Sask.,

November 11", 1911.

IN YOUR REPLY REFER TO
No. 948/13
ALSO
TO DATE OF THIS LETTER.

399271

Sir,—

Referring to your letter of October 10", 1911, No.314178, re advising Indians resident on Long Lake reserve of land required by the Canadian Pacific Railway Co. for construction of a wye thereon, and also sum that should be demanded from the above Company as compensation for land, and damages to Reserve and improvements. In reply I beg to say that $ 20.-- per acre would be fair compensation for the land and damages to the Reserve, and $ 25.-- for the destruction of Michel's, of Muscowpetung Reserve, house which was torn down to make way for this line.

I have the honour to be,
Sir,
Your obedient servant,

Indian Agent.

O.K. expense J.B.

9/0178

Pay 25.00

708

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

Minister

1 Sy
2 Reply

Ottawa, November 21, 1911.

Sir,-

Sale
2
Page 599
N. Div. Reg.

Referring to your letter of the 18th August last, No.6744-M, I beg to inform you that the value placed by our Agent on the land in Indian Reserve No.60 A, required for the purposes of a "Wye" by the Canadian Pacific Railway, is $20.00 per acre, to which is to be added the sum of $25.00 for the destruction of a building belonging to the Indian Michel.

The area taken according to the plan is 11.58 acres. The total amount due is therefore $262.60. I have to ask you to be good enough to forward this sum at as early a date as may be convenient.

Your obedient servant,

Sydney F. W. McLean

Asst. Deputy and Secretary.

E. W. Beatty, Esq.,
General Solicitor,
Canadian Pacific Railway Co.,
Montreal, Que.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

26-10-11-24294

The Dept of Indian Affairs

$262.60

CANADIAN PACIFIC RAILWAY COMPANY.

FORM 599

Voucher No. 8338

RECEIVED of the Canadian Pacific Railway Company the sum of Two hundred and fifty two 60/100 Dollars, for compensation for land required for the purpose of the Railway being 4.81 acres in Indian Reserve #.8a also compensation for destruction of wells

Dated at .....

..... 19

401585

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

The Canadian Pacific Railway Company

Law Department

A. R. Creelman, K.C.
General Counsel.

E. W. Beatty,
General Solicitor.

6126-G. GB.

Montreal, 22nd December, 1911

DEPARTMENT OF INDIAN AFFAIRS
DEC 27 1911

401585

J. D. McLean, Esq.,
Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir:-

- RE REGINA NORTH BRANCH. LANDS IN INDIAN RESERVE, NO. 80A. -

I beg to enclose herewith cheque for $262.60 compensation for 11.88 acres taken by the Canadian Pacific Railway Company in the above reserve for a Wye.

The purchase price of the foregoing land amounts to $237.60, and the remaining $25.00 is compensation for the destruction of a well belonging to the Indian Michel.

I will be obliged if you will have Patent issued as soon as possible.

Will you please sign and return the accompanying receipt?

Your Obedient Servant,

E W Beatty

General Solicitor.

Enc.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

BANK OF MONTREAL.

No. 1413

Original, for the Depositor. 401585

$262 60/100

Bank of Montreal. OTTAWA.

DEC 26 1911 19

Received from Canadian Pac. Rybo

on account of Indian Funds

the sum of Two hundred & sixty two 60/100 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

Ent'd.

DEPARTMENT OF INDIAN AFFAIRS DEC 27 1911

Pro Manager.

3909

BANK OF MONTREAL.

No. 1413

401585

Duplicate, for Department.

$262 60/100

Bank of Montreal. OTTAWA.

DEC 26 1911 19

Received from Can. Pac Rybo

on account of Indian Funds

the sum of Two hundred & sixty two 60/100 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

LANDS BRANCH DEC 29 1911

DEPARTMENT OF INDIAN AFFAIRS DEC 27 1911

Pro Manager.

Ent'd.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178

Grant Rice

Ottawa, 3rd January, 1912.

His Royal Highness

The Governor General in Council.

The undersigned begs to report that the Canadian Pacific Railway Company has applied to the Department of Indian Affairs for 11.88 acres required by the Company for the construction of a wye on the Last Mountain Indian reserve, No. 80A, in township 21, range 22, west of the 2nd meridian, in the province of Saskatchewan. A plan is of record in the Department of Indian Affairs bearing a certificate of the engineering department of the Board of Railway Commissioners for Canada to the effect that the land applied for is required for railway purposes.

The undersigned would recommend that, under section 46 of the Indian Act, authority be given for the sale of the said 11.88 acres to the Canadian Pacific Railway Company for the purpose above mentioned, upon such terms as may be agreed upon.

Encl.

3

Superintendent General

of Indian Affairs.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178

Right of way for "Y" for C. P. R. on Indian reserve No. 80A, Sask.

The Department valued the 11.88 acres at $20 per acre and added the sum of $25 for the destruction of a building belonging to an Indian. The Company has paid in full for the land and the building.

Sec. 46 of the Indian Act provides that no portion of a reserve shall be taken for the purposes of a railway, &c., except with the consent of the Governor in Council.

R.B.M.

Indian Affairs,
3 Jan., '12.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

The Canadian Pacific Railway Company

Law Department

Ottawa, March 11, 1912.

A. R. [redacted]nan, K.C.
General Counsel, Montreal.

E. W. Beatty,
General Solicitor, Montreal.

Ewart, Scott, Maclaren & Kelley
Ottawa Agents.

DEPARTMENT OF INDIAN AFFAIRS
MAR 12 1912
ARCS

DEPT. OF INDIAN AFFAIRS.
MAR 13 1912
SURVEYS.

W. Bray

The Secretary,

Department of Indian Affairs, 407001

Ottawa, Ont.

Sir:- re REGINA NORTH BRANCH RIGHT OF WAY THROUGH INDIAN RESERVE NO. 80-A.

Referring to the application of Mr. E. W. Beatty of the 22nd December, 1911, we are instructed to ask that the issue of the patent for this land may be expedited.

We have the honour to be Sir,

Your obedient servants,

Ewart Scott Maclaren & Kelley

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178

Ottawa, 30th April, 1912.

His Royal Highness

The Governor General in Council.

The undersigned has the honour to report that the Canadian Pacific Railway Company has applied to the Department of Indian Affairs for 11.88 acres required by the Company for the construction of a wye on the Last Mountain Indian reserve, No. 80A, in township 21, range 22, west of the 2nd meridian, in the province of Saskatchewan. A plan is of record in the Department of Indian Affairs bearing a certificate of the engineering department of the Board of Railway Commissioners for Canada to the effect that the land applied for is required for railway purposes.

The undersigned would recommend that, under section 46 of the Indian Act as amended by Sec. 1, Chap. 14, 1-2 Geo. V, authority be given for the sale of the said 11.88 acres to the Canadian Pacific Railway Company for the purpose above mentioned, the same having been paid for in full by the Company.

Sent to Council 16 Aug. 1912

To Stat B. Left memo and Aug 2. 1912

(Sgd) R. Rogers

Superintendent General of Indian Affairs.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,[illegible]

Right of way for [illegible] way [illegible]
C.P.R. on Indian reserve [illegible]
SOA, Sask.

In accordance with the Indian Agent's report, the Department valued the 11.88 acres at $20 per acre and $25 for the destruction of a building belonging to an Indian.

The railway company has paid in full for the land and the building in accordance with the above mentioned valuation.

Under Sec. 46 of the Indian Act the consent of the Governor in Council is required for the taking of the right of way through the reserve, and no surrender is required. The same section provides for compensation being made to the Indians on account of the right of way.

Sgd. F.T.

Indian Affairs,
30 April, 1912.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178

Right of way for "wye" for C.P.R. on Indian reserve No. 80A, Sask.

In accordance with the Indian Agent's report, the Department valued the 11.63 acres at $20 per acre and $25 for the destruction of a building belonging to an Indian.

The railway company has paid in full for the land and the building in accordance with the above mentioned valuation.

Under Sec. 46 of the Indian Act the consent of the Governor in Council is required for the taking of the right of way through the reserve, and no surrender is required. The same section provides for compensation being made to the Indians on account of the right of way.

Sgd F.T.

Indian Affairs,
30 April, 1913.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

The Canadian Pacific Railway Company

Law Department

A. R. Creelman, K.C.
General Counsel, Montreal.
E. W. Beatty,
General Solicitor, Montreal.
Ewart, Scott, Maclaren & Kelley
Ottawa Agents.

C-2[illegible]5

Ottawa, April 30, 1912.

DEPARTMENT OF INDIAN AFFAIRS
MAY 1 1912

410754

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir:- re R/W THROUGH INDIAN RESERVE NO. 80-A FOR REGINA NORTH BRANCH - YOUR FILE 314178.

On 22nd December, 1911, Mr. Beatty, General Solicitor for the C.P.R. Company forwarded you cheque for $262.60 together with voucher to be signed for the Company's files. The latter does not appear to have been returned and we enclose you duplicate which we will be obliged if you will sign and return to us as soon as possible.

The Company is very anxious that the patent for this land should issue with as little delay as possible.

We have the honour to be Sir,

Your obedient servants,

Ewart Scott Maclaren & Kelley

ENC.

Receipt signed & sent 3/5/12

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

The Canadian Pacific Railway Company

Law Department

A. R. Creelman, K.C.
General Counsel, Montreal.

E. W. Beatty,
General Solicitor, Montreal.

Ewart, Scott, Maclaren & Kelley
Ottawa Agents.

Ottawa, May 31, 1912.

DEPT. OF INDIAN AFFAIRS
JUN 4 1912

412719

DEPT. OF INDIAN AFFAIRS
JUN 4 1912
SURVEYS

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir:- re R/W THROUGH INDIAN RESERVE NO. 60-A, (LAST MOUNTAIN RESERVE) FOR REGINA NORTH BRANCH.
YOUR FILE 314178.

We again write to call your attention to the fact that though the purchase money for the right of way through the above reserve, amounting to $262.60, was paid on the 22nd December, 1911, no patent has as yet been issued. The Company is very anxious that patent should issue without delay.

On April 30th we wrote you calling attention to the fact that the voucher which accompanied the cheque for $262.60 had never been signed and returned as requested, and we enclosed a duplicate of the voucher and asked that that might be signed and returned to us. Neither the original voucher nor the duplicate have been returned and we will be greatly obliged if this matter may receive your immediate attention.

We have the honour to be Sir,

Your obedient servants,

Ewart Scott Maclaren & Kelley

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

MINISTER'S OFFICE
AUG 25 1912
DEPT OF INTERIOR

214,178

Ottawa, 8th June, 1912.

Gentlemen,-

I beg to acknowledge the receipt of your letter of 31st ultimo with regard to issue of patent to the Canadian Pacific Railway Company for right of way for wye on Indian reserve No. 80A, Sask., and to say that the matter is receiving consideration.

Your obedient servant,

Asst. Deputy and Secretary.

Messrs. Ewart, Scott, Maclaren & Kelley,
Barristers,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314 178

May 14th 1912

F 22121-8 CP

~~Land required for a wye in Indian Reserve 80A, near Regina Beach.~~

V:-:-:-

and sixty one feet and two tenths of a foot.

Thence along the production southerly of a radius to the last described curve one hundred feet.

Thence north easterly by a curve of a radius six hundred and eighty seven feet and three tenths of a foot, concentric with the last described curve five hundred and thirty nine and eight tenths feet ~~and eight tenths feet~~, thence north easterly by a ~~xxxx~~ course tangent to the last described curve, north thirty one degrees and three minutes east five hundred and ninety feet and one tenth of a foot.

Thence north easterly and easterly by a curve to the right of radius seventeen hundred and thirteen feet and two tenths of a foot, to which lies ~~xx~~ the last mentioned course is a tangent and the centre of which lies to the south east eleven hundred and thirty five feet and five tenths of a foot. Thence easterly by a course tangent to the last described curve north sixty nine degrees and one and one half minutes east two hundred and ninety nine feet.

Thence easterly by a curve of radius six hundred and twenty four feet and seven tenths of a foot, to which the last described course is a tangent and thecentre of which lies to the south, seventy eight feet and seven tenths of a foot to the said south limit of the Right of W^y of the said branch railway.

Thence westerly along the said south limit of the said Right of Way to the point of beginning.

Containing eleven acres and eighty eight hundredths of and acre ~~xx~~ be the same more or less.

Sgd. G. M. Phelps.
D. L. S.

Winnipeg, July 24, 1911.

J.K. Wood

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178

Right of way for " wye " for C.P.R. on Indian reserve No. 80A, Sask.

In accordance with the Indian Agent's report, the Department valued the 11.88 acres at $20 per acre and $25 for the destruction of a building belonging to an Indian.

The railway company has paid in full for the land and the building in accordance with the above mentioned valuation.

Under Sec. 46 of the Indian Act the consent of the Governor in Council is required for the taking of the right of way through the reserve, and no surrender is required. The same section provides for compensation being made to the Indians on account of the right of way.

Indian Affairs,
30 April, 1912.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

P.C. 2298

314,178

P.C. 2m.

Ottawa, 30th April, 1912.

His Royal Highness

The Governor General in Council.

The undersigned has the honour to report that the Canadian Pacific Railway Company has applied to the Department of Indian Affairs for 11.88 acres required by the Company for the construction of a wye on the Last Mountain Indian reserve, No. 80A, in township 21, range 22, west of the 2nd meridian, in the province of Saskatchewan. A plan is of record in the Department of Indian Affairs bearing a certificate of the engineering department of the Board of Railway Commissioners for Canada to the effect that the land applied for is required for railway purposes.

The undersigned would recommend that, under section 46 of the Indian Act as amended by Sec. 1, Chap. 14, 1-2 Geo. V, authority be given for the sale of the said 11.88 acres to the Canadian Pacific Railway Company for the purpose above mentioned, the same having been paid for in full by the Company.

Superintendent General
of Indian Affairs.

Pay Indian band to Acting Registrar for disbursation

Pay Council

12 Aug 12

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178.

Ottawa, 29th August,1912.

His Royal Highness

The Governor General in Council,

The undersigned has the honour to report that the Canadian Pacific Railway Company has applied to the Department of Indian Affairs for 11.88 acres required by the Company for the construction of a wye on the Last Mountain Indian Reserve, No.80A, in Township 21, Range 22, West of the second Meridian, in the Province of Saskatchewan. A plan is of record in the Department of Indian Affairs bearing a certificate of the engineering department of the Board of Railway Commissioners for Canada to the effect that the land applied for is required for railway purposes. The Indian Agent has valued the land at $20.00 per acre and $25.00 in addition for the destruction of a building belonging to an Indian named, Michel, which valuation is considered by the Department fair and reasonable.

The undersigned would therefore recommend that under Section 46 of the Indian Act as amended by Section 1, Chap.14, 1-2 Geo.V, authority be given for the sale of the said 11.88 acres to the Canadian Pacific Railway Company for the purpose above stated, the same having been paid for in full by the Company.

Acting Superintendent General
of Indian Affairs.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

3P.

P.C.2438. F22121-8CP

Certified copy of a Report of the Committee of the Privy Council, approved by His ~~Excellency the~~ Excellency the Deputy Governor General on the 6th. September 1912

PRIVY COUNCIL CANADA.

On a Memorandum dated 29th August 1912, from the Acting Superintendent General of Indian Affairs, stating that the Canadian Pacific Railway Company has applied to the Department of Indian Affairs for 11.88 acres required by the Company for the construction of a "Y" on the Last Mountain Indian Reserve, No. 80A, in Township 21, Range 22, West of the second Meridian, in the Province of Saskatchewan. A plan is of record in the Department of Indian Affairs bearing a certificate of the engineering department of the Board of Railway Commissioners for Canada to the effect that the land applied for is required for railway purposes. The Indian Agent has valued the land at $20.00 per acre and $25.00 in addition for the destruction of a building belonging to an Indian named, Michel, which valuation is considered by the Department of Indian Affairs, fair and reasonable;

The Minister, therefore, recommends that, under Section 46 of the Indian Act as amended by Section 1, Chapter 14, 1-2 Geo.V, authority be given for the sale of the said 11.88 acres to the Canadian Pacific Railway Company for the purpose above stated, the same having been paid for in full by the Company.

The Committee advise that the requisite authority be granted.

Rodmond P. Roy

Clerk of the Privy Council.

The Honourable

The Superintendent General of Indian Affairs.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

3I4 I78-

Ottawa, I6th September, I9I2-

Gentlemen,

With further reference to application to purchase II.88 Acres of land for the construction of a "Wye" on the Last Mountain Reserve, No.80A. in Township 2I, Range 22, W.2 M. Saskatchewan, I have to request that you will be good enough to advise the Department as to the corporate name of the Company, in which it is desired to have Patent issue for this land, as the file in the Department shews that different names have been referred to in the correspondence.

Your obedient servant,

J. D. McLEAN

Asst. Deputy & Secretary-

Messrs. Ewart, Scott, Maclaren & Kelly,
Barristers &c.
Ottawa,
Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

Ottawa, December 4. 1912.

Gentlemen,-

I beg to direct your attention to letter to you of the 16th September last, asking you to advise the Department as to the corporate name of the Railway Company requiring patent for 11.88 acres of land for a "Wye" on the Last Mountain reserve, No. 80A, and to request that this information be furnished at as early a date as possible.

Your obedient Servant,

J. D. McLEAN

Asst. Deputy and Secretary.

Messrs. Ewart, Scott, Maclaren & Kelley,
Barristers, &c.,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

324178

The Canadian Pacific Railway Company

Law Department

A. R. Creelman, K.C.
General Counsel, Montreal.

E. W. Beatty,
General Solicitor, Montreal.

Ewart, Scott, Maclaren & Kelley
Ottawa Agents.

C-359

Ottawa, December 12th, 1912.

DEPARTMENT OF INDIAN AFFAIRS DEC 13 1912

425377

The Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Re Right-of-way through Indian Reserve 50-A. Your file No. 324178

Sir,

Referring to your letters of the 16th of September and the 4th instant, We beg to say that this patent should be issued in the name of the Canadian Pacific Railway Company.

We have the honour to be, Sir,

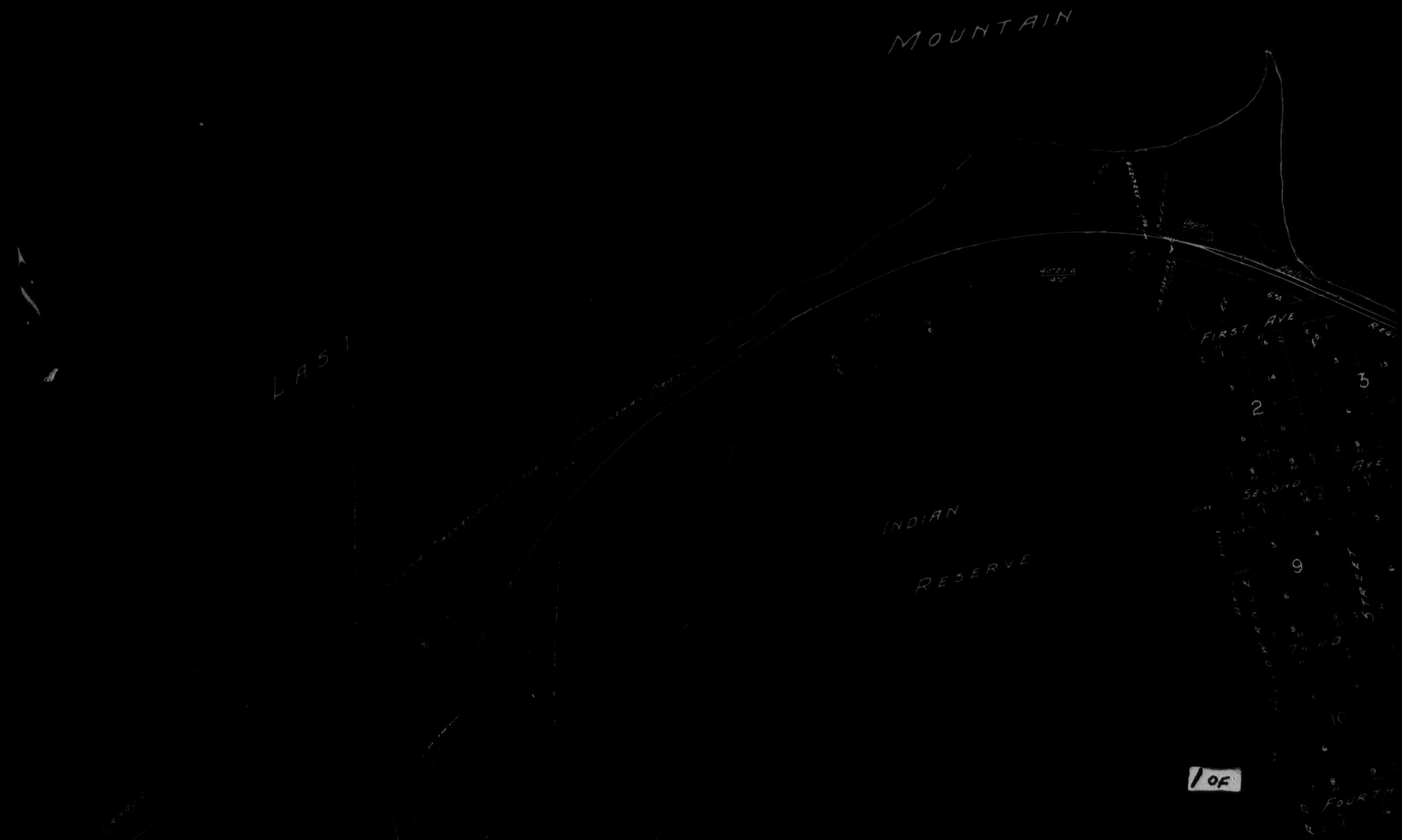
Your obedient servants,

LANDS BRANCH DEC 16 1912

Ewart Scott Maclaren & Kelley

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

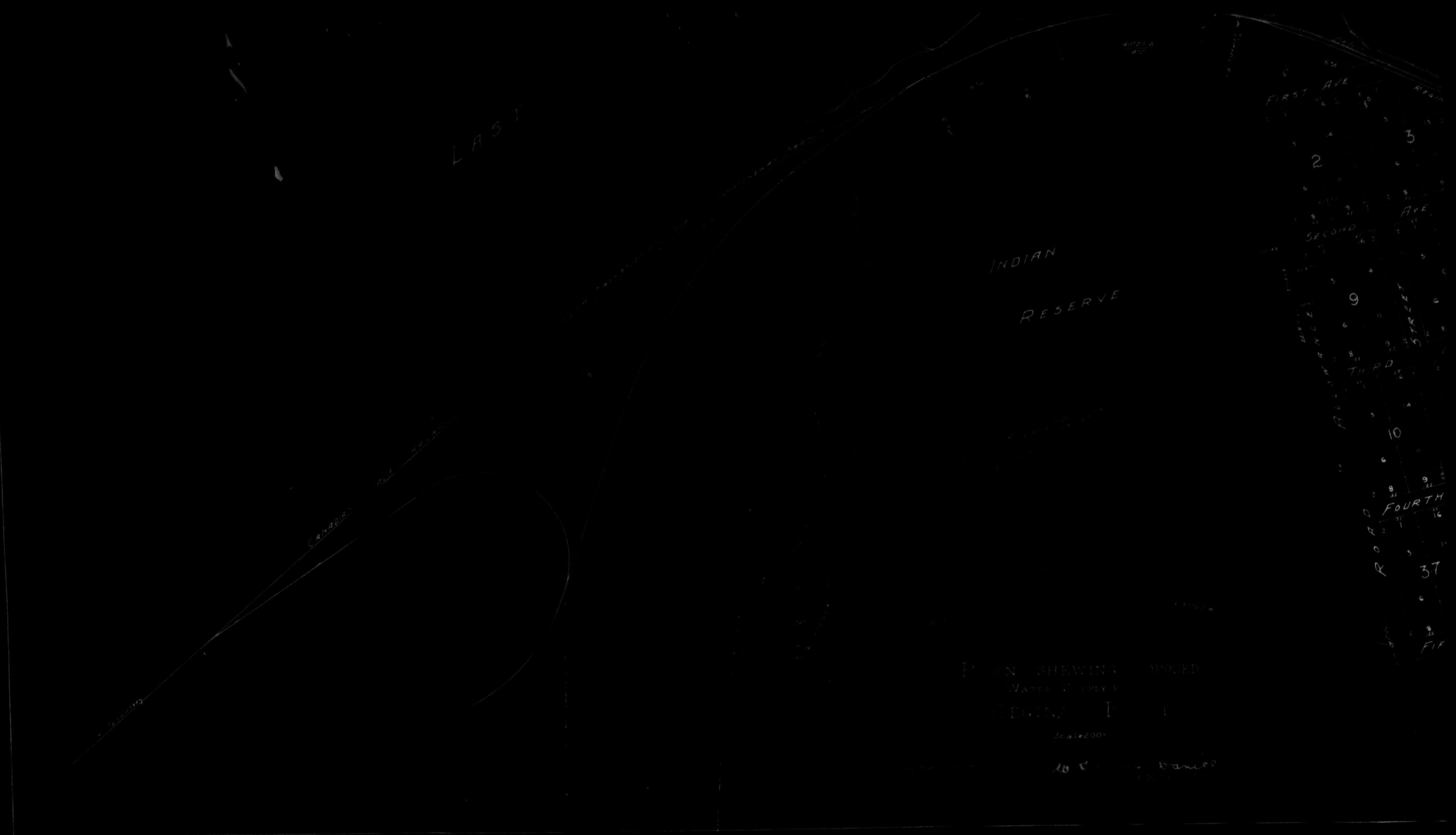
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA


MOUNTAIN
LAST
INDIAN
RESERVE
FIRST AVE
SECOND AVE
THIRD STREET
FOURTH
2
3
9
10

1 OF

MOUNTAIN
LAKE
LAST
INDIAN
RESERVE
FIRST AVE
SECOND
THIRD
FOURTH
AVE
2
3
7
8
9
10
11
14
15

2 OF



3 OF

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

4.5.4.

MOUNTAIN
LAST
INDIAN
RESERVE
REGINA, SASKATOON AND NORTH SASKATCHEWAN BRANCH
PACIFIC RAILWAY
Depot
FIRST AVE.
SECOND AVE.
THIRD
ALLOWANCE STREET
N 77°49' E 1901 4 Wood Pipe Gravity Line
S 77°49' W 1615
1 OF

MOUNTAIN
LAKE
LAST
REGINA, SASKATOON AND NORTH SASKATCHEWAN BRANCH
PACIFIC RAILWAY
INDIAN
RESERVE
Depot
FIRST AVE.
SECOND AVE.
THIRD AVE.
REGINA BEACH
ALLOWANCE
STREET
STREET
STREET
AVE.
AVE.
AVE.
N77°-49'E 1901 4 Wood Pipe Gravity Line
S 77°-49'W 1645

2 OF.

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

3 OF

KODAK SAFETY FILM

PLAN SHEWING PROPOSED
WATER SUPPLY FOR
REGINA BEACH

Scale 200'=1

Regina. Nov 1912

W Sullock Daniel
A M Can Soc C E

4 of 4.

CANADA

314178

CANADIAN PACIFIC RAILWAY COMPANY

OFFICE OF THE RESIDENT ENGINEER

SUBJECT:

Regina, S a s k.,

January 3rd., 1913.

DEPT. OF INDIAN AFFAIRS, JAN 10 1913 SURVEYS.

DEPARTMENT OF INDIAN AFFAIRS JAN 7 1913

476973

Dept. of Indian Affairs,

Ottawa, Ont.

Dear Sirs,-

I enclose herewith two Blue Prints, one for your file and one for you to return to me with your approval to lay pipe line as shown across the Indian Reserve. Would it be possible for me to purchase about 40 acres of this land which includes the spring as shown on plan. If a satisfactory arrangement can be arrived at I would be willing to pay cash for this piece of land.

Yours truly,

W. Sullock Daniel

~~Resident Engineer.~~

Indian Affairs? (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

F22121-8CP

Minister

1 2 Sect

Ottawa, Jan. 16, 1913.

Sir,

I beg to acknowledge the receipt of your letter of the 3th instant and to inform you that it is not in the province of this Department to approve any plan of the class submitted with your said letter.

I have to request you to be good enough to state for what purpose the privilege of laying and maintaining the pipe line in the Last Mountain Lake Indian Reserve as shown on the plan accompanying your letter, is required and in whose interest it is to be obtained.

No portion of the said Indian Reserve has been surrendered for sale; your application to purchase forty acres of the reserve therefore cannot be entertained. If, however, you will mark on the plan returned to you herewith, the location of the forty acres which you desire, the Indian Agent will be instructed to discuss the matter with the Indians with the view of ascertaining whether they will entertain any proposition to surrender. You should state the price you are willing to pay for the land and the purpose for which it is required.

S.B.

Kindly forward a plan on tracing cloth as this is a necessity for record and in order to make other copies therefrom which are required from time to time.

Encl.

Your obedient servant,

Sgd. J. D. McLean,

Assistant Deputy and Secretary.

W.G.Daniel,Esq.,
Canadian Pacific Railway Co.,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

614,178

F22121-8 CP

Ottawa, January 18, 1913.

Gentlemen,-

Referring to your letter of the 12th ultimo, C. 359, I beg to say that Letters Patent in favour of the Canadian Pacific Railway for Wye containing 11.88 acres on Indian Reserve 80A, have been issued and forwarded to the Registrar of Titles, Regina.

Your obedient Servant,

J. D. McLEAN

Asst. Deputy and Secretary.

Messrs. Ewart, Scott, Maclaren & Kelley,
Barristers, etc.,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

GOVERNMENT OF THE PROVINCE OF SASKATCHEWAN

REGISTRATION DISTRICT OF ASSINIBOIA

LAND TITLES OFFICE

ADDRESS YOUR REPLY TO
"THE REGISTRAR
LAND TITLES OFFICE
REGINA"

DEPARTMENT OF INDIAN AFFAIRS
JAN 31 1913

REGINA, SASK., Jan. 27, 1913. 191

DEPT. OF INDIAN AFFAIRS,
FEB 6 1913
SURVEYS.

Dear Sirs,-

I am requested by our Chief Surveyor to ask your Department for two certified copies linen tracings of plan No. 783 C. Railway plan and two certified copies of Indian Reserve plan No. 80 A. By complying with same you will greatly oblige,

Yours truly,

W. G. Hayfleur

Registrar.

P/LM.

Surveys Branch,

Department of Indian Affairs,

Ottawa, Ont.

Sent by registered mail 21 Feby 1913 J.B.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

Ottawa, Feb. 6, 1913.

Sir,

I beg to acknowledge the receipt of your letter of the 27th ultimo and to inform you that two certified copies on linen of plan No. 783 and of the plan of Indian Reserve No. 80A will be prepared and forwarded to you in accordance with your request.

Your obedient servant,

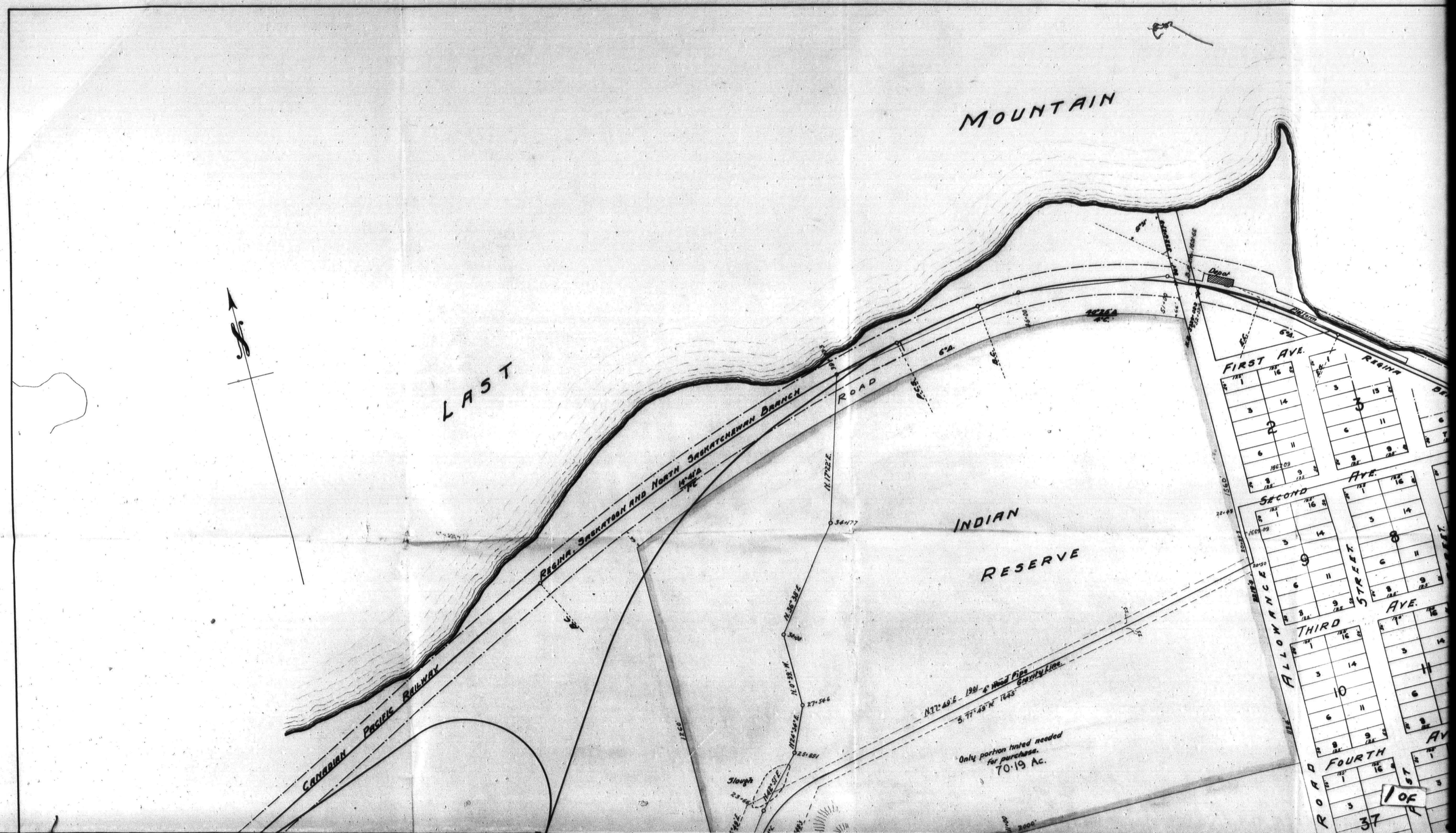
Sgd. D. McLean.
Assistant Deputy and Secretary.

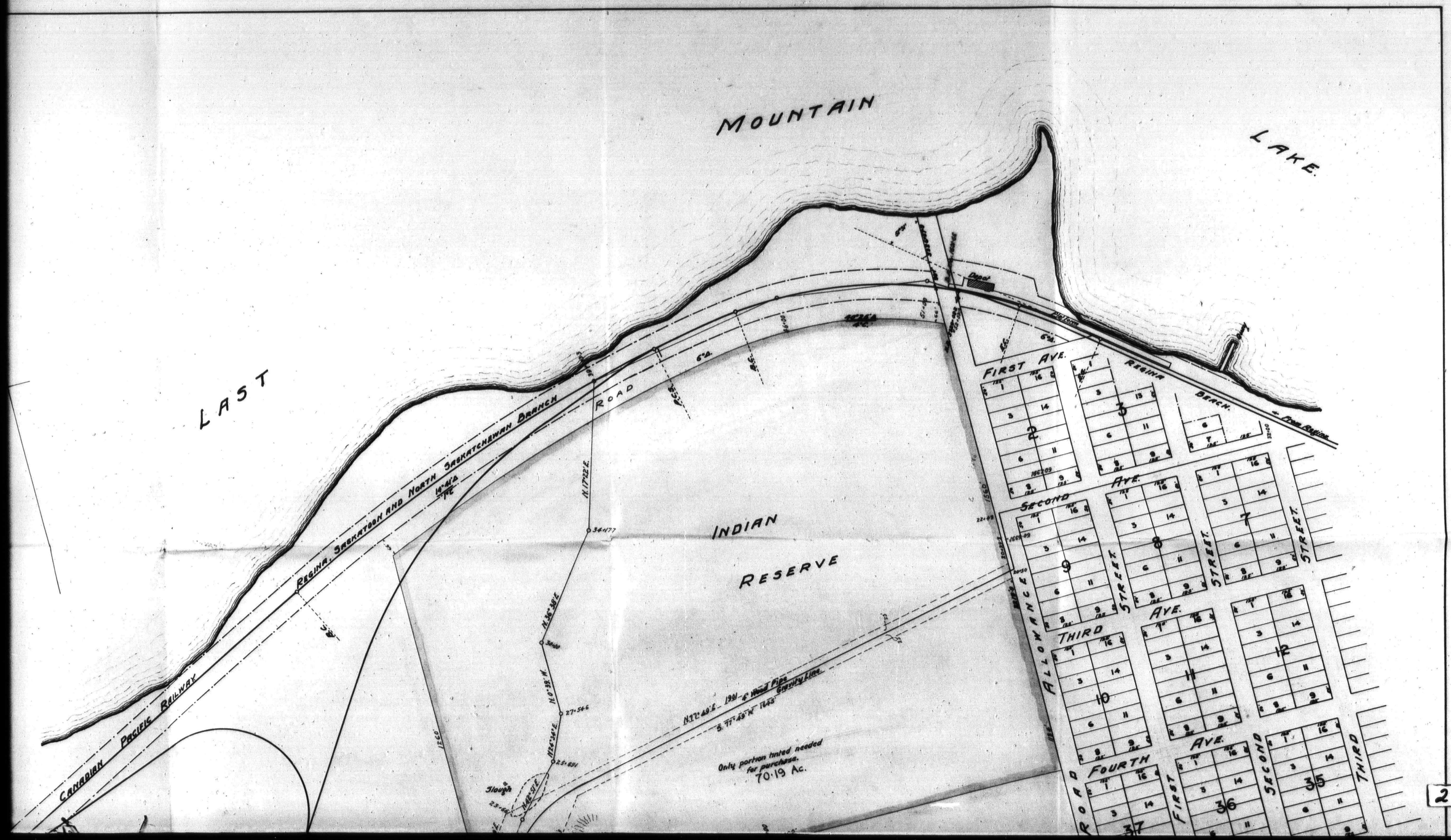
The Registrar,
Lands Titles Office,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

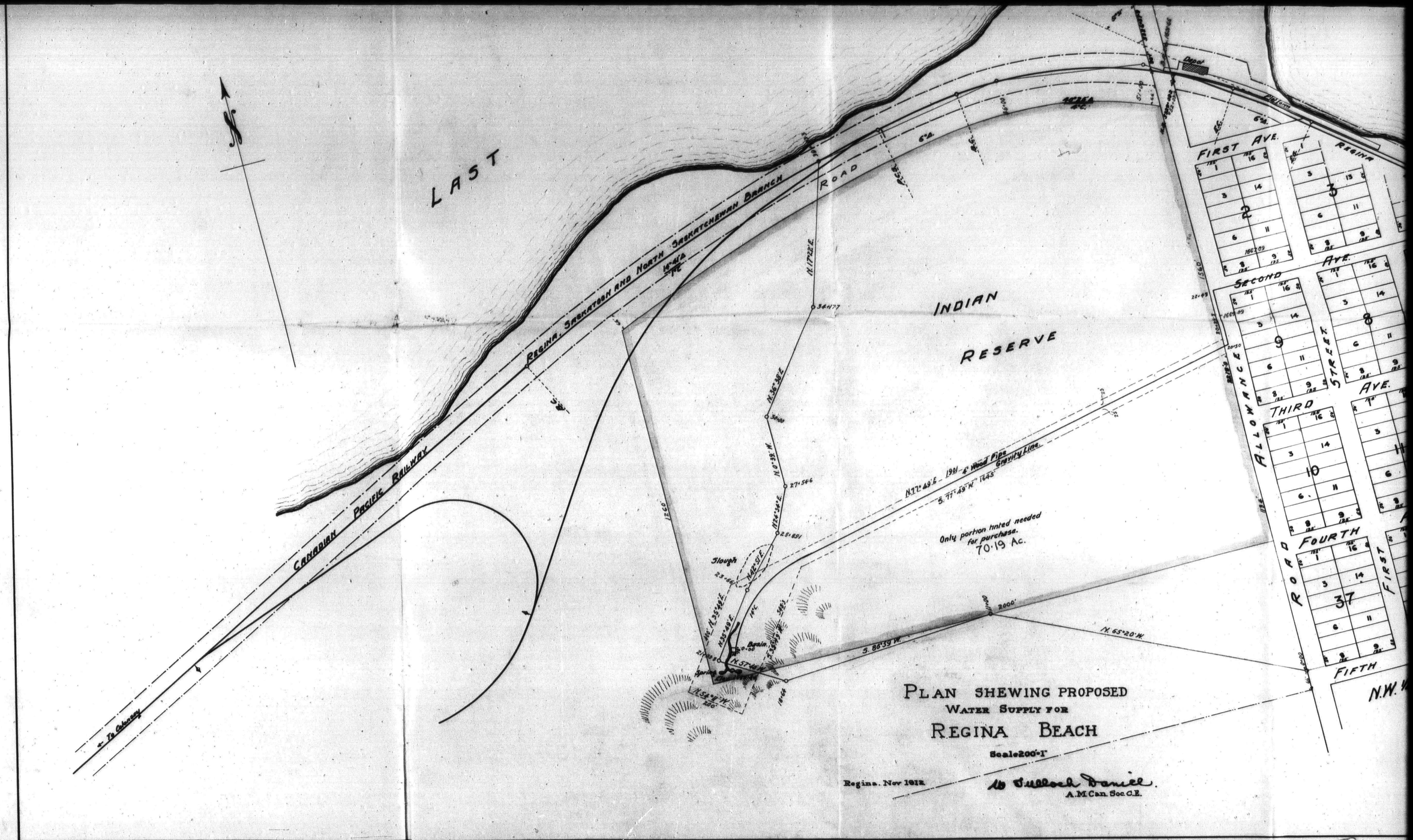
Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

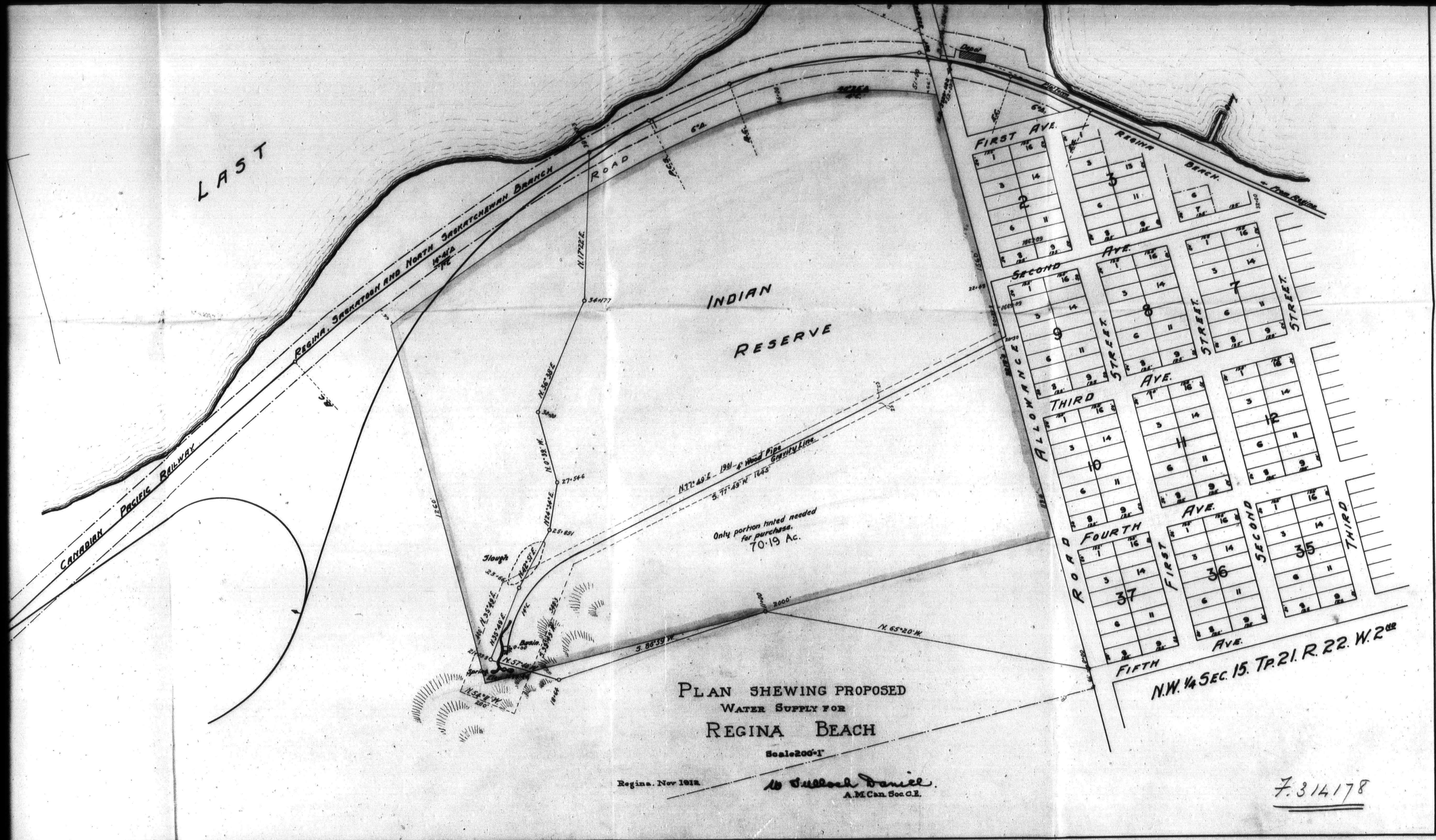

MOUNTAIN
LAST
INDIAN
RESERVE
ROAD
REGINA, SASKATOON AND NORTH SASKATCHEWAN BRANCH
CANADIAN PACIFIC RAILWAY
Depot
FIRST AVE.
SECOND AVE.
THIRD AVE.
FOURTH AVE.
REGINA STREET
ALLOWANCE
ROAD
N.77°49'E. 1981' 4" Wood Pipe
S.77°49'W. 1645' Gravity Line
Only portion tinted needed for purchase.
70.19 Ac.
Slough
1 OF 37


MOUNTAIN
LAKE
LAST
CANADIAN PACIFIC RAILWAY
REGINA, SASKATOON AND NORTH SASKATCHEWAN BRANCH
ROAD
INDIAN
RESERVE
Depot
FIRST AVE.
REGINA
BEACH.
SECOND AVE.
THIRD AVE.
FOURTH AVE.
ALLOWANCE
ROAD
FIRST STREET
SECOND STREET
THIRD STREET
Slough
Only portion hinted needed for purchase.
70·19 Ac.

2 OF

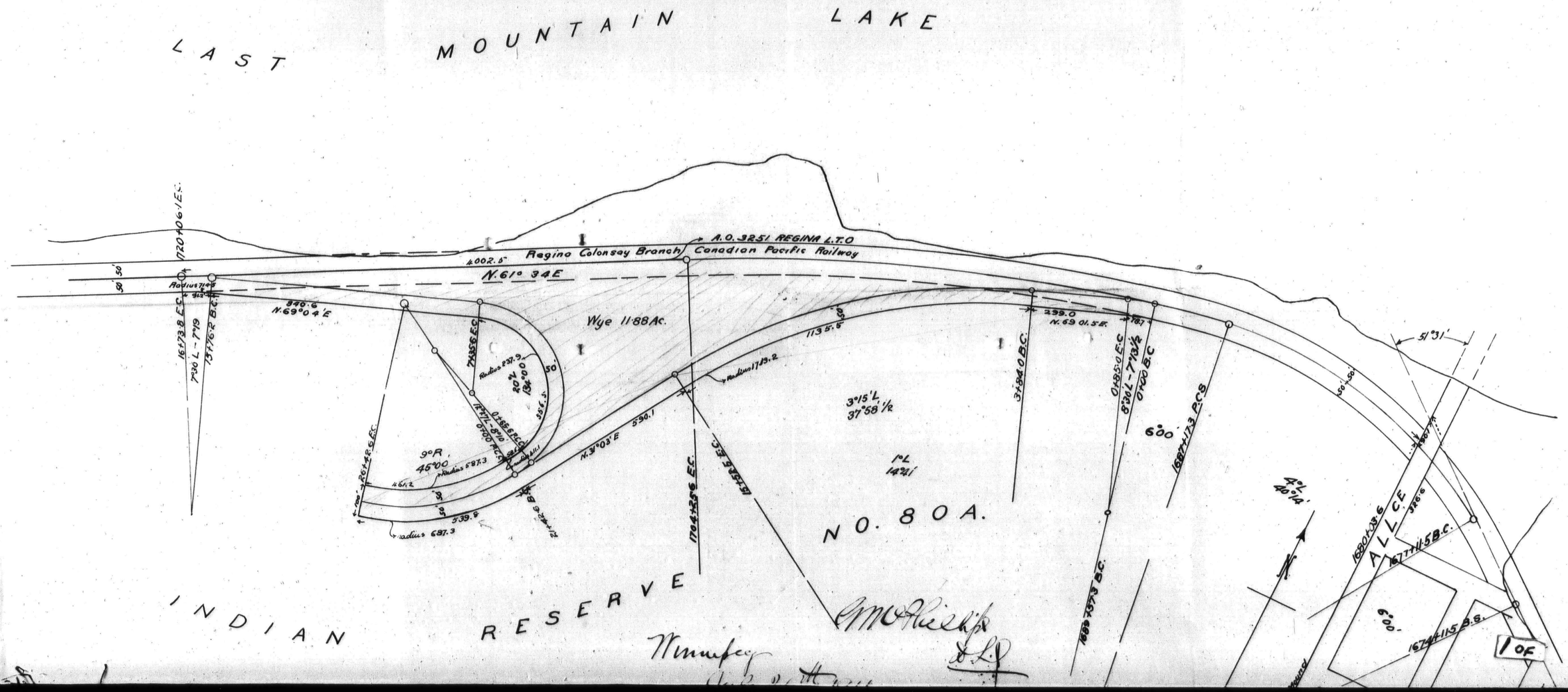

LAST
INDIAN
RESERVE
REGINA, SASKATOON AND NORTH SASKATCHEWAN BRANCH
CANADIAN PACIFIC RAILWAY
ROAD
Depot
Platform
FIRST AVE.
SECOND AVE.
THIRD AVE.
FOURTH
FIFTH
ALLOWANCE
ROAD
FIRST
STREET
REGINA
N.W. ¼
Gravity Line
Only portion tinted needed for purchase.
70·19 Ac.
Slough
Basin
Spring
To Colony
PLAN SHEWING PROPOSED
WATER SUPPLY FOR
REGINA BEACH
Scale 200'=1"
Regina. Nov 1912.
W Sullock Daniel.
A.M.Can.Soc.C.E.

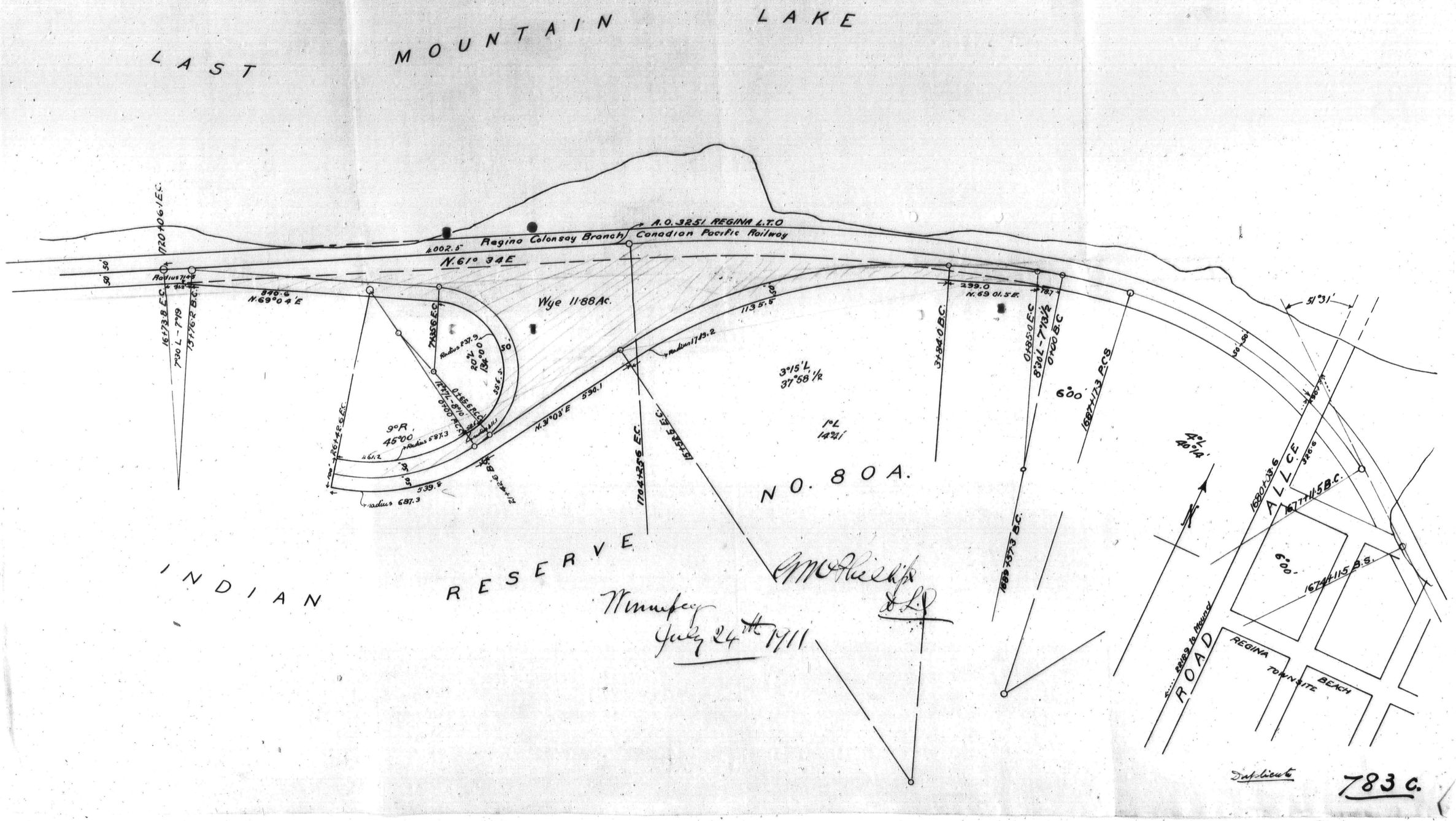
3 OF


LAST
CANADIAN PACIFIC RAILWAY
REGINA, SASKATOON AND NORTH SASKATCHEWAN BRANCH
ROAD
INDIAN
RESERVE
N.17°22'E.
N.56°38'E.
N.0°38'W.
N.77°49'E. 1991' 4" Wood Pipe Gravity Line
S.77°49'W. 1645'
Only portion tinted needed for purchase.
70.19 Ac.
Slough
Spring
S.86°39'W.
N.65°20'W.
2000'
FIRST AVE.
REGINA BEACH.
SECOND AVE.
THIRD AVE.
FOURTH AVE.
FIFTH AVE.
ROAD
FIRST STREET
SECOND STREET
THIRD STREET
N.W. 1/4 SEC. 15. TP. 21. R. 22. W. 2nd
PLAN SHEWING PROPOSED
WATER SUPPLY FOR
REGINA BEACH
Scale 200'-1"
Regina. Nov 1912
W. Sullock Daniel.
A.M.Can.Soc.C.E.
F. 314178

4 of 4.

PLAN SHOWING LAND REQUIRED FOR 'Y' IN INDIAN RESERVE NO. 80 A
NEAR REGINA BEACH
SCALE = 1" = 200'.

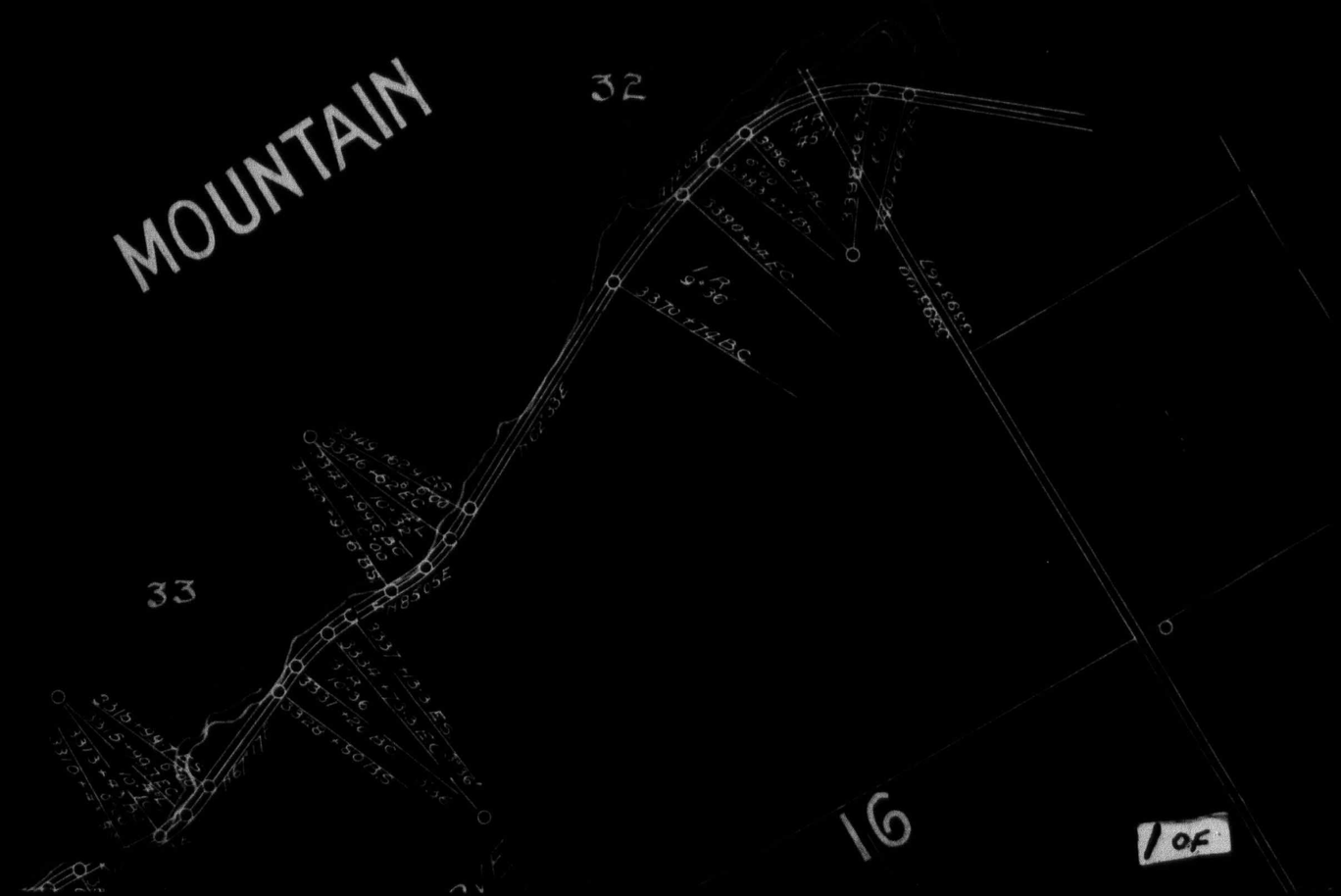



LAST MOUNTAIN LAKE
A.O. 3251 REGINA L.T.O
Regina Colonsay Branch Canadian Pacific Railway
N.61° 34E
Wye 11·88Ac.
N.69° 04'E
N.69 01.5'E
N.3°03'E
3°15'L
37°58 1/2
9°R.
45°00
1°L
14°21'
4°L
40°14'
51°31'
NO. 80A.
INDIAN RESERVE
ALL C.E
REGINA TOWNSITE BEACH
ROAD
Winnipeg
July 24th 1911
Duplicate
783 C.
2 of 2

LAKE

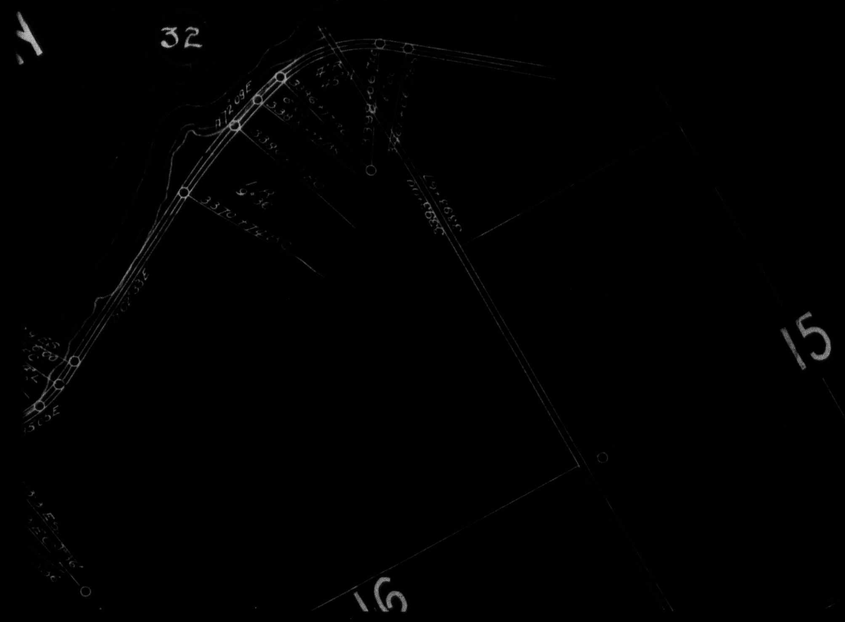
LAST

MOUNTAIN



1 OF

LAKE



CANADIAN PACIFIC RAILW

PLAN

THROUGH

INDIAN RESERVE

Nº 80A

REGINA, SASKATOON, AND NORTH SASKATCHE

2 OF

TOWNSHIP 21 RANGE 22. WEST OF 2

CANADIAN PACIFIC RAILWAY

PLAN

THROUGH

INDIAN RESERVE

No 80A

REGINA, SASKATOON, AND NORTH SASKATCHEWAN BRANCH

TOWNSHIP 21 RANGE 22 WEST OF 2ND MERDN

3 of

LAST
33
16
INDIAN RESERVE
No 80A
AE 115 Ha
24
35
34
RGE 22 W. 2ND M.N.
13

4 of

PLAN

THROUGH

INDIAN RESERVE

No 80A

REGINA, SASKATOON, AND NORTH SASKA

TOWNSHIP 21 RANGE 22 WEST

AS LOCATED.

MILE 31·7 – MILE 35·7

SCALE.

1 INCH = 1000 FEET.

5 OF

PLAN

THROUGH

INDIAN RESERVE

No 80A

REGINA, SASKATOON, AND NORTH SASKATCHEWAN BRANCH

TOWNSHIP 21 RANGE 22 WEST OF 2ND MERDN

AS LOCATED.

MILE 31·7 – MILE 35·7

SCALE.

1 INCH = 1000 FEET.

D. Leitch

HDQ'S CHIEF ENGINEER

2nd Vice

I hereby certify that this is a true and correct copy of the original plan of which purports to be a copy and which is filed in this office as No

Given under my hand and seal of office this day of

A.D. 190

Reg Sror

6 of

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

7 of

AS LOCATED.

MILE 31·7 – MILE 35·7

SCALE.

1 INCH = 1000 FEET.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

8 of

AS LOCATED.

MILE 31·7 – MILE 35·7

SCALE.

1 INCH = 1000 FEET.

Chief Engineer

Engineer

I hereby certify that this is a true and correct copy of so much of the plan of which [illegible] is filed in the office [illegible]

Given under my hand and seal of office this day of A.D. 190

Registrar

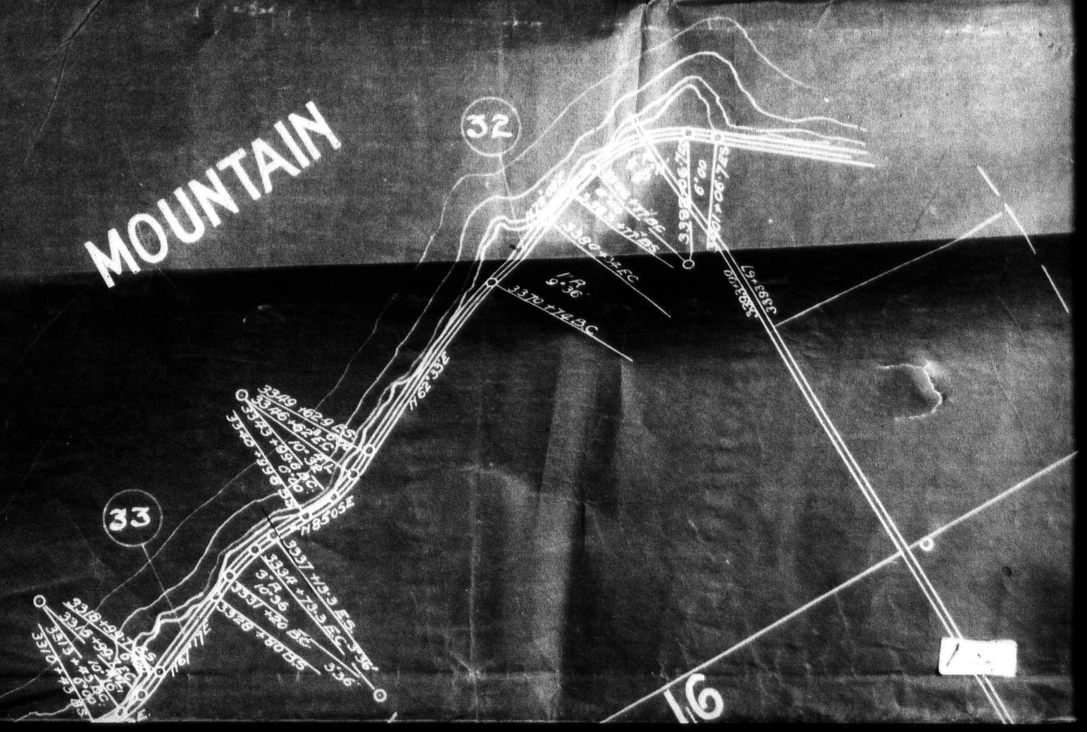
Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

9 of 9

LAST

MOUNTAIN

LAKE



LAKE
32
15
16
CANADIAN PAC
PLAN
THROUGH
INDIAN RESERVE
No 80
REGINA, SASKATOON, AND NORTH SASKATCH
TOWNSHIP 21. RANGE 22. WE
2 OF

KODAK SAFETY FILM

For Ind Dept
as notice of plans
we intend to

CANADIAN PACIFIC RAILWAY

PLAN

THROUGH

INDIAN RESERVE

No 80A

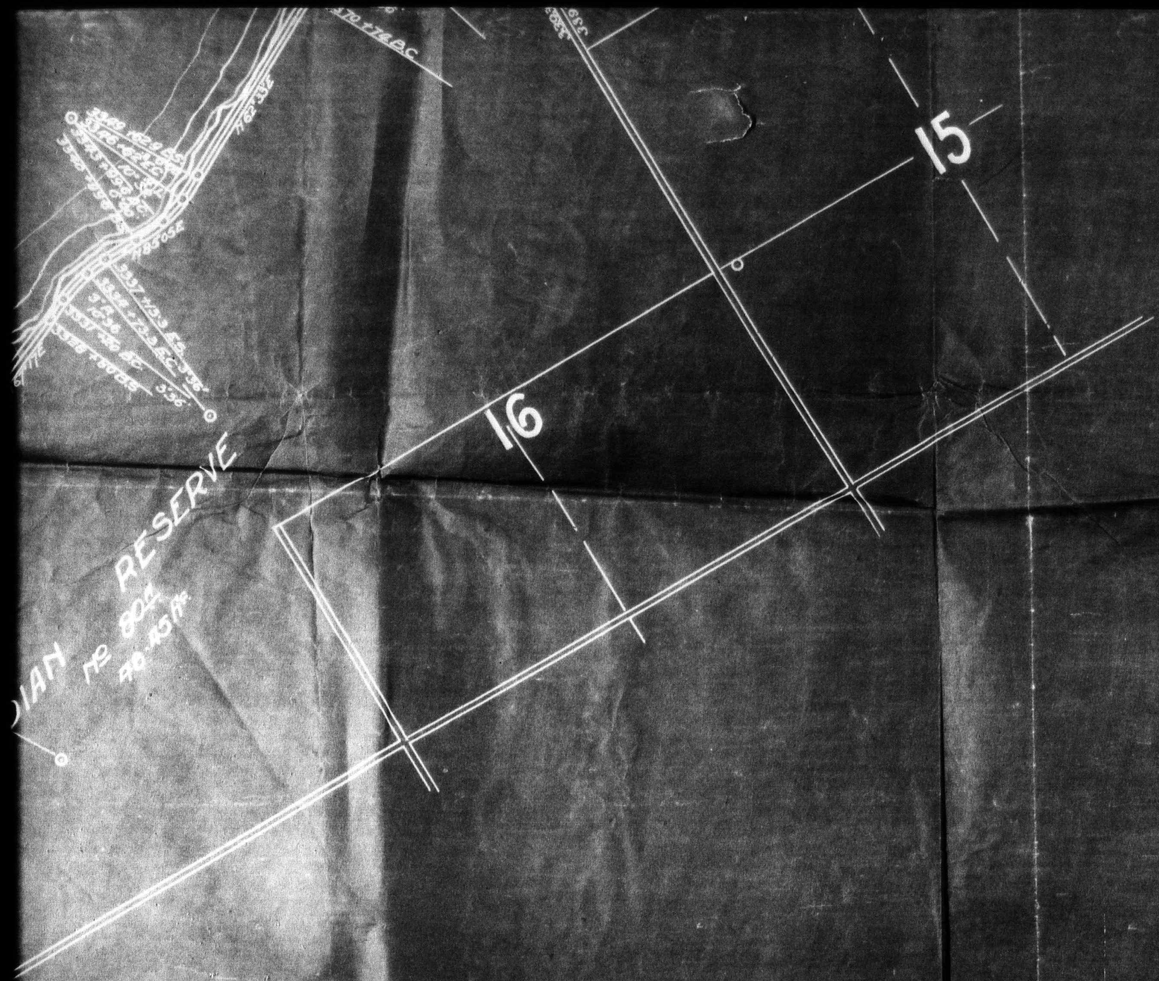
REGINA, SASKATOON, AND NORTH SASKATCHEWAN BRANCH

TOWNSHIP 21 RANGE 22 WEST OF 2ND MERDN

3 of

LAST

4 of



PLAN

THROUGH

INDIAN RESERVE

No 80A

REGINA, SASKATOON, AND NORTH SASKA

TOWNSHIP 21 RANGE 22 WEST

AS LOCATED

MILE 31·7 – MILE 35·7

SCALE

1 INCH = [illegible]

BOARD OF RAILWAY COMMISSIONERS
FOR CANADA

Certified as a copy of the plan
sanctioned by order of the
Board under section 157
The Railway Act
Dated 13 Aug 1917
No 3425

Acting Secretary

Date 21 Aug 1917

5 of

THROUGH
INDIAN RESERVE
No 80A

REGINA, SASKATOON, AND NORTH SASKATCHEWAN BRANCH

TOWNSHIP 21 RANGE 22 WEST OF 2ND MERIDIAN

AS LOCATED.

MILE 31·7 – MILE 35·7

SCALE.

1 INCH = 1000 FEET.

R. of Way is 100' wide

a portion of

BOARD OF RAILWAY COMMISSIONERS FOR CANADA.

Certified as a copy of the Special Plan sanctioned by order of the Board under section 159 of The Railway Act, 1903, this 13 day of Aug 1907 No 3423

Acting Secretary
Board of Railway Commissioners for Canada

Ottawa, the 24 day of Aug 1907

J. S. Schwitzer
ASST CHIEF ENGINEER

W. M. Wylie
PRES & VICE PRESIDENT

Deposited with me this ..... day of ..... A.D. 19..

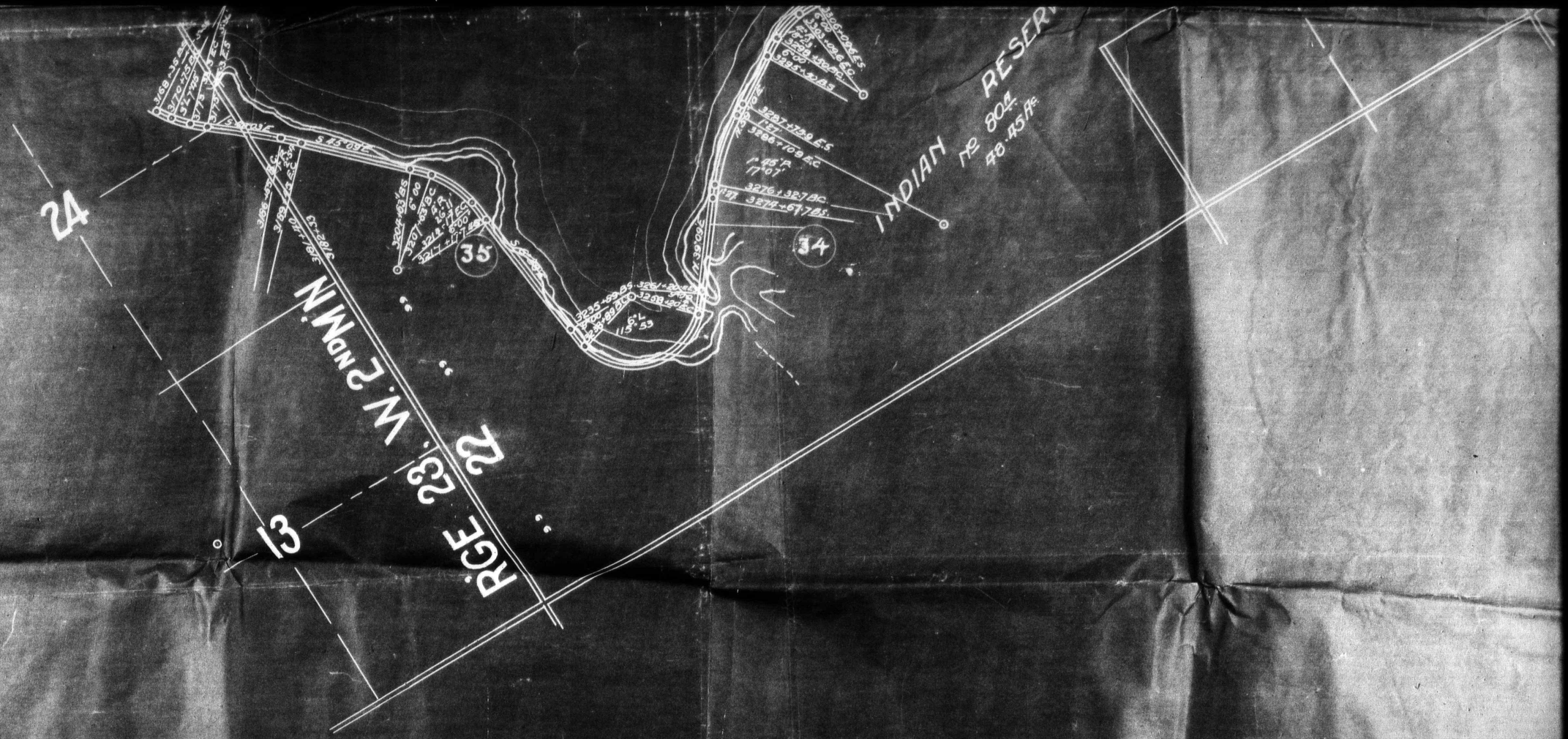
Registrar

I hereby certify that this Plan is a true and correct copy of that portion of the plan of which it purports to be a copy and which is filed in this office as No.....

Given under my hand and seal of office this ..... day of ..... A.D. 190

Registrar

6 of 6



PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

7 of

RESERVE
804
40.45 Ac

AS LOCATED.

MILE 31·7 – MILE 35·7

SCALE.

1 INCH = 1000 FEET.

R. J. Mann 100 mds

BOARD OF RAILWAY COMMISSIONERS
FOR CANADA.

Filed as a copy of plan, profile
and book of reference sanctioned by order of the
Board under section 159 of
the Railway Act
dated 13 day Aug 1907
in case No. 3423

A. C. Bell
Secretary of Board of Railway Commissioners
for Canada.

Ottawa Oct 24 Aug 1907

Location of
T.C.R.
Ex

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

8 of

AS LOCATED.

MILE 31·7 – MILE 35·7

SCALE.

1 INCH = 1000 FEET.

R. of Way is 100' wide

BOARD OF RAILWAY COMMISSIONERS FOR CANADA

Certified as a copy of the original plan sanctioned by order of the Board under section 159 of the Railway Act, in case No. 13 Vol. 3425 Aug 7 1907

Alex Kean
Secy
Secretary, Board of Railway Commissioners for Canada.

Ottawa, Ont. 24 Aug 1907

a portion of T.E.

J. S. Scott
ASST. CHIEF ENGINEER

W. M. Neff
2nd VICE PRESIDENT.

Entered and filed in the Land Registry Office for the Registration Division of ..... A.D. ..... at ..... o'clock ..... M. No. .....

I hereby certify that this Plan is a true and correct copy of that portion of the plan of which it purports to be a copy and which is filed in this office as No. .....
Given under my hand and seal of office this ..... day of .....
A.D. 190

..... Registrar

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

CANADIAN PACIFIC RAILWAY COMPANY

OFFICE OF THE RESIDENT ENGINEER

F22121-8cP

DEPARTMENT OF INDIAN AFFAIRS
FEB 17 1913

SUBJECT:

Regina, S a s k.,

February 8th., 1913.

Instructed

D. McLean, Esq.,
Secretary,
Dept. of Indian Affairs,
Ottawa, Ont.

30814

Dear Sir,-

In answer to your letter of January 16th., file #314178, I am enclosing herewith as requested tracing of pipe line and also the piece of land outlined in red which I would like to purchase. I might say that the privelege of laying and maintaining the pipe line is in the interests of Dr. G.A. Charlton, Provincial Bacteriologist, T. Martin, Division Engineer, and myself. We will require the land for the purpose of erecting bottling works on it as it is our idea to supply the Townsite of Regina Beach with water when it is large enough and to bottle large quantities for sale in the Province of Saskatchewan. We are willing to pay for this 71.9 acres the sum of $ 50.00 per acre. I have already made application to the Dept. of Irrigation to divert this water and only waiting for your permission to lay this pipe line to complete the negotiations.

Yours truly,

W. Fuller Adamson

Resident Engineer.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

Minister
Deputy
Secy

Ottawa, Feb. 19, 1913.

EXD.

Sir,

I beg to acknowledge the receipt of your letter of the 8th instant and to inform you that the Indian Reserve in question No. 80A was set apart as a Fishing Station to be used in common by the Qu'Appelle Valley and Touchwood Hills Indians. The land cannot be sold unless it is duly surrendered or unless you and your associates have statutory power to take lands without the consent of the owner. In that case they may be disposed of with the consent of the Governor in Council. The said Indians comprise several different bands; it will therefore be a very difficult matter to obtain a surrender from them.

Sol. for S.P.

The tract of land as shown on the plan includes in error a part of the Right of Way of the Canadian Pacific Railway. It is also objectionable on account of the great irregularity of its limits.

You will be advised later on if any action may be taken in this matter.

Your obedient servant,

Sgd. D. McLean.

Assistant Deputy and Secretary.

W. G. Daniel, Esq.,
Resident Engineer, C.P. Rwy.,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

Minutes
Secty

Ottawa, Feb. 19, 1913.

Sir,

Mr. W. G. Daniel, Resident, Engineer, Canadian Pacific Railway, Regina has made application in behalf of G. A. Charlton, Provincial Bacteriologist; T. Martin, Division Engineer, and himself, to purchase the tract of land intIndian Reserve No. 80A shown outlined in red on the plan enclosed herewith, containing 71.9 acres for which they offer $50.00 per acre.

The land includes, you will note, a spring of water especially required by the applicants to supply the townsite of Regina Beach with water when it is large enough and to bottle quantities for sale.

The reserve was set apart as a Fishing Reserve for the Qu'Appelle Valley and Touchwood Hills in common. I have to request you to make a careful valuation of the property and to report in full on the matter and as soon as it may be convenient please bring the matter before the Councils of the Qu'Appelle Valley Indians in your Agency and ascertain their views as to whether they would be willing to execute a surrender of the land in question. It is noted that the tract is very irregular and that it includes a part of the right of way of the Canadian Pacific Railway.

Horatio Nicol, Esq.,
Indian Agent,
Avonhurst, Sask.

S. B.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

The plan will require to be amended in these particulars in the event of there being any probability of obtaining a surrender from the Indians.

Your obedient servant,

Sgd J D Mehan

Assistant Deputy and Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

Minister

Ottawa, Feb. 19, 1913.

Sir,

Mr. W. G. Daniel, Resident Engineer, Canadian Pacific Railway, Regina has made application in behalf of G. A. Charlton, Provincial Bacteriologist; T. Martin, Division Engineer, and himself, to purchase the tract of land in the Indian Reserve No. 80A shown outlined in red on the plan enclosed herewith, containing 71.9 acres for which they offer $50.00 per acre.

The land includes, you will note, a spring of water especially required by the applicants to supply the townsite of Regina with water when it is large enough and to bottle quantities for sale.

The reserve was set apart as a Fishing Reserve for the Qu'Appelle Valley and Touchwood Hills Indians in common. I have to request you to make a careful valuation of the property and to report in full on the matter and as soon as it may be convenient please bring the matter before the Councils of the Touchwood Hills Indians in your agency and ascertain their views as to whether they would be willing to execute a surrender of the land in question. It is noted that the tract is very irregular and that it includes

W. Murison, Esq.,

Indian Agent,

Kutawa, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

a part of the right of way of the Canadian Pacific Railway. The plan will require to be amended in these particulars in the event of there being any probability of obtaining a surrender from the Indians.

Your obedient servant,

Sgd J D McLean

Assistant Deputy and Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

CANADIAN PACIFIC RAILWAY COMPANY

OFFICE OF THE RESIDENT ENGINEER

SUBJECT

Regina, Sask.,

February 8th., 1913.

DEPT. OF INDIAN AFFAIRS
FEB 27 1913
SURVEYS

431477

The Secretary,

Dept., of Indian Affairs,

Ottawa, Ont.

Dear Sir,-

With further reference to my letter of the 8th., Inst.,and you letter of January 16th., file No. 314178, enclosing tracing of pipe line and piece of land outlined in red in the Last Mountain Lake Indian Reserve. I sent you wrong tracing in error, and I am enclosing herewith the on e which should have accompanied my letter. Will you kindly return the tracing sent you before.

Yours truly,

W. J. Daniel
Resident Engineer.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

Ottawa, Feb. 27, 1913.

Sir,

In accordance with your request of the 8th instant, I beg to return herewith the plan sent with your letter of the same date which you state was sent in error.

Fwd

TEncl.

S.B.

Your obedient servant,

Sgd J B McLean

Assistant Deputy and Secretary.

W. T. Daniel, Esq.,
Resident Engineer,
Canadian Pacific Railway,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

KODAK SAFETY

314,178.

Ottawa, Feb. 27, 1913.

Sir,

Referring to letter to you of the 19th instant, I beg to inform you that Mr. W. G. Daniel, says that the plan of which a copy was sent you was incorrect. Enclosed herewith is a copy of the correct plan. Kindly destroy the one previously sent you. The area required according to the new plan is 70.19 acres.

Enc.

S.B.

Your obedient servant,

Sgd J. D. Maclean

Assistant Deputy and Secretary.

Horatio Nicol, Esq.,
Indian Agent,
Avonhurst, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

Ottawa, Feb. 27, 1913.

Sir,

Referring to letter to you of the 19th instant, I beg to inform you that Mr. W. G. Daniel says that the plan of which a copy was sent you was incorrect. Enclosed herewith is a copy of the correct plan. Kindly destroy the one previously sent you. The area required according to the new plan is 70.19 acres.

Encl.

S.B.

Your obedient servant,

Sgd J D McLean

Assistant Deputy and Secretary.

W. Murison, Esq.,
Indian Agent,
Kutawa, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

CANADIAN PACIFIC RAILWAY COMPANY

OFFICE OF THE RESIDENT ENGINEER

SUBJECT :

DEPARTMENT OF INDIAN AFFAIRS
MAR 6 1913

Regina, S a s k.,

February 28th., 1913.

DEPT. OF INDIAN AFFAIRS,
MAR 7 1913
SURVEYS

431061

The Secretary,
Dept. of Indian Affairs,
Ottawa, Ont.

Dear Sir,-

I beg to acknowledge receipt of your letter of the 18th., Inst., re water supply at Regina Beach.

Would you kindly return the tracing which was sent to you in error. Your statement with regard to including a part of the Right of Way of the C.P.R. I can hardly understand, as this was traced from the C.P.R. Right of Way plan. However, this can easily be rectified, as also the irregularity of the limits of this plot. I shall, however, while this purchase is pending, be pleased if you will give me the necessary approval to put pipe line down on the Indian Reserve as all negotiations of this project are being held up until your approval is obtained.

Yours truly,

W. Duncan Daniel

Resident Engineer.

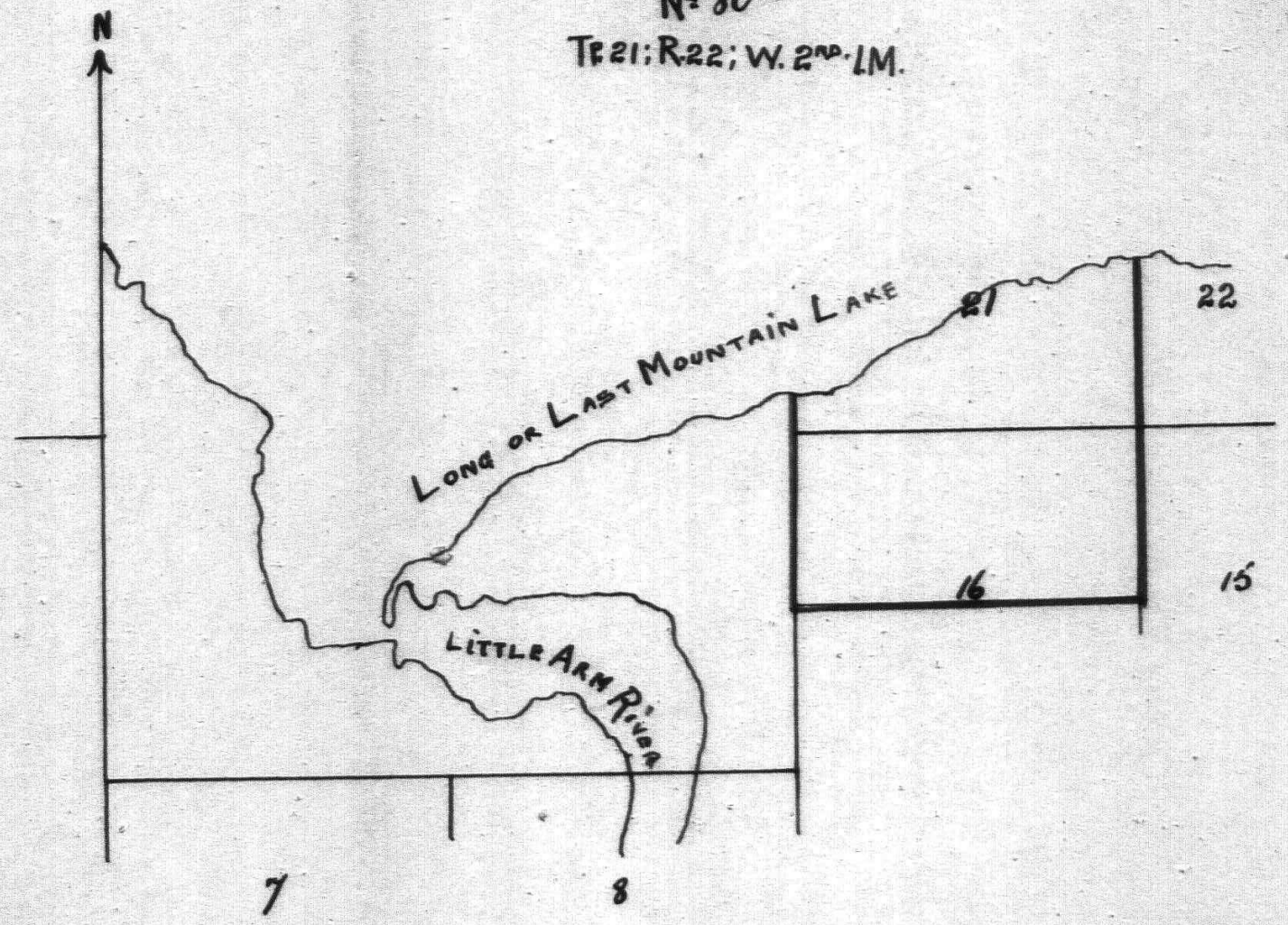
Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

F22121-8 CP

INDIAN RESERVE

No 80A.

Tp 21; R 22; W. 2ND. LM.



43577

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178 F22121-8 C.P.

INDIAN AGENT'S OFFICE,

Edgeley, Sask.,

March 10th, 1913.

DEPARTMENT OF INDIAN AFFAIRS
MAR 17 1913

IN YOUR REPLY REFER TO
No. 1512/13
ALSO
TO DATE OF THIS LETTER.

432577

Sir,—

Reference your letter of February 19th, 1913, No.314178, Mr.Daniel's application to purchase a portion Long Lake reserve, No.80A, on behalf T.Martin, G.A.Charlton, and himself. In reply I beg to say I made an inspection of this Reserve while on a trip there to meet Mr.Murison in connection with settling a dispute between one of his and one of my Indians resident there. We went out to the Reserve and the first place we struck was Toto's, a non-treaty ~~halfbrs~~ Indian, living with his wife and daughter, a girl of about twenty-four years of age, His son Solomon is married and living in a shack within fifteen feet of his father. This boy has two children, and there were two other children at this place that could not be satisfactorily accounted for.

We then called at Desjarlais', and Indian of Touchwood Agency, and resident on this Reserve all year round. We found him with his wife and daughter, a girl about thirteen years of age, also his son James with his wife Lottie Fox and their two children, all in a shack not more than fourteen by fourteen, about a six foot wall, two small windows mudded into the wall, and a mud roof. This boy James Desjarlais is an expupil of one of the Touchwood schools, is a great big, fine type of Indian

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Indian, and is well educated. His wife Lottie ~~fox~~ Fox, late a member of Piapot band, ex-pupil ~~fm~~ of Regina school. It would be impossible to imagine much more filthy and unsanitary conditions than were found at this house. Conditions on the whole Reserve are about on a par to those noted above.

There are resident on this Reserve four Indians, two non-treaty Indians, and five non-treaty Halfbreeds, with their families.

I may say that it was never dreamed that conditons were so bad there, and in addition it is now found that this Reserve has been used in the past to a great extent as a place of safety to go and carouse.

The Halfbreeds on the Reserve are of a low type. The Department can readily understand immoral conditions that must exist on a reserve almost impossible of supervision where Indians and Halfbreeds live together. Conditions will not better themselves from year to year, but to the contrary as the white population increases around the Reserve so the Indian population will increase on the Reserve, and conditions generally will be as cited above.

This Reserve has outgrown its usefulness, and the purpose for which it was set aside. The Indians if the Qu'Appelle valley, this Agency, can get all the fish they want or need practically right at their own door in the Fishing Lakes.

In view of existing conditions, and the future welfare of the Indians, I would strongly recommend that ~~the~~ a surrender of the whole reserve be taken, and if Messrs. Daniels, Martin, and Charlton will take the north half of Section 16, and south

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

south half of fractional Section 21, as shown on attached tracing in red ink, at $ 50.-- per acre I think the Department would do very well in letting them have it. This adjoins Regina Beach, a struggling summer resort of some few years, If the Department were to sub-divide this into town lots and offer them for sale easily 65% would never be sold, as well as being expensive to the Indians.

I made an inspection of this Reserve and found that from the eastern boundary to the Little Arm river the land is very rolling, rough, stony, fairly well wooded with second growth poplar, and pretty badly cut up by the Railroad and wye. That portion lying west of the Little Arm river is much better, has a more gradual roll, and clear of timber.

I have the honour to be,

Sir,

Your obedient servant,

H. Mackay

Indian Agent.

432577

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

TREATY No 4 N.W.T.

FISHING GROUND AT
Long or Last Mountain Lake No 80 A

AREA 2.23 SQ MILES

Scale 40 Chains 1 inch

Tp No 21
Range XXII W 2 M

Surveyed in June 1885 by
J. C. NELSON D.L.S.

Deputy Superintendent General
of Indian Affairs

Chief Surveyor
Dept of Indian Affairs

1234

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

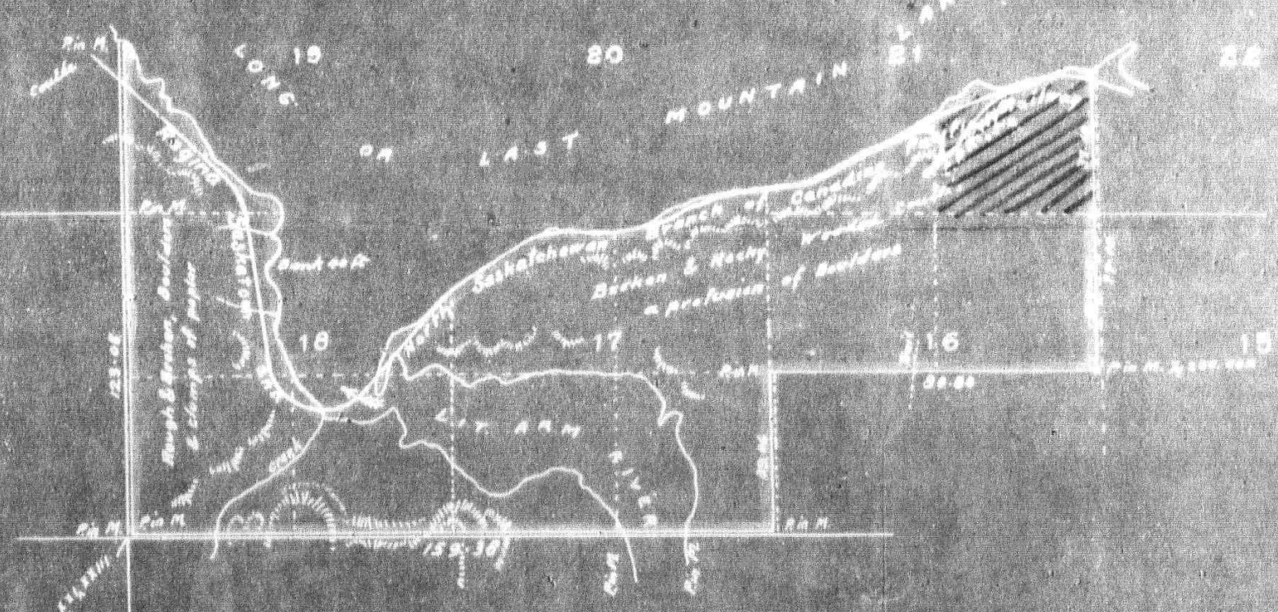
1234

TREATY No 4 NWT

FISHING GROUND AT
Long or Last Mountain Lake No 80 A

AREA 2.23 SQ MILES

Scale 40 Chains = 1 Inch


LONG OR LAST MOUNTAIN LAKE
19
20
21
22
18
17
16
15
Saskatchewan
Birkin & Nesbitt
LAT ARM
RIVER
Rge M
Rge M
Rge M

314178

INDIAN AGENT'S OFFICE,

Touchwood Agency.

DEPARTMENT OF INDIAN AFFAIRS
MAR 18 1913

IN YOUR REPLY REFER TO
No. 120
ALSO
TO DATE OF THIS LETTER.

Kutawa, March, 10th, 1913. 191

432642

Sir,—

I beg to acknowledge the receipt of your letter No 314,178 dated February 19th regarding the application of Mr W.G.Daniel, Resident Engineer, Canadian Pacific Railway, Regina to purchase a tract of land in the Indian Reserve No 80A.

I beg to report that I have gone over the land in question and find that it is very rough and irregular and its value would depend on the demand for building sites for summer residences. If Mr Daniel could be induced to purchase the balance of the section I would say that $50.00 per acre would be a very good price for the land. It would also be more of an inducement for the Indians to surrender as the apportionment amongst the different Bands would be larger.

While at that point I went carefully into conditions and from what I saw I would strongly recommend that an effort be made to obtain a surrender of the whole reserve and close it up as I consider that its usefulness as a Fishing Station has not been taken advantage off by the Bands for whom it was sett aside for some years. I found the Indian houses on the reserve small and dirty and from what information I could gather I beleive that the reserve is used as a resort for drinking and immoral purposes. over

DEPT. OF INDIAN AFFAIRS
MAR 19 1913
SURVEYS.

The Secretary
Department of Indian Affairs
Ottawa

C.P.R. offer in 13.00 an
Sec 16 = 11.88
Mgt. 24.88
offer over Free Sec 16
= 672.88
24.88
479.00 ac

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

I found four families of treaty Indians residing on the reserve ,two families of non-treaty Indians and four families of half-breeds. I gave the half-breeds notice to leave the reserve as soon as weather conditions would permit as I have reason to beleive that the Indians obtain their liquor supply through them.

The Indians belonging to the Touchwood Hills reserves do not use the reserve as a Fishing Station as it is a difficult point to get to since the country has settled up and if the Department approves of my suggestion that the reserve be closed up and sold I do not anticipate any difficulty in obtaining their consent to surrender the whole or any portion of it.

I have the honour to be,Sir

Your obedient servant

W. Morrison

Indian Agent

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

REGINA BZR

NW 4 DEC 15 '70

1 OF

[illegible]
[illegible] RESERVE [illegible]
[illegible]

[illegible]

2 OF

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

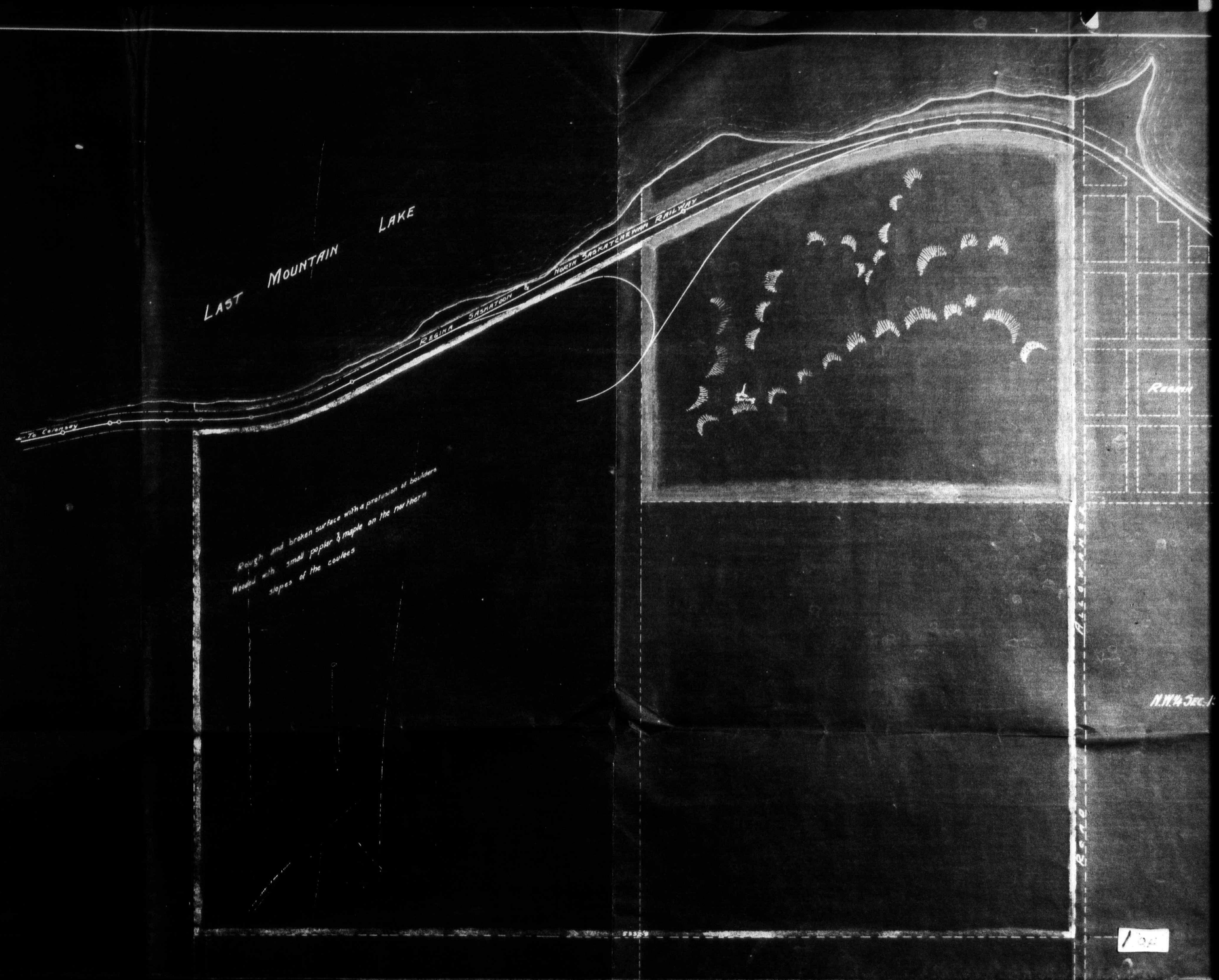
3 OF

KODAK SAFETY ▲ FILM

PLAN SHEWING PART
OF INDIAN RESERVE No 10A
TREATY No 4 N.W.T.

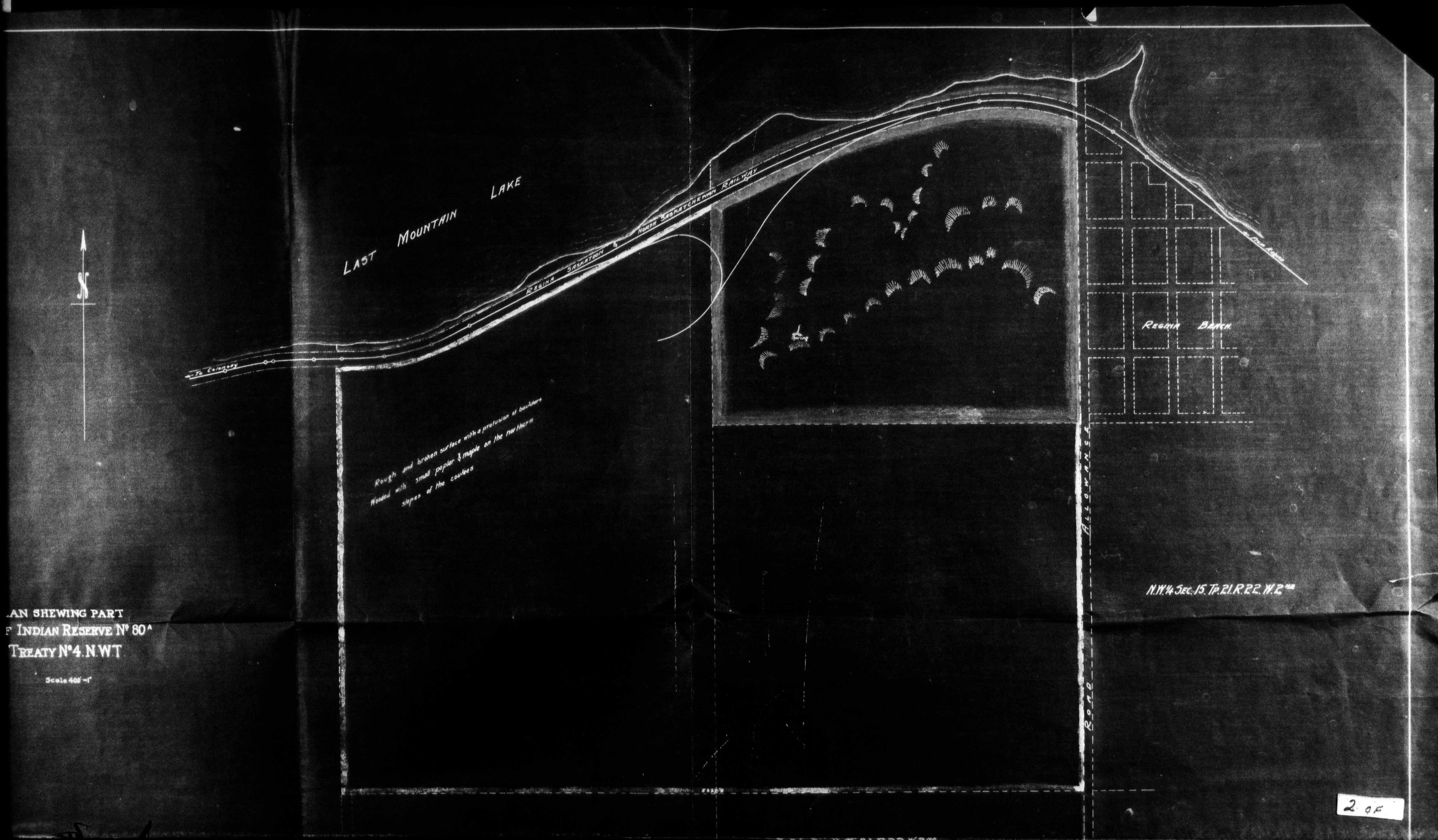
4 of 4.

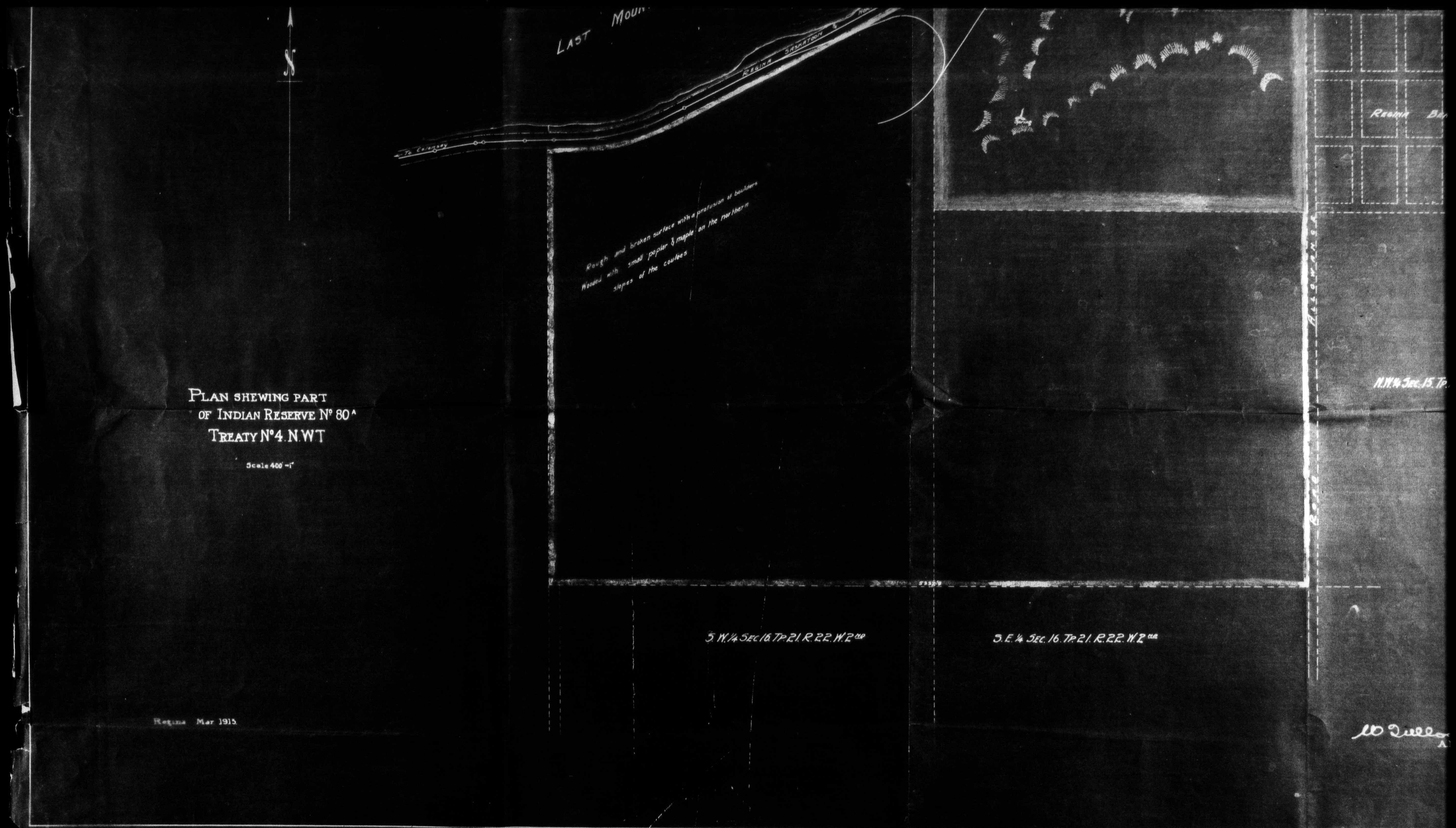
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA



PLAN SHEWING PART
OF INDIAN RESERVE Nº 80^A
TREATY Nº 4. N.W.T

Scale 400 = 1"


LAST MOUNTAIN LAKE
REGINA SASKATOON & NORTH SASKATCHEWAN RAILWAY
To Calgary
REGINA BEACH
Rough and broken surface with a profusion of boulders
Wooded with small poplar & maple on the northern
slopes of the coulees
ALLOWANCE
ROAD
N.W.¼ SEC. 15. TP. 21. R. 22. W. 2nd M.
AN SHEWING PART
F INDIAN RESERVE Nº 80A
TREATY Nº 4. N.W.T.
Scale 400' = 1"
2 OF



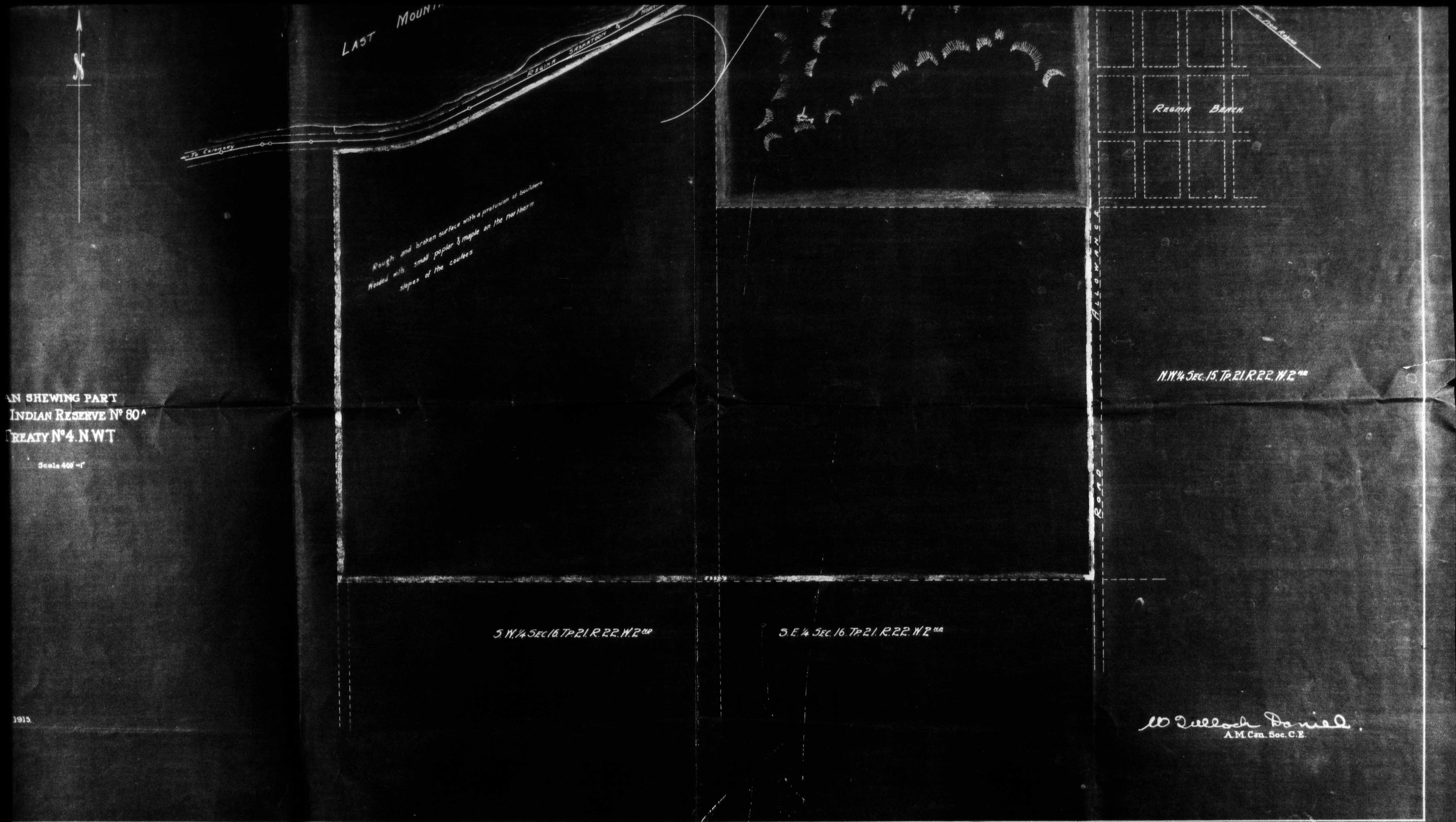
PLAN SHEWING PART
OF INDIAN RESERVE Nº 80 A
TREATY Nº 4. N.W.T

Scale 400' = 1"

Regina Mar 1915

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

3 of



PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

CANADIAN PACIFIC RAILWAY COMPANY

OFFICE OF THE RESIDENT ENGINEER

SUBJECT [redacted]

Regina, Sask.,

March 26th., 1913.

433601

DEPT. OF INDIAN AFFAIRS, APR 2 1913 SURVEYS.

DEPARTMENT OF INDIAN AFFAIRS MAR 31 1913

The Secretary,
Dept. of Indian Affairs,
Ottawa, Canada.

433601

Dear Sir,-

Referring to your letter of February 19th., file No. 314178, I have been waiting for you to take some action in this matter, but as you have not done so, I would like to place this proposition before you on behalf of Mr. Martin, Mr. Ritchie, "who will supersede Dr. Charlton", and myself. We are willing to give $ 40.00 per acre for the piece outlined in yellow as shown on the enclosed blue print and on which the spring is located, or if you do not think it adviseable to break up the reserve this way, we are willing to give $ 30.00 per acre for the whole piece as outlined in yellow and red on the blue print. If this is possible we would like to know shortly, or perhaps you would care to make some other proposition, at any rate, we think you should take some action with regard to laying our proposed pipe line through the Reserve as shown on tracing you have, as until you do so we are unable to get the water rights from the Dept. of Irrigation.

Trusting to get an early reply,

Yours truly,

W. Sullock Daniel
A. M. Can Soc C.E.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

1 Sy. Minister
2 Secy

Ottawa, April 2, 1913.

Sir,

Referring to your letter of the 8th February, last and preceeding correspondence, I beg to inform you that on referring your application for a tract of land in Indian Reserve No. 80A situated in fractional Section 16, Township 21, Range 22, W-2-M, to the Indian Agents who have the supervision of the Indians to whom the said reserve belongs, they have reported to the effect that you should be offered the whole of the said fractional Section at $50.00 per acre, The section contains exclusive of 24.88 acres taken by the Canadian Pacific Railway Company for right of way and wye an area approximately of 478 acres. I may explain that the reserve in question is owned in common by several bands of Indians and as the area you request is small the apportionment of the money amongst them would be so small as to be quite trifling. It is therefore suggested that you should amend your application as above suggested as in that event it is possible that the Indians may decide to execute a surrender. Enclosed herewith is a blue print copy of the plan of the reserve.

Encl.

Your obedient servant,

Sgd J. D. McLean

Assitant Deputy and Secretary.

W. T. Daniel, Esq.,
Resident Engineer, Canadian Pacific Rwy. Co.,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

Sy. Minister
Recd

Ottawa, April 2, 1913.

Sir,

I beg to acknowledge the receipt of your letter of the 10th instant, No. 120 , and to inform you that in accordance with your report it has been suggested to Mr. Daniel that he should amend his application by making it include the whole of the fractional section 16, in the Indian Reserve No. 80A.

You mention a number of Indians and half-breeds as being settled on the reserve; please state if any of them are located with the said Section 16, and if so what payments should bemade to them for their improvements and for their damage such as loss of time in moving , etc.

In accofdance with your suggestion you may bring the matter of surrendering the entire reserve before the Indian owners in your agency with the view of ascertaining whether they will be willing to execute the surrender. It is to be remebered that all Indians resident on the land will require to be fairly compensated for their improvements and damages. Also as a matter of equity it would be desirable to consider whether some compensation should be made to the half-breeds who are squatted on the land.

In this matter please consult with Mr. H. Nicol, Indian Agent, Edgely. It should be borne in mind that in not more than 50% of the money received can be distributed

W. Murison, Esq.,

Indian Agent,

Kutawa, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

among the bands or Indians interested in this reserve.

Your obedient servant,

Sgd J. D. McLean

Assistant Deputy and Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

Minute

1 Sgt
2 Reply

Ottawa, April 2, 1913.

Sir,

I beg to acknowledge the receipt of your letter of the 10th ultimo, No. 1518/13, and to inform you that in accordance with your report it has been suggested to Mr. Daniel that he should amend his applicatio n by making it include the whole of the fractional Section 16, in the Indian Reserve No. 80A.

You mention a number of Indians and half-breeds as being settled on the reserve; please state if any of them are located within the said Section 16, and if so what payments should be made to them for their improvements and for their damage such as loss of time in moving, etc.

In accordance with your suggestion you may bring the matter of surrendering the entire reserve before the Indian owners of your agency with the view of ascertaining whether they will be willing to execute the surrender. It is to be remembered that all Indians resident on the land will require to be fairly compensated for their improvements and damages. Also as a matter of equity it would be desirable to consider whether some compensation should be made to the half-breeds who are squatted on the land.

S. B.

H. Nicol, Esq.,
Indian Agent,
Edgely, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Q

2.

In this matter please consult with Mr. W. Murison, Indian Agent, Kutawa, Sask. It should be borne in mind that not more than 50% of the money received can be distributed among the bands or Indians interested in this reserve.

Your obedient servant,

Syd J. Maheaux

Assistant Deputy and Secretary.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

1234

TREATY No 4 N.W.T.

FISHING GROUNDS AT

Indian Affairs, (RG 10), Volume 7[illegible], File [illegible]-0 [illegible].P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

CANADIAN PACIFIC RAILWAY COMPANY

OFFICE OF THE RESIDENT ENGINEER

SUBJEC

DEPARTMENT OF INDIAN AFFAIRS APR 16 1913

Regina, S a s k.,

April 11th., 1913.

DEPT. OF INDIAN AFFAIRS, APR 17 1913 SURVEYS.

L. D. McLean, Esq.,
Secretary,
Dept. of Indian Affairs,
Ottawa, Ont.

124

Dear Sir,-

I beg to acknowledge receipt of your letter of the 2nd., Inst., file 314,178, and note what you say in regard to the fractional Section. I think that $ 50.00 per acre is valuing this property very high as the only piece that is of any value is the piece that the spring is on. We are, however, willing to pay this if ~~you~~ we get the following terms. The right to pay for this under terms for land purchased from Indians which we understand is ten years and interest at five percent and the right to complete payment and get title at any time, without bonus, the piece that is hachured on Blue Print and to complete the payment of the other on the aforementioned terms. The reason for this is as follows. If we purchase this property and erect a small bottling plant there, to raise any money for enlargement, etc., we need to have the Title. I trust you will see fit to let us have a favorable reply to this as we should like to get busy there.

Thanking you in anticipation,

I remain,

Yours truly,

W. Tulloch Manie

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 1550.

OFFICE OF THE

Chief Inspector of Indian Agencies,

31417

MINISTER'S OFFICE
APR 28 1913
DEP'T OF INTERIOR

DEPARTMENT OF INDIAN AFFAIRS
APR 19 1913

Winnipeg, 16th April, 1913

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

35147

DEPT. OF INDIAN AFFAIRS,
MAY 13 1913
SURVEYS.

Sir,-

Pleasedrfind enclosed herewith a letter from A. E. Whitmore of Regina, also copy of a letter evidently sent to you on March 26th. Be kind enough to let Mr, Whitmorem know just what the Department is ready to do in the premises.

Yours &c.,

Hen Campbell

Chief Inspector.

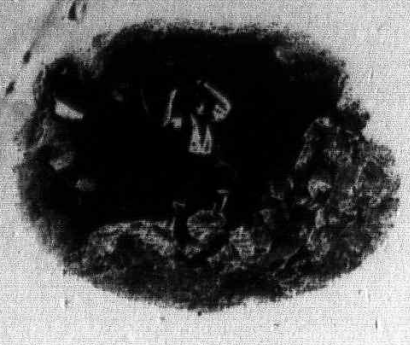
Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

GENERAL AGENTS
BANFF HARD COAL
BANFF COAL BRIQUETTES

RAILROAD WEIGHTS AT POINT OF SHIPMENT
WHICH WEIGHTS ARE NOT GUARANTEED AT DESTINATION,
WILL GOVERN SETTLEMENTS

TELEPHONE 62



WHITMORE BROS.
LIMITED
SHIPPERS & DEALERS IN
COAL & WOOD.

35147

1861 SCARTH STREET

Regina, Sask. April 14th, 1913.

Glen Campbell Esq.
Dept. of Indian Affairs,
Winnipeg, Man.

Dear Glen:

I am enclosing copy of a letter which was written by Mr. Daniels to the Dept. at Ottawa regarding a piece of land which they are anxious to obtain. The letter speaks for itself. This part of the Indian Rseerve is near Long Lake, and I am enclosing a blue print showing the exact location.

I understand that it is to be sold, but I do not know the method in which you intend to deal with it. I feel, however, that Mr. Martin and Mr. Ritchie are willing to pay a proper price for it, or, in other words, to buy it on its merits. I would be pleased if you would give me some idea as to how you purpose disposing of this land and the method you will adopt.

I would like very much to see them get it, but, of course, only if it is to be disposed of. Will you kindly write me regarding this giving me the opinion of the Department as to the method they should follow in order to obtain the land.

I was in Winnipeg a short time ago, but it was on Easter Monday and you were not in the office. I wanted to see you for a few minutes about another matter.

With kindest regards.

I am, Yours truly,

G. E. Whitmore

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY.

Regina, Sask.

March 26th, 1913.

The Secretary,

Depat. of Indian Affairs,

Ottawa.

Dear Sir:

Referring to your letter of February 19th, file No. 314178. I have been waiting for youtto take some action in this matter, but as you have not done so, I would like to place this proposition before you on behalf of Mr. Martin, Mr. Ritchie, (who will supersede Dr. Charlton) and myself. We are willing to give $40. per acre for the peice outlined in yellow as shown on the enclosed blue print and on which the spring is located, or if you do not think it advisable to break up the Reserve this way, we are willing to give $30. per acre for the whole piece as outlined in yellow and red on the blue print. If this is possible we would like to know shortly, or perhaps you would care to make some other proposition, at any rate, we think you should take some action with regard to laying our proposed pipe line through the Reserve as shown on tracing you have, as until you do so we are unable to get the water rights from the Dept. of Irrigation.

Trusting to get an early reply.

Yours truly,

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

PLAN SHEWING PART
OF INDIAN RESERVE N° 80 A
TREATY N° 4 N.W.T

Scale 400 = 1"

NW 45

1 OF

IEWING PART
AN RESERVE Nº 80A
TY Nº4 N.W.T.

Scale 400 = 1"

2 OF

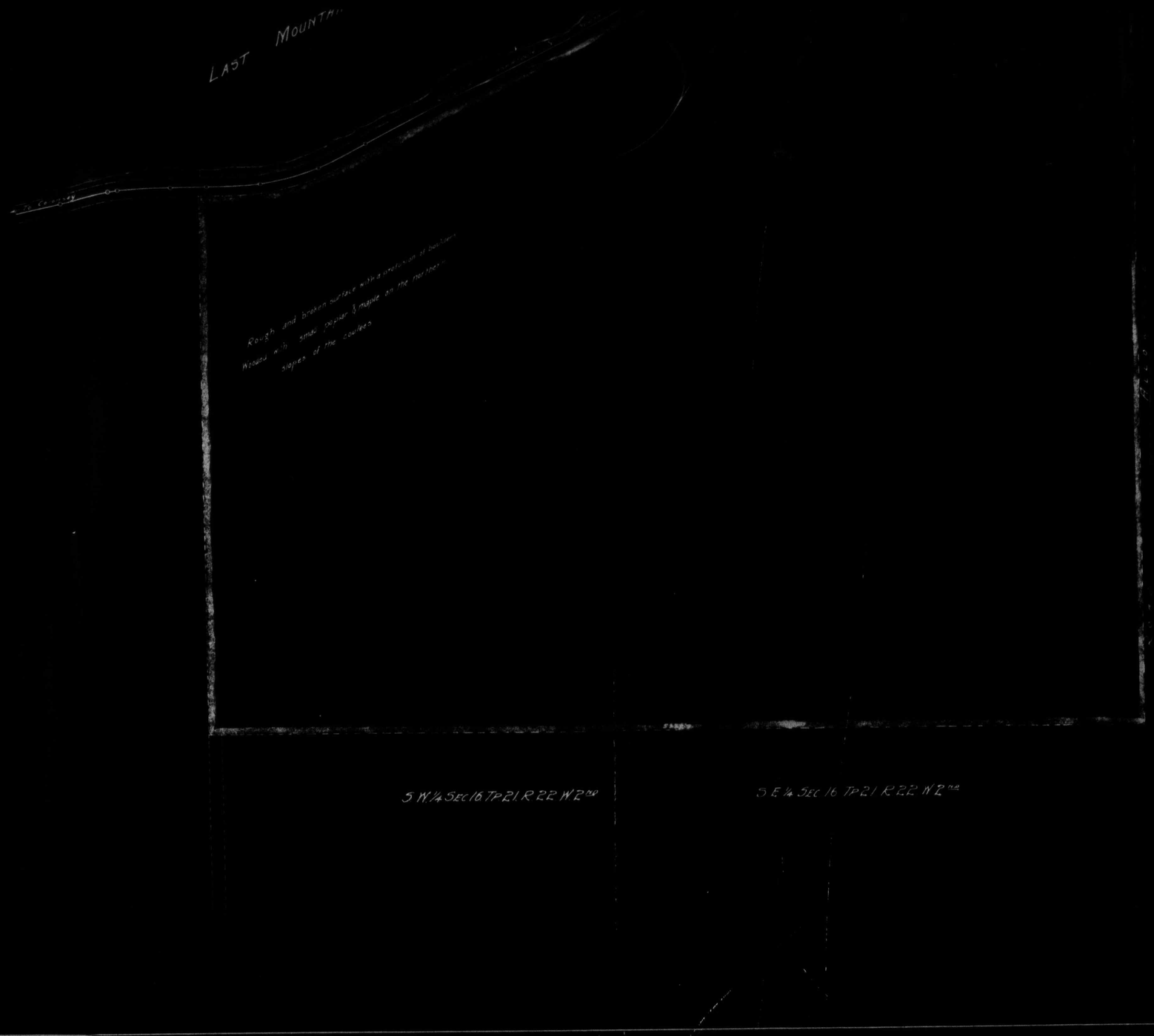
PLAN SHEWING PART
OF INDIAN RESERVE N° 80^A
TREATY N°4 N.W.T

Scale 400 = 1"

Regina Mar 1915

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

3 OF



SHEWING PART
DIAN RESERVE N° 80 A
ATY N°4 N.W.T.

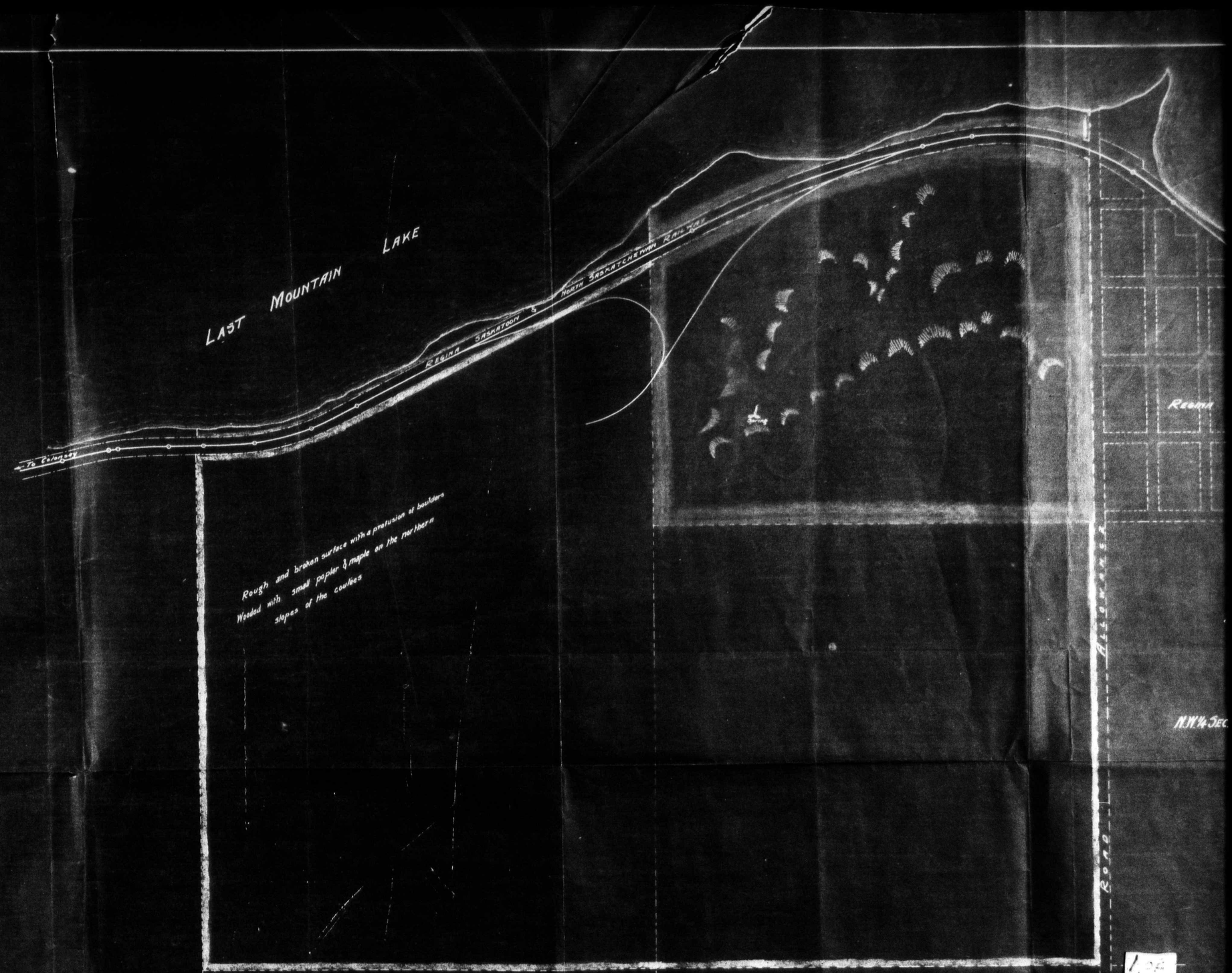
Scale 400' = 1"

N W¼ SEC 15 TP 21 R 22 W 2ND

W. Sullivan Fennell
M. Can. Soc. C.E.

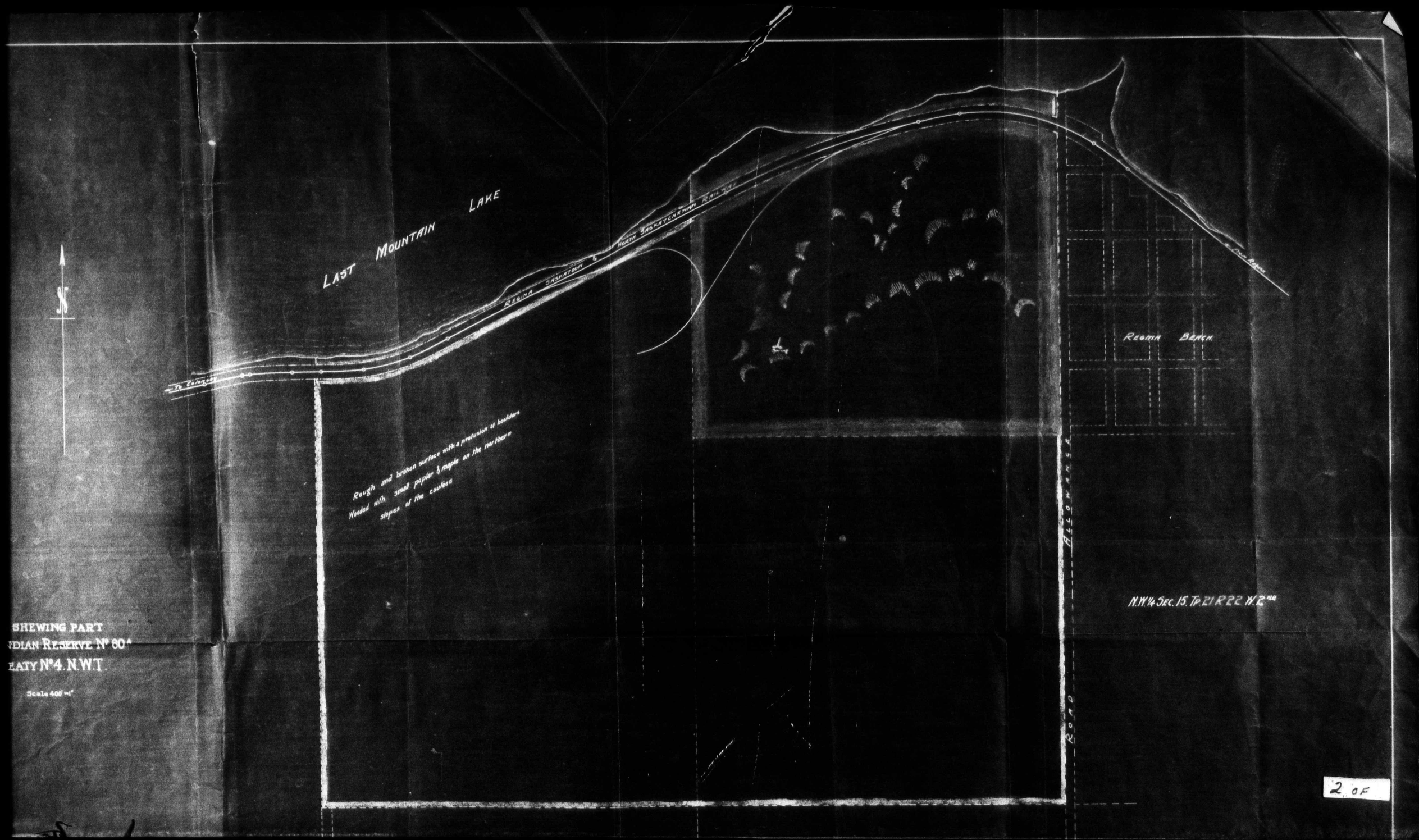
4 of 4.

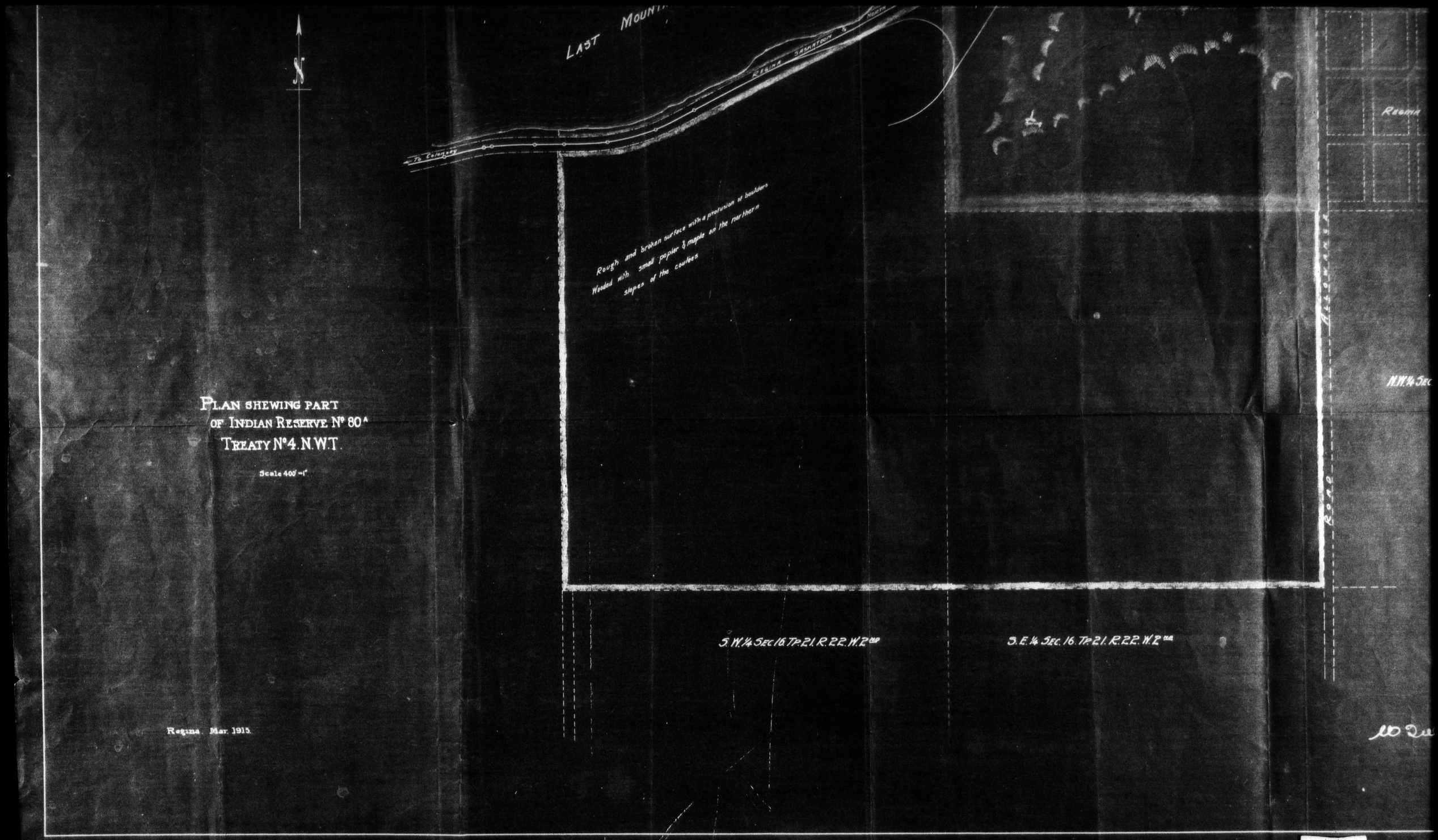
ARCHIVES PUBLIQUES
CANADA



PLAN SHEWING PART
OF INDIAN RESERVE Nº 80^A
TREATY Nº 4. N.W.T.

Scale 400' = 1"


LAST MOUNTAIN LAKE
REGINA SASKATOON & NORTH SASKATCHEWAN RAILWAY
REGINA BEACH
Rough and broken surface with a profusion of boulders
Wooded with small poplar & maple on the northern
slopes of the coulées
ALLOWANCE
ROAD
N.W.¼ SEC. 15. TP. 21 R 22 W. 2nd
SHEWING PART
INDIAN RESERVE N° 80A
TREATY N°4. N.W.T.
Scale 400' = 1"
2 of

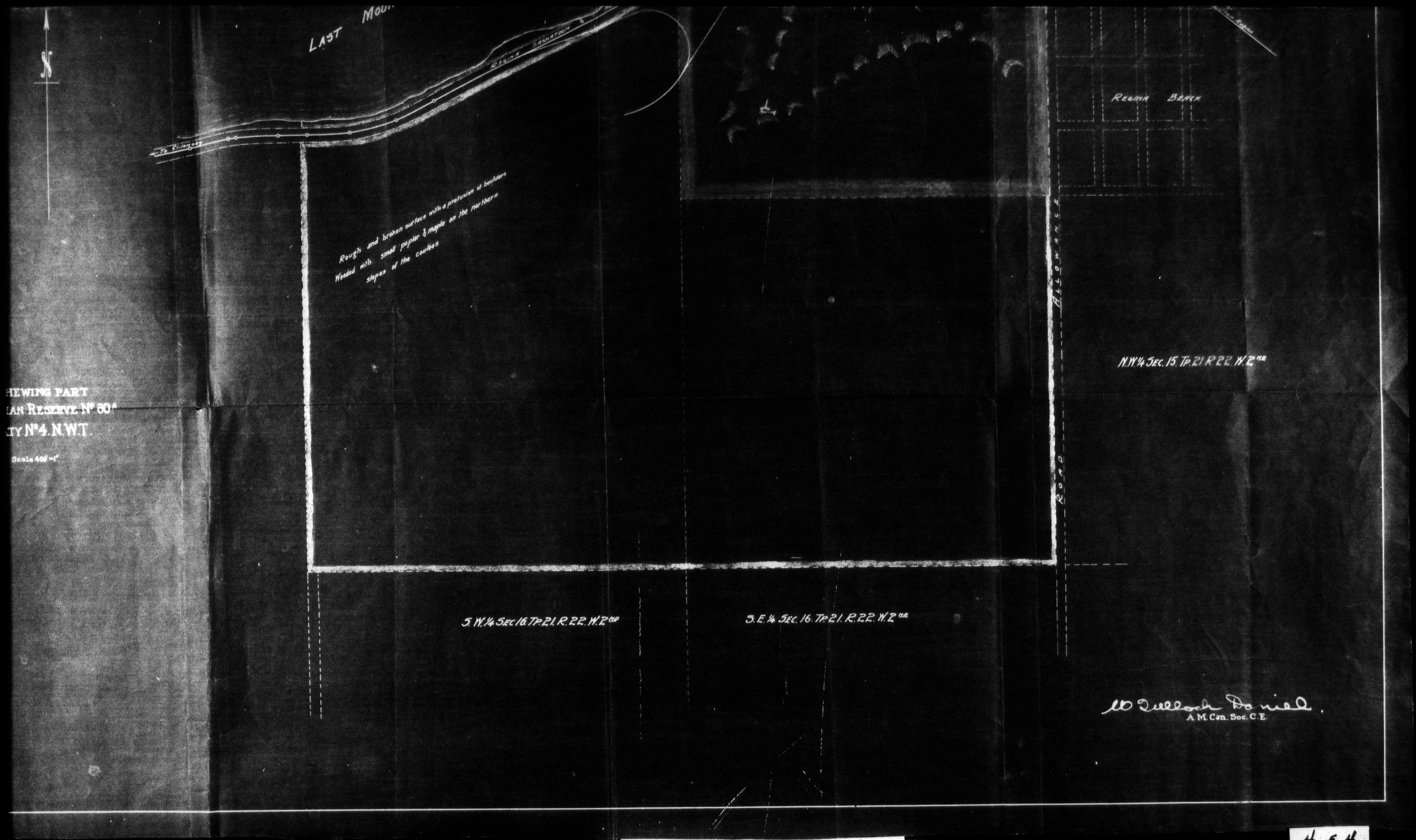


PLAN SHEWING PART
OF INDIAN RESERVE Nº 80^A
TREATY Nº 4. N.W.T.

Scale 400' = 1"

3 of

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA



PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

INDIAN AGENT'S OFFICE,

Touchwood Agency:

DEPARTMENT OF INDIAN AFFAIRS APR 28 1913

IN YOUR REPLY REFER TO
No. 120
ALSO
TO DATE OF THIS LETTER.

Kutawa, April 25th, 1913. 191

438042

LANDS BRANCH MAY 19 1913

Sir,—

I beg to acknowledge the receipt of your letter dated the 2nd instant, No 314,178, and to report that I have brought the matter of the proposed surrender of the Fishing Station at Last Mountain Lake which is known as reserve No 80 A before the Touchwood bands and they express their approval of the suggestion.

DEPT. OF INDIAN AFFAIRS, MAY 18 1913 SURVEYS.

With reference to the half-breeds who have squatted on the reserve I beg to inform you that they have only been a short time living there and they are trespassers on the reserve and as such in my opinion they are not entitled to compensation.

The Indians who are now resident on the reserve are all residing on Fractional section 16. They are all live in sod roofed log dwellings. The only other improvement which has been made on the reserve is a barbed wire pasture fence belonging to Gregoire Desjarlais of Muscowequans Band. In the event of a surrender being agreed to I will be glad to make a carefull appraisement of the improvements .

I have written Indian Agent Nichol regarding this matter and as soon as I hear from him will report

I have the honour to be, Sir
Your obedient servant

Indian Agent

The Secretary
Department of Indian Affairs
Ottawa.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

Surveys

INDIAN AFFAIRS,
MAY 16 1913
SURVEYS.

Ottawa, May 14, 1913.

Sir,

I beg to acknowledge the receipt of your letter of the 14th ultimo and to inform you that the application of Mr. W. T. Daniel for a portion of the Indian Reserve at the Southerly end of Long Lake, Saskatchewan is under consideration.

Fwd
J.B.

Your obedient servant,

Sgd. J. D. McLean

Assistant Deputy and Secretary.

C. E. Whitmore, Esq.,
1861 Scarth St.,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

1 Dy Minister
2 Secy

Ottawa, May 17, 1913.

Sir,

With reference to your letter of the 11th instant, I beg to inform you that action is being taken in the direction of obtaining a surrender for sale of the entire Indian Reserve No. 80A at the Southerly end of Last Mountain Lake. If this surrender is executed the Department will be in a position to sell the land therein.

Your obedient servant,

Sgd J D McLean

Assistant Deputy and Secretary.

W. Tulloch Daniel, Esq.,
Cnadian Pacific Railway Company,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,176.

Ottawa, May 31, 1913.

Sir,

I beg to draw your attention to letter to you of the 2nd ultimo relating to a proposed surrender of the Indian Reserve No. 80A and to request you to be good enough to send your report thereon as soon as possible.

Your obedient servant,

S gd J Lonsdale

Assistant Deputy and Secretary.

H. Nichol, Esq.,
Indian Agent,
Edgely, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

INDIAN AGENT'S OFFICE,

Edgeley P.O., Sask.

DEPARTMENT OF INDIAN AFFAIRS
JUL 3 1913

IN YOUR REPLY REFER TO
No. 1518/13
ALSO
TO DATE OF THIS LETTER.

June 25th 1913

440304

Sir,—

Referring to your letter No. 314178, of May 31st, 1913 requesting me to report on proposed surrender of Long Lake Indian Reserve, No.80 A. In reply I beg to say that the Piapot Indians have been considering the surrender of a portion of their Reserve and I ~~w~~ wanted to get it settled one way or the other before taking up the surrender of the Long Lake Reserve.

In separate letter I have made application that the Piapot Indians be allowed to surrender for sale a portion of their Reserve.

BRANCH
JUL 4 1913

I have the honour to be,
Sir,
Your obedient servant

Indian Agent

The Secretary
Department of Indian Affairs
Ottawa

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178 ~~56101~~

OFFICE OF THE

Chief Inspector of Indian Agencies,

Winnipeg, 25th June, 1918.

DEPARTMENT OF INDIAN AFFAIRS 1918

The Secretary,

Department of Indian Affairs,

Ottawa, Ont.

440302

Sir,-

When out at Qu'Appelle I heard incidentally that instructions had come from the Department to Agent Murison and Nichol to try and obtain a surrender of the Long Lake Reserve No. 80 A.

Also incidentally I was told that certain individuals had made bids on parts of this little fishing station and that they had certain promises from the Department re. this matter. Here I might point out that as Chief Inspector I should be notified of any proposed action of importance of that kind, so that another steal like St. Peters and Le Pas will not be perpetrated on the Indians.

Would you be good enough to let me know just what is being done. The Acting Minister Mr. Crothers wrote me that he would notify the Department to keep me in touch with all matters of importance in my district.

Yours &c.,

Glen Campbell

Chief Inspector.

LANDS BRANCH JUL 4 1918

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

F 22121-8 CP

Ottawa, July 7, 1913.

Sir,-

I beg to acknowledge the receipt of your letter of the 25th ultimo. in regard to the question of surrender of the Long Lake Reserve, No. 50A, and in connection therewith to say that Mr. Nichol, the local agent, was authorized on the beginning of April last to bring before the Indians the question of surrendering their reserve, and not having reported on the matter, he was requested on the 31st of May last to state what had been done in connection with the proposed surrender, and the Agent has recently advised the Department that before taking up the surrender of the Long Lake reserve he is awaiting the decision of the Department as to surrender of portion of the Piapot reserve by the Indians, which application has been recently submitted to the Department by him.

Your obedient Servant,

W. D. McLEAN

Asst. Deputy and Secretary.

Glen Campbell, Esq.,
Chief Inspector of Indian Agencies,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 5046.

OFFICE OF THE 314478

Chief Inspector of Indian Agencies,

Winnipeg, 19th July, 1913.

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

441760

Sir,-

I have your letter No. 314,478, and in reply beg to say that I understand that the Indians in the Touchwood Agency as well as the Qu'Appelle Agency have rights on the Nut Lake Reserve No. 88 A. I saw some of those Indians myself and they are very much averse to giving up that particular fishing Reserve. In any case the Indians from both Agencies will have to have the right of voting on a Surrender.

Yours &c.,

Glen Campbell

Chief Inspector.

Per L.L.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

CANADIAN PACIFIC RAILWAY COMPANY

OFFICE OF THE RESIDENT ENGINEER

DEPT. OF INDIAN AFFAIRS NOV 24 1913

Regina, Sask.,

November 19th., 1913.

DEPT. OF INDIAN AFFAIRS, NOV 25 1913 SURVEYS.

449771

The Secretary,

Dept. of Indian Affairs,

Ottawa, Ont.

Dear Sir,-

Please refer to your letter of May 17th., 1st., file 314,178, in connection with right of way for pipe line through Indian Reserve No.80A, and advise how this matter now stands.

I have now filed plans, etc., for the necessary permission to divert water at this point and advertised the fact as required by law. I also understand from the Indians that they are perfectly willing to surrender this land and are in fact waiting to do so. Will you please advise me if you will take the necessary action so that I can purchase the land as per my original offer.

Yours truly,

W. Dulloch Daniel

INDS BRANCH NOV 26 1913

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Ottawa, November 26, 1913.

EX'D.

Sir,-

I beg to acknowledge the receipt of your letter of the 19th instant, in regard to application of the Canadian Pacific Railway Company for right of way for pipe line through Indian reserve 80 A, and in reply to say that, as the Indians have expressed themselves as quite averse to the surrender of this reserve, the Department is not in a position to give favourable consideration to your application.

Your obedient Servant,

J. D. McLean

Asst. Deputy and Secretary.

W. Tulloch Daniel, Esq.,
Canadian Pacific Railway,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

Ottawa, 12th August 1918.

HAD.

Sir,-

With reference to the wye constructed by your railway company on Indian reserve No.50-A adjoining Regina Beach I may say that we have been advised that you are not now using it and as it is intended to sub-divide the portion of the reserve on which the wye is situated, it is thought that it will be in the interests of your Company as well as this Department for you to re-transfer the lands comprising the wye. An early reply will be appreciated as our surveyors are now at work on the ground.

Your obedient servant,

sgd J. D. McLean

Assistant Deputy and Secretary.

The Chief Engineer,
Canadian Pacific Railway,
Montreal, P.Q.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

56101

CANADIAN PACIFIC RAILWAY COMPANY

OFFICE OF THE CHIEF ENGINEER

J. M. R. FAIRBAIRN,
CHIEF ENGINEER

P. B. MOTLEY,
ENGINEER OF BRIDGES.

D. H. MAPES,
ENGINEER OF BUILDINGS.

C. T. DELAMERE,
ENGINEER OF CONSTRUCTION.

J. W. ORROCK,
PRINCIPAL ASSISTANT ENGINEER.

O/MK.

MONTREAL, August 14th, 1918

IN YOUR REPLY REFER TO FILE NO. 2046-12-11

DEPT. OF INDIAN AFFAIRS
AUG 16 1918
RECORDS

514129

L. D. McLean, Esq.,
Asst.Deputy & Secretary,
Dept.of Indian Affairs,
Ottawa, Ont.

Dear Sir,-

Referring to yours of August 12th in regard to our wye at Regina Beach.

I have no knowledge at the present time that this is not in use but I am taking up with our General Manager, Winnipeg, and will advise you as soon as I hear from him.

Yours truly,

J. M. R. Fairbairn.
Chief Engineer.

DEPT. OF INDIAN AFFAIRS
AUG 20 1918
SURVEYS

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN PACIFIC RAILWAY COMPANY

OFFICE OF THE CHIEF ENGINEER

J. M. R. FAIRBAIRN, CHIEF ENGINEER.

MONTREAL, Aug. 26th, 1918.

IN YOUR REPLY REFER TO FILE NO. 2046-12-11

DEPT. OF INDIAN AFFAIRS
AUG 29 1918
REGINA

514492

J. D. McLean, Esq.,
Asst. Deputy & Secretary,
Dept. of Indian Affairs,
Ottawa, Ont.

Dear Sir,-

With further reference to yours of Aug. 12th in regard to our wye at Regina Beach.

Our Vice-President & General Manager at Winnipeg advises that we cannot use this wye on account of the curvature and sees no objection to your proposal. He has, therefore, instructed that the necessary documents be prepared.

Yours truly,

J. M. R. Fairbairn

Chief Engineer.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

August 29th 1918.

Sir,-

I beg to acknowledge the receipt of your letter of the 26th instant and am pleased to note that your Company has decided to re-transfer the wye in the Indian reserve No.30-A at Regina Beach, Sask., to the Department. Our surveyor will proceed with the sub-division of the reserve accordingly.

Your obedient servant,

(sgd) J.D. McLean

Assistant Deputy and Secretary.

J.M.R. Fairbairn Esq.,
Chief Engineer,
Canadian Pacific Railway,
Montreal, P.Q.

Informed - see letter
7.56101

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

CANADIAN PACIFIC RAILWAY COMPANY

DEPT. OF INDIAN AFFAIRS
SEP 4 1918
RECORDS

OFFICE OF THE CHIEF ENGINEER

J. M. R. FAIRBAIRN,
CHIEF ENGINEER

P. B. MUNRO,
ENGINEER OF BRIDGES.

D. H. MAPES,
ENGINEER OF BUILDINGS.

C. T. DELAMERE,
ENGINEER OF CONSTRUCTION.

J. W. ORROCK,
PRINCIPAL ASSISTANT ENGINEER.

C/NK. MONTREAL, September 3rd, 1918

IN YOUR REPLY REFER TO FILE NO. 2046-12-11

514609

J. D. McLean, Esq.,
Asst.Deputy & Sec.,Dept.of Indian Affairs,
O t t a w a, Ont.

Dear Sir,-

With further reference to yours of August 29th in connection with re-transfer of land occupied by wye at Regina Beach.

I am advised that the consideration originally paid to the Dept.of Indian Affairs was $262.50 which, I presume, the Department will refund.

Will you kindly advise.

Yours truly,

J M R Fairbairn

Chief Engineer.

DEPT. OF INDIAN AFFAIRS
SEP 5 1918
SURVEYS

262.50
25
237.50

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Approved by D.M.J.B.

314178

7th September 1918.

Sir,-

I beg to acknowledge the receipt of your letter of the 3rd instant, No.2046-12-11, and to inform you that the sum received for the land occupied by the wye at Regina Beach was, as you state, $262.50 but $25.00 was paid to an Indian for the destruction of his well. I have to say that in accordance with your suggestion the balance of $237.50 will be refunded to the Canadian Pacific Railway Company.

S.B.

Your obedient servant.

(sgd) J.D. McLean

Assistant Deputy and Secretary.

J.M.R. Fairtairn Esq.,

Chief Engineer,
Canadian Pacific Railway,

Montreal, P.Q.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

The Canadian Pacific Railway Company

Law Department

F22121-8CP

E. L. Beatty, K.C.
Vice-President
& General Counsel
Montreal

C357

Ottawa, Nov. 14th, 1918

Ewart, Scott, Maclaren & Kelley
Ottawa Agents

DEPT. OF INDIAN AFFAIRS
NOV 15 1918
RECORDS

DEPT. OF INDIAN AFFAIRS
NOV 18 1918
SURVEYS

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

See J16 1291

Sir,- re-ABANDONED WYE IN INDIAN RESERVE NUMBER 80

The Treasurer of the Canadian Pacific Railway Company has handed us a transfer to the Crown of the lands formerly used for a wye in Indian Reserve number 80-A in the Province of Saskatchewan with instructions to hand it to your Department upon payment of $237.50, the consideration agreed to. The writer has discussed the matter with Mr. Bray who has undertaken to forward the cheque or should there be any hitch about the matter to return the transfer. On this understanding we are forwarding the transfer to you herewith and we will be glad to receive a cheque for the consideration money at your earliest convenience.

a/cs.
183c - 41.25
214c - 20.29
87c - 33.91
86c - 54.97
231c - 38.27
375c - 19.98
187c - 29.03
237.50

4804
26/11/18

We have the honour to be
Sir,
Your obedient servants,

Ewart Scott Maclaren & Kelley

Encl.
H

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

ACCOUNTANT'S BRANCH
NOV 26 1918

F 22121-8 CP

Ottawa, 21st November 1918.

Gentlemen,-

I beg to acknowledge the receipt of your letter of the 14th instant and to return herewith the transfer of the land occupied by a wye in the Indian reserve No.80-A, Sask., and to say we have been advised that the transfer should not be accepted in its present form.

The amendments you will note are made in pencil on the second sheet to the effect that the words "to the use of His Province of Saskatchewan" should be erased and the word "Canada" substituted in bothe placed where this occurs.

The description has been examined and appears to be correct, consequently the second page only will require to be amended.

S.B.

Your obedient servant,

(sgd) J.D.McLean

Assistant Deputy and Secretary.

Messrs. Ewart, Scott, McLaren & Kelly,
Barristers etc.,
Sparks Street,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

The Canadian Pacific Railway Company

DEPT. OF INDIAN AFFAIRS
DEC 5 1918
RECORDS

Land Department

E. W. Beatty, K.C.
Vice-President
& General Counsel
Montreal

Ewart, Scott, Maclaren & Kelley
Ottawa Agents

Ottawa, Dec. 3rd, 1918

DEPT. OF INDIAN AFFAIRS
DEC 5 1918
SURVEYS

517242

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Re:- ABANDONED WYE IN INDIAN RESERVE NO. 80, SASKATCHEWAN

We now return transfer from the Canadian Pacific Railway Company to His Majesty the King duly corrected as requested and we trust that it will now be found to be satisfactory.

We have the honour to be,

Sir,

Your obedient servants,

Ewart Scott Maclaren & Kelley

S.V.B.M.
Act - to forward deeds for signature
Act - to forward Scott, Scott & Kelley
$23.50 to procure the deed
and Kelley - Receive the deed
the Canadian Pacific Ry. Co.
Paid on the 26th 1918
Act - to procure the deed of the
transfer of the wye in the
reserve to be filed in the
authorized with the Sec. for Sask.
J.B.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

Ottawa, 7th December 1918.

Gentlemen,-

I beg to acknowledge the receipt of your letter of the 3rd instant and to enclose herewith the transfer from the Canadian Pacific Railway of the wye in Indian reserve No.80-A Sask., and to request you to be good enough to make the correction in the sixth line from the bottom of the first page by leaving out the word "lies", and to return the transfer here.

Your obedient servant,

(sgd) D. McLean

Assistant Deputy and Secretary.

Messrs. Ewart, Scott, McLaren & Kelly,
Barristers etc.,
Sparks Street,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

The Canadian Pacific Railway Company

Law Department

E. W. Beatty, K.C.
Vice-President
& General Counsel
Montreal

Ottawa, Dec. 19th, 1918

DEPT. OF INDIAN AFFAIRS
DEC 20 1918
RECORDS

C359

Ewart, Scott, Maclaren & Kelley.
Ottawa Agents

DEPT. OF INDIAN AFFAIRS
DEC 20 1918
SURVEYS

517746

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir,- re-ABANDONED WYE IN INDIAN RESERVE NO. 80 A

We have had transfer duly amended as requested and now return it. We trust that it will now be found satisfactory.

We have the honour to be,
Sir,

Encl.
H

Ewart Scott Maclaren & Kelley

LANDS BRANCH
DEC 21 1918

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Copy Robertson
J.B. Robertson

314,178.

Ottawa, June 17, 1919.

Sir,-

I beg to inclose for registration, transfer from the Canadian Pacific Railway Company to His Majesty King George the Fifth, of tract of land known as the "Wye" in ~~The~~ ~~Best~~ Indian Reserve. 50 a

Kindly forward certificate of title with memo. of your fees.

Your obedient Servant,

W.A. Ott.

In Charge Lands & Timber Branch.

W.A.O.

The Registrar of Titles,
Neepawa,
Man.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

Ottawa, June 18, 1919.

Sir,-

I mailed you yesterday, in error, a transfer of "Wye" in Indian Reserve 60 A, not The Pas reserve, as specified in the letter, and have to request that you will be good enough to forward the transfer to the Registrar of Titles, Regina, advising him of the mis-description in the letter. Kindly advise me of transmission of document as desired, and oblige,

Your obedient Servant,

WAO

W. A. Ott.

In Charge Lands & Timber Branch.

The Registrar of Titles,
Neepawa,
Man.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY.

LAND TITLES OFFICE

Neepawa, Manitoba.
June 24., 1919.

The Registrar,
Regina Land Registration Branch,
Regina,
Saskatchewan.

Sir:-

I beg to enclose herewith Transfer from the Canadian Pacific Railway Company to His Majesty King George V., of tract of land known as the Wye in The Pas Indian Reserve; also instructions from Mr. W.A.Orr in charge of land and timber Branch of the Department. This has been recently received at this office from the Department of Indian Affairs, no doubt in error as the land is not within the Neepawa District. Kindly give the same your attention.

I am returning a copy of this letter to The Secretary, Department of Indian Affairs.

I have the honour to be,
Sir,
Your obedient servant,

DISTRICT REGISTRAR.

ENC.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

to

314178

LAND TITLES OFFICE
MANITOBA.

DEPT. OF INDIAN AFFAIRS
JUN 28 1919
RECORDS

NEEPAWA, Man., June 24/19. 191...

524509

The Secretary,
Department of Indian Affairs,
Ottawa.

Sir:-

-Re Your No.314,178.-

LANDS BRANCH
JUL 2 1919

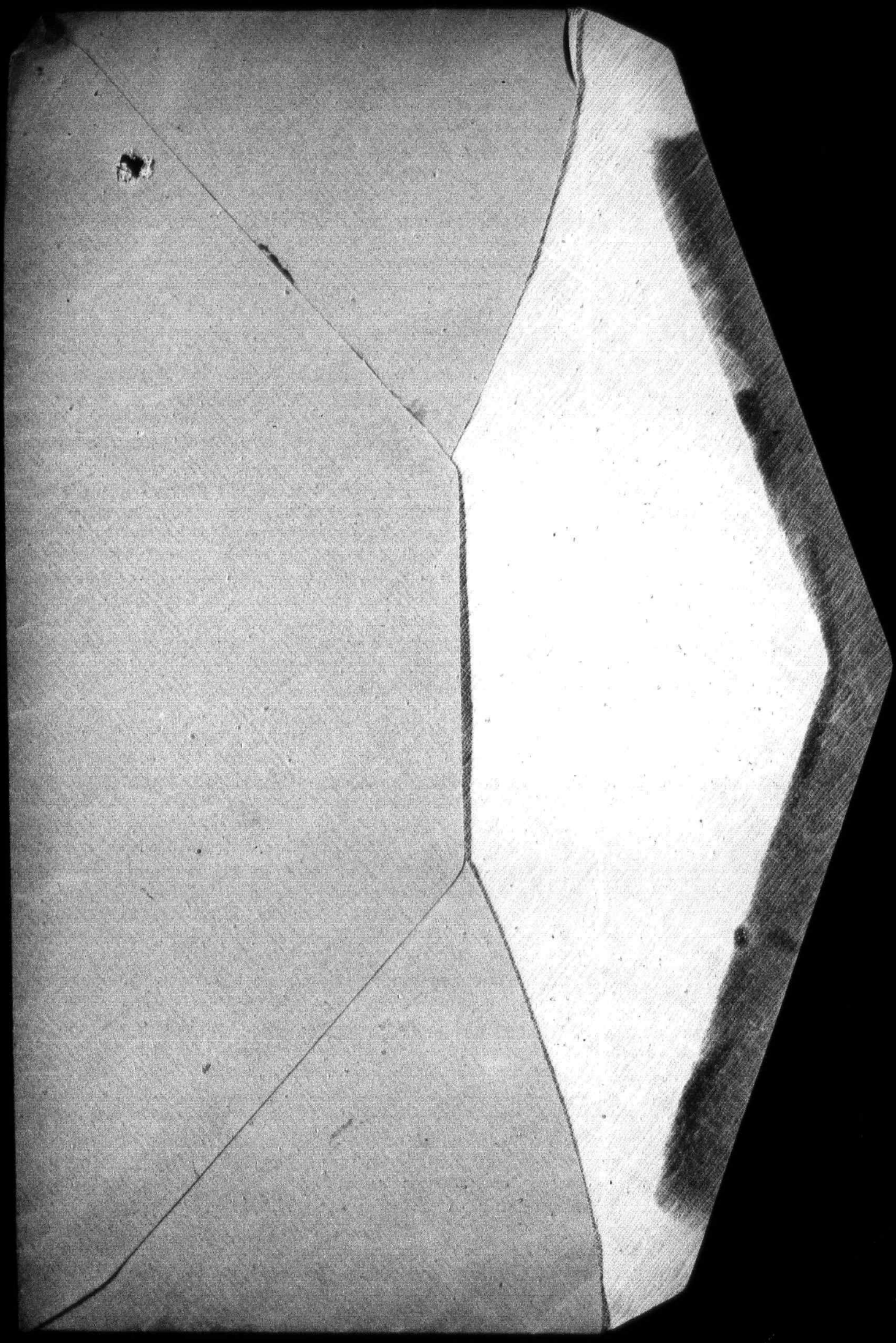
Your letter of June the seventeenth, with enclosure, has been duly received, also your letter of June the eighteenth, and, as requested I have forwarded the Transfer to the Registrar at Regina. A copy of my letter with the same is enclosed.

I have the honour to be,
Sir,
Your obedient servant,

DISTRICT REGISTRAR.

ENC.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA



Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

GOVERNMENT OF THE PROVINCE OF SASKATCHEWAN

REGISTRATION DISTRICT OF ASSINIBOIA
LAND TITLES OFFICE

DEPT. OF INDIAN AFFAIRS
JUL 2 1919
RECORDS

F22121-8CP

ADDRESS YOUR REPLY TO
THE REGISTRAR
LAND TITLES OFFICE
REGINA

REGINA, SASK. June 27, 1919. 191

Your file 314,178

524726

Just Mountain
80A

Dear Sir:- The Wye in ~~The Pas~~ Indian Reserve lying west of section 15-21-22 W.2. and to the north of Section 16-21-22 W.2.

I return herewith transfer from C.P.R. to His Majesty the King.

I require duplicate certificate of title No. 103 YW which was sent to P. McPherson, Right of Way agent, Canadian Pacific Railway Co., Winnipeg, May 3rd 1913.

I also require an affidavit of value.

The fees will be $4.00 plus 1/5 of 1% of the sworn value.

ER/T

Yours truly,

W.G.Haultain,

Registrar.

2.375
.48
4.48

The Secretary,
Department of Indian Affairs,
Ottawa, Canada.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPT. OF INDIAN AFFAIRS
JUL 5 1919
SURVEYS

314,178.

F 22121-8 CP

Ottawa, July 3, 1919.

TXII

Gentlemen,-

Referring to your letter of the 19th of December last, No.G 359, enclosing transfer of abandoned Wye in Indian Reserve No. 80A, I beg to inform you that the Registrar of Titles, Regina, asks that Certificate of Title No. 103 YW, which was sent to P. McPherson, Right of Way Agent, Canadian Pacific Railway, Winnipeg, on the 3rd of May, 1913, be returned to his office before the transfer can be registered, and I have, therefore, to request you to be good enough to forward this Certificate of Title to the Department as early as possible.

Your obedient Servant,

W.A.

W. A. Orr,

In Charge Lands & Timber Branch.

Messrs Ewart, Scott, Maclaren & Kelley,
Barristers, etc.,
O t t a w a.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

URLE, K.C.
GENERAL MONTREAL.
FLINTOFT,
ASST-GENL. SOLICITOR MONTREAL.
EWART, SCOTT, MACLAREN & KELLEY,
OTTAWA AGENTS.

OTTAWA. July 22, 1919.

C-359

File

325498

DEPT. OF INDIAN AFFAIRS
JUL 23 1919
RECORDS

W. A. Orr Esq.,

Land & Timber Branch,

Department of Indian Affairs,

City

Dir - Re - Abandon-ed Wye in Indian Reserve
No. 80-A Departmental File 314178

We are in receipt of your letter of July 3rd and in repl y beg to say that the Right of Way and Tax Agent of the company at Winnipeg has been instructed to send certificate of title No. 103 Y.W., covering this land to the Registrar of the Regina Land Titles Office.

Yours truly,

Ewart Scott Maclaren & Kelley

EP.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

Ottawa, October 11, 1919

Sir,-

I beg to inform you that the Registrar of Titles at Regina advises that in connection with the registration of transfer from the Canadian Pacific Railway to the King of the Wye on the Last Mountain Indian Reserve No. 60, it is necessary to furnish him with duplicate Certificate of Title No. 103 Y.W., which was sent to you on the 3rd of May, 1913, and I have, therefore, to request that you will kindly forward this duplicate certificate to the Department.

Your obedient Servant,

J. D. McLean

Assistant Deputy & Secretary.

W.E.D.

P. McPherson, Esq.,
Right of Way Agent,
Canadian Pacific Railway,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

2 Indian
1 Sec
3 Survey

314178

Ottawa, 24th October 1919.

Gentlemen,-

With further reference to our letter of the 3rd July last and your reply of the 22nd of the same month, No.C.359, relating to the transfer of the abandoned wye in Indian reserve No.80-A, I beg to draw your attention to the fact that the Land Titles Office of the Province of Saskatchewan informed us on the 6th instant that this action has not as yet been taken by your Company. The Department has also been informed that the Canadian Pacific Railway Company has been taking steps to erect a fence around the wye premises. This action, if the report is correct, is not understood. You will please note that the delay in the registration of this transfer is preventing the registration of the plan of survey of the Lakeview sub-division and it is requested that the matter be completed at once.

Your obedient servant,

J D M Lean

Assistant Deputy and Secretary.

Messrs. Ewart, Scott, McLaren & Kelly,
Barristers etc.,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

31411

RAILWAY COMPANY
LAND DEPARTMENT

WINNIPEG, MAN.
Oct. 22nd 1919.

IN YOUR REPLY REFER TO NO.

95. R.S. & N.S.

028582

Lands as

J. D. McLean, Esq.,
Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:

Your file. No.314,178 and letter
dated October 11th 1919.

Replying to your letter of the 11th instant, I beg to inform you that Certificate of Title No. 103.Y.W. was forwarded to the Registrar at Regina on the 28th July last. I have no doubt that you will be able to effect registration of transfer if you will inform the Registrar of this fact.

Yours truly,

D McPherson

Right of Way & Tax Agent W.L.

JGO/J.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

F 22121-8 CP

AFFIDAVIT OF VALUE.

County of Carleton,
Province of Ontario,
To Wit:

I, Samuel Bray, of the City of Ottawa, in the County of Carleton, Chief Surveyor of the Department of Indian Affairs,

make oath and say,

That that parcel of land in the Indian Reserve Number Eighty A (80A), in the Province of Saskatchewan, in the Dominion of Canada, containing eleven and eighty-eight hundredths ($11\frac{88}{100}$) acres as described in Transfer from the Canadian Pacific Railway Company to His Majesty King George the Fifth as represented by the Department of Indian Affairs, dated the twenty-ninth day of August, 1918, of record in the Land Titles Office at the City of Regina, in the Province of Saskatchewan, including all buildings and other improvements thereon, is of the value of two hundred and thirty-seven dollars and fifty cents and no more.

Sworn before me at City of Ottawa, in the County of Carleton, this 4th day of November, 1919.

S. Bray

A Notary Public in and for Ontario.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

F 22121-8 CP

With cheque

Ottawa, 31st October 1919.

Sir,-

With reference to your letter of June 27th last relating to the wye in Indian reserve No.80-A and requesting duplicate Certificate of Title No.103YW and affidavit of value of property, I beg to inform you that Mr.McPherson, the Right of Way Agent has informed this Department that he forwarded to you at Regina the required Certificate on the 28th July last. Enclosed herewith please find Departmental cheque for $4.48 covering your fees and an affidavit of value of the property.

It is hoped that ~~now~~ all difficulties in connection with the Lakeview sub-division have now been cleared away and that the registration of this sub-division may be completed forthwith.

Your obedient servant,

A J McKenzie

Acting Assistant Deputy and Secretary.

The Registrar,
Land Titles Office,
Regina, Sask.

2

S.B.

NSM.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314178

DEPT. OF INDIAN AFFAIRS
NOV 4 1919
RECORDS

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

W. H. CURLETT, K.C.
GENERAL SOLICITOR MONTREAL.
E. P. FLINT
ASSISTANT SOLICITOR MONTREAL.
EWART, SCOTT, MACLAREN & KELLEY,
OTTAWA AGENTS.

OTTAWA Nov. 3, 1919

C-359.

DEPT. OF INDIAN AFFAIRS
NOV 6 1919
SURVEYS

The Secretary,

528866

Department of Indian Affairs,

Ottawa, Ont.

Sir - Re - Abandoned Wye in Indian Reserve No. 80-A
Departmental File 314178.

Further referring to your letter of the 24th ultimo we are now assured by Mr. McPherson, Right of Way and Tax Agent of the Company at Winnipeg that he personally forwarded duplicate certificate of title No. 103 Y.W. by registered mail to the Registrar, Land Titles Office Regina on the 28th of July last. This must therefore have been received by the Registrar and must be still in his possession.

Regarding your statement that the Company is taking steps to erect a fence around this property we are instructed to say that the Assistant Chief Engineer, the Divisional Engineer and the District Engineer were all notified on September 5th, 1918 by Mr. McPherson of the reconveyance to the Crown and the Company cannot understand how any official of the Company should be taking any steps to erect a fence.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

W.H.CURL[illegible] C.
GE[illegible] SOLICITOR MONTREAL.
E.P.FLI[illegible]
ASS[illegible]AL SOLICITOR MONTREAL.

EWART, SCOTT, MACLAREN & KELLEY,
OTTAWA AGENTS.

OTTAWA. Nov. 3, 1919

C-359.

Page 2.

The matter is being taken up with the Superintendant concerned.

We have the honour to be, sir

Your obedient servants.

Ewart Scott Maclaren & Kelley

EP

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

314,178.

Copies of the Certificates have been received but the certificate of title for the Wye - been mentioned does not appear to have been received. F.P.C. 15 Dec. 1919

Ottawa, November 10, 1919.

Sir,-

Referring to your letter of the 27th of June last, I beg to return herewith transfer from the Canadian Pacific Railway Company to His Majesty The King, of the Canadian Pacific Railway Company's Wye in Last Mountain Indian Reserve No. 60A.

As all requirements have been now met, kindly register plan of Lakeview subdivision and forward copy thereof and certificate of title for the Wye.

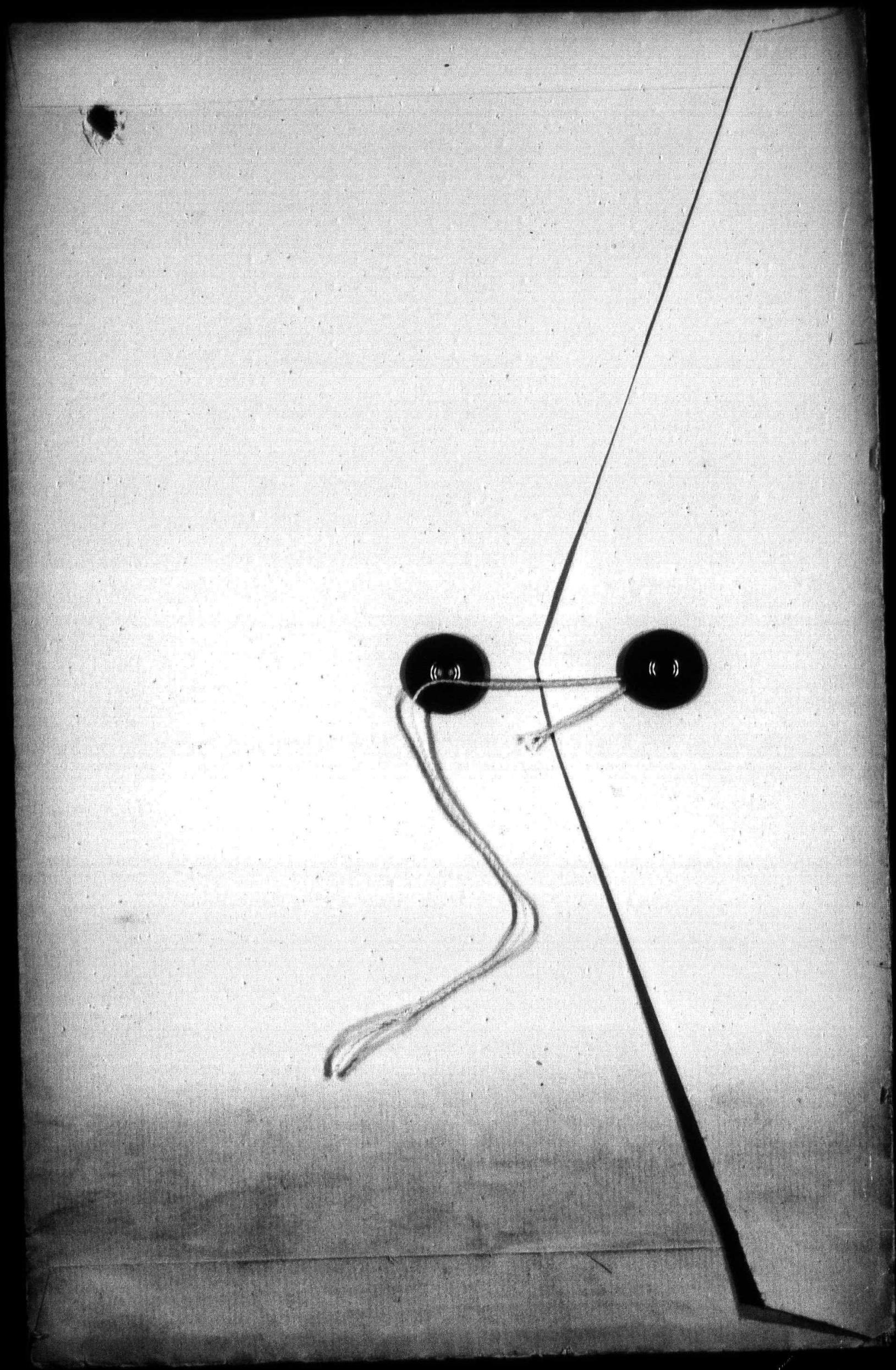
Your obedient Servant,

J. D. McLean

Assistant Deputy & Secretary.

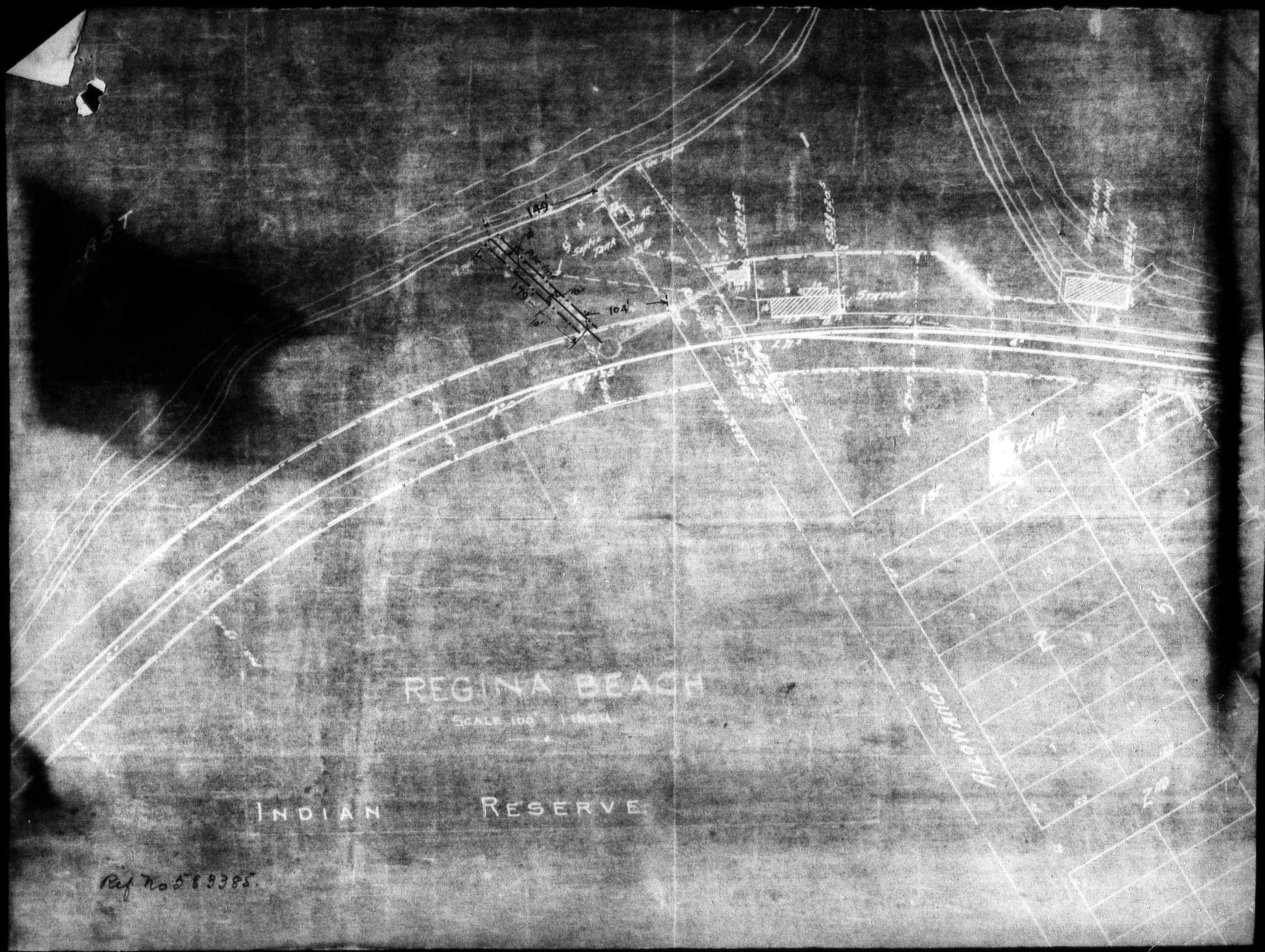
W. G. Haultain, Esq.,
Registrar of Titles,
Land Titles Office,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

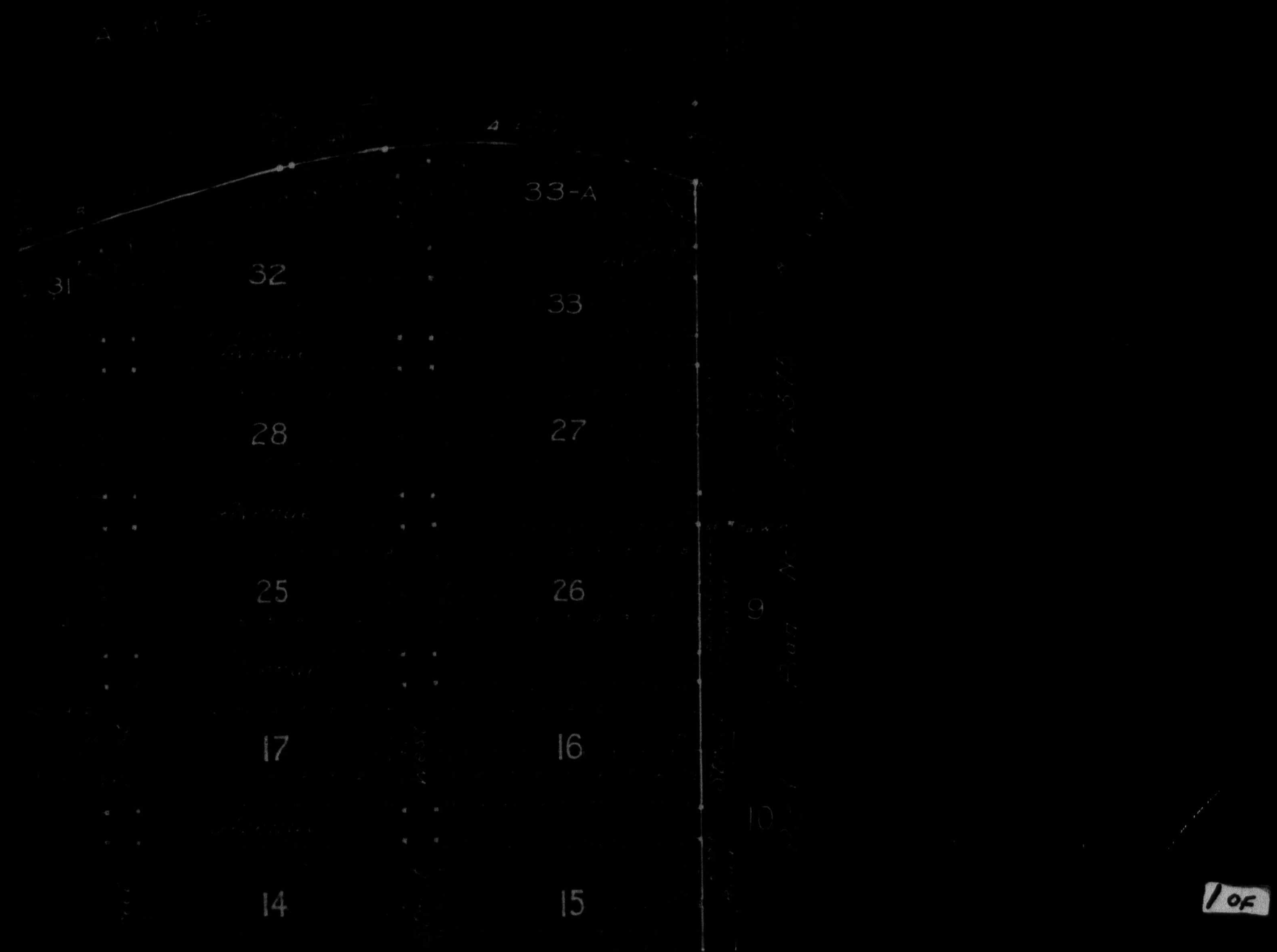


Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA



Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA



1 OF

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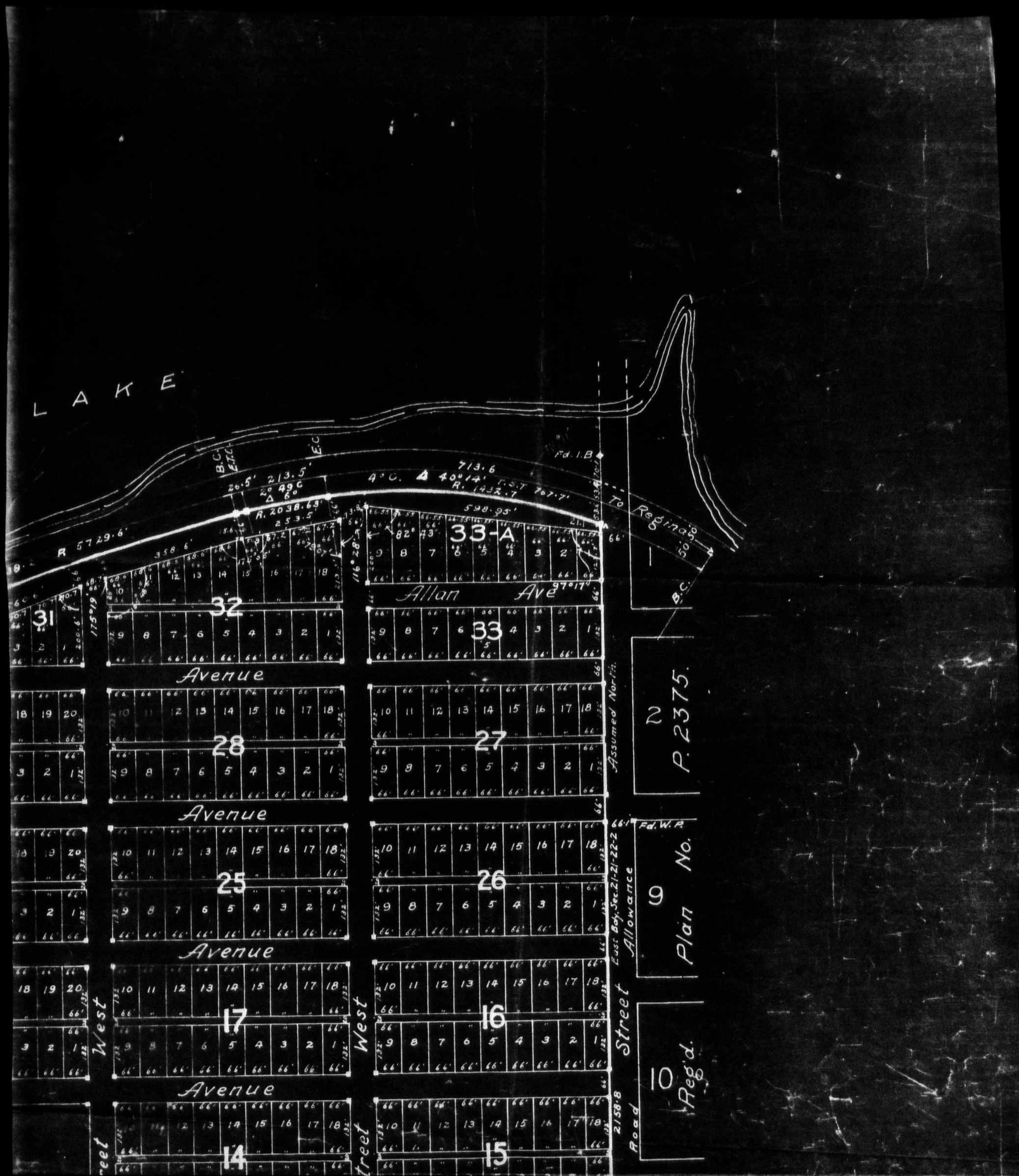
33

2 OF

14-88

3/3

CANADA


LAKE
To Regina
Allan Ave
Avenue
West Street
Assumed North
East Bdy. Sec. 21-21-22-2
Allowance
Road
Plan No. 9
P. 2375.
10 Reg'd.
33-A
33
32
31
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25
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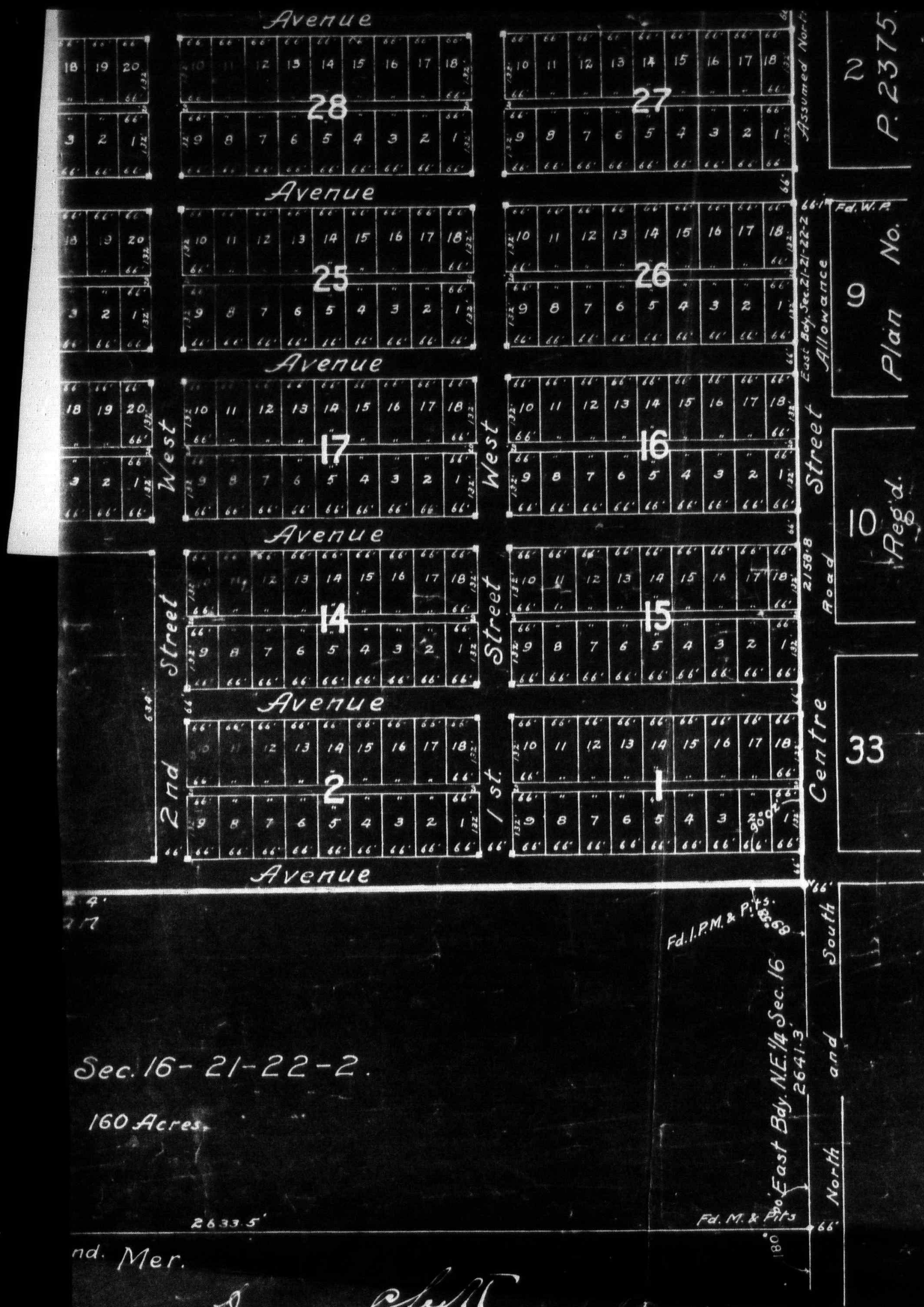
1 of



Sec. 16 - 21 - 22 - 2.

160 Acres.

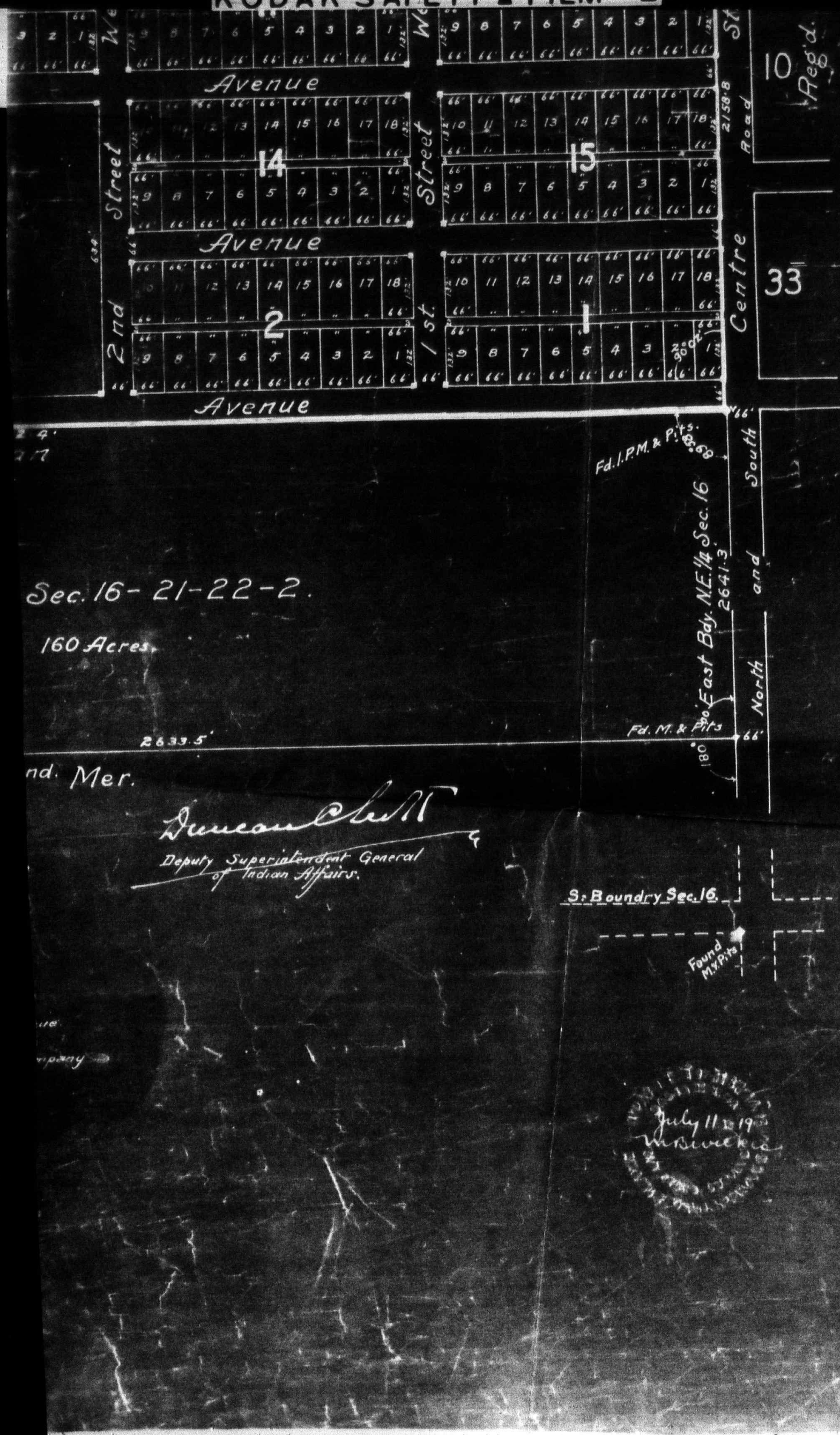
nd. Mer.

Duncan Campbell

Deputy Superintendent General of Indian Affairs.

2

KODAK SAFETY FILM



Sec. 16 - 21 - 22 - 2.

160 Acres.

Duncan C. Scott

Deputy Superintendent General of Indian Affairs.

July 11 1915

1488

CANADA

~~314178~~ 22121/8 CP

DEPT. OF INDIAN AFFAIRS
MAY 1[illegible] 1923
RECORDS

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

W. H. CURR[illegible] GENE[illegible] SOLICITOR, MONTREAL.
E. P. FLINTO[illegible] ASST-GENL. SOLICITOR, MONTREAL.

SWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS.

OTTAWA, May 11th, 1923

~~2K878~~
C-767 76 9

DEPT. OF INDIAN AFFAIRS
MAY 14 1923
RECORDS

583385

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir - RE: - Regina Beach Ind[illegible] Reserve Water Supply

We enclose herewith blue print showing a 20' strip of land which the Canadian Pacific Railway Company requires for a pipe line at this point. We are informed that the Company's Engineer at Regina has arranged with Mr. Graham, the representative of your Department at that place for temporary approval and that the Company has been permitted to proceed with the construction of the pipe line.

We are instructed to make formal application for this piece of land and upon learning that the application will be accepted we will have a proper survey made and a plan and description submitted to you.

Will you also please advise us as to the price which the Company will be required to pay for this land.

We have the honour to be, Sir,

Your obedient servants,

Swart Scott Kelley & Kelley

P.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-8 CP

Ottawa, 22nd May 1923

Gentlemen,-

With reference to your letter of the 11th instant, your file C-767, enclosing a blueprint of a twenty foot strip for pipe line across the beach in front of Block 33-A, Lakeview, I should like to be advised as to whether your Company could have the line run along the road allowance or if not, have it parallel with the road allowance, as it may be found advisable at a later date to subdivide this parcel of land.

Your obedient servant,

(J.D.McLean)
Assistant Deputy and Secretary.

Messrs. Ewart, Scott, Kelley & Kelley,
Barristers etc.,
Ottawa, Ont.

Indian Affairs, (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-8 C.P.

DEPT. OF INDIAN AFFAIRS
MAY 25 1923
RECORDS

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

W. H. CU[illegible] K.C.
G[illegible] SOLICITOR, MONTREAL.
E. P. FLINTOFT,
ASST. GENL. SOLICITOR, MONTREAL.
EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS.

OTTAWA. May 23rd, 1923

C-769

DEPT. OF INDIAN AFFAIRS
MAY 26 1923
SURVEYS

The Secretary,
Department of Indian Affairs, 583989
Ottawa, Ont.

Sir - RE: - Regina Beach Indian Reserve Water Supply
Your File 22121.8 C.P.

We are in receipt of your letter of yesterday's date and have wired the Company at Winnipeg asking for the information which you require.

Please note that our file number for this matter is C-769. The number C-767 was quoted in our previous letter in error.

We have the honour to be, Sir,

Your obedient servants,

Ewart Scott Kelley & Kelley

P.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-8

1 Records

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

OTTAWA.

W.H.CUR[illegible] K.C.
GE[illegible] SOLICITOR, MONTREAL.
E.P.FLIN[illegible]T,
ASST-GENL. SOLICITOR, MONTREAL.

SWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS.

DEPT. OF INDIAN AFFAIRS
AUG 16 1924
RECORDS

2 Surveys

R

August 15th, 1924

DEPARTMENT OF INDIAN AFFAIRS
AUG 18 1924
SURVEYS

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sir:

Re: S.E. 21 - 21 - 22 - West 2nd

We are sending concurrently four tracings of plan of survey of land shown as Block "A" at Regina Beach, required for water supply purposes, for your examination and approval. When approved, will you please return all four copies to us in order that the plan may be registered, and in due course copies of the registered survey plan will be forwarded to the Department of the Interior through the Irrigation Branch at Calgary.

We have the honour to be, Sir,

Your obedient servants,

Swart Scott Kelley Kelley.

P.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-8

Ottawa, 20th August 1924

Sir,-

Enclosed you will find a blueprint indicating the strip of land which the Canadian Pacific Railway Company requires for their pipe line at Regina Beach.

According to the railway company, they have arranged with you to proceed with the construction of this pipe line in 1925. Please advise the Department as to what compensation should be demanded from the Company.

Your obedient servant,

(J.D. McLean)
Assistant Deputy and Secretary.

W.M. Graham Esq.,
Indian Commissioner,
Regina, Sask.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

2 letters

22121-8

Ottawa, 20th August 1924

Gentlemen,-

I have to acknowledge the receipt of the four tracings referred to in your letter of the 15th instant and indicating the land required for the Canadian Pacific Railway Company's pipe line at Regina Beach.

Before approving the plans the Department is communicating with the Indian Commissioner, Mr. W. M. Graham, with whom the Company made preliminary arrangements.

Your obedient servant,

(J. D. McLean)
Assistant Deputy and Secretary.

Messrs. Ewart, Scott, Kelley and Kelley,
Barristers etc.,
Ottawa, Ont.

Form

over

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-8

DEPARTMENT OF INDIAN AFFAIRS
CANADA

DEPT. OF INDIAN AFFAIRS
SEP 8 1924
RECORDS

IN YOUR REPLY REFER TO
No. 100-6 R.B.
ALSO TO DATE OF THIS LETTER

COMMISSIONER'S OFFICE,
REGINA, SASK., 4th. September 1924

DEPT.
SEP 8 1924
SURVEYS

Sir,

In reply to Department letter 22121-8 of 20th. ultimo I should think $25.00 would be ample compensation for the easement granted to the Canadian Pacific Railway for their pipe line at Regina Beach. I understand the Company do not desire Title to the land but merely the right to maintain the pipe. It is doubtful that there will ever be occassion for further excavation as the pipe is of cast iron, and the pressure low, and laid below the frost line.

Your obedient servant,

W.M.Graham
Indian Commissioner,

The Secretary,
Indian Department,
Ottawa, Ont.,

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-8

1. Dept
2. Sect

Ottawa, 9th September 1924

Gentlemen,-

With further reference to your letter of the 15th ultimo, relating to the plan of the Canadian Pacific Railway water supply pipe line located in the Lakeview subdivision, I have to inform you that the compensation for the privilege of granting the railway company the right to construct and maintain this pipe line has been set at $25.00 and on receipt of this amount, the plans forwarded by you will be approved and returned.

Your obedient servant,

(A.F.MacKenzie)
Act. Assistant Deputy and Secretary.

Messrs. Ewart, Scott, Kelley & Kelley,
Barristers etc.,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-8 e.P.

CANADIAN PACIFIC RAILWAY COMPANY

LAW DEPARTMENT

OTTAWA.

W.H. CURLE, K.C.
...L SOLICITOR, MONTREAL.
E.P. R... GENL. SOLICITOR, MONTREAL.
EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS.

DEPT. OF INDIAN AFFAIRS
SEP 20 1924
RECORDS

DEPT. OF INDIAN AFFAIRS
SEP 20 1924
SURVEYS

R

EXP

September 18th, 1924

C. 769

The Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Sir:

Re: Regina Beach
S.E. 21-21-22-W. 2nd
Your file 22121.8

80 a

We are in receipt of your letter of the 9th inst. and in reply beg to say that a voucher for the $25.00 is going through and that we hope to send you a cheque very shortly. Upon receipt of the cheque, we understand that you will approve of the plan submitted and return all copies to us for registration. When registered, one copy will be sent back to you for recording in your Department.

We have the honour to be, Sir,

Your obedient servant,

Ewart Scott Kelley & Kelley

DEPT. OF INDIAN AFFAIRS
OCT 25 1924
SURVEYS

P.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-8 C.P.R.

C.P.R. compensation for part of
SE. 21-21-22-W2 - pipe line - Regina Beach.

BANK RECEIPT No. 8116

R

Amt. $25.00

LANDS BRANCH
OCT 24 1924

Date Oct. 17. 1924 19

DEPT. OF INDIAN AFFAIRS
OCT 17 1924
RECORDS

Entered Journal No. 23 Folio 80 [illegible]

Acct. Survey Lands 178c

Dept. Receipt No. 45715

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

F 22121-8 CP

Ottawa, 27th October 1924

Gentlemen,- Ref.C.769

With further reference to your letter of the 18th ultimo, I have to advise you that the plans submitted of the C.P.R. pipe line in the Lakeview subdivision of the Last Mountain Lake Indian reserve have been approved and are being forwarded to you under separate cover.

Inasmuch as the Department is merely granting the privilege of constructing, operating and maintaining this pipe line, it is not necessary for the purposes of this Department that these plans should be registered. The Department, however, will require that one copy be returned to this Department for the purpose of record here.

Your obedient servant,

(J.D.McLean)
Assistant Deputy and Secretary.

Messrs. Ewart, Scott, Kelley & Kelley,
Barristers etc.,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-8 C.P.

CANADIAN PACIFIC RAILWAY COMPANY

W.H.CURLL, K.C.
GENERAL SOLICITOR, MONTREAL.
E.P. FLINTOFT,
ASST-GENL. SOLICITOR, MONTREAL.

EWART, SCOTT, KELLEY & KELLEY,
OTTAWA AGENTS

LAW DEPARTMENT

OTTAWA.

DEPT. OF INDIAN AFFAIRS
OCT 28 1924
RECORDS

R

October 27th, 1924

C. 769

The Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Sir:

Regina Beach
S.E. 21 - 21 - 22 - W. 2nd
Your file 22121.8

Referring to your letter of the 9th of September, as the $25.00 asked for has since been paid and we hold the Departmental receipt therefor, we will be obliged if you will approve and return the five tracings of the plan to us. As explained, when registered one duplicate original of the tracing will be returned to you for record in your Department.

We have the honour to be, Sir,

Your obedient servants,

Ewart Scott Kelley & Kelley

P.

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

NO FURTHER CORRESPONDENCE TO BE PLACED ON THIS FILE

SEE CURRENT VOLUME

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-8 C.P.

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TO	DATE	BY	DATE	C.R.	FILED BY
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NOT TO BE REMOVED FROM CENTRAL REGISTRY

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22121-8 C.P. VOL. 1 CLOSED

CLOSED
FROM 5 Jul 92 TO 27 Oct 24

TOUCHWOOD

RAILWAYS

RES. NO. 80 A

SEE VOL. 2

Indian Affairs. (RG 10, Volume 7668, File 22121-8 C.P.)
PUBLIC ARCHIVES
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CANADA

Indian Affairs
Headquarters Files

(RG 10, Volume 7669)

File 22124-7	1	Fort Frances Agency - Right-of-way for railways through Indian Reserves in the Rainy River District (plan, map). 1900 - 1911
File 22124-7	2	Fort Frances Agency - Right-of-way for a spur line of the Canadian National Railway through Rainy Lake 18B Reserve. 1911 - 1944
File 22125-6 C.N.		Clandeboye Agency - Right-of-way for Canadian National Railways through the St. Peter's Reserve and the Brokenhead Reserve. (plans) 1911 - 1925
File 22128-7 C.N.		The Pas Agency - Right-of-way for the Canadian Northern Railway System through part of The Pas Reserve (plans). 1905 - 1917

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204533

COUCHEECHING AGENCY

No 494

Fort Frances
12th October 19

Sir.

As I presume the Department is aware that the Rainy River Railway Co. propose running their road through a number of the Indian Reserves. I have the honor to state that the Indians owning the reserves through which it is thought the railroad will run, have spoken to me regarding the same, requesting that they be allowed to have the contract of clearing the land also that they be paid for the land used, and in case it runs through any of their clearings that each one owning the clearings or improvements — be paid for same.

I have informed them that I knew nothing of the matter, but I feel satisfied the Department would arrange matters

The Secretary
Dept of Indian Affairs
Ottawa

LAND BRANCH
OCT 22 1900

Mr. Smith re Rainy River Ry. Co.
Sect. Rainy River
Toronto

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Enquire if this is a Gist Band -
and who is the Chief - Recommend
that Chief be communicated with - and
Agent instructed to notify Band
of them on the ground that no trespass
will be allowed on the Res. until
Report is received from

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

Ottawa, 25th October, 1900-

Sir,

A communication has been received from Mr. J.P. Wright, Indian Agent at Port Frances, Ont. in which he informs the Department that he understands it is the intention of the Rainy River Railway Company to construct their Railway through certain Indian Reserves. I have to request you to be good enough to inform me if this is the fact.

I may say that the consent of the Department is not given for the construction of Railways through Indian Reserves, until the Right of Way has been arranged for. In the event of your Company deciding to construct its road through any Indian Reserves, you should file with the Department copies of your Plans, or such portions of them, shewing the Right of Way through the several Reserves. These should contain all the usual information.

You should also forward an offer of the sum you are willing to pay, as compensation for the land and the damages done in each Reserve.

The Indians are very desirous to do the work of clearing the Right of Way, provided your Company is paying a reasonable price for this class of work.

I

J.M. Smith, Esq.
Secretary,
The Rainy River Railway Company,
Toronto,
Ont.

S. B. Ad

W.T.D

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

I shall feel obliged if you can see your way to make an offer of a Contract to the Indians, to do the clearing required through their respective Reserves.

Your obedient servant,

S. STEWART

Asst. Secretary-

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

KODAK SAFETY FILM

204 596-

TOXIN

Ottawa,25th October,1900-

Sir,

I beg to acknowledge the receipt of your letter of the 12th Instant,and to inform you that Mr.J.M.Smith, Secretary of the Rainy River Railway Company,Toronto, has been requested to take the necessary steps to acquire the Right of Way for his Railway,through the different Indian Reserves,in which it may be located. In accordance with your request,he has also been asked to endeavour to let the Contract,or rather to offer the Contract to the Indians,to do the clearing that may be required,in the Right of Way through their respective Reserves.

I have to request you not to allow any trespass on Indian Reserves,for the purpose of clearing the line, or constructing the Railway,until you have been informed that the Right of Way has been arranged for. There is no objection,however,to the Company running such lines of Survey through Indian Reserves,as it may consider necessary,provided no actual damage is done.

Your obedient servant,

S.STEWART

Asst.Secretary-

J.P.Wright Esq.
Indian Agent,
Port Frances,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

The Canadian Northern Railway Co.

F. Nicholls, President.
J. M. Smith, Secretary.

Toronto, Nov. 1st, 1900.

DEPARTMENT OF INDIAN AFFAIRS
NOV 2 1900

Return

205111

The Secretary,
Department of Indian Affairs,
Ottawa.

LAND BRANCH
NOV 3 1900

Dear Sir:-

I beg to acknowledge receipt of yours No. 204596 dated 25th Inst. and in reply beg to state that instruction will be given at once to file with your Department Copies of Plans, or such portion of them, showing the Right of Way through the several Reserves, with the usual information. In regard to the matter of compensation for the land and as to the work being done under Contract by the Indians, I will forward copies of your letter to the Contractors who will no doubt communicate with you regarding the matter, I am,

Yours very truly,

Sec-Treas.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

DEPARTMENT OF INDIAN AFFAIRS
FEB 18 1901

209222

Extract of a letter from Jno. P. Wright, Indian Agent at Cowichan, dated 8th Feb 1901.

Original on file 148142 24

× × × × × × × × × × × × ×

As I presume I will have considerable travelling to do with regard to the Right of way on the Railroad and the Indians working at that and getting out Railway ties during that time.

I have just heard that the Reserve Indians have stopped the railway Contractors from working on their Reserve at Sturgeon Hall.

I intend leaving for that place on Monday, the 11th inst. to see how matters are. I regret that the Railway Company have not taken steps to secure the Right of Way through the Indian Reserves before this.

I have the honour to be
Sir
Your obedient Servant

(Sgd) John P. Wright
Indian Agent.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

Ottawa, 19th February, 1901-

Sir,

I beg to inform you that Mr. John P. Wright, the Indian Agent at ~~Couchiching~~ Fort Frances, Rainy River District, Ont., has informed the Department that the Seine River Indians have stopped the Railway Contractors from working on their Reserve at Sturgeon Falls.

It is presumed that the Railway referred to is the Canadian Northern. In this connection I would beg to refer you to my letter of the 25th October last, and to your reply of the 1st November following, and to again state that the consent of the Department cannot be given for the construction of a Railway through an Indian Reserve, until the Right of Way has been arranged for.

No application whatever for the Right of Way appears to have been made in the case of the Reserve in question.

J.M.L.
W.A.C.

Your obedient servant,

J. D. McLEAN

J.B.

J. W. Smith Esq.
Secretary Canadian Northern Ry. Co. Secretary-
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Ex'd

204 596-

Ottawa, 19th February, 1901-

Sir,

In reply to that portion of your letter of the 8th Instant, in which you inform me that the Seine River Indians have stopped the Railway Contractors from working on their Reserve at Sturgeon Falls, I have to say that the Secretary of the Canadian Northern Railway Company Mr. J. W. Smith, has been again written to, on the subject of taking the necessary steps to acquire the Right of Way through the various Indian Reserves through which the Railway passes.

I have to refer you to the instructions contained in my letter of the 25th October last, in which you were requested not to allow any trespass on Indian Reserves, for the purpose of clearing the land, or constructing a Railway, until you had been informed by this Department that the Right of Way had been duly arranged for.

Fm. h
was
J. B.

Your obedient servant,

J. D. McLEAN

Secretary-

John P. Wright, Esq.
Indian Agent,
Fort Frances,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204556

209392

DEPARTMENT OF INDIAN AFFAIRS FEB 1901

Extract - original on 118480

Conchiching. Agcy
Fort Frances
11th Feby 1901

Sir :-

I would also ask if the Department has made any arrangements with the Railway Co for the Indians to do the clearing of the right of way through the Long Sault and Manito Rapids Reserves

(Sgd) Jno. P. Wright
Ind Agt

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

54-5,000-10-1900.

MACKENZIE, MANN & CO.

P/ TORONTO, CANADA. February 19th 1901

209430

DEPARTMENT OF INDIAN AFFAIRS FEB 20 1901

J. A. Smart, Esq.,
Deputy Minister of the Interior,
Ottawa, Ont.

Dear Sir,-

We have a report from our Manager of Construction at Port Arthur, stating that the Indians on the reserve West of Sturgeon Falls, have forbidden our Contractors to go thereon for the purpose of erecting camps. Will you please have instructions sent the Indian Agent (at Rat Portage we presume), and advise us what has been done in order that we may have no delay.

We beg to remain,

Yours very truly,

MACKENZIE MANN & CO.,
By Denis Desrosiers.

L. L.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

209430

Department of Indian Affairs,

Ottawa, February 21st, 1901.

DEPARTMENT OF INDIAN AFFAIRS FEB 22 1901

Memorandum:

Mr. McLean,

Please let me know the facts with regard to this matter. My impression is that until the McKenzie & Mann Company effect some arrangement with the Indians to secure the right of way, which I presume has not yet been done, that they have no authority to go on the Reserve.

Deputy Supt-General.

LAND BRANCH. FEB 22 1901

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

MEMORANDUM.

Ottawa, 23rd February, 1901-

To the Secretary-

With reference to the Deputy Minister's Memo. of the 21st Instant, I have to say that in accordance with the Notice received from the Indian Agent, the Secretary of the Rainy River Ry. Co. was written to on the 25th Oct. last, on the subject of the necessity of this Company taking the proper steps to acquire the Right of Way through the various Indian Reserves in that District, that is the Rainy River District.

The Indian Agent was informed of the foregoing, and instructed on the same date, not to allow any trespass on Indian Reserves, for the purpose of clearing the line, or constructing the Railway, until he had been informed by this Dept. that the Right of Way had been arranged for.

The Secretary of the Ry. Co. replied on the 1st Nov. last that they would immediately take action, in order to acquire the Right of Way.

No movement whatever was taken in the matter. The Agent again brought it to the notice of the Dept. on the 8th Instant. The attention of the Secretary of the Ry. Co. was again brought to the matter, and on the 19th Inst. the Agent was again reminded that he should not allow any trespass on the Reserve.

If the Railway Co is desirous of immediately prosecuting the work, they might file the usual plans or a general description of the R. of Way - specifying its width and the various Reserves through which it passes. An O.C. might then be applied for under Sec. 35 Indian Act as amended, to allow the Company to take possession of the R. of Way. If considered desirable the Ry Company might then deposit a specific sum with the Dept to cover the cost of the R. of Way and damages until the exact amount payable has been decided on.

S. Bray

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596 209776

MUNSON & ALLAN.
Barristers, Attorneys, Solicitors &c.
J.H. [redacted]n, K.C. G.W. Allan
A.B. Hudson.

Winnipeg, Manitoba. Feb. 27, 1901 190

DEPARTMENT OF INDIAN AFFAIRS MAR 4 1901

Re Canadian Northern Railway (O.& R.R.R.) right of way through Indian Reserves Numbers 11,12,& 13, Rainy River, your file No. 204596.

Dear sir:-

On behalf of the above Railway company we now beg to forward plans showing right of way through these Indian Reserves. We also beg on behalf of the Railway Company to offer the sum of $1.00 an acre for the land covered by the right of way. The Company, we understand, have been negotiating with the Indians for the clearing of the right of way through the Reserves, but we understand a difficulty has arisen as to the price. We shall be obliged if you would advise us as to whether the price is accepted, or if not that you should mention the price which the Department thinks ought to be paid for the land, and have the necessary consent given for proceeding with construction across the reserves. As construction proceeding in the vicinity might we ask for an early reply.

Yours truly,

Munson & Allan

INDIAN BRANCH. MAR 4 1901

The Secretary,
Indian Department,
Ottawa, Ont.

Enc. 2 plans.

Book Post

Plans handed to Mr Sparrow for enlargement & mch.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Form 38. 2000-12-1900.

204586

MACKENZIE, MANN & CO.

ENGINEER'S OFFICE

209900

DEPARTMENT OF INDIAN AFFAIRS
MAR 6 1901

Port Arthur Ont.
March 3rd 1901

J. D. McLean Esq
Chf. Clerk & Secy Dept Indian Affairs
Ottawa,

LAND BRANCH
MAR 6 1901

Dear Sir,

I am sending under separate cover, by this mail, a copy of plan of location of the Ont. & Rainy River Ry Div. of the Canadian Northern Ry. through the Indian Reservation 18 B near Fort Frances, to be used on application by the Canadian Northern Ry for Right of way through said Resv.

Yours truly
J. H. White
Chf. Engr.

Plan handed to Mr McKenzie for Cabinet
6 mth

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

H. B. McGIVERIN,
Barrister, Solicitor, &c.
PARLIAMENTARY,
SUPREME COURT, AND DEPARTMENTAL
AGENT.

BANGS CHAMBERS, 19 ELGIN STREET
TELEPHONE 1538.

209998

Ottawa, Canada. ~~March 8th~~ 1901

DEPARTMENT OF INDIAN AFFAIRS
MAR 9 1901

Immediate

Please have this attended to. Send the required information to Civil Engineer, Branch, so that I can inform the Canadian Northern Railway Co. that the approval of an amended plan has been given.

8 Mar 1901

To the Honorable,
The Minister of the Interior,
Ottawa.

Sir,

I am instructed by the Canadian Northern Railway Company to make application that a Right-of-Way be granted by the Governor-in-Council under section 35 of the YUKON ACT and section 101 of the RAILWAY ACT thro the following Indian Reserves, all being in the District of Thunder Bay and the Province of Ontario, namely:- Indian Reserves 11, 10, 10A, 10B, Sturgeon Falls, and 36A Red Gut.

I herewith submit for your information plans showing line of railway thro said Indian Reserves.

I have the honour, to be,
Sir,
Yours respectfully,
H. B. McGiverin

LAND BRANCH.
MAR 8 1901

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

MEMORANDUM.

Ottawa, 9th March, 1901-

To the Secretary-

I have not made a critical examination of the Plans of the Right of Way of the Ontario and Rainy River Railway through Indian Reserves Nos. 23 B 2 26 A, I8 B, I6 A, II, I2 & I3, in the District of Rainy River, Ont. They may, however, be accepted for the purposes of an Order in Council. I should point out, however, that the Plans of the Right of Way through I8 B I6 A, II, I2, & I3 have not been signed by the Chief Engineer of Railways and Canals, in accordance with a decision of the Superintendent General.

A description of the said Right of Way which may be used in drawing up the O.C. is herewith.

S. Bray

Chief Surveyor-

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

Description for Order in Council.

Those tracts of Land Comprising the Right of Way of the Ontario and Rainy River Railway through the Indian Reserves situated in the District of Rainy River, Province of Ontario, known as 23 B 2, 26 A, I8 B, I5 A, II, I2 and I3, being a strip of land through the said Reserve ninety nine feet wide, containing together 215.57 Acres, as shewn on Plans of Survey of the said Right of Way of record in the Department of Indian Affairs.

S. B.
9/3/1901

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

204,596

Ottawa, 11th March, 1901.

His Excellency

The Governor General in Council.

The undersigned has the honour to state that the Ontario & Rainy River Railway Company has applied for permission to acquire a right of way through the Indian Reserves situated in the District of Rainy River, Ontario, known as Reserves 23 B 2, 26A, 18B, 16A, 11, 12 and 13, being a strip of land ninety-nine feet wide and containing 215.57 acres, as shown on plans of survey thereof in the Department of Indian Affairs.

The undersigned would respectfully recommend that, under the provisions of the 35th Section of the Indian Act, as amended by Sec.5 of Chap.33, Vic.50-51, permission be given for the acquirement by the said railway company of this Department's interest in the right of way referred to, upon such terms as may be hereafter agreed upon, and upon a certificate being furnished, signed by the Chief Engineer of the Department of Railways & Canals, that the land comprised in the said right of way is required by the company for railway purposes.

Supt. General of Indian Affairs.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

[illegible] for of these
Reserves is in Ottawa
until they are
confirmed.

F. M. Law

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

Ottawa 11th March 1901-

Sir-

I beg to inform you that application has been made to the Department, on behalf of the Ontario and Rainy River Railway Company, for right of way through Indian Reserves 23B2, 26A, 18B, 16A, 11, 12 and 13 and I have to ask that you will assure the Indians that their interests will be protected and they are not to interfere with the work proceeding.

Your obedient servant

D. McLEAN

Secretary-

J.P.Wright, Esq.,
Indian Agent,
Fort Frances,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

Ottawa 12th March 1901-

Sir-

I beg to inform you that application has been made to the Department, on behalf of the Ontario and Rainy River Railway Company for right of way through Indian Reserves 23B2, 26A, 18B, 16A, 11, 12 and 13 and the consent of His Excellency in Council to the acquisition thereof by the Company hasbeen applied for I have to ask, therefore, that you will kindly assure the Indians that their interests will be protected and that they are not to interfere with the work.

Agent Wright has also been advised as above.

Your obedient servant

H. D. McLEAN

Secretary-

L.J.A.Leveque, Esq.,
Inspector of Indian Agencies
& Reserves,
Rat Portage, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

Ottawa 29th March 1901-

Sir-

I beg to inform you that the consent of His Excellency in Council has been given to the Ontario and Rainy River Railway Company acquiring right of way through Indian Reserve 23B2,26A,18B,16A 11,12 and 13,in the District of Rainy River,that is the interest of this Department in the right of way referred to,upon such terms as may be agreed upon and upon certificate being furnished from the Chief Engineer of the Department of Railways and Canals,showing that the land comprised in the said right of way is required by the Company for Railway purposes.

I have to ask that you will kindly obtain and furnish the Department with the certificate required.

Your obedient servant

L.D. McLEAN

Secretary.

H.B.McGiverin,Esq.,
Barrister &c.,
19 Elgin Street,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

H. B. McGIVERIN.
Barrister, Solicitor, &c.
PARLIAMENTARY,
[redacted] COURT, AND DEPARTMENTAL
AGENT.

211909

BANGS CHAMBERS, 19 ELGIN STREET.
TELEPHONE 1538.

Ottawa, Canada. April 17th. [redacted]

DEPARTMENT OF INDIAN AFFAIRS

J. B. McLean. Esq.
Secy. Dept. Indian Affairs.
Ottawa.
Ont.

BRANCH
APR 18 1907

Dear Sir /.

I am instructed by the Canadian Northern Railway Company to make the following statements for your consideration.

Whereas the Department has given to the Company permission for Right of Way over and across the following Indian Reserves in the District of Thunder Bay and Province of Ontario namely:- 11, 12, 13, 18b, 23B2 Sturgeon Falls, and 26A Red Gut. The Company is advised by the Indian Agent of this District that his authority from the Department covers only permission for the right of way. It is respectfully asked that the Company be given authority to allow the Company and its contractors and agents to cut, tote roads, timber for camps and build camps on the said reserves for the purposes of the construction of the Railway of the said Company. This permission of course would only be temporary and extended during the construction of the road.

Yours faithfully,

H B McGiverin

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

204 596-

Ottawa 18th April 1901-

Sir-

I beg to acknowledge the receipt of your letter of the 17th Instant, submitting an application on behalf of the Canada Northern Railway Company for permission for the Company, its Contractors and Agents to cut "tote" roads and timber for Camps, and the right to build camps on the Indian Reserves named therein, for the purpose of construction of the Railway of the said Company.

In reply, I have to state that this Department is not disposed to hinder in any way the construction of this Railway, but in view of the difficulty that would arise in determining the amount of damage which would result from the proposed operations, and also of the circumstances connected with these Reserves, it is not considered advisable or expedient to enlarge the permission already given, covering the interest of the Department in the right of way through the same, except as hereinafter stated.

The building of camps on the Reserves would greatly increase the danger of burning the timber, but if they can be so placed as to obviate danger from camp fires, and provided assurance is given that no green timber shall be cut thereon and that any dry

Sir!
G.M.O.
WAO

H.B. McGiverin, Esq.,
Barrister &c.,
Bangs Chambers,
19 Elgin Street,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

dry timber used for fuel shall be paid for under sworn Returns, and also that the placing of all camps shall be done under the supervision of the local Indian Agent, the Department may grant the necessary consent to their being erected on the Reserves, on the understanding that they shall not be removed therefrom, but shall become the property of the Indians interested therein.

I might remind you that the Certificates from the Chief Engineer of Railways and Canals, called for in letter addressed you on the 29th Ultimo, have not yet been furnished.

Your obedient servant

D. MCLEAN

Secretary-

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

212050

has agreed to clear the right of way through their reserve. and Reserve 13 Long Lake B and No 1 has agreed to clear 1½ mile through their reserve, but only $35.00 per acre is offered and it is well worth $45.00 or $50 as it is very heavy: and they ask the Department to try and get that price for them from the Railway Company.

The Indians are all very anxious to know what compensation they are to get for the right of way through their reserves.

?

With regard to Contractors working on the Railroad. it will be necessary for them to make waggon roads in some places on the reserves to get their supplies &c to their works: also it may be necessary to put their camps on the reserves when there is heavy rock work to be done.

Will the Department have any objections to this being done. provided that no timber of value is cut or destroyed but only the underbrush cleared away.

as

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

CORRECTION

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

Immediate

204596

212050

Indian Agent's Office,

COUCHEECHING AGENCY Fort Frances

8th April 1901

In your reply refer to No. 894 also to date of this letter.

Ref.: Your Letter 11th March 1901 No. 204596

Sir,

I have the honor to acknowledge the receipt of your letter above referred to, relative to the application of the Ontario and Rainy River Railway Company for right of way through the Indian Reserves in this Agency.

I beg to state that I have informed the Indians as directed in your letter.

The Couchiching Band Reserves 18 B and 16 A, have taken the contract to clear the right of way through their reserve @ $25.00 which I consider a fair price.

The Manito Rapids Reserve 11, have also contracted to clear it through their reserve at $30.00 per acre, but they wish the Department to try and get them $35.00 per acre, and I think it is well worth it but the Company's Agent here will only offer $30.00.

Reserve 12 Long Sault Band No 2 has

Secretary
of Indian Affairs
Ottawa

D BRANCH. APR 20 1901

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has agreed to clear the right of way through their reserve. and Reserve 13 Long Lake Band No 1 has agreed to clear 1½ mile through their reserve, but only $35.00 per acre is offered and it is well worth $45.00 or $50 as it is very heavy; and they ask the Department to try and get that price for them, from the Railway Company.

The Indians are all very anxious to know what compensation they are to get for the right of way through their reserves.

With regard to Contractors working on the Railroad. it will be necessary for them to make waggon roads in some places on the reserves to get their supplies etc to their works: also it may be necessary to put their camps on the reserves when there is heavy rock work to be done.

Will the Department have any objections to this being done. provided that no timber of value is cut or destroyed but only the underbrush cleared away.

as

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

KODAK SAFETY FILM

212050

As some of the Contractors are anxious to know at once regarding this matter, I would ask that a reply by telegram be sent me at Beaudette on the Canadian Northern via Winnipeg

I have the honor to be
Sir,
Your obedt Servant
Jno. R. Wright
Indian Agent

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

File 204 596-

T. D. FORM 2 B.

CANADIAN PACIFIC RAILWAY COMPANY'S TELEGRAPH.

All Messages taken by this Company are subject to the following terms:

It is agreed between the sender of the following message and this Company that the said Company shall not be liable for damages arising from failure to transmit or deliver, or from any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or from delays from interruption in the working of its lines, for errors in cypher or secure messages, or for errors from illegible writing, beyond the amount received for sending same. To guard against error, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charge for repeating messages, viz.:—One per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender, and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages unless the same be claimed in writing within sixty days after receipt of the telegram for transmission. No employee of the Company shall vary the foregoing.

SIR WILLIAM C. VANHORNE, PRESIDENT.
CHAS. R. HOSMER, GEN. SUPT. TELEGRAPHS.
B. S. JENKINS, SUPT., Winnipeg, Man.
HOMER PINGSE, SUPT., Toronto, Ont.
J. WILSON, SUPT., Vancouver, B. C.
JAMES KENT, SUPT., Montreal, Que.

SENT NO.	SENT BY.	REC'D BY.	TIME SENT.	TIME FILED.	CHECK.

Send the following Message, subject to the above terms, which are hereby agreed to:

John P.Wright,Esq.,
Beaudette- On Can.Northern Ry.,
via Winnipeg,
Manitoba.

Ottawa 20th April 1901-

Department cannot undertake to compel Company to increase price offered Indians to clear right of way You should get fair prices through Agent,or head Office. Contractors must not make roads through Reserves. Dumps may be allowed thereon under certain conditions which will be sent you by mail.

Charge D.I.A.

G.M.O.

READ THE NOTICE AND AGREEMENT AT THE TOP.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

204 596-

"D.X.H"

Draft

Ottawa 22nd April 1901-

Sir,

I beg to acknowledge the receipt of your letter of the 8th Instant, No.894, reporting that Contracts have been made by Indians of certain Bands to clear the right of way over their Reserves and expressing their desire to have the Department intervene in order to secure better prices for them, also applying for permission for Contractors to make wagon roads and to place camps on the Reserves.

In reply, I have to inform you that the following telegram was sent to Beaudette as requested, which I now confirm, "Department cannot undertake to compel Company "to increase price offered Indians to clear right of way "You should get fair prices through Agent, or head Office. "Contractors must not make roads through Reserves. Camps "may be allowed thereon under certain conditions which will be sent you by mail." The Railway Company applied to the Department through its Solicitor, under date of the 17th Instant, for similar privileges and I enclose herewith a copy of reply sent him on the 18th Instant, which will shew you how the matter stands.

Draft

With regard to the anxiety shown by the Indians about the compensation they are to receive for the right of way through their Reserves, I have to request you to explain to them that the price has not yet been determined, but they can confidently rely upon the Department for the protection of their interests.

WWW

GHO

John P. Wright, Esq-
Indian Agent-
Fort Francis-
Ont.

Your obedient servant,
(sgd) J. D. McLean
Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

DEPARTMENT OF INDIAN AFFAIRS CANADA.

Ottawa April 24th 1900

To the Secretary of the
Indian Department
Ottawa

Sir

In reference to the application of the Canadian Northern Rail-way Company for permission to construct ~~tote~~ roads on certain Indian Reserves in the District of Rainy River and Province of Ontario I am instructed to state that the Company undertook

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CANADA

takes not to cut large timber nor commit unnecessary waste in the construction of the said roads.

Respectfully yours
W. H. Moore
Solicitor

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

T. D. Form 2

Canadian Pacific Railway Company's Telegraph.

All Messages taken by this Company are subject to the following terms:

It is agreed between the sender of the following message and this Company that the said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruption in the working of its lines, for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending same. To guard against errors, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charges for repeating messages, viz.:—One per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender, and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages unless the same be claimed in writing within sixty days after receipt of the telegram for transmission. No employee of the Company shall vary the foregoing.

T. G. SHAUGHNESSY, President.
JAS. KENT, Manager Telegraphs.
B. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. WILSON, Supt., Vancouver, B.C.
W. J. CAMP, Supt., Montreal, Que.
A. W. BARBER, Supt., Toronto, Ont.

Sent No.	Sent By	Rec'd By	Time Sent.	Time Filed	Check.

Send the following Message, subject to the above terms, which are hereby agreed to:

To J.P.Wright, Ottawa, 25th April, 1901. 190

Seaudette - on Can.Northern Ry.,
via Winnipeg, Man.

Reference my telegram twentieth instant contractors may be allowed cut necessary tote roads. They have given guarantee that no large timber will be cut nor unnecessary damage done. Am writing

J.D.McLean

(Chief Indian Dept.)

I.A. BRANCH APR 26 1901

READ THE NOTICE AND AGREEMENT AT THE TOP.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

204 596-

D XIII

Ottawa 26th April 1901-

Sir-

Referring to letter addressed you on the 22nd Instant, as to right of way of the Canada Northern Railway Company, across certain Indian Reserves in your Agency, I beg to state that the Solicitor for the Contractors called at the Department yesterday and gave an undertaking if granted permission to construct tote roads, not to cut large timber, nor commit unnecessary waste in the construction of the said roads and you were accordingly wired as follows:- "Reference " my Telegram 20th Instant, Contractors may be allowed " cut necessary tote roads. They have given guarantee " that no large timber will be cut, nor unnecessary " damage done. As writing."

Your obedient servant

H. D. McLEAN

Secretary.

Lands
W.A.D

John P. Wright, Esq.,
Indian Agent,
Fort Frances,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

204 596-

Ottawa 7th June 1901-

Sir-

I beg to refer you to letter addressed you on the 29th March last, regarding the application of the Rainy River Railway Company through Indian Reserves 23B2, 26A, 18B, 16A, 11, 12 and 13 in the Rainy River District, and to ask, in order that this matter may be dealt with, that the required certificates from the Chief Engineer of the Department of Railways and Canals, shewing that the land applied for is required by the Company for Railway purposes, may be furnished.

Your obedient servant

Sd. J. D. McLean

Secretary.

H.B.McGiverin, Esq.,
Barrister &c.,
19 Elgin Street,
Ottawa,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

Ex'd.

Ottawa 31st October 1901

Sir-

I beg again to refer you to letter addressed you on the 29th March last regarding right of way of the Ontario and Rainy River Railway Co., through Indian Reserves 23B2, 26A, 18B, 16A, 11, 12 and 13, in the District of Rainy River, and to ask that you will kindly have the Department furnished with Plans of right of way across Reserves 18B, 16A, 11, 12 and 13 accompanied by Certificate from the Chief Engineer of the Department of Railways and Canals showing that the land comprised in the said right of way is required by the Company for railway purposes.

In view of the fact that the Department raised no objection to the Company proceeding with the construction of the Railway across these Reserves it is hoped that early attention will be given to this matter, so that the price to be paid therefor may be arranged at an early date., in the interests of the Indians owning the Reserves

Your obedient servant

J. D. McLEAN

Secretary.

H.B.McGiverin, Esq.,
Barrister &c.,
19 Elgin Street,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

Ottawa 4th January 1902-

Sir-

I beg to call your attention to letter addressed you on the 31st October last, regarding right of way of the Ontario and Rainy River Railway Company through Indian Reserves 23B2, 26A, 18B, 16A, 11, 12 and 13 in the District of Rainy River, and to say that in view of the fact that this Railway is now in operation, it is absolutely essential, in the interest of the Indians owning the Reserves, that the matter of acquirement and payment may be arranged at the earliest possible ~~xxxx~~ ~~xxxx~~date.

Your obedient servant

J. D. McLEAN

Secretary.

H.B.McGiverin, Esq.,
Barrister &c.,
19 Elgin Street,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

Form 54-10,000-9-1901

204.596

MACKENZIE, MANN & CO.

TORONTO CANADA January 14, 1902.

223052

DEPARTMENT OF INDIAN AFFAIRS
JAN 17 1902

LAND BRANCH.
JAN 16 1902

The Secretary,
Department of Indian Affairs,
Ottawa.

Dear Sir:-

Your letter of the 4th inst., to Mr. H. B. McGiverin of Ottawa, in reference to right of way for the Ontario and Rainy River Railway through Indian Reserves 23 B2, 18B, 16A, 11, 12, and 13, in the District of Rainy River, has been placed in my hands for attention.

I am taking the matter up with the Company's Engineers and hope soon to be able to communicate with you to your satisfaction in this matter.

Yours truly,

W H Moore

W.H.M.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

DEPARTMENT OF INDIAN AFFAIRS
FEB 5 1902

Indian Agent's Office,
COUCHEECHING AGENCY Fort Frances, Ont.

29th Jany, 1902

223810

In your reply refer to
No. 1062
also to date of this letter.

Ref.: Your Letter 11th March 1901 No. 204596-

Sir,

Referring to the right of way for the Canadian Northern Railway through the Indian Reservoes in this Agency. I beg to state that the only improvements the road effects is on the Coucheching Reserve 18B and it runs through the centre of Alex Bruyen's clearing and takes nearly all of his house, and cuts him off from the Lake by a high grade all along his place.

The House is 20 x 30 feet shingle roof, two dormer windows, two rooms down stairs and one upstairs, is well built and very comfortable, in fact it is by far the best house in this agency.

As the house is built of logs it will have to be taken down and moved back.

The owner values it at $400.00 and in my opinion it is well worth it.

I have the honour to be
Sir,
Your obedt. Servant
Jno R Wright
Indian Agent.

The Secretary
Dept of Indian Affairs
Ottawa.

LAND BRANCH
FEB 5 1902

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

Ottawa 23rd April 1902-

Sir-

I beg to call your attention to your letter of the 14th January last, in regard to right of way for the Ontario and Rainy River Railway through Indian Reserves 23B2, 18B, 26A, 16A, 11, 12 and 13, in the District of Rainy River, in which you state that you were taking the matter up with the Company's Engineer.

As the Department is desirous of having this matter arranged as early as possible, I shall be pleased to hear from you at an early date.

Your obedient servant

J. D. McLEAN

Secretary-

W.H.Moore, Esq.,
Messrs Mackenzie, Mann & Co.,
Toronto,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

230733

--Copy--

Fort Frances, Ont.

12 July 1902.

The Hon.David Laird,

Indian Commissioner,

Winnipeg,Man.

Sir,

Some eleven months ago I had,in company with several Indian Chiefs of The Rainy Lake District, the honour to call on you with regard to our respective indemnity by the C.N.R.Co. occupying a portion of our reservations. If I remember well you gave us to understand that the Railway Co.had so much to do then that our claim could hardly be settled before three or may be nine months. But it is now over a year since our land has been interfered with, and we do not hear a word of indemnification. As Indians of this and of other reservations often enquire about it I would feel greatly obliged to you if you kindly let me hear soon whether or not the matter is now receiving consideration.

I have the honour to be,Sir,

Your obt.servt.

(Sgd) Joseph Jourdain,

Chief of the Couchiching Ind.Res.

per J.A.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

230733

Office of the

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 19 July 1902.

In your reply refer to
No. 81/26
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

DEPT. OF INDIAN AFFAIRS
JUL 23 1902

LAND BRANCH.
JUL 23 1902

Sir,

I am directed to enclose herewith copy of a letter date the 12th. instant from Chief Joseph Jourdain, of the Couchiching Band, relative to compensation for the right of way of the Canadian Northern Railway across the Reserve. The Commissioner states that he does not remember telling the Chief that the matter would be settled within a certain period.

As the negotiations with regard to this matter were conducted by the Department direct, will you kindly advise me how it stands in order that I may inform the Chief.

Your obedient servant,

J. B. Lash

Secretary to the Indian Commissioner.

Secretary,
Dept. Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

Ottawa 26th July 1902-

Sir,

I beg to direct your attention to letter to you of the 23rd April last, in regard to the Right of Way of the Ontario and Rainy River Railway through Indian Reserves 23 B 2, 16 B, 26 A, 16 A, 11, 12 and 13, in the District of Rainy River, and to inform you that the Chief of the Chouchchiching Indian Reserve is pressing for information as to when the claims of his Band may be settled. You will, therefore, be good enough to advise the Department, at as early a date as possible, when the Railway Company will have the matter arranged and payment made for the Right of Way in question.

S.S.

A.E.K.

Your obedient servant,

S. STEWART

Asst. Secretary.

W.H. Moore, Esq-
Messrs Mackenzie Mann & Co.,
Toronto-
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

Ottawa 26th July 1902-

Sir,

In reply to your letter of the 19th Instant No.81/26,enclosing copy of a letter addressed to the Indian Commissioner at Winnipeg,by Joseph Jourdain Chief of the Couchchiching Indian Reserve,asking for information as to the Right of Way of the Ontario and Rainy River Railway,through Reserves in the Rainy River District,I have to inform you that the Representative ~~of~~ of the Company has been again written in the matter and requested to advise the Department as to what arrangements have been made in regard to payment &c.

N.E.K.

Your obedient servant,

S STEWART

Asst. Secretary.

J.B.Lash,Esq-
Secretary to the Indian Commissioner,
Winnipeg-
Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596 231069

The Canadian Northern Railway Company

Solicitor's Department
J. A. Irish, K.C.
Chief Solicitor

Toronto July 28th, 1902. 190

28-7

LAND BRANCH
JUL 29 1902

Secretary,
Department of Indian Affairs,
Ottawa.

Dear Sir:-

I have your letter of 26th inst., No.204 596, in reference to the right of way of the Ontario Division of the Canadian Northern Railway, through certain Indian Reserves.

I regret that owing to the delay in the completion of the final plans of this portion of the line, I have not been able to attend to this matter. As the constructed line may show some slight deviation from that shown on the plans already filed, it would prove much more satisfactory to allow the matter to stand in abeyance until the plans of the line as constructed are completed and filed. These plans, I expect, will be ready for filing before the end of August.

Yours truly,

W. H. Moore

W.H.M.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204556 231794

Indian Agent's Office,

COUCHEECHING AGENCY

Fort Frances, Ont.

DEPARTMENT OF INDIAN AFFAIRS AUG 18 1902

12th August 1902

In your reply refer to

No. 115 H **Ref.: Your Letter** 1 **No.**

also to date of this letter.

LAND BRANCH. AUG 21 1902

Sir,

I have the honor to call attention to my letter of the 29th January last No 1062. relative to compensation due Alex Bruyere of the Coutcheching Band of Indians, Reserve 18 B. by the Canadian Northern Railway Co.

This man is anxious to have his house moved. before cold weather sets in.

I have the honor to be Sir.

Your obedt. servant

Jno R Wright

Indian Agent.

The Secretary
Dept of Indian Affairs
Ottawa
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

Exd.

Ottawa 22nd August 1902-

Sir-

In reply to your letter of the 12th Instant No 1154, regarding compensation to Alex. Bruyere, of the Couchiching Band, for improvements on right of way of the Canadian Northern Railway, through his land on Reserve No 18B, I beg to say that the Department has been in communication with the Company in order to obtain Plans showing the right of way, and the Company have promised to furnish same by the end of the present month, upon receipt of which the question of payment for right of way and improvements thereon will receive immediate attention.

Your obedient servant

D. STEWART

Asst. Secretary-

John P. Wright, Esq.,
Indian Agent,
Fort Frances,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

233061

fence it, that it be done at an early date.

The bands on the Rainy River that own the Wild Land Reserves in Common, also desires to know what amount Messrs Hughes & Lang has paid for the burnt timber they took from the reserve a year ago last Winter, and when they will receive the interest accruing therefrom, together with that received from the Canadian Northern Ry.

I have the honor to be
Sir,
Your obedt. Servant
Jno. P. Wright
Indian Agent.

Schedule
Interest
Comm. $666.85
Int.
189242
Dis. 189.242 414.17
Disbursements

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204556

233061

Indian Agent's Office,

COUCHEECHING AGENCY Fort Frances, Ont. 17th Sept. 1902

DEPARTMENT OF INDIAN AFFAIRS SEP 22 1902

In your reply refer to No. 1170 also to date of this letter.

Ref.: Your Letter ..... 190 No. .....

ACCOUNTANT BRANCH. SEP 22 1902

LAND BRANCH. SEP 23 1902

Sir,

I have the honor to report, that at the recent annuity payments, all the Bands through whose reserves the Canadian Northern Railway runs, desired to know what they were to receive for the Right of way, through their reserves, some in their ignorance making exorbitant demands as to the compensation to be paid them.

I carefully explained to them that when the Treaty was made with them provision was made for such matters, and also explained the 35 Section of the Indian Act, and again assured them that their interests would be protected by the Department, as notified in your letter of the 11th March 1901, No. 204556.

The Lac Seul, Manito Rapids and Coucheching Bands, also wishes to know if the Railway Co. are obliged to fence the Right of way, as they fear that their Stock will get killed by the trains, and if they are to fence

The Secretary
Dept. of Indian Affairs
Ottawa

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

233061

Schedule
Amt. 668.85
Int.
Schedule
189.242 414.17
Recommended

fence it, that it be done at an early date.

The bands on the Rainy River that own the Wild Land Reserve 15 M. in Common, also desires to know what amount Messrs Hughes & Long has paid for the burnt timber they took from the reserve a year ago last Winter, and when they will receive the interest accruing therefrom, together with that received from the Canadian Northern Ry.

I have the honor to be
Sir,
Your obedt. Servant
Jno. P. Wright
Indian Agent.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

Dept. of Indian Affairs
SURVEYS.

Ottawa 23rd September 1902-

Sir-

Referring to your letter of the 28th July last, in which you promised Plans of right of way of the Canadian Northern Railway through Indian Reserves in the Rainy River District, I have to say that the Indians are very desirous of having the rights of way paid for at an early date, and it is hoped, therefore, that you will be able to forward the Plans without further delay.

LAND BRANCH.
SEP 24 1902

Your obedient servant

J.D. McLEAN

Secretary-

Fwd
WAW

W.H.Moore, Esq.,
The Can.North.Ry.,CO.,
Toronto,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

MEMORANDUM

Ottawa, 30th September, 1902-

To the Secretary-

With reference to the paragraph in Agent Wright's letter of the 8th Inst. relating to fencing, I beg to state that the Canadian Northern Railway Co. may possibly have a clause in its Charter relieving it of the necessity of fencing its Right of Way through certain wild or uncultivated tracts. In any case I think it would be well to have the question of fencing dealt with at the same time that the arrangements for the payment of the Right of Way are being made.

Sam Bray

Chief Surveyor-

LAND BRANCH. SEP 30 1902

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

Ottawa 31st October 1902-

Sir-

Referring again to your letter of the 28th July last, regarding Plans of right of way of the Canada Northern Railway through certain Reserves, in the Rainy River District, I have to ask that you will kindly give this matter your attention, as it is desirable to have the question of right of way adjusted at an early date.

Your obedient servant

C.B. McLEAN

Secretary-

Form 2
W.A.O.

W.H. Moore, Esq.,
The Can. North. Ry. Co.,
Toronto,
Ont

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

The Canadian Northern Railway Company

TORONTO RAILWAY CHAMBERS

W. H. Moore, Chief Solicitor
W. [illegible] Moore, Assistant Solicitor

Toronto November 21st, 1902. 190

~~253777~~

235423

DEPT. OF RAILWAYS OFFICE OF THE SECRETARY NOV 22 1902 OTTAWA, ONT.

INDIAN BRANCH DEC 1 1902

Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir:-

I have the matter of the filing of plans of the Canadian Northern Railway through certain reserves of the Rainy River District in hand; referred to in your letter to me of October 31st, and hope to be able to let you have the same in course of a short time.

Yours very truly,

W. H. Moore

DEPARTMENT OF INDIAN AFFAIRS NOV 24 1902

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596 239557

Indian Agent's Office,

COUCHEECHING AGENCY Fort Frances, Ont.

DEPARTMENT OF INDIAN AFFAIRS FEB 16 1903

10th Feby 1903

In your reply refer to
No. 1235
also to date of this letter.

Ref.: Your Letter 22nd August 1902 **No.** 204596

LAND BRANCH RECEIVED

Sir,

I have the honor to refer to your letter above quoted relative to compensation for improvements on right-of way of the Canadian Northern Railway through Reserve No 18 B

The Indians owning the other Reserves through which the Railway runs are continually asking me what has been done in the way of compensation

The Indians also wish to know whether the Railway Company are obliged to fence the right-of way, if so that it be done as soon as possible. as they fear their stock will be killed by the trains.

Two Ponies have been killed by trains on Reserve 18 B. and I am now in correspondence with the Company's Claims Agent for compensation of some.

I have the honor to be
Sir,
Your obedt. servant
J. W. P. Wright
Indian Agent.

The Secretary
Dept of Indian affairs
Ottawa

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

Ottawa, 27th Feb., 1903.

Sir,-

Referring to your letter of the 21st November last, and previous correspondence, I beg again to draw your attention to the necessity of filing plans in this Department showing the Right of Way of the Canadian Northern Railway through Indian reserves in the Rainy River district, in order that the matter of the payment for the Right of Way may be adjusted without further delay. I have to say that the Indians are continually pressing this matter and it is desirable to have the business concluded as soon as possible.

In this connection I beg to draw your attention to the fact that your Right of Way, it appears, is not yet fenced although trains are running, and the Indians of Reserve 18 B have had two ponies killed by passing trains. I shall feel obliged if you will have the work of fencing taken in hand as soon as the season will permit.

Your obedient servant,

J. D. McLEAN

Secretary.

W.H. Moore, Esq.,
Assistant Solicitor,
Canadian Northern Railway Company,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

Return to Feds

Ottawa, 27th Feb., 1903.

Sir,-

I beg to acknowledge the receipt of your letter of the 10th inst., and to inform you that the Solicitor of the Canadian Northern Railway Company in reply to a letter from this Department promised in November last to have the plans of the Right of Way filed with a view to the adjustment of the payment for the Right of Way. He has been again written to on the subject, and at the same time his attention has been drawn to the necessity of having the Right of Way fenced.

With reference to the killing of two ponies by passing trains on Reserve 18 B, I have to say that the course you have taken is the correct one. Payment for the ponies should be made through the Department as usual.

Your obedient servant,

J. D. McLEAN

Secretary.

J.P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Forward S.T.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

Department of Indian Affairs,

Ottawa, 11 March 1903.

Mr Gray.

Mr Wright should be informed that the money for the fencing where need should be handed over to the Indian after passing through his Cash Book.

D.M. Law

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

Exd.

Ottawa, 11th Mar., 1903.

Sir,-

Referring to the last paragraph in my letter of the 27th ult., I have to say that the payment for the ponies, when received, should be handed over to the Indians to whom the ponies belonged, after passing through your cash book.

Your obedient servant,

J. D. McLEAN

Secretary.

J.P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Department of Indian Affairs.

Ottawa, _____ *190*__

Mr. *Tarte*—On Monday next—ADDRESS to His Excellency the Governor General—Copies of all Orders in Council, documents, and correspondence between the Government, or any Department, and Messrs. McKenzie & Mann, or the Canadian Northern Railway.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

241518

Reference No. 16 Year, 19 02

Department of the Secretary of State.

CANADA.

Address
~~ORDER~~ OF THE HOUSE OF COMMONS.

Date 23/24 March, 1902

Mover Mr. Tarte.

SUBJECT:

All correspondence with Messrs. McKenzie & Mann or the Canadian Northern Railway.

Ottawa, 7 April 1902

Referred to the Hon. the ~~Minister of~~ Supt-Genl of Indian Affairs for Report, in so far as the same relate to his department.

By Command,

E. Fitzpatrick
Acting Under Secretary of State.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Stewart -

Please have
papers confirmed

Tom Lean

9/4/1903

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596 Exd.

Ottawa, 9th April, 1903.

Sir :-

I have the honour to inclose herewith the Return, in so far as the Department of Indian Affairs is concerned, asked for in the Address, also inclosed, of the House of Commons dated the 23rd of March, 1903, calling for copies of all Orders in Council, documents, and correspondence between the Government, or any department, and Messrs. McKenzie & Mann, or the Canadian Northern Railway.

Encl.

Your obedient servant,

(Sgd.) Frank Pedley

Deputy Superintendent General
of Indian Affairs.

Fm L

P. Pelletier, Esq.,
Acting Under Secretary of State,
O t t a w a.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Exd.

F.

204.596

Ottawa, 15th April,1903.

File No. 16 H. C. R.

241926

S i r,

I have the honour to acknowledge the receipt of your letter of the 9th instant, transmitting a return, in so far as your department is concerned, to an Address of the House of Commons, dated the 23rd March last, calling for copies of all papers and correspondence with Messrs. McKenzie & Mann or the Canadian Northern Railway.

I have the honour to be,

S i r,

Your obedient servant,

Acting Under-Secretary of State.

The Deputy of the

Superintendent General of Indian Affairs,

Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

Department of Indian Affairs.

Ottawa, 1 May 1903

The Canadian Northern Ry. Company should be given order to settle for right of way through Indian Reserve in Rainy River district as Indians are pressing for settlement

LAND BRANCH.
MAY 1 1903

F. M. Leon

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 326-

PXII

OTTAWA, 1st May 1903-

Sir-

I beg to call attention to letter addressed you on the 27th February last, regarding right of way of the Canadian Northern Railway Company through Indian Reserves in the Rainy River District, and to say that as the Indians are pressing for settlement of this matter, it is absolutely essential that the Plans of right of way should be furnished at the earliest possible moment.

Your obedient servant

J. D. McLEAN

Secretary-

W.H. Moore, Esq.,
Assistant Solicitor,
Canadian Northern Railway Company,
Toronto,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

Ex1.

Ottawa, 27th May, 1903.

Sir,-

I beg again to call your attention to the matter of the Right of Way of the Canadian Northern Railway Company through Indian reserves in the Rainy River District, and to my letter of the 1st inst., to which no reply has been received. I shall feel obliged if you will send to this Department without further delay the plans of the said Right of Way, together with a statement of the sums the Company offers in payment for the land, and for such improvements as may be thereon.

Your obedient servant,

F.W. McLEAN

Secretary.

Lon. 2
J.B.

W.H. Moore, Esq.,
Messrs Mackenzie, Mann, & Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

243829

Indian Agent's Office,

COUCHEECHING AGENCY Fort Frances, Ont.

DEPARTMENT OF INDIAN AFFAIRS JUN 8 1903

2nd June 1903

In your reply refer to No. 1290 also to date of this letter.

Ref.: Your Letter 27th Feby 1903 No. 204596.

LANDS BRANCH JUN 9 1903

Sir,

Referring to your letter above quoted, relative to the Right of Way of the Canadian Northern Railway, I have to report the loss of a Cow and an ox killed by the trains on this railway last night on the Coucheching Reserve No 18 B, and would respectfully call attention to the necessity of having the Right of Way through these reserves fenced at once, particularly the Manitou Reserve 11 and Coucheching Reserves Nos 16a & 18a or the Indians will loose more stock

There has been two ponies killed by trains on Reserve 18 B, and one killed on Reserve 11. and I have written a number of letters to the Claims Agent of the railway, but cannot get any satisfaction. and would ask for authority to place the matter in the hands of a solicitor, or for the Department to

The Secretary
Dept of Indian Affairs
Ottawa

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

to take the matter up with the Railway Company.

I might state that the Indians who lost the ponies, are continually asking for their compensation

The following is an extract from the Company's Claims Officer's letter dated the 28th March last.

" I merely stated in my letter
" of March 11th what is a fact,
" viz: that the Company is not
" liable in a strictly legal sense
" for these claims, as the animals
" were killed on an Indian Reserve
" which is not an organized Muni-
" cipality."

I would ask if the claims quit is correct with his facts, if so it is very unjust to these Indians as they have not been paid for the Right of Way, and the Company has not fenced the same.

The Indians have been holding meetings and Councils regarding this Right of Way, and were talking of sending a deputation to Ottawa to see the Superintendent General about it, but I advised them not to.

You can therefore readily see that prompt action is necessary in the matter of having the Right of Way settled, and the same fenced

also

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also that the claims for animals killed by trains be paid for.

The Company's Section foreman had two prominent men of Fort Frances, both of whom are Councillors for the Town, and one is a butcher, value and report on the two animals killed last night. I think they valued the Cow at $50. and the ox at $40.00 I was present at the time.

I have the honor to be Sir,
Your obedt. Servant
Jno. R. Wright
Indian Agent.

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204598.

Ottawa, 10th June, 1903.

Sir,-

I beg to acknowledge the receipt of your letter of the 2nd inst., No.1290, and to inform you that an urgent letter has been this day sent to Messrs Mackenzie, Mann & Co. requesting them to attend without delay to the matter of the payment for the Right of Way of the Canadian Northern Railway through Indian reserves in the Rainy River District. The attention of these gentlemen has also been brought to the killing of stock on their line of Railway, to which you refer.

The contention mentioned in your letter of the Company's Claims Agent to the effect that the Railway Company is not liable in a strictly legal sense to pay the claims for stock killed in an Indian reserve because it is not an organised municipality is simply absurd. In any case the Department will certainly insist on all just claims of this nature being paid. I have to request you to press for the payment of such claims, provided they are just ones, and if the same are not satisfactorily arranged within a reasonable time to bring the matter again to the attention of the Department.

J.P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

S.B.

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Please impress upon the Indians that they will not at present gain anything whatever by sending a deputation to Ottawa, and that the Department is doing all it possibly can to have the matters they complain of attended to.

Your obedient servant,

(Signed) F. Pedley.

Deputy Supt. General
of Indian Affairs

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

204596.

Ottawa, 10th June, 1903.

Gentlemen,-

Permission was granted to your Company in March 1901 to enter upon Indian Reserves in the Rainy River District, and to construct the line of the Canadian Northern Railway upon such terms as may be agreed upon with this Department.

Since that date your Company has been frequently urged by this Department to pay for the said Right of Way, but without any progress having been made, in fact no reply has been received to the three last letters, dated respectively 27th February last, the 1st and 27th ult., addressed to W.H. Moore by who, I understand, is an Assistant Solicitor for your Company.

Another long and urgent letter has just been received from Mr. J.P. Wright, the Indian Agent stationed at Fort Frances, setting forth the unrest of the Indians on account of non-payment for Right of Way, and for the non-payment of stock killed by passing trains, your Right of Way through the said reserves being not yet fenced.

I have again to urge your immediate attention in this matter, and to ask you to direct that the payment for the Right of Way through the said Indian reserves be immediately arranged for by your Company.

D. B.

Messrs. Mackenzie, Mann, & Co.,
The Canadian Northern Railway Co.,
Toronto, Ont.

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With reference to the killing of stock the Indian Agent says that your Claims Agent in a letter dated the 28th March last stated to the effect that your Company is not liable in a strictly legal sense for payment of animals in an Indian reserve, as an Indian reserve is not an organised municipality.

I shall feel obliged if you will instruct your Claims Agent that his contention is manifestly absurd, and that this Department will insist on prompt payment for all just claims of this nature to Indians.

Your obedient servant,

(Signed) F. Pedley

Deputy Supt. General of
Indian Affairs.

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204596

THE CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE PRESIDENT

244084

TORONTO,

12th June 1903

DEPARTMENT OF I.A. JUN 13 1903

Frank Pedley Esq,
De p'y Supt General of Indian Affairs,

O T T A W A . ONT.

Dear Sir,

Your letter of the 10th inst in reference to Right of Way through the Indian Reserves on the Ontario & Rainy River Railway to hand this morning. This is the first intimation that I have had that all Right of Way on the Indian Reserves had not been taken up and dealt with. There does not seem to be any communication in this office with reference to this right of way, but I have given instructions this morning to take the matter up immediately and find out what right of way we have taken and to arrange about it and pay for it at once.

Have you the information at Ottawa; If so, and a price has been fixed and settled, if you will send the particulars here we will send a cheque immediately.

Yours very truly,

W Mackenzie
President.

W.M.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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204596.

Exd.

Ottawa, 16th June, 1903.

Sir,-

Referring to your letter of the 12th inst., I beg to enclose herewith a copy of a letter to H.B. McGiverin, Esq., Barrister of this City, dated the 31st October, 1901, which states the position in which the question of payment for the Right of Way through the reserves therein mentioned in the District of Rainy River was left. A subsequent letter to the same gentleman was replied to by Mr. W.H. Moore of Toronto, a copy of which is also enclosed. No progress whatever has been made in the matter since.

The Department has practically no information nor can it take any action until the plans referred to in the said letters have been received. I shall feel obliged if you will direct that copies of these plans be forwarded to the Department with the least possible delay. On their receipt copies will be sent to the Indian Agent in the District, as necessary assistance to him in making the valuations of the Right of Way, and damages in connection with the Right of Way through the several Indian reserves.

Wm. Mackenzie, Esq.,
President,
The Canadian Northern Ry. Co.,
Toronto, Ont.

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It is possible that the Ontario and Rainy River Railway may pass through other Indian reserves in that District. The Department, however, has only been informed of those above referred to, namely, 23 B 2, 26 A, 18 B, 16 A, 11, 12 and 13.

Your obedient servant,

Ed. F. Pedley.

Deputy Supt. General of
Indian Affairs.

750.00
150.00
600.00

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204596

Indian Agent's Office,

FORT FRANCES AGENCY.

DEPARTMENT OF INDIAN AFFAIRS SEP 8 1903

248304 4th September 1903

In your reply refer to No. 13 HS also to date of this letter.

Ref.: Your Letter 22nd August 1902 No. 20HS96

Sir,

Referring to my letter of the 29th January 1902. No 1062. and subsequent correspondence, regarding compensation to Alex Bruyere of the Couchiching Band, for improvements on right of way of the Canadian Northern Railway, through his land on Reserve No 18B

I beg to state that the Railway Company are now building a fence along the right of way through this reserve, and Bruyeres house will be enclosed in the right of way, by this fence. He is very anxious to know what is going to be done, in the way of compensation, as he requires to have this house moved or another built before the cold weather sets in

I am being continually asked by Indians if the right of way is yet settled for.

I would ask the Department to again request the Railway Company to have the right of way through the

The Secretary
Dept of Indian Affairs
Ottawa

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248304

the Manitou Rapids reserve, No 11, fenced at once. There were four more ponies belonging to the Indians killed by trains last month.

I expect the Railway Company's Claims Agent here next week to arrange for the settlement of the claims we have against the Company for cattle and ponies killed by their trains. and will report to you what achain is taken

I have the honor to be
Sir,
Your obedt Servant
Jno. P. Wright
Indian Agent.

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204596.

Fxd.

Ottawa, 19th Sept., 1903.

Sir,-

I beg to draw your attention to my letter of the 16th June last, and previous correspondence, regarding the Right of Way of the Ontario and Rainy River Railway through the Indian reserves in the Rainy River District, through which the said railway passes, and to inform you that no reply has been received to the said letter.

A long communication has been received from Mr. J.P. Wright, Indian Agent at Fort Frances, setting forth the facts that the Indians are continually making inquiries as to whether the said Rights of Way have been settled for, and especially the damages sustained by individual Indians for improvements situated on the Right of Way. The name of Alexander Bruyere, of the Couchiching band, is especially brought to the attention of the Department.

It appears to be absolutely necessary that your Company should fence each side of the Right of Way through the Indian reserves. I shall feel obliged if the Right of Way through the Manitou Rapids Reserve, No. 11, situated on the North side of Rainy River is fenced at

J.B.

Wm. McKenzie, Esq.,
President,
The Canadian Northern Ry. Co.,
Toronto, Ont.

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once, as four more ponies belonging to Indians were killed on the track through this reserve by trains last month.

The Department has repeatedly brought the question of payment for the above mentioned Rights of Way to the notice of your Company during the past three years; I have now to say that, if this matter is not attended to without any delay, it will be placed in the hands of the law officers of the Crown to be dealt with.

Your obedient servant,

(Signed) F. Pedley

Deputy Supt. General of
Indian Affairs.

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Form No. 87.
10,000-9-03.

MACKENZIE, MANN & CO., LIMITED.

TORONTO, September 25th 1903.

DEPARTMENT OF INDIAN AFFAIRS. SEP 26 1903

LAND DEPT. SEP 26 1903

Frank Pedley Esq.
Deputy Supt. General of
Indian Affairs,
Ottawa.

Dear Sir:-

Your letter of the 19th inst., to Mr. Wm. Mackenzie, President of the Canadian Northern Railway Company, with reference to Right of Way of the O & R.R through Indian Reserves of the Rainy River District, has in Mr. Mackenzie's absence in England, been referred to me. Mr. W.H. Moore, the Assistant Solicitor of the Company had long ago specific instructions to see that your complaint in this matter was attended to. My last advices in this matter from Mr. Moore are to the effect that the Department of the Interior will not give its approval to railway plans as effecting Indian Reserves until the plans have received the approval of the Railway Department, and that in consequence of certain changes that were made in the location of the road in the district mentioned, that the plans have not yet received the approval of the Railway Department. I understand it is only a matter of routine to have these changes recognized, but Mr. Moore having been so much engaged with Parliamentary duties, and lately having had a serious illness, has not been able to keep these matters before him until they were settled.

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Some changes are being made in the Solicitor's Department of the Canadian Northern Railway, beginning 1st of October, which will better equip that Department and enable Mr. Moore and other officials to give full attention to these matters, and I can say to you that they shall be attended to without further delay after that date.

Yours very truly,

Lewis Lawes

L.L.

Comptroller

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADIAN NORTHERN RAILWAY

Office of the Claims Agent.

WINNIPEG, MAN.,

Claim of John Vincent.

J. P. Wright Esq.,

Indian Agent,

Fort Frances.

Dear Sir,-

Referring to above Claim I beg to say that I am instructed in this matter to say that this Indian Reserve is not surveyed into lots and is outside of an Organized Municipality and accordingly the Company is not legally liable for the Claim, however, recognizing that Vincent has suffered loss we are willing, if agreeable, to him, and with a vi of effecting a friendly settlement, to offer him the sum of $30.00 a contribution to his loss and in full settlement of the Claim.

If this is satisfactory kindly let me hear from you and send the fyle on for voucher to be issued.

Yours truly,

C. R. Stovel

Claims Agent.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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204596

Indian Agent's Office,

250169 FORT FRANCES AGENCY.

DEPARTMENT OF INDIAN AFFAIRS
OCT 26 1903

21st October 1903

In your reply refer to
No. 1379
also to date of this letter.

Ref.: Your Letter 10th June 1903 No. 204596.

Sir,

Referring to your letter above quoted relative to claims of Indians for stock killed by Canadian Northern Railway trains

I beg to state that I have had considerable correspondence with the Company's Claims Agent, and he has always put the matter off by saying he would have to see me personally and visit the locality before making settlement.

He has not as yet visited this district but he has made an offer of settlement for the first claim sent in, i.e. for a pony belonging to Vincent, and valued at $45.00. He offers to settle this claim for $30.00 as per his letter of the first instant, enclosed

I might say that the Indian would accept this amount but it would not satisfy him as he thinks the pony was worth $50.00 but is willing

The Secretary
Dept. of Indian Affairs
Ottawa.

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250169

willing to take what he can get.

I would like to hear the Departments views on this matter.

If we accepted the amount offered to Vincent would it effect the other claims we have against the Company.

If the matter was left to me. I would accept a little reduction upon the valuation put on the ponies but not on the Cattle. for I do not think the Poney's were worth the value put on them but the Cattle I know were.

There are ten other claims besides Vincent's

I have the honor to be Sir

Your obt. Servant

Jno R Wright

Indian Agent.

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Mr Bray

Mr Wright's suggestion appears reasonable

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204596.

TEL

Ottawa, 31st Oct., 1903.

Sir,-

Referring to your letter of the 21st inst., and to the question of payment by the Canadian Northern Railway Company for animals killed on their track within Indian reserves, I have to say that you should give each claimant such necessary advice as he may require to enable him to claim what he may be justly entitled to. It is certainly reasonable that you should reduce the amounts demanded in payment from the Railway Company for the ponies killed, if you think these sums are really greater than might properly be charged for them.

The long delay in adjusting these claims acts in the direction of discouraging the claimants so that eventually they are willing to accept much smaller sums than those to which they may perhaps be entitled. You should, therefore, press for the immediate adjustment of these claims, and inform the Agent that, if they are not adjusted satisfactorily, with as little delay as possible, you have instructions to report to the Department, in order that the matter may be placed in the hands of the Law Officers of the Crown to be dealt with.

L. B.

Jno. P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

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Referring to your letter of the 4th ult., I beg to inform you that the attention of the Company was again brought to the necessity of ~~the Railway~~ immediately settling for the Right of Way and for damages sustained by individual Indians across the reserve through which the Railway passes, in the Rainy River District, and especially to the case of Alexander Bruyere. In reply the Department has been informed that the matter will be attended to without further delay.

When adjusting payment for the Right of Way with the Railway Company, it is intended to take up the matter of fencing the same. You will be called upon for advice in this matter, and especially to send your valuations of the Right of Way and damages in each reserve. Copies of the plans, when received will be forwarded to you for your guidance. In the meantime it might be well, as the season is getting late, for you to examine the lands, and be prepared to give these valuations, in order that there may be no delay when you are called upon to do so. Please remember that the value of the lands will be credited to the funds of the respective bands, and the value of the improvements will be paid to the individual Indians owning the same.

Your obedient servant,

Pd. F. Pedley.

Deputy Supt. General of
Indian Affairs.

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CANADA

CANADIAN NORTHERN RAILWAY

Office of the Claims Agent.

252756

WINNIPEG, MAN., Dec. 14th, 1903.

Re Claim of Hardground horse killed.

Without Prejudice

Mr. J. P. Wright,

Indian Agent,

Fort Francis.

Dear Sir,-

The Company have carefully investigated this case and from the reports in their possession cannot admit liability, but realizing that claimant may have suffered loss, they have instructed me to offer him the sum of $30.00 as a contribution towards his loss.

Yours truly

C. R. Stone

Claims Agent.

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CANADIAN NORTHERN RAILWAY

Office of the Claims Agent.

252586

WINNIPEG, MAN., Dec. 10th, 1903.

Claim of Na - ma - Pook, or John Maypole.

Mr. John P. Wright,

Indian Agent.

Fort Francis.

Dear Sir:-

Referring to the above. The Company have carefully investigated all the circumstances in connection, and from reports in their possession are of the opinion that the valuation placed upon the pony by claimant Viz., $50.00 altogether too high. The reports also show that the accident was in a measure attributable to claimants own negligence and they do not therefore admit any liability in the matter but recognizing that claimant may have suffered loss I am instructed to offer $25.00 as a contribution towards the loss.

Yours truly

C. R. Stovel

Claims Agent.

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CANADIAN NORTHERN RAILWAY

Office of the Claims Agent

252586

WINNIPEG, MAN., Dec. 10th, 1903.

Claim of Ab - ah - don - ah - quat.

Mr. John P. Wright,

Indian Agent.

Fort Francis.

Dear Sir:-

Referring to above claim. I am directed by the Company to say that the reports in connection, in their possession show that this accident was partly due to negligence of the owner; and further, the animal was fat, and in good beef condition, and that the Indians having taken possession and used the entire carcass thereby realizing about it's full value, the Company decline to admit any liability for further compensation.

Yours truly

C. R. Storey

Claims Agent.

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204596

Indian Agent's Office,

DEPARTMENT OF INDIAN AFFAIRS. DEC 23 1903

Law Clerk

252586

FORT FRANCES AGENCY,

19th Dec 1903

In your reply refer to No. 1417 also to date of this letter.

Ref.: Your Letter 31st Oct. 1903 No. 204596.

DEPT. OF INDIAN AFFAIRS, FEB 1 1904 SURVEYS.

Sir,

Referring to your letter above quoted relative to the payment by the Canadian Northern Railway Company for animals killed on their track within Indian Reserves I have the honor to enclose herewith for your information, three letters from the Claimants regarding three of the animals killed.

With regard to Hardground's claim the pony was valued at $75.00 they offer $30.

Nanapooks pony was valued at $50.00 they offer $25.00

Abahdonahqua's claim is for a four year old ox; that was valued by two prominent business men of Fort Frances at $40.00 I was there at the time they made their report and valuation of this animal for the Railway Company at the request of the Company's section foreman. and they

The Secretary
Dept of Indian Affairs
Ottawa

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252586

they were paid by the Company for their services.

There were a number of Indians present and the section foreman told them that if they took the animal away from the track and buried what they could not use for food they could take it. I said the Indians should not touch it if it would reduce the compensation for the animal

Both the section foreman and the valuators said that it could not, as the meat was of no value only the hide, and it was worth the price of the hide to dispose of the animal. I then told the Indians they could take the animal

The owner of the animal was not present at the time and it was a big loss to him, and was private property.

As I have done all I can to have these claims adjusted satisfactorily, making special trips to the reserves for information they asked for, and as none of the claims have yet been settled. I would ask the Department to place the matter in the hands of the Law

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252586

Law Officers of the Crown, to be dealt with, for I am satisfied I cannot get a satisfactorily settlement from the Railway Company.

The following are the claims we have against the Railway Co.

Manitou Rapids Band

John Namapook	1 Pony	$50.00
Red Hawk	1 "	30.00
Kakacabo	3 Ponies Vz. 1 mare 1 year old mare & 1 Colt	100.00
Pa bam ah stance	1 Pony	35.00

Couchiching Band

Hard frozen	1 Pony	$75.00
Ob ah don ah gah	1 ox	70.00
Jos Jourdain	1 Cow	50.00
Do.	1 Heifer	20.00
Wm Morrison	1 Steer	20.00
Alex Breyen	1 Bull	25.00
Government	1 ox	80.00
J. Jourdain	1 Pony	30.00
Vincent	1 "	30.00

This last claim is the one referred to in my letter of the 21st Oct last, and Vincent offered to settle for $30. The Claims agent informed me that a voucher would be put through for that amount but it has not yet been received.

I have the honor to be
Sir
Your obedt Servant
Jno R Wright
Indian Agent.

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File 204,599.

254058

The Deputy

Superintendent General.

Injuries to stock killed on Canadian Northern Ry.

So far as I can judge from the material on file it may be very difficult to hold the Railway Company liable for the stock killed under the law as it prevailed prior to the Railway Act of last Session.

It does not necessarily lie with the Department to take up these cases. The Indians have their own remedy under the Indian Act.

So far as it lies with me I should be inclined to advise acceptance of the Railway Company's offers in those cases in which an offer has been made. In all other cases I should like to know before advising proceedings that evidence is forthcoming of negligence on the part of the Company, whether the cattle or horses were on a highway, whether they were under proper charge or whether they were simply allowed by their owners to run and stray at large.

Law Clerk.

DEPT. OF INDIAN AFFAIRS,
FEB 1 1904
SURVEYS.

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204598.

Ottawa, 2nd February, 1904.

Sir,-

I beg leave to draw your attention to your letter of the 25th September last, and to say that the Department is very desirous to have the Right of Way settled for of the Ontario and Rainy River Railway, through Indian Reserves in the Rainy River District. This matter, as you are aware, has been pending for a great length of time.

In this connection I beg to inform you that, on account of the Right of Way not having been fenced as yet, the Indians have sustained considerable losses in the way of horses and cattle being killed.

The Indian Agent, Mr. J.P. Wright, Fort Frances, has had a very long and very unsatisfactory correspondence with your Claims Agent, Mr. C.R. Stovely, on the subject of these claims.

It appears that the animals were valued by disinterested persons, and the values put on them do not appear to be at all unreasonable, and as their loss is undoubtedly attributable to the Railway Company not having erected its fences, there appears to be no question as to its liability to pay these claims. It is also hoped that your Company will consider it judicious to deal with fair liberality towards Indians in settling such claims.

I enclose herewith for your information a copy of a letter from the above mentioned Mr. Wright, in

Lewis Lukes, Esq.,
Comptroller,
Messrs. Mackenzie, Mann & Co., Ltd.,
Toronto, Ont.

Lom L
J.P.B.

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which he gives a list of the animals killed, and their values. I shall feel very much obliged if you will place this matter before the proper officer of your Company, and if possible have a cheque sent to this Department for the whole amount claimed, or with as little deduction therefrom as possible, at the earliest date that the business may be arranged.

Your obedient servant,

[illegible] McLEAN

Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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204596.

Ottawa, 2nd February, 1904.

Sir,-

I have to acknowledge the receipt of your letter of the 19th December last, and enclosures, relating to animals killed on the Railway, through Indian reserves in your Agency, and to inform you that the Department is corresponding direct with the Company, with the hope of arriving at a settlement more or less satisfactory.

Your obedient servant,

D. McLEAN

Secretary.

Form L
S. B.

J.P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

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204596

Indian Agent's Office,

FORT FRANCES AGENCY.

DEPARTMENT OF INDIAN AFFAIRS FEB 10 1904

254260 4th Feby 1904

In your reply refer to No. 1448

also to date of this letter.

Ref.: Your Letter 31st Oct. 1903 No. 204596.

Sir,

With further reference to your letter above quoted, and to mine of the 19th December last No 1417. relative to the claims of Indians against the Canadian Northern Railway Company for animals killed &c

I have the honor to state that I have received letters from the Company's Claims Agent, regarding the following claims viz:-

Claim of Pabomahseance for horse killed valued at $30.00 they offer $20.00

Claim of Kapagobo, horses & colt killed valued at $100.00 they offer $50.00

Claim of Jos Jourdain for cow killed valued at $50.00. they offer $30.00

Claim of Jos Jourdain for heifer killed valued at $20.00. they offer $10.00

Government ox valued at $60.00 they refuse to pay any thing

The Indians do not want to accept only part payment for their animals, claiming they should be paid in full as the animals were worth the valuation put on them

The Secretary
Dept of Indian Affairs
Ottawa.

The Letter & Report
Wright of the 29th inst. covered the
10 Feby 1904

DEPT. OF INDIAN AFFAIRS, FEB 10 1904 SURVEYS.

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254360

them and it was through no fault of theirs that they were killed, and that the Company not having paid for the right of way nor had it fenced; they claim their animals were on their own land when killed.

The claims agent is asking me for replys to some of the offers he has made, but before answering him, I should like to be informed what action, (if any) the Department proposed to take in the matter.

The Indians are continually asking me when their claims will be paid and when the right of way will be settled.

I might state that I will be in Winnipeg from the 15th to the 18th instant and should the Department wish to send me any instructions regarding these matters, it could be sent in care of the Indian Commissioner, and I could see the Company's officials personally in the matter.

I have the honor to be
Sir,
Your obedt. Servant,

Thos Wright
Indian Agent.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

[illegible] re Right of Way
of Canadian Northern Ry
through Reserve Rivers Reserve

O.K.
A.G.
22/2/04

J. B.

See memo printed below.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

204596.

Rwd.

Ottawa, 23rd February, 1904.

Gentlemen,-

I beg to draw your attention to your letter of the 25th September last, in which you promised that all matters in connection with the Right of Way and payment therefor of the Ontario and Rainy River Railway, through Indian Reserves in the Rainy River District would be attended to without further delay.

I have to urge this matter on your immediate attention. You will remember that it has been pending for nearly four years.

Your obedient servant,

Wd. J. D. McLean.

Secretary.

Form L
S. B.

Messrs. Mackenzie, Mann & Co., Ltd.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

2045-96

Indian Agent's Office,

FORT FRANCES AGENCY.

255173

26th Feby 1904

In your reply refer to
No. 1451
also to date of this letter

Ref.: Your Letter 2nd Feby 1904 No 2045'96.

Sir,

Referring to my letter of the 4th instant No 1448 and to your letter above quoted relative to the claims of Indians for Stock killed by the railway

I have the honor to state that during my visit to Winnipeg last week I went over all the claims with the Claims Agent and arranged with him that we would accept the following amounts for ponies killed Viz:-

Vincent	1	pony	$30.00
Hard ground	1	"	45.00
Namay pook	1	"	30.00
Kapagabo	3	"	60.00
Pabambasence	1	"	20.00
Red Hawk	1	"	25.00
John Jourdain	1	"	25.00

These amounts he agreed to recommend for payment.

With regard to the cattle killed, I would not accept any

The Secretary
Dept. of Indian Affairs
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

KODAK SAFE

any reductions, and he considered the valuations to high

This would reduce the claims down to the following

Joseph Jordain's	Cow	valued at		$50.00
Do	Heifer	"	"	20.00
Abahdonahquat	Ox	"	"	70.00
Wm Morrisons	Steer	"	"	15.00
Alex Breyers	Bull	"	"	25.00
Government	Ox	"	"	80.00

I have not written the claims Agent officially yet: regarding the offers we agreed upon as I do not know what action the Department has taken with the Company in the matter, but I informed him I would first submit them to you for the Departments approval.

If the Department approves of my offers for settlements for the ponies, would you kindly inform me by wire.

I have the honor to be
Sir,
Your obedt. Servant
Jno R Wright
Indian Agent.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

No. 204596.

T. D. Form 2 B

Canadian Pacific Railway Company's Telegraph.

All Messages taken by this Company are subject to the following terms:

It is agreed between the sender of the following message and this Company that the said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruption in the working of its lines, for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending same. To guard against errors, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charges for repeating messages, viz.:—One per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender, and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. shall not be liable in any case for damages unless the same be claimed in writing, within sixty days after receipt of the telegram for No employee of the Company shall vary the foregoing.

GHNESSY, President.
P, Manager Telegraphs.

B. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. WILSON, Supt., Vancouver, B.C.

W. J. CAMP, Supt., Montreal, Que.
A. W. BARBER, Supt., Toronto, Ont.

Sent By	Rec'd By	Time Sent.	Time Filed.	Check.

Send the following Message, subject to the above terms, which are hereby agreed to:

Ottawa, 2nd March ,1904.

Jno. P. Wright,

Indian Agent,

Fort Frances, Ont.

Your ~~offers as~~ arrangement for payment for ponies ~~are approved.~~ considered satisfactory - Presume Indians are satisfied if so you may accept -

Charge D.I.A.

READ THE NOTICE AND AGREEMENT AT THE TOP.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

Ottawa, 4th March, 1904.

Gentlemen,-

I beg to draw your attention to my letters of the 23rd and the 2nd ult. to which replies have not yet been received.

The said letters relate to the Right of Way of the Ontario & Rainy River Railway through Indian Reserves in the Rainy River District, and to animals belonging to Indians which have been killed by passing trains. I shall feel much obliged if you will direct that this matter be attended to at once.

In this connection I beg to inform you that Mr. Indian Agent J.P. Wright has arrived at an arrangement for payment for the ponies killed by passing trains with your Claims Agent, and the same has been approved by the Department.

They failed, however, to come to an arrangement with regard to the cattle which have been killed . Kindly take this matter into your special consideration.

Your obedient servant,

Secretary.

Messrs. Mackenzie, Mann & Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204595.

Ottawa, 4th March, 1904.

Sir,-

I beg to acknowledge the receipt of your letter of the 26th ult., and to confirm the telegram sent yesterday in reply thereto, in the following words:-

" Your arrangement for payment for ponies " considered satisfactory. Presume Indians are satisfied, " if so you may accept".

No arrangement has been arrived at as yet by the Department with the Railway Company for payment of the Right of Way through Indian Reserves in the Rainy River District, or for animals killed by passing trains, although the matter has been urgently pressed on the attention of the Company.

Your obedient servant,

Secretary.

Jno. P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

204596

The Canadian Northern Railway Company

Solicitor's Department
J. A. Lash, K.C.
Chief Solicitor
G. G. Reid,
Assistant Solicitor

Toronto March 8th, 1904.

255488

GGR. 11-15-16.

Ind.

DEPARTMENT OF INDIAN AFFAIRS. MAR 9 1904

The Secretary,

Department of Indian Affairs,

Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS, MAR 9 1904 SUPT.

Sir,

Your favour of the 4th of March, 1904, (No. 204596) has been duly received and the portion relating to the Right of Way through the Rainy River Indian Reserves has been referred to this department. We have written to the Chief Engineer at Winnipeg to submit at once plans of the deviations from the route maps filed in the Department of Railways and Canals, and upon receipt will have completed plans provided and furnished your Department.

Truly yours,

G. G. Reid

Assistant Solicitor.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

Ottawa, 19th April, 1904.

Sir,-

Referring to your letter of the 8th ult., I beg again to draw your attention to the matter of the Right of Way of your Railway through Indian Reserves in the Rainy River District, and to urge you to have this matter pushed forward.

You will remember that this matter has been pending for four years. The Department is now compelled to have this business closed.

Your obedient servant,

Signed J. D. McLean.

Secretary.

G.G. Ruel, Esq.,
Assistant Solicitor,
Canadian Northern Ry. Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

204596

The Canadian Northern Railway Company

Solicitor's Department
J. A. Rush, K.C.
Chief Solicitor.
G. G. Ruel,
Assistant Solicitor.

Toronto April 20th, 1904.

257382

GGR. A/1003-13-1.

DEPARTMENT OF INDIAN AFFAIRS
APR 21 1904

To the Secretary,
Department of Indian Affairs,
Ottawa, Ont.

LAND BRANCH
APR 22 1904

Sir,

I have your favour of the 19th.inst. No. 204596, respecting the right of way of the Canadian Northern Railway through the Indian Reserves in the Rainy River District.

The difficulty so far has been to get our engineering department to supply plans of deviations enabling us to have the deviations approved by the Board of Railway Commissioners. I am writing to the Department again this afternoon and should they not furnish the plans within a brief period after return mail, steps will be taken to have the plans copied that are now on file in Ottawa and the proper approval obtained.

Yours t ruly,

G. G. Ruel

Assistant Solicitor.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

204596

The Canadian Northern Railway Company

Solicitor's Department
J. A. Lash, K.C.
Chief Solicitor.
G. G. Reed,
Assistant Solicitor.

R/7
1003-15-1

Toronto April 23, 1904

257539

DEPARTMENT OF INDIAN AFFAIRS
APR 25 1904

To the Secretary

Department of Indian Affairs,

Ottawa.

Sir, -

Referring again to your favor of the 19th instant, No. 204596, I beg to advise you that I have to-day received from our Engineering Department at Winnipeg the plans of deviations on our Ontario Division, and have made application accordingly to the Secretary of the Board of Railway Commissioners for approval pursuant to the Railway Act. Upon the sanction of the Board being obtained the deferred plans of completed railway will again be submitted, and if certified, as undoubtedly they will be, we will be prepared to take up with you at once the matters which you wish to have closed.

Truly yours,-

G. G. Reed
Asst. Solicitor.

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PUBLIC ARCHIVES
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CANADA

204576

Indian Office

At FORT FRANCES AGENCY.

257693

APR 15 1904 190

MEMO

Dear Mr McLean

Referring to previous correspondence relative to the Canadian Northern Railway settling for their right of way through the reserves in this Agency, and for Cattle killed by their trains. Cannot something be done to hurry them up It seems strange that the right of way has not been settled yet. Settlers through the District were paid for their lands two years ago. Yet nothing has been done for the Indians.

Although their road runs through 4 reserves, there is only one claim for damages sustained by individual Indians, which is Alex Breger, on Reserve 18.B the road cuts across his clearing and his house is on the right of way. and he is anxious to get it moved It is the best Indian house in this Agency. I enclosed from your

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

257693

Indian Office

At _____

_____ 190__

MEMO

letter of the 31st Oct last to 204596 that this matter would be attended to at once, but 6 months has passed and nothing done yet. The Indians cannot understand it, and begin to say they will not get anything for their land.

The Ponies killed will be settled for on the basis intimated in my letter of the 26 Feby last; but there is still the cattle referred to in said letter. If they would settle satisfactory for the cattle why not put it into Court and make them pay. They will put off just as long as they can before paying

Yours faithfully

Jno R Wright

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

Fixed

Ottawa, 29th April, 1904.

Sir,-

Referring to your letter of the 15th inst., I beg to enclose herewith a copy of a letter from Mr. G.G. Ruel, Assistant Solicitor of the Canadian Northern Railway, dated the 23rd instant.

You will note that the matter of the Right of Way is at last in a fair way of being settled, and you are now in a position to assure the Indians of the fact.

In this connection, I have to refer you to the last paragraph of my letter of the 31st October last, in which you were asked to send in your valuation of the land and of the damages caused by taking the Right of Way of the Canadian Northern Railway through the several reserves in your Agency, together with the valuation of the different improvements of individual Indians which may have been injured.

As soon as the plans referred to in Mr. Ruel's letter are received copies of them will be forwarded to you!

Your obedient servant,

Ed. J. D. McLean

Secretary.

J.P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Fwd.
J.B.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

204586

Indian Agent's Office,
FORT FRANCES AGENCY.

DEPARTMENT OF INDIAN AFFAIRS
MAY 14 1904

MAY 9 - 1904 190

258487

In your reply refer to
No. 1490

Ref.: Your Letter 29 April 1904 No. 204586.

also to date of this letter.

LAND BRANCH
MAY 16 1904

Sir,

I have the honor to acknowledge the receipt of your letter above quoted with enclosure relative to the Right-of-Way through the Indian Reserves in this District for the Canadian Northern Railway Co.

You refer me to the last paragraph of your letter of the 31st October last in which you state that I was asked to send in my valuations of the land and damages caused by taking the Right-of-Way. My inference from that paragraph was that I would be called upon, when copies of the plans were received, to give these valuations, or I should have sent them sooner.

Beginning at the East end, I would put the land on Reserves at a valuation of $2.00 per acre for Reserves No. 23, 26a and 18b and $3.00 per acre for Reserve No. 16a, and $4.00 per acre for Reserves No. 11, 12 and 13.

The only damages sustained by individual Indians is in the case of

The Secretary
Dept. of Indian Affairs
Ottawa.

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CANADA

258487

of Alexander Breyere on reserve No 18.B when the right of way cut through the centre of his clearing and included his house

The land taken from his clearing is 440 feet by 99 feet which is just one acre. Valued at $25.00

The house is built of logs 1½ stories high, 20 by 30 feet; it will require to be moved about 200 feet: this I value at $125.00 to move it and put it in good repair. This would make Breyere's damages $150.00 and this is the only damage on all the reserves.

I have the honor to be
Sir,
Your obedt. Servant
Thos. P. Wright
Indian Agent.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

204596.

Ottawa, 20th May, 1904.

Gentlemen,-

I beg to refer you to the last paragraph of my letter of the 4th March last, and to inform you that Mr. Indian Agent J.P. Wright, of Fort Frances, Ont., has again written to the Department requesting that a settlement be arrived at with regard to a number of cattle belonging to Indians which have been killed by passing trains in his Agency.

Mr. Wright has asked the Department that, if a satisfactory arrangement cannot be arrived at, the case may be placed in court. This step should not be at all necessary. I feel sure that, if you will instruct your Claims Agent to confer with Mr. Wright and endeavour to settle on reasonable terms, this long pending matter will be closed.

I shall feel obliged if you will be good enough to issue the necessary instructions, and if you will kindly advise me of your action.

Your obedient servant,

Secretary.

Messrs. Mackenzie, Mann & Co.,
Toronto, Ont.

Form 10
J.B.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

259290

(Copy) Winnipeg, Man. May 30th, 1904.

Mr. G. G. Ruel,
Assistant Solicitor, C. N. Railway,
Toronto, Ont.

Dear Sir,

I have your letter of the 26th enclosing a communication from the Secretary of the Indian Department, addressed to Mackenzie, Mann & Company, with reference to certain claims for cattle belonging to Indians killed on our line in the vicinity of Fort Frances.

I beg to advise you that this matter has been in hand for some time and on April 28th a voucher was issued in favour of J. P. Wright, Indian Agent, in payment of these claims The names of the Indians to whom these claims are payable and the amounts are as follows:-

Na Ma Pook	$30.00
Pa - ban - ba - sence	20.00
Na - pa - a - gabe	60.00

If this voucher does not cover all the claims referred to in the letter from the Indian Department, I shall be glad to have particulars of any other claims.

Yours truly,

Sgd. E. A. James,
Manager.

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204596

The Canadian Northern Railway Company

Solicitor's Department
J. A. Lash, K.C.
Chief Solicitor.
G. G. Ruel,
Assistant Solicitor.

Toronto June 3rd, 1904.

259290

DEPARTMENT OF INDIAN AFFAIRS
JUN 4 1904

R. 1003-15-1.

Acct

To the Secretary

Department of Indian Affairs,

Ottawa.

Dear Sir,

Referring to your letter of May 20th (No. 204596), herewith I beg to hand you copy of a letter received from our Manager respecting certain claims put forward through your Department for cattle belonging to Indians killed on our line in the vicinity of Fort Frances. I trust this will be satisfactory.

Truly yours,

(Encl.)

G. G. Ruel

Assistant Solicitor.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

204596.

Ottawa, 7th June, 1904.

Gentlemen,-

I beg to acknowledge the receipt of your letter of the 3rd instant, enclosing one from your Manager, Mr. E.A. James, of Winnipeg, dated the 30th ultimo. You will note that only three claims have been paid, whereas there are no less than thirteen claimants, as follows:-

Vincent, one pony		$30.00
Hard Ground, one pony		$45.00
Nawaypook " "		$30.00
Kapagabo, three ponies		$60.00
Pahanbasence, onepony		$20.00
Red Hawk, " "		$25.00
John Jourdain, " "		$25.00
Joseph Jourdain, cow valued at		$50.00
" " heifer "		$20.00
Abahdowahquat, ox "		$70.00
Wm. Morrisons, steer "		$15.00
Alex. Breyeve, bull "		$25.00
Government, ox "		$30.00

The Indian Agent at Fort Frances, Mr. J.P. Wright, informed the Department that he had arranged with your Messrs. Mackenzie, Mann & Co.,

Toronto, Ont. Claims'

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

Claims' Agent to accept the amounts mentioned for the ponies killed. It appears, however, from Mr. James' letter that so far only three of these claims have been paid.

Mr. Wright was unable to come to any arrangement with your Agent regarding the cattle that have been killed. It was to these claims that I especially wished to draw your attention, and have now to ask you to be good enough to issue instructions to have the matter attended to and closed.

Your obedient servant,

Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

204596.

Exd.

Ottawa, 28th June, 1904.

Sir,-

I beg to refer you to your letter of the 23rd April last, No. R/7 - 1003-15-1, relating to the Right of Way of the Canadian Northern Railway crossing Indian Reserves in the Rainy River District, and to ask you to be good enough to hurry this matter forward.

Your obedient servant,

D. M. McLEAN

Secretary.

Fwd.
S.B.

G.G. Ruel, Esq.,
Assistant Solicitor,
Canadian Northern Ry. Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

204596

Indian Agent's Office,

FORT FRANCES AGENCY,

DEPARTMENT OF INDIAN AFFAIRS JUN 28 1904

260498

25th June 1904

In your reply refer to No. ..... also to date of this letter.

Ref.: Your Letter 2nd Feby 1904 No. 204596.

Sir,

Referring to your letter above quoted, relative to animals killed on the Canadian Northern Railway through reserves in this agency.

I beg to state that the Indians interested are continually asking if their claims have been settled.

It is over a year now since these animals were killed, and an Indian is a very poor creditor.

I would specially call attention to the claim of Alex Breyen for compensation for his house and improvements on Reserve No 18B. he wishes to have his house moved at once. Also the fencing in of the right of way on the Nitaukoin reserve is not completed, and is badly required.

As the annuity payments take place next month, the Indians will have the same old story of complaints regarding the Railway.

LAND BRANCH. JUN 29 1904

DEPT. OF INDIAN AFFAIRS, JUN 30 1904 SURVEYS.

The Secretary
Dept. of Indian Affairs
Ottawa.

I have the honor to be
Sir,
Your obt. Servant,
Jno P Wright
Indian Agent.

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CANADA

204596

The Canadian Northern Railway Company

Solicitor's Department
J. A. Pash, K.C.
Chief Solicitor
G. G. Ruel.
Assistant Solicitor.

Toronto June 29th, 1904.

R. /1005-15-1.

260580

DEPARTMENT OF INDIAN AFFAIRS JUN 30 1904

To the Secretary,

DEPT. OF INDIAN AFFAIRS, JUL 2 1904 SURVEY

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir,

I have your favour of the 28th.inst. (No.204596) relating to the Right of Way of the Canadian Northern Railway crossing Indian Reserves in the Rainy River District. I have forwarded a copy of your letter to our Engineer at Winnipeg, requesting him to give the matter immediate attention.

Truly yours,

G. G. Ruel

Assistant Solicitor.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

Ottawa, 4th July, 1904.

Sir,-

Referring to your letter of the 28th ultimo, No. R. /1003-15-1, I shall feel obliged if you will be good enough to take every step in your power to have the matter of the Right of Way of the Canadian Northern Railway, through Indian reserves, in the Rainy River District, Ont., closed without further delay.

You are aware that the Company took possession of the land three years ago. Apart from the injustice of not paying the Indians for the lands taken, and for any improvements that may be thereon, the Department and especially the Indian Agent for the District have been subjected to the most serious annoyance. The Agent has found it extremely difficult to explain to the Indians this unjust delay. In fact it is difficult to see why they should be made to suffer on account of the dilatoriness of the engineering office of your Railway.

The Agent, under date of the 25th ultimo, states that he is about to make the Annuity Payments, and feels great diffidence with regard to meeting the Indians without being able to assure them that the payment for the several Rights of Way and improvements has been duly made. I would suggest that your Company make an immediate deposit with the Department of say $750., on account of the said Rights of Way. When the final amount due is ascer-

G.G. Ruel, Esq.,
Assistant Solicitor,
Canadian Northern Railway Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

ascertained, the Company, if necessary, will pay whatever further sum is required, or if the final amount is less than the said $750., the Department will return the balance.

It is especially desired to pay for certain improvements valued by the Indian Agent at $150., situated on Reserve 18 B, belonging to Alexander Breyere. Immediate action with regard to the said deposit of $750. will greatly oblige me.

Your obedient servant,

Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

204-56

The Canadian Northern Railway Company

Solicitor's Department
J. A. Lash, K.C.
Chief Solicitor.
G. G. Ruel,
Assistant Solicitor.

~~274091~~

Toronto July 5th, 1904.

R./1003-15-1.

DEPT. OF INDIAN AFFAIRS,
JUL 7 1904
SURVEY

260932

DEPARTMENT OF I
JUL 6 1904

To the Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir,

I have your favour of the 4th.inst. (No. 204596) and have made application for the amount of the deposit in accordance with your suggestion.

One copy of the plans required has been received and sent to the Railway Department for its certificate. Possibly if you telephone to Mr. Jones, the Secretary of the Department, the matter might be put through with a little more than the usual despatch. It will be necessary that the certified plans should be returned here in order that we may make additional copies to submit to your Department.

Truly yours,

G. G. Ruel

Assistant Solicitor.

LAND BRANCH.
JUL 6 1904

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

260988

The Canadian Northern Railway Company

Solicitor's Department
J. A. Ireh, K.C.
Chief Solicitor.
G. G. Ruel,
Assistant Solicitor.

Toronto July 5th, 1904.

R. /100345-1.

DEPT. OF INDIAN AFFAIRS,
--- 11 1904
SURVEYS.

To the Secretary

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir, Ontario & Rainy River Ry. Right of Way through Indian Reservations.

Referring again to your favour of the 4th.inst. (No. 204596) I beg to enclose a cheque for the deposit of $750. suggested by you, upon the understanding stated in your letter.

Kindly sign and return the enclosed receipt.

Truly yours,

G. G. Ruel

Assistant Solicitor.

LAND BRANCH
JUL 26 1904

(Encl.)

1 Ack. Chqe. herewith for $750. ✓ acknowledged & receipt returned 6/7/04

2 ✓ Lds

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

BANK OF MONTREAL.

No. 2928 204556 260988

Original, for the Depositor.

Bank of Montreal, OTTAWA

$ 750 00

JUL 6 1904

Received from Mackenzie Mann & Co'y

on account of Indian Funds

the sum of Seven hundred and fifty 00/100 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

Ent'd J.A.H.

Pro Manager.

ACCOUNTANTS JUL 8 1904 BRANCH

BANK OF MONTREAL.

No. 2928

Duplicate, for Department.

Bank of Montreal, OTTAWA

$ 750 00

JUL 6 1904

Received from Mackenzie Mann & Co'y

on account of Indian Funds

the sum of Seven hundred and fifty 00/100 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

H. Peters

Pro Manager.

Ent'd J.A.H.

ACCOUNTANTS JUL 8 1904 BRANCH

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

with Cheques

Ottawa, 18th July, 1904.

Sir,-

Referring to your letter of the 25th ultimo, I have to say that you may now inform the Indians that the sum of $750. has been deposited by the Railway Company with the Department on account of the Right of Way of the Canadian Northern Railway through Indian reserves, in the Rainy River District.

This sum will be held by the Department until the amount is finally ascertained which should be paid. If the said sum is less, the Department will refund the balance, and if greater the Railway Company will pay the difference. The present delay has been caused by the Railway Company having made a new and final set of plans which are being examined and passed by the Department of Railways and Canals

In accordance with your valuation of the 9th May last, two cheques for $75. each are herewith enclosed in favour of Alexander Breyere being payment in full for the damages sustained by him on account of the passage of the Railway through his land. You may hand him one cheque for $75., but it thought you should retain the other and pay it to him when he has actually moved his house and put it in good repair, as noted in your said letter.

With regard to the animals killed, I can only state that the Department is continually pressing this subject

J.P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Cheque No. 17777 Sent 10

Recommended for Payment
Approved
D.S.G.I.A.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

subject on the attention of the Railway authorities. It is hoped that satisfaction will eventually be obtained.

Your obedient servant,

[illegible]

Secretary.

For the consideration and approval of the Deputy Minister —

Acct

S. Bray

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204556

Indian Agent's Office,

261928 FORT FRANCES AGENCY.

16th July 1904

In your reply refer to
No. 1633
also to date of this letter

Ref.: Your Letter 12 July 1904 No. 204556

Sir,

I have the honor to acknowledge the receipt of your letter above quoted.

I beg to state that the two cheques for $75.00 in favor of Alex. Breyer, referred to, were not enclosed.

The only enclosure was the small slip marked Acct. herewith returned.

I have the honor to be
Sir
Your obt. Servant,
Jno R Wright
Indian Agent.

LAND BRANCH
JUL 26 1904

DEPT. OF INDIAN AFFAIRS,
JUL 26 1904

The Secretary
Dept. of Indian Affairs
Ottawa

Note
Acct see under

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

264324

FORT FRANCES AGENCY. SEP 6 - 1904

List of the Claims of Indians against The Canadian Northern Railway Company for Stock Killed by Trains

Name of owner	Animal Killed	Valuation of animal	Amount Paid for animal	Date of Payment to Indian
Vincent	1 Pony	50 00	30 00	4th June 1904
Hard Ground	1 "	75 00	45 00	30 July "
Nama Poor	1 "	50 00	30 00	2 June "
Kabagabo	3 "	100 00	60 00	2 " "
Pabau basence	1 "	35 00	20 00	18 July "
Red Hawk	1 "	40 "	15 00	30 " "
John Jourdain	1 "	30 "	25 00	26 Aug "
Abochdonah quet	1 ox	70 "	55 00	" " "
Jos Jourdain	1 Cow	50 00	40 "	" " "
Do	1 Heifer	20 00	15 "	" " "
Wm Morrison	1 Steer	20 00	15 "	" " "
Alex Bryson	1 Bull	25 00	15 "	" " "
Coutechiching Band	1 ox	50 00		

Certified Correct

Jno Wright

Indian Agent.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

264324

Indian Agent's Office,

FORT FRANCES AGENCY.

7th Sept. 1904

DEPARTMENT OF INDIAN AFFAIRS
SEP 10 1904

In your reply refer to
No. 1886.
also to date of this letter.

Ref.: Your Letter 1 No.

Sir,

Referring to the subject of Indian claims against the Canadian Northern Railway Company for stock killed on their track I have the honor to state that all the claims have been paid except the one for the ox belonging to the Coutcheching Band, as per list attached.

The Indians were all satisfied with the amounts they received.

The Company claims that refuses to pay for the ox because, he states that the train hands do not remember of having struck the ox.

I saw the animal the morning after it was struck, and am just as satisfied in my own mind that it was struck by a train, as if I had seen it done.

I have the honor to be
Sir,
Your obt. Servant,

Jno R Wright
Indian Agent.

The Secretary
Dept. of Indian Affairs
Ottawa

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596

Ex'd.

Ottawa,12th September,1904.

Gentlemen:-

I have the honour to refer to correspondence relative to claims made by Indians against your Company on account of cattle killed on your line in the vicinity of Fort Frances, and to inform you that the Department has been advised by Mr.Indian Agent Wright,that with one exception these claims have been settled in a manner satisfactory to the Indians concerned.

The exception is a claim for $80. for an ox, the property of the Coutcheching Band, and this Mr.Wright says has been disallowed by your Claims Agent because the train hands do not remember having struck the ox.

It certainly seems to the Department that this negative evidence on the part of your Company's employees can hardly justify the ejection of the claim,especially when Mr. Wright asserts as he does,that he saw the ox on the morning after the occurrence and is as fully convinced that it was killed by the train, as if he had actually seen the thing done.

Your obedient servant

Sept 12 D. McL.

Secretary

Messrs.McKenzie,Mann & Co.
Toronto,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204556

The Canadian Northern Railway Company

Solicitor's Department
J. A. Rush, K.C.
Chief Solicitor
G. G. Ruel,
Assistant Solicitor

Toronto Sept. 13th, 1904.

R./1003-21-

264494

Fixed

ACCOUNTANT SEP 14 1904 DEPARTMENT OF INDIAN AFFAIRS
SEP
BRA

To the Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir,

Referring to your favour of the 12th. inst. (No.204596) I have forwarded a copy of your letter to our Manager at Winnipeg, with a request that he furnish us with all the information in his office relating to this claim.

You will appreciate that without having the precise facts before us it is impossible to form any opinion upon the merits of the claim. While Mr. Wright, as your Agent, might well be understood to have a bias in favour of the admission of the claim, our men may also be taken to have a decided leaning the other way. If no evidence is available it possibly might be well that evidence should be taken on the question, but this we can determine later.

Truly yours,

G. G. Ruel

Assistant Solicitor.

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CANADA

204596

INDIAN AGENT'S OFFICE,

~~Fort Frances Agency,~~

14th March 1905 190

IN YOUR REPLY REFER TO
No. 1677
ALSO
TO DATE OF THIS LETTER

Ref.: Your Letter 12th July 1904 190 No. 204596.

272363

Sir,

Referring to your letter above quoted, relative to the Right of Way of the Canadian Northern Railway through Indian Reserves in the Rainy River District; I beg to state that the different Bands are continually asking me what amount has been paid by the Company as a final settlement.

I have the honor to be,

Sir

Your obedient servant,

Geo. R. Wright

Indian Agent.

DEPT. OF INDIAN AFFAIRS,
MAR 21 1905
SURVEYS.

D BRANCH.
MAR 21 1905

The Secretary,

Dept of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

204596.

Ex'd.

Ottawa, ~~22nd~~ 25th March, 1905.

Sir,-

I beg to acknowledge the receipt of your letter of the 14th instant relating to the right of way of the Canadian Northern Railway through Indian reserves in the Rainy River District, and to state that there is nothing further to say on this subject than that which was communicated to you in my letter of the 13th July last.

As a very fair deposit has been made with the Department, namely $750., it is considered desirable to allow the Railway Company practically all the time they may reasonably require for the preparation of their final plan and final adjustment of payments for the right of way.

J. B. Tom 10

Your obedient servant,

A. E. McLean

Secretary.

J.P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

204596.

D.I.A.

Ottawa, 9th February, 1906.

Sir,-

Refering to your letter of the 5th July, 1904, No. R / 1003 / 15 / 1, I have to request you to be good enough to forward to this Department copies of the plans of the right of way of the Canadian Northern Railway through the Indian reserves in the Rainy River District. These plans should be duly certified, in the usual manner, by the Chief Engineer of Railways and Canals.

I may here say that we have received two of these plans duly certified as required, showing the right of way through Indian reserves Nos. 23 and 26 A. If no material deviation has been made in the location of the line, it will not be necessary to send copies of these two plans. You will note, however, that the line passes through other Indian reserves in the district. I shall feel obliged if you will also kindly have your line plotted on the enclosed map, and return the same to this Department.

+ 6 & 2 R.2.

Your obedient servant,

D. McLEAN

Secretary.

G.G. Ruel, Esq.,
Asst. Solicitor,
Canadian Northern Ry. Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

287658

Taken by
Surv Branch
was sent for
by Branch
Information

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

204596

The Canadian Northern Railway Company

Solicitor's Department
J. A. Cash, K.C.
Chief Solicitor
G. G. Reed,
Assistant Solicitor

Toronto February 13th, 1906

Refer to
R./1003-15-1. 287638

DEPARTMENT OF INDIAN AFFAIRS
FEB 14 1906

To the Secretary
of the Department of Indian Affairs,
Ottawa, Ont.

Dear Sir, Re Indian Reserve, Rainy River District.

DEPT. OF INDIAN AFFAIRS
FEB 14
RUPRICS

Replying to your favour of the 9th inst. (No.204596) I now beg to hand you the map of a portion of the Rainy River District which you furnished, upon which we have plotted, as requested, the location of our railway. This location is as nearly accurate as the map will permit. In one or two cases, however, the rivers and lakes are not shown in exactly the right position.

We are also sending by express one tracing and three prints on linen of the location through the various Indian Reserves affected. The tracing, you will notice, is certified by Mr. Schreiber who was Chief Engineer of Railways and Canals at the time. We sent this tracing to the Engineering Department to have copies made on linen some time ago but the titles on the copies returned were so illegible that the certificates could only be deciphered with difficulty. We returned them for correction and their completion was overlooked.

Truly yours,

G. G. Reed
Assistant Solicitor.

(Encl.)

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CANADA

704586 287798

The Canadian Northern Railway Company

Solicitors Department
J. A. Pash, K.C.
Chief Solicitor
G. G. Ruel,
Assistant Solicitor

Toronto February 16th, 1906.

R. /1003-15-1.

DEPARTMENT OF INDIAN AFFAIRS
FEB 17 1906

To the Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir,

Referring to my letter to you of the 13th inst., enclosing map showing a portion of our Ontario Division, I now beg to hand you one of the Ontario Government publications showing the railway properly entered thereon.

Truly yours,

G. G. Ruel

Assistant Solicitor.

(Encl.)

Mark with Journal

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

1 Dy Minister
2 Secy

Ottawa, 5th March, 1906.

Sir,-

I beg to acknowledge the receipt of your letter of the 13th and 16th instant, and of the documents therein referred to, relating to the right of way of the Canadian Northern Railway through Indian reserve Nos. 23 (or 23 B-2) 26 A, 18 B, 16 A, 11, 12 and 13, in the Rainy River District, Ont.

The valuation of Mr. J.P. Wright, Indian Agent, Fort Frances, of the right of way through these various reserves is as follows:-

Sturgeon Falls (Seine River Band)	23, or 23 B-2 . .	48.54 ac.	at $2.	per ac. -	$ 97.08
Nipissing Band	26 A	34.50	"	" "	$ 69.00
" Couchiching Band	18 B	24.67	"	" "	$ 49.34
" " "	16 A	4.91	" $3.	"	$ 14.73
Manitou Rapids Band	11	37.40	" $4.	"	$149.60
Long Sault Band	12 }	57.51	"	" "	$230.04
" "	13 }				
	Alex. Bruyere's house and clearing on 18 B				$150.00
					$759.79
	3 3/4 years' interest at 5 per cent				$142.46
					$902.25
	By deposit received				$750.00
	Balance due				$152.25

The interest above mentioned is calculated from

G.G. Ruel, Esq.,
Asst. Solicitor,
Canadian Northern Ry. Co.,
Toronto, Ont.

S.B.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

from October 1900, when your Compnay first took possession of these lands, to July6th. 1904, the date on which you made a deposit of $750.00 on account of these rights of way.

I shall feel obliged if you will be good enough to pay the balance due of $152.25, as shown in the above statement, at your early convenience.

Your obedient servant,

Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

204596.

Ottawa, 7th March, 1906.

Sir,-

I beg to state that a copy of the plan of the right of way of the Canadian Northern Railway through Indian Reserve Nos. 23 or 23 B-2, 26 A, 18 B, 16 A, 11, 12 and 13, in the Rainy River District, are to-day being sent you, under separate cover, for your information and use in your office.

I have the honour to be,
Sir,
Your obedient servant,

E.D. McLEAN

Secretary.

Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

HXD

Ottawa, 7th March, 1906.

Sir,-

I beg to state that a copy of the plan of the right of way of the Canadian Northern Railway through Indian Reserves, Nos. 23 or 23 B-2, 26 A, 18 B, 16 A, 11, 12 and 13, in the Rainy River District, are to-day being sent you, under separate cover, for your information and use in your office.

Your obedient servant,

D.D. McKEAN

Secretary.

Form 10

J.P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

204596

The Canadian Northern Railway Company

Solicitor's Department
L. A. Lash, K.C.
Chief Solicitor
G. G. Ruel,
Assistant Solicitor

Toronto March 6th, 1906.

288575

Refer to
R./1003-15-1.

D XIII

DEPARTMENT OF INDIAN AFFAIRS
MAR 7 1906

To the Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir,

I have your favour of the 5th inst. (No.204596) respecting the right of way of the Canadian Northern Railway through Indian Reserves in the Rainy River District. We have made requisition for a cheque accordingly which will be transmitted upon receipt.

Truly yours,

G. G. Ruel

Assistant Solicitor.

LAND BRANCH
MAR 9 1906

DEPT. OF INDIAN AFFAIRS,
MAR 8 1906
SURVEYS.

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PUBLIC ARCHIVES
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CANADA

Office of the

204596

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 12 March 1906.

In your reply refer to
No. 81/26
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

289051

DEPARTMENT OF INDIAN AFFAIRS
MAR 16 1906

204596

Hx'd.

Sir,

I beg to acknowledge receipt of your letter of the 7th. instant together with a copy of the plan of the Right of Way of C. N. R. through Indian Reserve, Nos. 23 or 23B2, 26A, 18B, 16A, 11, 12 and 13, in the Rainy River District.

Your obedient servant,

D Laird

Indian Commissioner.

Secretary,
Dept. of Indian Affairs,
Ottawa.

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ARCHIVES PUBLIQUES
CANADA

24556

INDIAN AGENT'S OFFICE,

DEPARTMENT OF INDIAN AFFAIRS MAR 15 1906

289220 Fort Frances Agency,

14th March, 1906 190

IN YOUR REPLY REFER TO
No. 1840
ALSO
TO DATE OF THIS LETTER

Ref.: Your Letter 7th March, 1906 190 No. 0 24596

Sir,

I have the honor to acknowledge the receipt of a copy of the plan of the right of way of the Can. Northern Railway through Indian Reserves, Nos. 23 or 23 B-2, 26 A, 18 B, 16 A, 11, 12 and 13, in the Rainy River District, as informed in your letter above quoted.

I have the honor to be,

Sir,

Your obedient servant,

Jno. R. Wright

Indian Agent.

The Secretary,

Dept of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

The Canadian Northern Railway Company

Solicitor's Department
J. A. Ja[redacted]
Chief Solicitor
G. G. Ruel,
Assistant Solicitor.

Toronto March 20th, 1906.

289447

Refer to
R./22-9.

To the Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir,

Referring to your favour of the 5th inst., I now beg to hand you cheque No.A.4436, in your favour, for $152.25, being balance due in payment for right of way of the Canadian Northern Railway through Indian Reserves in the Rainy River District. Kindly sign and return to us the attached voucher.

I would be glad if you would have an Order in Council passed, granting this land to the Company, in accordance with Section 136 of The Railway Act, 1903.

Truly yours,

(Encl.)

Assistant Solicitor.

1 Auth Chque Lowith for
$152.25 Acknowledged 22/3/06
2 Hds

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

BANK OF MONTREAL.

No. 2144

204596

Original, for the Depositor.

Bank of Montreal.

$ 152 25

289447

190

Received from Mackenzie Mann & Co

on account of Indian Funds

the sum of One hundred & fifty two 25 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

Pro Manager.

Ent'd

ACCOUNTANTS BRANCH MAR 23 1906

MAR 1906

MAR 22 1906

BANK OF MONTREAL.

No. 2144

289447

Duplicate, for Department.

Bank of Montreal.

$ 152 25

190

Received from Mackenzie Mann & Co

on account of Indian Funds

the sum of One hundred & fifty two 25 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

Pro Manager.

Ent'd

See Sales Book 486 489 492 495 498

DEPT. OF INDIAN AFFAIRS MAR 24 1906 SUPERINTENDENT

MAR 22 1906

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

Department of Indian Affairs.

Ottawa, _____ 190 ___

a/c 337 Seine River — $ 97.08 / 18.20 / $ 115.28 — Sale 1 Page 486 Sundry No. 2

a/c 285 Rickkonesenuncaning — 69.00 / 12.94 / $ 81.94 — Sale 1 Page 489 Sundry No. 2

a/c 130 Loutchuching — 49.34 / 14.73 / 12.01 / 28.13 / $ 104.21 — Sale 1 $ 492 Dut. on 1/3 Page Sundry No. 2

a/c 208 Manitou Rapids — 149.60 / 28.05 / $ 177.65 — Sale 1 Page 495 Sundry No. 2

a/c 221 Long Sault — 230.04 / 43.13 / $ 273.17 — Sale 1 Page 498 Sundry No. 2

753.25

Transferred Jol 14 Fol. 182 Cal.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

204596.

Memo.

Department of Indian Affairs,
Ottawa, 26th March, 1906.

The Deputy Supt. General,-

Messrs. McKenzie, Mann & Co. have paid in full for the right of way through the reserves in the Rainy River District, mentioned in letter of the 5th instant, and ask that an Order in Council be passed granting the said right of way to the Canadian Northern Railway.Company.

These reserves are situated within what was formerly known as the "disputed territory". It would appear to be advisable to delay any action towards granting the patent, until the reserves have been finally confirmed.

LAND BRANCH. MAR 27 1906

S. Bray
Chief Surveyor.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596-

Ex'd.

OTTAWA, 28th March, 1906-

Sir-

Referring to your communication of the 20th Instant, R.22-9, enclosing Cheque for $152.25, balance of purchase price in full for right of way of the Canadian Northern through Indian Reserves 23 or 23B2, 26A, 18B, 16A, 11, 12 and 13, I beg to say that these Reserves being situated within what was formerly known as "the disputed territory", it is considered advisable to delay action towards issuing Letters Patent until the Reserves have been confirmed as such by the Ontario Government.

Form 2
W-

Your obedient servant

E.D. McLEAN
E.D. McLEAN

SECRETARY.

G.G. Ruel, Esq.,
Asst. Solicitor, Can. North. Ry.,
TORONTO,
Ont.-

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

204596

The Canadian Northern Railway Company

Solicitor's Department
J. A. Pash, K.C.
Chief Solicitor
G. G. Ruel
Assistant Solicitor

289748

Toronto March 30th, 1906.

Refer to
R. 22-9.

Information for Your

DEPARTMENT OF INDIAN AFFAIRS
MAR 31 1906
SURVEYS

To the Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir,

I beg to acknowledge the receipt of your communication of March 28th (No.204596), advising that your Department considers it advisable to delay compliance with our request for an Order in Council under the Railway Act until the Province of Ontario confirms your title to the reserves in the so called disputed territory.

DEPT. OF INDIAN AFFAIRS
MAR 31 1906
SURVEYS.

We are indeed surprised that such an impossible proposition should emanate from a Government Department. Surely if the title of your Department to the area covered by our right of way across your reserves is sufficient to enable you to collect from us the purchase money, it is also sufficient to enable you to comply with our request for a transfer under the Act. By demanding and accepting payment from us the Department has placed itself in a position where it must, on ordinary principles of business and fair dealing, furnish title to the area paid for or return the purchase money, and it is for us and not for the Department as a Vendor to question the sufficiency

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

of title.

Did you ever in all your experience come across a case where between two individuals the Vendor after sale and payment regretted that he could not give a deed owing to defects in his title, yet kept, or was allowed to keep, the purchase money? I am sure I never heard of such a case and never expect to, yet that is precisely the effect of the proposition contained in your letter.

For ourselves, we are satisfied with the title of the Dominion with respect to Indian Reserves in the so called disputed territory, and would accept without question, or at our own risk as to Provincial interference, the transfer from the Dominion which we have asked and paid for. It is unreasonable to expect that we should wait until such time as the Ontario Government sees fit to act in respect of your title, - that time may never come, and we may in the near future, for many reasons, be compelled to establish our title as against, or to the satisfaction of, third parties, to the areas in question.

Truly yours,

Assistant Solicitor.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

HXD

Ottawa, ~~10th~~ 12th April, 1906.

Sir,-

With reference to your letter of the 30th ultimo complaining that this Department collected payment for the right of way of the Canadian Northern Railway through certain Indian reserves in the Rainy River District, and then stated that it was considered advisable to delay the issue of the patent until the Province of Ontario confirms the Indian title to these reserves, I beg to state that these lands were set aside under Treaty No. 3 as Indian reserves, and, although not yet confirmed by Order in Council, are ~~considered to be such, and with the consent~~ of the Province ~~of Ontario~~ are being administered by this Department for the benefit of the Indians, with the consent of the Ontario Government. This Department while administering these lands cannot allow your railway, nor any one else, to take possession of any part of them, and use them for their own benefit without payment.

Regarding the acceptance of payment for lands the vendor not being able to give a title and then retaining the purchase money, I presume, if the purchase money is returned, the purchaser returns the lands. He cannot expect to have the money returned and keep possession of the property.

As soon as these reserves are confirmed, or

G.C. Ruel, Esq.,
Asst. Solicitor,
Canadian Northern Ry. Co.,
Toronto, Ont.

if

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

if any of them are given up to the Province, and other lands accepted in place of them, you will receive your title from either this Department or the Province.

Your obedient servant,

[redacted]

Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

204556

INDIAN AGENT'S OFFICE,

Fort Frances Agency,

293214

8th June, 1906

DEPARTMENT OF INDIAN AFFAIRS JUN 12 1906

IN YOUR REPLY REFER TO
No. 1898
ALSO
TO DATE OF THIS LETTER

Ref.: Your Letter 23rd March, 1905 190 No. 204596

Sir,

Referring to your letter above quoted, relative to the right of way of the Canadian Northern Railway through the Indian Reserves in this Agency, I have the honor to state that the Indians are continually asking me if the matter has been settled yet, and why it has not, and as the annuity payments will be made next month, at which time they bring forward any grievance they may have, and as this is their pet one, they will be sure to bring it out, I would therefore beg to be informed what action has been taken in the matter. As the Company has had six years to make their final plan and final adjustment of payments for the right of way, I think that should be long enough.

DEPT. OF INDIAN AFFAIRS, JUN 13 1906 SURVEYS.

I have the honor to be,

Sir,

Your obedient servant,

Geo. P. Wright

Indian Agent.

The Secretary,

Dept. of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

204596.

Mixa.

Ottawa, 15th June, 1906.

Sir,-

In reply to your letter of the 8th instant, I beg to inform you that the Canadian Northern Railway Company has paid for the right of way through the reserves shown in the statement hereunder, and plans of the right of way through these reserves were sent to you on the 7th March last.

The following is a statement of the moneys received from the Railway Company, and which are in accordance with your valuation. You will note that the Company was charged interest for three and three-quarter years, that is up to the time it made a deposit of $750. The several sums have been credited to the different bands interested:-

23, or 23 B-2 ..	48.54 ac.	at $2.	per acre	-	$ 97.08
26 A	34.50	"	"	"	$ 69.00
18 B	24.67	"	"	"	$ 49.34
16 A	4.91	" $3.		"	$ 14.73
11	37.40	" $4.		"	$149.60
12)	57.51	" "		"	$230.04
13)					
Alex. Bruyere's house and clearing on 18B					$150.00
					$759.79
3 3/4 years' interest at 5 per cent . . .					$142.46
					$902.25
By deposit received					$750.00
Balance due (paid on 6th March 1906) . ..					$152.25

J.P. Wright, Esq.,
Indian Agent
Fort Frances, Ont.

Your obedient servant,

[redacted]

Secretary.

Form 1
J.B.
See Sales on 208-321
Pages 486 489 492 495 498
Sundry

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

204596

INDIAN AGENT'S OFFICE,

Fort Frances Agency,

29th June, 1906 190

IN YOUR REPLY REFER TO
No. 1915
ALSO
TO DATE OF THIS LETTER

Ref.: Your Letter 15th June, 1906 190 No. 204596

294314

ACCOUNTANTS BRANCH JUN 5 1906

Sir,

I have the honor to acknowledge the receipt of your letter above quoted, informing me of the amount paid by the Canadian Northern Railway Company for the right of way through the reserves in this Agency.

In the last Auditor General's Report, I observe that $600.00 is placed to the credit of the Couchechin Band (Account 130), for right of way, would you kindly inform me for what right of way it is intended for, as from your letter the only reserves belonging to this band are 18 B and 16 A. that the road touches, and the amount paid for them is only $64.07.

I have the honor to be,

Sir,

Your obedient servant,

Jno. R. Wright

Indian Agent.

DEPT. OF INDIAN AFFAIRS, JUL 3 1906 SURVEYS.

The Secretary,

Dept. of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

204596

HXD

Ottawa 6th July, 1906.

1915

Sir,

In reply to your letter of the 29th ultimo, I beg to say that the Canadian Northern Railway Company paid the Department $750.00 for right of way through Reserves Nos 23 B. 2, 26 A, 18 B, 16 A, 11, 12 and 13. $150.00 of this amount the Department paid out for improvements, and the balance-$600.00-was placed to the credit of Couchechin Band.

Your obedient servant.

J. D. M

Secretary.

J.P. Wright, Esqr,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

204596

EXTRACT.
ORIGINAL ON
164027-29

298465

Acct
Mr Bray

Extract from Report of Inspector, Rev. John Semmens, dated June 28th, 1906. Original on Fyle No. 164,027 - 29.

ACCOUNTANTS
SEP 21 1906
BRANCH

(9) The C.N.R. right of way through the Manitou Reserves of the Fort Frances Agency has never been satisfactorily settled. The Indians are a bit restless over it and I recommend that an effort be made to have the "right of way" settled for on a business basis. I cannot understand how the road got through without proper arrangement being made before hand but the Chiefs complained to me that none had ever been made.

(sgd) John Semmens.

19 Sept. 1906

Glading J.M.

The Inspector may refer to the fact that the money for the Right of Way has been paid to the Indians amounting with interest to $902.25. The Right was informed in letter of 6th July last of the disposition of $750.00 of the above sum, no mention being made of the balance which has been received. The said disposition is also incorrect; the money should be credited to the different Bands interested as indicated in letter to Mr G. G. Reel of 5th March last.

INDIAN AFFAIRS
SEP 19 1906
SURVEYS

J. Bray

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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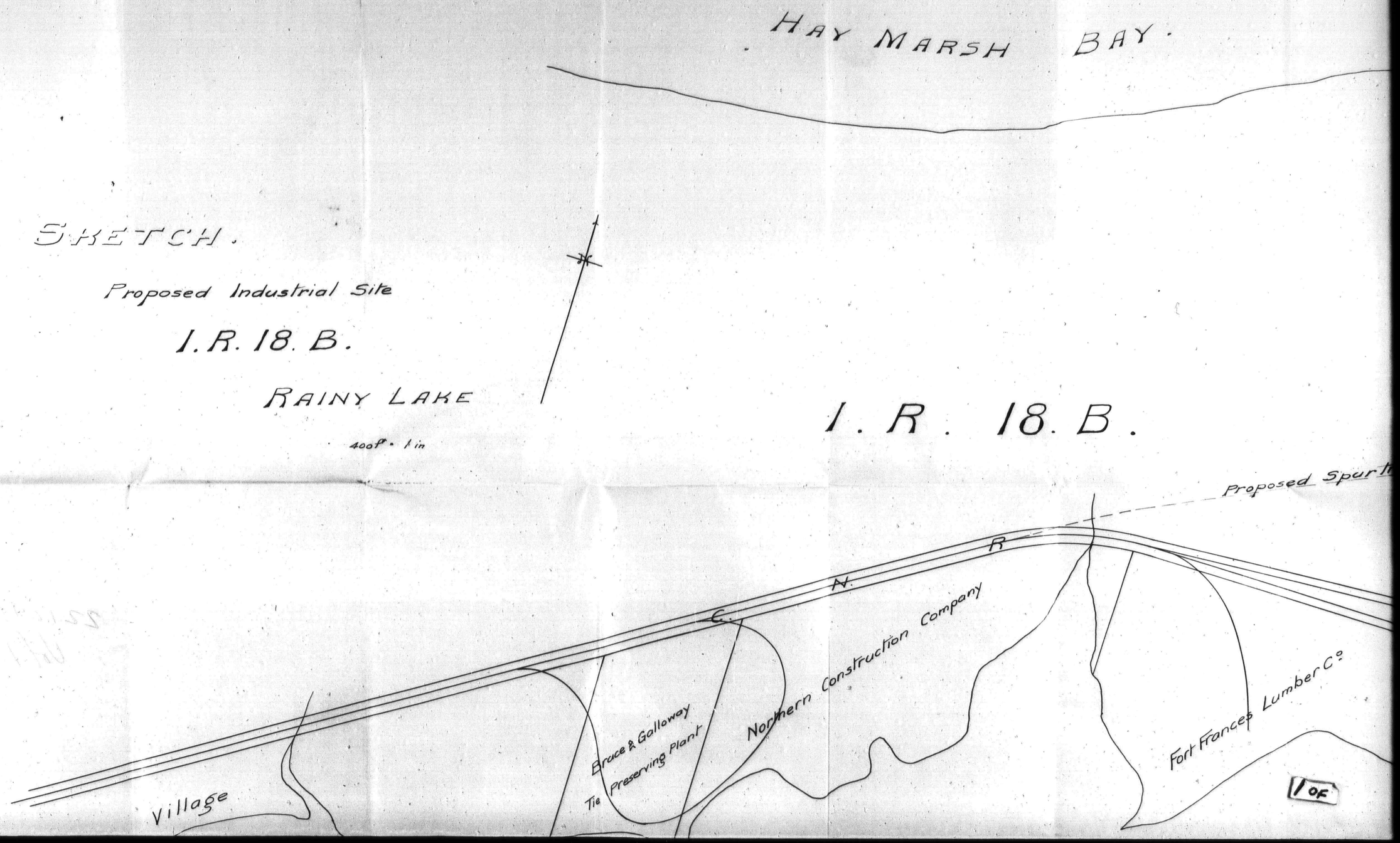
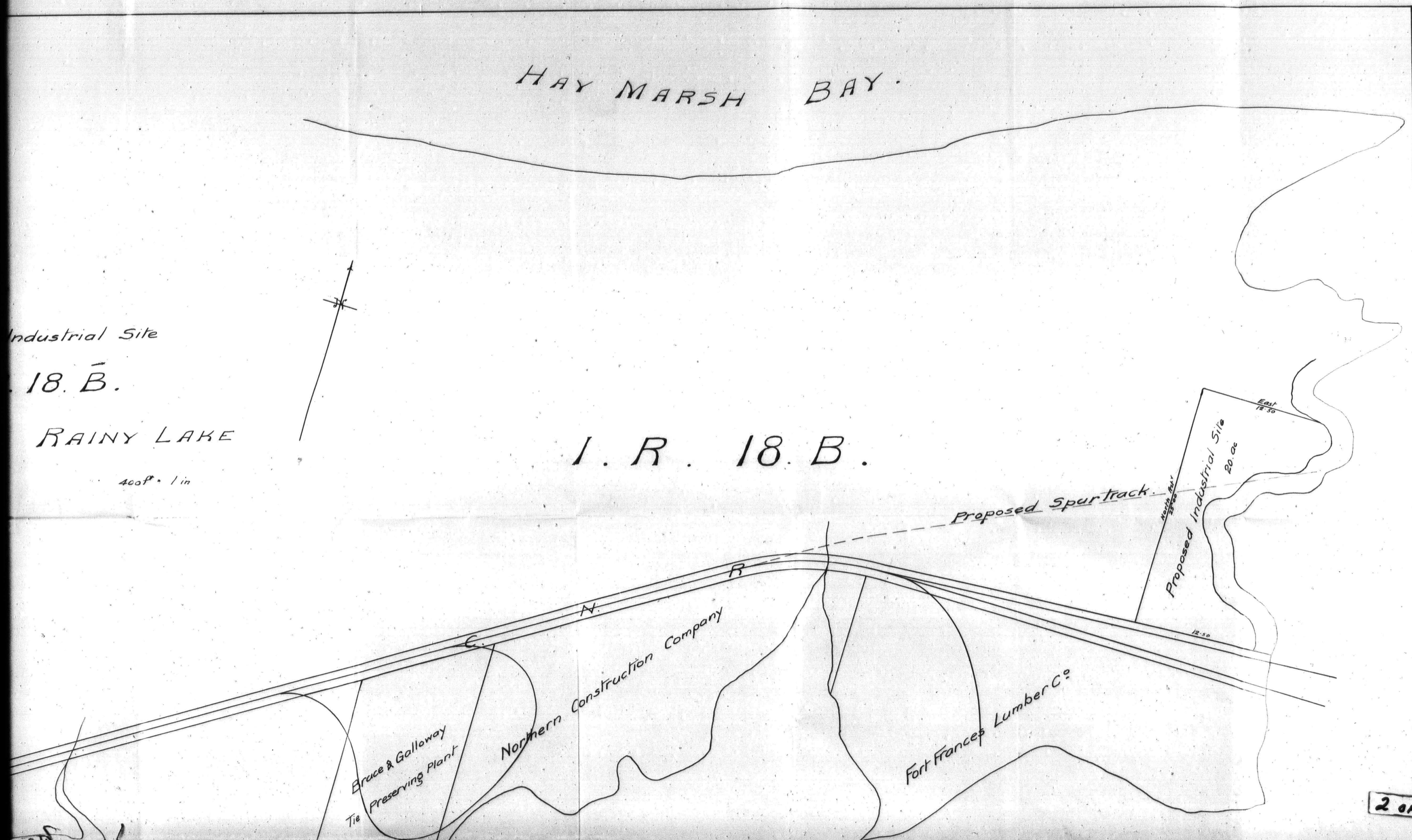
CANADA


HAY MARSH BAY.
SKETCH.
Proposed Industrial Site
I. R. 18. B.
RAINY LAKE
400ft. = 1 in
I. R. 18. B.
Proposed Spur
R.
N.
C.
Northern Construction Company
Bruce & Galloway
Tie Preserving Plant
Fort Frances Lumber Co
Village
1 of


HAY MARSH BAY.
Industrial Site
18. B.
RAINY LAKE
400 ft. 1 in
I. R. 18. B.
Proposed Spur track.
Proposed Industrial Site
20 ac
East
18.50
North Rd
33.00
12.50
C. N. R.
Northern Construction Company
Bruce & Galloway
Tie Preserving Plant
Fort Frances Lumber Co.

2 of

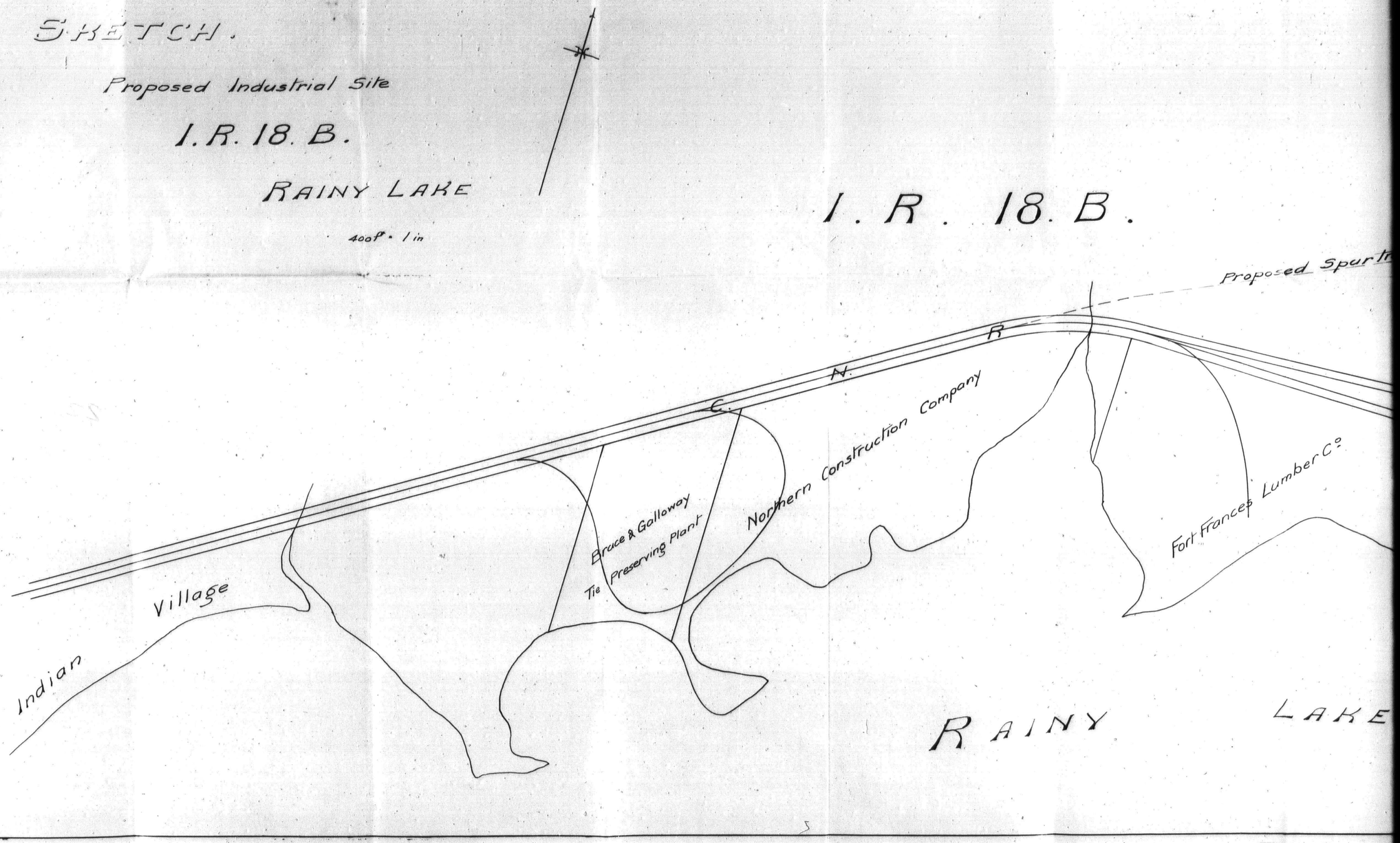
SKETCH.

Proposed Industrial Site

I.R. 18. B.

RAINY LAKE

400ft = 1 in



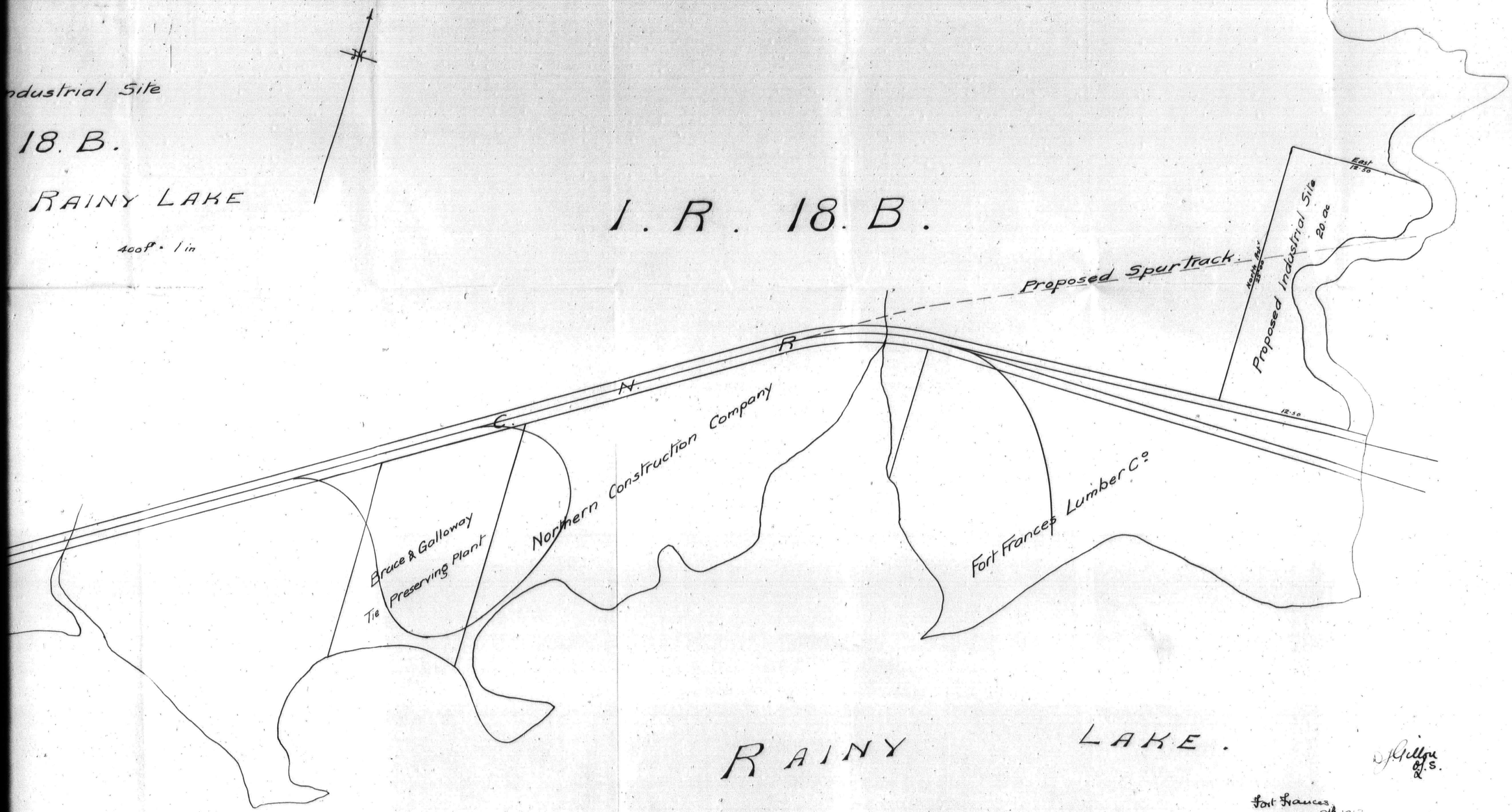
ndustrial Site

18. B.

RAINY LAKE

400ft. 1 in

I. R. 18. B.



D. J. Gillon
O.L.S.

Fort Frances
May 8th 1912

4 of 4.

300398

(Copy)

Fort Frances, Ont.,
October 12/06.

C. R. Stovel, Esq.,
Right of Way C.N.Ry. Agent,
Winnipeg, Man.

Dear Sir,

Re Lot 23 River Range McIrvine

Referring further to your letter of the 1st inst., I have put the matter to the Council that they might as well pay you something for the land as spend money in expropriation proceedings, and they have authorized me to offer you $50.00 for the land (just about one acre) comprised in the transfer. This should be more than the land is worth. Please advise me at once if this will be accepted, as otherwise I shall have to start expropriation proceedings immediately, as we require the land this fall in order to lay our waterworks main along this street. Surely the Company realize that the municipal improvements being put in here are a benefit to their property.

Yours truly,
(Sgd) H. J. F. Sissons.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

300398

(Copy)

Winnipeg, Man., Oct.27/06.

Re Fort Frances Indian Reserve.

Mr. J. A. J. McKenna,
Assistant Indian Commissioner,
Winnipeg.

Dear Sir,

Right of way for the Canadian Northern Railway across the above reserve is required to the extent of 5.60 acres.

I enclose herewith tracing showing the location of the line on the reserve and also enclose you cheque for the sum of $500.00 as a deposit on the purchase price. As the Company are anxious to complete grading on this line before the cold weather sets in, they would be obliged, if it is possible for you to do so, if you would quote price per acre your Department would consider compensation for the land taken, and also grant the necessary permission for the work of construction to be proceeded with at once.

Yours truly,

(Sgd) C. R. STOVEL,
Right of Way Agent.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

KODAK SAFETY FILM

Office of the

360388

Indian Commissioner

for Manitoba and the Northwest Territories,

DEPARTMENT OF INDIAN AFFAIRS NOV 2 1906

In your reply refer to
No. 81/26
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 30th October 1906.

Sir,-

I send you a copy of an application dated the 27th instant of the Right of Way Agent of the Canadian Northern Railway Company for a right of way through the Fort Frances Indian Reserve. The right of way consists of 5.60 acres. The Company have with their application enclosed a cheque for $500.00 as a deposit on the purchase price, and I have deposited the same to the credit of the Receiver General on account of Indian funds. The Right of Way Agent has, with a note of the same date, a copy of which I place herewith, sent for our information a copy of a letter addressed to him by the solicitor of the Town of Fort Frances ~~in regard to~~ making an offer of $50.00 an acre to the Company for land similarly situated to that on the Reserve. I also enclose plan of the right of way.

The road through the Reserve is to connect with an International bridge, and the Company desire to open the right of way and lay down a track for the purpose of bringing in bridge material at the earliest possible date, and therefore ask that authority to make use of the right of way be given pending the necessary Order in Council. It is in the public interest that this work should not be delayed, and I would therefore recommend that the authority be given, and would ask that the same be wired.

Your obedient servant,

The Secretary,
Department of Indian Affairs,
Ottawa.

Asst. Indian Commissioner.

LAND BRANCH NOV 2 1906

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 841

Duplicate for Department. 300455

$500.00

Bank of Montreal Bank of Canada.

WINNIPEG.
31 OCT 1906

190

Received from INDIAN COMMISSIONER

on account of Fort Frances Reserve

the sum of Five hundred 00/100 Dollars

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate.

Ent'd.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

Office of the 204 586

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 31 October 1906.

300455

In your reply refer to
No. 81/26
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Sir,

Referring to my letter of yesterday relative to the application of the C. N. R. Co. for Right of Way through Fort Frances Agency Reserve, I beg to enclose herewith bank certificate of deposit and draft No. 841 for the sum of $500.00, deposited by the Company on account of purchase of said Right of Way.

Your obedient servant,

Asst. Indian Commissioner.

Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

Ottawa, ~~8th~~ 13th November, 1906.

Sir,-

I beg to enclose a copy of a plan herewith showing the right of way required by the Canadian Northern Railway across the Agency reserve at Fort Frances. I shall be obliged if you will value the same as soon as possible.

This right of way may occupy for some distance the same land applied for by the Ontario and Minnesota Power Company. In making your valuation, please submit all details and other information for the full understanding of the case.

Your obedient servant,

W. E. McLEAN

Ast. Secretary.

Form 12

S.B.

J.P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

204596.

T. D. Form 2 B

Canadian Pacific Railway Company's Telegraph.

All Messages taken by this Company are subject to the following terms:

It is agreed between the sender of the following message and this Company that the said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruption in the working of its lines, for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending same. To guard against errors, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charges for repeating messages, viz.:—One per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender, and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages unless the same be claimed in writing, within sixty days after receipt of the telegram for transmission. No employee of the Company shall vary the foregoing.

T. G. SHAUGHNESSY, President. B. S. JENKINS, Gen. Supt., Winnipeg, Man. W. J. CAMP, Supt., Montreal, Que.
JAS. KENT, Manager Telegraphs. J. WILSON, Supt., Vancouver, B.C. A. W. BARBER, Supt., Toronto, Ont.

Sent No.	Sent By	Rec'd By	Time Sent.	Time Filed.	Check.

Send the following Message, subject to the above terms, which are hereby agreed to:

Hon. David Laird, Ottawa, ~~6th~~ 13th November, 1906.

Indian Commissioner,

Winnipeg, Man.

Agent Wright values part of the land Agency Reserve, Fort Frances at One Thousand Dollars per acre. Ask Canadian Northern to make deposit of Two Thousand Dollars.

Charge D.I.A. ~~S. Stewart,~~

J.B.

READ THE NOTICE AND AGREEMENT AT THE TOP.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

204596.

Ottawa, ~~8th~~ 19th November, 1906.

Sir,-

I beg to acknowledge the receipt of your letter of the 31st ultimo, No. 81/26, and enclosures, relating to the right of way of the Canadian Northern Railway across the Agency reserve at Fort Frances, and to confirm the following telegram:-

" Agent Wright values part of the land " Agency reserve, Fort Frances, at One Thousand Dollars " per acre. Ask Canadian Northern to make deposit of Two " Thousand Dollars".

Agent Wright valued the tract of land required, in the reserve, by the Ontario & Minnesota Power Company at $1,000. per acre. The negotiations for the purchase of this land are not yet completed, as the said Company have objected to the said valuation.

The right of way of the Canadian Northern Railway Company may pass through a portion of this land, which, although it may not be worth the Agent's valuation, is undoubtedly of considerable value. It is, therefore, thought, that, if the Canadian Northern Railway Company will make a deposit of $2,000., that is to say $1,500. in addition to the $500. already deposited, they may proceed with their work on the understanding that the compensation due for the said right of way is to be ascertained and paid with as little delay as possible.

Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

I have the honour to be,
Sir,
Your obedient servant,
J. D. McLEAN
Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

No. 204596.

Memo: Mr Bray
Await certificate of Dept. of Railways & Canals before taking further action.
J. Stewart

Department of Indian Affairs,
Ottawa, 6th November, 1906.

The Acting Deputy Supt. General,-

With reference to the application of the Canadian Northern Railway for right of way across the Agency reserve at Fort Frances, I beg to state that there is a previous application for a tract of land in the said reserve through which the said right of way passes.

The said application was made last year by the Ontario & Minnesota Power Company. The dam this Company has erected at Fort Frances will flood the said tract of land, being an area of about eighteen acres. An Order in Council has been passed authorizing the Department to grant the right to flood the said land upon such terms as the Department may decide upon.

Mr. Indian Agent Wright has made a valuation of the damage which will be sustained, which he places at $1,000. per acre, exclusive of damage to the Indian Agency buildings and garden. The Ontario & Minnesota Power Company has objected to this valuation. This matter is still in abeyance.

I think we can go on with the procedure required by allowing the Canadian Northern Railway Company to proceed with its work, and then deduct the sum received for the right of way from the amount to be finally demanded from the Ontario & Minnesota Power Company.

Drafts of letters and telegram are submitted hereunder. Please note that it is proposed to allow the Railway Company to proceed with its work, if it will make a further deposit of $1,500., that is to say, a total deposit of $2,000. ($500. has already been received). The plan recived will be immediately sent to the Department of Railway and Canals for the usual certificate of the Chief Engineer.

J. Bray
Chief Surveyor.

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CANADA

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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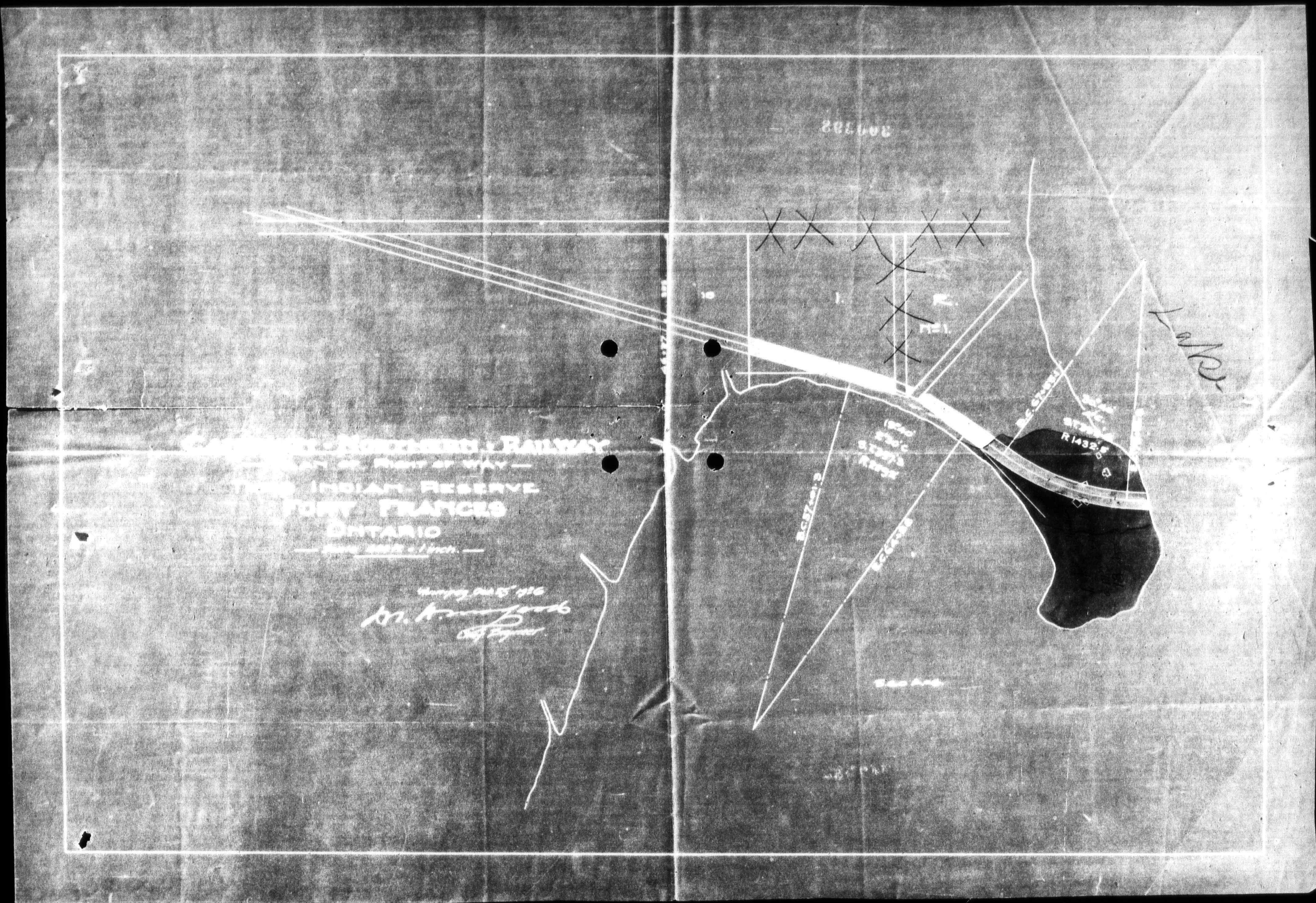

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CANADA

204596.

22124-7 GN
Vol 1

1

Ottawa, 7th November, 1906.

Sir,-

I beg to enclose herewith a tracing and a blue print copy of the same showing the right of way of the Canadian Northern Railway through the Indian Agency reserve at Fort Frances, Ont. I shall be obliged if the Chief Engineer of Railways and Canals, provided there are no objections thereto, will be good enough to place the usual certificate thereon; the tracing to be returned to this Department, and the blue print copy to be retained of record in your Department, if desired.

2

The Company is exceedingly anxious to proceed at once with its work, and has asked to have permission wired. This Department is not disposed to grant the permission, until the plan has been certified, as above requested. I shall be obliged, if the Chief Engineer will act in this matter at once, if possible.

S.B.

N.P.

Your obedient servant,

Signed F. Stewart.

Asst. Secretary.

L.K. Jones, Esq.,
Secretary,
Dept. of Railways & Canals,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

DO NOT WRITE ABOUT MORE THAN ONE SUBJECT IN THE SAME LETTER — WRITE LEGIBLY YOUR FULL NAME AND ADDRESS

2045-56

300874

DEPT. OF INDIAN AFFAIRS
NOV 13 1906

IN YOUR REPLY PLEASE QUOTE THIS
FILE No. 235

L. K. JONES
SECRETARY.

Immediate
Survey

Ottawa, November 12 1906.

Encl. tracing.

Sir,-

I have the honour, by direction, to return to you herewith, duly certified by the Chief Engineer of the Department under date the 9th instant, a plan showing the land on the Fort Francis Indian Reserve actually required by the Canadian Northern Railway Company for right of way, which plan was sent in by you for that purpose on the 7th instant.

I have the honour to be,

Sir,

Your obedient servant,

H. J. Howard

Acting Secretary,

The Secretary,

Department of Indian Affairs,

Ottawa,

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

204596

T. W. No. 1.

The Great North Western Telegraph Company of Canada.

CABLE SERVICE TO ALL THE WORLD.

180

TERMS AND CONDITIONS.

All messages are received by this Company for transmission, subject to the terms and conditions printed on their Blank Form No. 2, which terms and conditions have been agreed to by the sender of the following message.
This is an unrepeated message, and is delivered by request of the sender under these conditions.

H. P. DWIGHT, President. HEAD OFFICE: TORONTO. I. McMICHAEL, Vice-President and General Manager.

125 N Z Y 24 Collect 5.40 PM.

Winnipeg Man Nov 13

303507

The Secy. Dept. Indian Affairs Ottawa.

Reference your telegram of today respective fortfrances agency reserve do you require deposit of two thousand dollars additional to five hundred already deposited.

D. Laird.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

T. D. FORM 28

Canadian Pacific Railway Company's Telegraph

ALL MESSAGES TAKEN BY THIS COMPANY ARE SUBJECT TO THE FOLLOWING TERMS:

It is agreed between the sender of the following message and this Company that the said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruption in the working of its lines, for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending same. To guard against errors, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charges for repeating messages, viz.:—One per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender, and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages unless the same be claimed in writing, within sixty days after receipt of the telegram for transmission. No employee of the Company shall vary the foregoing.

B. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. WILSON, Supt., Vancouver, B.C.
W. J. CAMP, Supt., Montreal, Que.
A. W. BARBER, Supt., Toronto, Ont.
JAS. KENT, Manager Telegraphs, Montreal.

SENT NO.	SENT BY	REC'D BY	TIME SENT	TIME FILED	CHECK

Send the following Message, subject to the above terms, which are hereby agreed to:

Department of Indian Affairs,
Ottawa, 14th Nov. 1906.

ACCOUNTANTS BRANCH
NOV 15 1906

Hon. David Laird,

Commissioner of Indian Affairs,

Winnipeg.

Reference your telegram respecting Fort Frances Agency Reserve require deposit $15 00.00 additional to $500. already deposited.

J.D. McLean,

Secretary,

Chg. D.I.A.

READ THE NOTICE AND AGREEMENT AT THE TOP

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

Ottawa ,15th November, 1906.

Revd Sir,

I beg to inform you that th following is a statement ~~ex~~ showing the division of the amount-$752.25- paid by the Canadian Northern Railway Company for right of way through Indian reserves in the Rainy River District, viz:-

Seine River Band	$115.28
Nickickonesemenucaming Band	81.94
Coutcheeching Band	104.21
Manitou Rapids Band	177.65
Long Sault Band,	273.17.

Your obedient servant.

J. D. Secretary.

Revd J. Semmens,
Inspr. of Indian Agencies,
Stonewal , Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

204556

INDIAN AGENT'S OFFICE,

Fort Frances Ageney,

301332

17th November, 1906 190

IN YOUR REPLY REFER TO
No. 2001
ALSO
TO DATE OF THIS LETTER

Ref.: Your Letter 13th November, 1906 190 No. 204596.

Sir,

I have the honor to submit herewith my valuation of the land required by the Canadian Northern Railway, for right of way across the Ageney reserve here, asked for in your letter above quoted.

In my letter of the 28th April last No.1863.I valued this land at $1000.00 per acre, east of the graded road, and I see no reason to undervalue that estimate, in fact the reverse, as the town across the Point on the American side has been surveyed, and will soon be put on the market, which will naturally increas the property on this side.

The land west of the graded road is I consider, not so valuable, but the damage done to the land east of it, by the railroad cutting off the frontage of the land to the water on the south side, would more than make up for the difference in value.

I therefore consider that $1000.00 per acre for the land required for the right of way through this reserve, would be a fair valuation; and as the ice-house and woodshed, which is the building shown on the plan on the right, going west, and the stable and barn, those on the left, are on the right of way, they would have to be moved, as they would be liable to catch fire from the passing trains; their value I would put at $700.00 and $100.00, for thegarden, as the road will destroy all the fruit bushes, rheubarb and straw-berry plants, which are

DEPT. OF INDIAN AFFAIRS, NOV 20 1906 SURVEYS.

The Secretary,
Dept.of Indian Affairs,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

are my own personal property; thus making a total valuation of $6400.00, for right of way.

This may appear to be a high valueation, but I have privately consulted Mr. H. Williams, who is the larg est property holder in the town, and Doctor Moore, who also owns considerable property; and Mr. Williams agrees with my valueation, but the Doctor is much higher, in fact his valueation is double mine. Both of these gentlemen are shrewd upright business men, who stand high in the estimate of the general public, and whos opinion carry considerable weight, and who have no interest in booming that part of the town.

In the plan you sent me, a road allowance is shown runing north from the right of way near the graded road; this should not be, as the graded road, which is the one referred to in your letter of the 4th December 1900, No. I73741, takes the place of it.

I have the honor to be,

Sir,

Your obedient servant,

Jno. R. Wright

Indian Agent.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

204596

DEPT. OF INDIAN AFFAIRS.
NOV 28 1906
SURVEYS.

Ottawa, Nov 27, 1906.

Memorandum for
Deputy Superintendent General.

The Canadian Northern Railway company submitted a plan, now certified to by the chief Engineer of Railways and Canals, showing the Right of Way through the Ft. Francis agency Indian reserve and deposited $500.00 on account and requested possession.

At the same time they enclosed a copy of a letter from Mr. Sissons, town solicitor, Ft. Francis, offering $50.00 for one acre for waterworks purposes and which Mr. McKenna states in a letter of the 30th ult., the railway company claim is similarly situated to the agency land and of the same value.

Mr. Wright values the land at $1000.00 per acre for 5.60 acres, buildings at $700.00 garden $100.00 making a total of $6400.

Mr. Wright states he consulted two of the large property holders in town who have no interest in booming that part. One of these gentlemen concurs with Mr. Wright in his valuation, and the other is much higher, in fact double.

Mr. Laird on the 14th inst., was wired to demand $1500. additional deposit to the $500 already received, no answer has been received from him

He might now be advised of Mr. Wright's valuation and instructed to demand $6400.00 from the railway company.

The Right of Way is a portion of land already applied for by the Ontario and Minnesota Power Company, valued at the same rate by Mr. Wright and objected to by that company. This matter is still in abeyance.

H. M. Lean

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

204596

Secty - for O.C.

Ottawa, Nov. 28th, 1906.

Sir,-

With reference to the land required for the Right of Way by the Canadian Northern Railway Company through the Ft. Francis Agency Indian Reserve I have to state that Mr. Wright, the Indian agent there places the value of this land at $1000.00 per acre for 5.6 acres, buildings at $700.00 garden at $100.00, making a total of $6400.00.

You were wired to require a deposit of $2000.00 before allowing the company to take possession of this land.

You will please notify the Company if they have deposited this $2000.00 that an additional $4400.00 is required as settlement in full for this Right of Way.

Your obedient servant

J. D. McLEAN

Secretary.

Hon. David Laird,

Indian Commissioner,

Winnipeg.

Man.

53780½

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596

Ottawa, 8th January, 1907.

His Excellency

The Governor General in Council.

The undersigned begs to report that application has been made to the Department of Indian Affairs by the Canadian Northern Railway Company for right of way, to comprise an area of 5.60 acres, over what is known as the Fort Frances Agency Reserve, in the Fort Frances Indian Agency, in the Rainy River District of the Province of Ontario; and the Company has furnished a plan of the land required, with a certificate of the Chief Engineer of the Department of Railways & Canals that the land is actually required for railway purposes and is such as the Company should be allowed to acquire under Sec. 35 of the Indian Act as amended.

As the undersigned knows of no objection to the railway company's being allowed to acquire the land referred to, he would respectfully recommend that, under the provisions of Sec. 35 of the Indian Act (as amended by Sec. 5 of Chap. 33, Vic. 50-51) authority be given for the sale of the land to the company, upon such terms as may be agreed upon.

Sgd. Frank Oliver

Superintendent General of Indian Affairs.

Sgd. 10
Jan. 10
L.P. 11
L.B. 11
P.C. 11

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

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204,596

Under an Act, C. 139 of 4-5 Ed. VII, the Ontario & Minnesota Power Co. was granted the right to construct a dam at Fort Frances, which would raise the waters of the Rainy River about 5 ft; and the Department obtained the authority of His Ex. in Council on 28th March, 1906, to grant the same company the right to flood about 18 acres of land in the reserve dealt with in this Report to Council, upon such terms as the Department might decide upon. The Dept. values the land at $1000 per acre, the buildings at $3000 and garden at $150.

The Ont. & Minnesota Power Co. have not agreed to these terms.

The 5.60 acres required by the C. N. R. are situated partly in the 18 acres proposed to be flooded. The Indian Agent values the land at $1000 per acre, buildings at $700. and garden at $100.

It is proposed to allow the railway company to acquire possession of the land it applies for, in order that it may not be delayed in its work. The money received for the same will, of course, reduce the amount to be demanded from the Ont. & Minnesota

power Company. It is intended to reserve in any grant made to the railway company the right to raise the level of the water to the height required, such right to be afterwards granted to the Ontario & Minnesota Power Company.

The Order in Council is applied for to enable the Department to carry on and complete negotiations with both companies, and it is intended to arrive at an arrangement which will be satisfactory to all parties concerned.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

KODAK SAFETY FILM

Reserve?

22124-7 ca
Vol 1

Extract from a Report of the Committee of the Privy Council, approved by the Governor General on the 19th. January, 1907.

DÉPT. OF INDIAN AFFAIRS,
JAN 31 1907
SURVEYS.

304005

DEPARTMENT OF INDIAN AFFAIRS. JAN 28 1907

On a Memorandum dated 8th. January, 1907, from the Superintendent General of Indian Affairs stating that application has been made to the Department of Indian Affairs by the Canadian Northern Railway Company for right of way, to comprise an area of 5.60 acres, over what is known as the Fort Frances Agency Reserve in the Fort Frances Indian Agency in the Rainy River District of the Province of Ontario ; and the Company has furnished a plan of the land required with a certificate of the Chief Engineer of the Department of Railways and Canals that the land is actually required for railway purposes and is such as the Company should be allowed to acquire under Section 35 of the Indian Act as amended.

The Minister recommends, as there appears to be no objection to the railway company's being allowed to acquire the land in question, that under the provisions of Section 35 of the Indian Act (as amended by Section 5 of Chapter 33. Vic : 50-51) authority be given for the sale of the land to the company upon such terms as may be agreed upon.

The Committee submit the same for approval.

John J. McGee

Clerk of the Privy Council.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

Office of the

204596

Indian Commissioner

for Manitoba and the Northwest Territories,

In your reply refer to
No. 81/26
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 30th January 1907.

304205

Sir,-

204596 With reference to your letter of the 13th November last, I beg to state that the Canadian Northern Railway Company have made a further deposit of $1500.00 on account of the purchase of right of way across the Fort Frances Indian Reserve, and I herewith enclose bank certificates of deposit and draft No.1278 covering the above sum.

In this connection I beg to state that in accordance with the last paragraph of your letter I have advised the Right of Way Agent of the above Company that they may proceed with their work of construction of the said right of way. I have also as directed in your letter of the 28th November last notified the Company of the valuation placed on this land, and that besides the $2000.00 already deposited an additional $4400.00 is required to be paid with as little delay as possible in full settlement for this right of way.

I will advise Mr. Agent Wright that the Company may now proceed with their work on the right of way in question.

Your obedient servant,

D. Laird

Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

No. 1278

Duplicate for Department 304205

$1500.00

Bank of Merchants Bank of Canada.
WINNIPEG.
30 JAN 1907 190

Received from INDIAN COMMISSIONER.

on account of Fort Frances Agency Reserve

the sum of Fifteen hundred 00/100 Dollars

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

A Rouleau
pacc

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

204,596

Hx'd.

ACCOUNTANTS BRANCH FEB 11 1907

Ottawa, Feb. 9th, 1907.

Sir,-

I beg to acknowledge the receipt of your letter of the 30th ultimo with which was enclosed a draft for $1500.00 being a further deposit on account of the purchase of the Right of way of the Canadian Northern Railway across the Fort Frances Indian Reserve (Agency Reserve No. I)

In this connection I beg to inform you that a part of the said Right of way, containing about two and a quarter acres will be subject to overflow when the dam, now in course of construction at Fort Frances by the Ontario and Minnesota Power Company, is completed. It is proposed to allow the Railway Company to acquire possession of the land it applies for upon terms, amongst others, reserving in any grant so made the right to raise the level of the water to the height required, such right to be afterwards granted to the Ontario and Minnesota Power Company. Kindly advise the Company of the Department's Proposition.

I have the honour to be,

Sir,

Your obedient servant

S. McLEAN

Secretary.

Hon. D. Laird,

Indian Commissioner,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

Office of the 204556 306075

DEPARTMENT OF INDIAN AFFAIRS MAR 16 1907

Indian Commissioner

for the Northwest Provinces and Territories.

In your reply refer to
No. 81/26
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 13th March, 1907.

Sir,-

204596

In further reference to your letter of the 28th November last relative to the land required for right of way by the Canadian Northern Railway Company through the Fort Frances Agency Indian Reserve, I am informed by the Company's Right of Way Agent that it is proposed to narrow the right of way at that point to 66 feet. This will take up 3.73 acres instead of the previous acreage given, namely 5.6 acres, and that it will not now affect any of the buildings on the Reserve. The Company considers that the prices quoted in your letter above referred to are excessive, and in view of the fact that the buildings will not be affected, they ask if the Department cannot see its way clear to quote a much reduced figure for the land required.

I would like to be further advised in this matter.

Your obedient servant,

D Laird

Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596

HXO

Sir,- Ottawa, March 20th, 1907.

With reference to your letter of the 15th instant No.81-26, I have to say that Mr. Agent Wright appears to have taken some pains to arrive at the valuation heput on the Right of way of the Canadian Northern Railway through the Ft. Francis ~~Agency~~ Stet Indian Reserve. He also states that he consulted two of the largest property holders in the town, who have no interest in booming that part, and one of these gentlemen concurred with Mr. Wright's valuation, whereas, the other placed it at double the price. He also showed that the Railway will cuts off a piece of the water frontage, which will a great damage.

The Department is not prepared to consider any reduction of the Agent's valuation, unless the Railway company submits one made by a disinterested person, and one who should be well informed of the value of lands, in the locality and of this piece of land in particular, and at the same time setting forth the reasons why the said person arrives at the said valuation; the Department will then be in a position to re-consider the question.

I have the honour to be,

Sir,

Your obedient servant

Honourable D. Laird,

Indian Commissioner,

Winnipeg,

Man.

J. D. McLEAN

Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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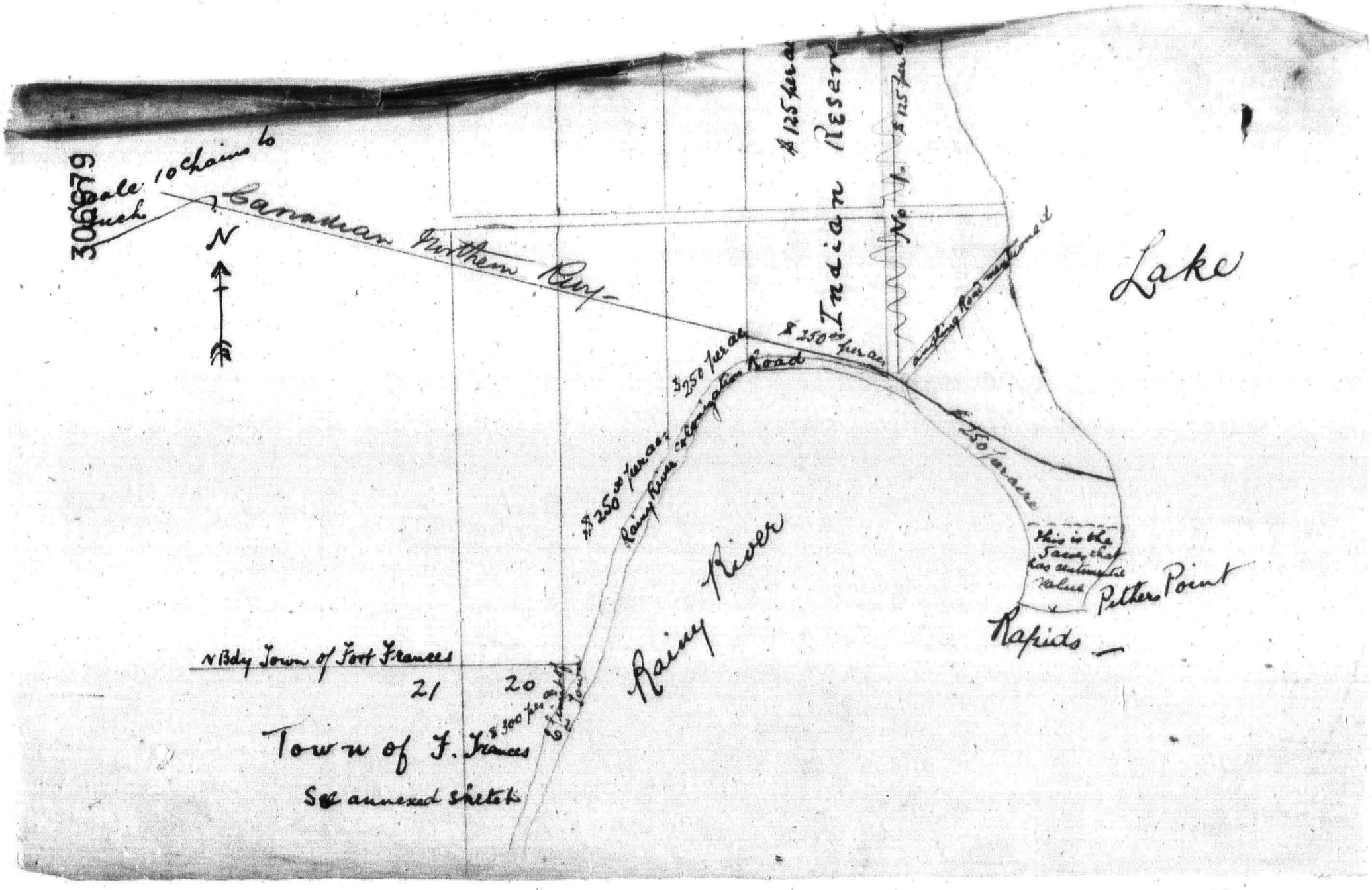
CANADA



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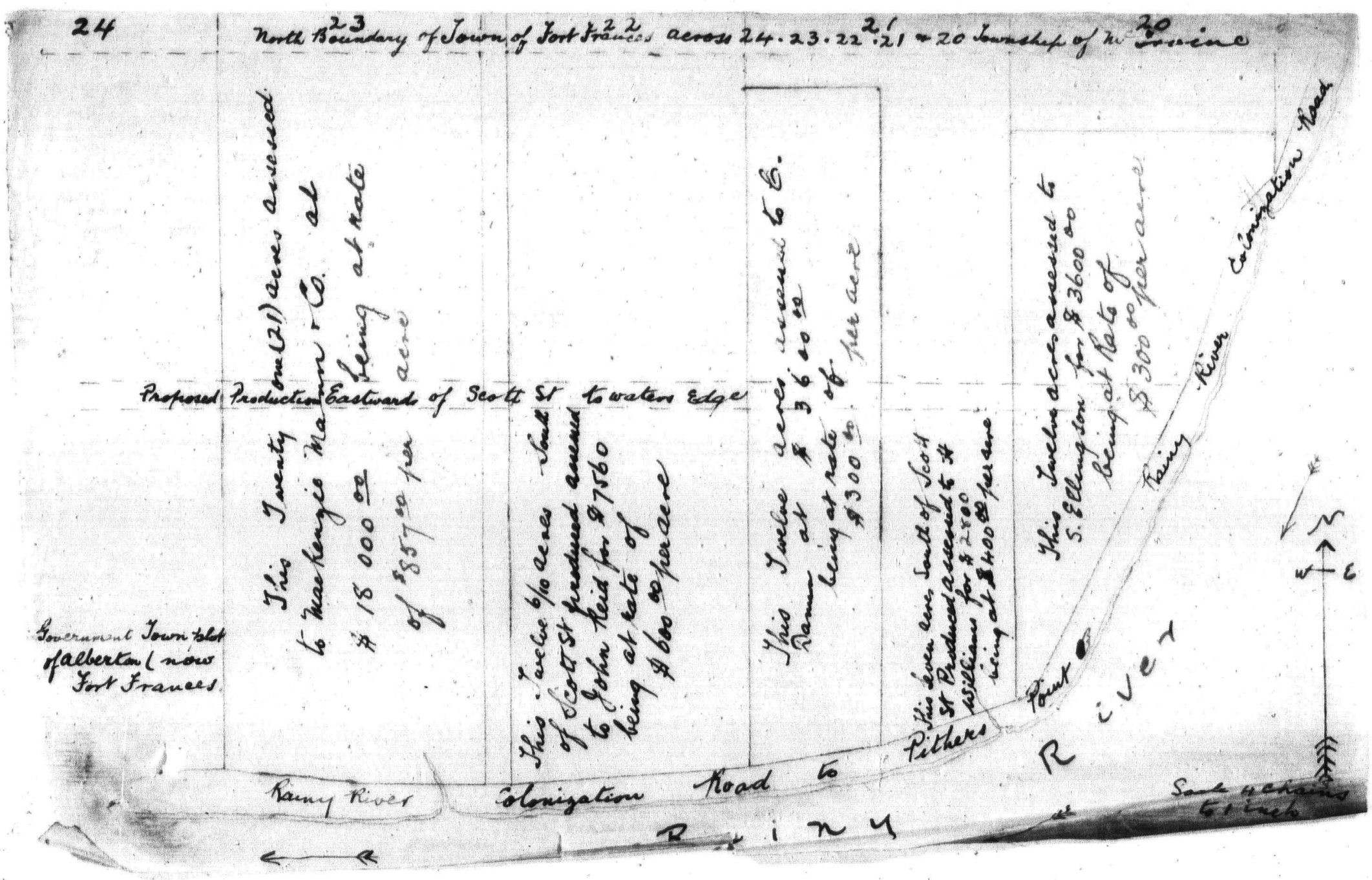
CANADA



Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

306679

(Copy)

Fort Frances, Feb. I2, I907.

C.R. Stovel Esq.,
Right of Way Agent,
Canadian Northern Railway,
Winnipeg.

Dear Sir

I have your request of the 8th. instant that I should give you a valuation of so much per acre of the land required for right of way crossing the Indian Reserve at Fort Frances.

As the actual position of the intended right of way is not shown me and the only certainty I have as to the route is that entry on the Indian Reserve is made across the rapids at Pithers Point, I am trying to arrive at what I would consider a fair selling price per acre, firstly for the land at the immediate point, which on account of its picturesque situation is a "pet" spot, secondly for the land immediately adjoining the water front outside of this point, and thirdly for the inland acreage.

Any valuation will necessarily be an arbitrary one as there are no sales in the immediate neighborhood of the point to base values on. The nearest recent sales do not extend further east than River Lot Twenty. In assessing Fort Frances for I906 (the town extends east as far as the east boundary of Lot 20) Mr. D. J. Gillon, Ontario Land Surveyor, was employed as assessor and his instructions were to get the full valuations of the town property and assess the land up to that. I, myself, think that he in many cases really went over the actual value, but I do not know of any he went under, except in one case, in the business centre, which was adjusted by Judge Chapple.

So I have in arriving at a valuation of the Indian Reserve, used the assessment values fixed by Fort Frances for I906 as a basis.

As McIrvine Township, part of which lies between Fort Frances and the Indian Reserve, assesses its property on a nominal valuation far below the true valuation, I have not been able to get any assistance from its assessment for I906.

Pither's Point is situated on the Indian Reserve in the Township of McIrvine which would be numbered otherwise as River Lots, sixteen and seventeen, in said Township.

The assessment of the Town of Fort Frances, the front of which extends eastwards across the South ends of River Lots Twenty three to Twenty McIrvine, both inclusive, is supposed to be up to full selling value of the land.

I have therefore picked out from the Roll of I906 as revised last July by Judge Chapple, all the acreage blocks fronting on the River on River Lots 20, 2I, 22, and 23 and have attached hereto a sketch map showing same and their respective assessed values per acre.

I think these assessments are full selling value. The Town of Fort Frances is negotiating the expropriation or purchase of I I/2 acres at South angle of River Lot 20, from Mr. Ellingson, as a pumpting station for their water works. Including a street to reach said I I/2 acres Mr. Ellingson offers to accept $500.00, virtually taking his assessment as a guide to fix the value.

Lot I6 and I7, the Indian Reserve being exempt, are not assessed but River Lots I8 and I9 are assessed, in the Municipality of McIrvine, and as assessments in the Municipality are on a nominal basis of about $20.00 per acre it would be no guide.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

306679

So taking Fort Frances assessment as a guide and grading it eastwards on the same ratio as has been taken by the assessor, according to distance from Town Plot of Alberton, the River frontage acres of River Lots I6, I7, I8 and I9 might fairly be put at $250.00 per acre.

The quoted assessment of Fort Frances acreage is largely an arbitrary valuation as there are no sales at such rates to base it on, but it is apparently based on the price expected to be realized when the properties come into demand.

I would consider therefore that $250. per acre the outside value of the land immediately abutting on the River on River Lots I6 and I7, otherwise known as the Indian Agency.

For the few acres at the immediate point there would be an added sentimental value on account of its being prettier than any other part of water front on the river. This would not apply to more than five acres. Such increased value would be solely from the summer resort point of view.

Owing to the shortness of the summer here, during which such a resort could be used (in early summer Pither's Point suffers terribly from mosquitoes) I would not put the Added value at over $200.00 per acre on the limited acreage mentioned.

So for the five acres at immediate point I would quote $450.00 per acre and for each additional acre at the point $250. per acre back to the diagonal road at the base of the Point shown connecting the Rainy River Colonization Road and the Lake Shore on the annexed sketch, and also for any part of the South five acres of Lot I7.

Should the line continue northwards of such diagonal road, across the Reserve, the outside price for such land as is taken north of the diagonal road should not exceed $125.00 per acre.

Faithfully yours,

(sd.) W. J. Keating.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

306679

(Copy)

Winnipeg, 26 March 1907.

Re Fort Frances Indian Reserve--Your File No. 81/26.

Hon. David Laird,
Indian Commissioner,
Winnipeg.

Dear Sir,

Acknowledging receipt of your favor of your favor of the 25th. inst., and with further reference to valuation of land taken for right of way across the above Reserve.

I note your remarks in regard to Mr. Wright's valuation in the letter above referred to, and also note the last paragraph of the same in which you suggest that I should procure a report from a disinterested person, and beg to say that before writing you on March 12th. the Company were in receipt of a report from Mr. W. J. Keating, Barrister, Fort Frances, a gentleman whose long residence and experience in land transactions in and around Fort Frances should enable him to arrive at a fair valuation of land in that vicinity. I now beg to enclose you a copy of his report, and would ask you to especially note one or two points, as follows:

First--That the Assessor for the year 1906 received instructions to get a full valuation of the town property, and assess the land up to that.

Second--That the quoted assessment of Fort Frances is largely arbitrary, there being no sales at such rates to base it upon, but it is apparently based on the prices expected to be realized when the properties come into demand.

The Company specially request that the Department reconsider this matter and if possible quote a much reduced price per acre for the land required, and as the buildings are not now affected by our right of way, they do not consider that they should be called upon to make any payment in connection with these buildings. Yours truly, (sd.) C.R.Stovel,
Right of Way Agent.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

Office of the 204556 306679

Indian Commissioner

for the Northwest Provinces and Territories.

DEPARTMENT OF INDIAN AFFAIRS APR 2 1907

In your reply refer to No. 81/26 and date of this letter and address Hon. David Laird, Indian Commissioner, Winnipeg, Man.

204,596

Winnipeg, 28 March 1907.

DEPT. OF INDIAN AFFAIRS, APR 5 1907 SURVEYS.

Surveys

Sir,

With reference to your letter of the 20th. instant relative to the valuation put on the Right of Way of the Canadian Northern Railway through the Fort Frances Agency Indian Reserve, I beg to state that the substance of your letter was communicated to the Right of Way Agent of the C. N. R. and I now enclose herewith copy of his reply of the 26th. instant, covering a copy of a letter and of accompanying plan from Mr. W. J. Keating, Barrister, Fort Frances, who made a valuation for the Company of the land required by the same.

There is such a vast difference between the valuation of Mr. Agent Wright and that made by Mr. Keating that I would suggest before considering any reduction of the Agent's valuation that he be further communicated with on the subject, and particularly in regard to the point that though the right of way be narrowed to 66 feet, whether the claim for buildings can be dropped, as they will be so close to the railway they cannot well be occupied, though not actually taken into the right of way.

Your obedient servant,

D Laird

Indian Commissioner.

Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

204596

April 9th,1907.

Memorandum,

Deputy Minister.

The Canadian Northern Railway has forwarded through the Honourable Mr.Laird a valuation made by Mr. W.J.Keating,Barrister,Fort Frances Agency Reserve.

According to this gentleman's valuation,the land taken for Railway purposes is valued only at $250.00 per acre. He does not appear to have made any allowance for the damage of severance nor for the proximity of buildings.

The Railway Company originally intended to take 5.60 acres,they now propose to take only 3.73 acres. Mr. Keating's valuatios is,therefore, $932.50,whereas the valuation made by Mr.Agent Wright for the same land is $3730.

I beg to refer you to memorandum of the 27th November,last,and to submit the matter for your consideration. Please note especially that this right of way passes through land already applied for by the"Ontario Minnesota Power Company" and that Company has protested against the valuation made by Mr.Agent Wright of $1000 per acre.

Mr. Wright

I think Comm. inspection may be asked when and reference had to agent

S. Bray

Chief Surveyor.

DEPT. OF INDIAN AFFAIRS,
APR 10 1907
SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

204,596

DEPT. OF INDIAN AFFAIRS,
APR 19 1907
SURVEYS.

DXH

Ottawa, April IIth, 1907.

Sir,-

I beg to enclose herewith a copy of a letter from Mr. W. J. Keating, Barrister, Fort Frances, to the Right of way agent of the Canadian Northern Railway, containing a valuation made by the said Mr. Keating.

You will note on one of the sketches accompaning the said letter on which the position of the said Railway is marked, that the line passes through that portion of the Indian Reserve which Mr. Keating values at $250.00 per acre. The Railway Company intended originally to take 5.60 acres. they have, however, reduced the width of the Right of way to 66 feet; they now take only 3.73 acres. Mr. Keating's valuation is, therefore, $932.50, whereas, your valuation of $1000.00 per acres for the same land is $3730.00.

Form 10
S. B.

It is noted that Mr. Keating appears to have made no allowance for the damage by severance nor for the proximity of buildings to the Right of way. Kindly again give the matter your careful consideration and advise the Department whether it should insist in demanding at the rate of your valuation, and if not, please forward an amended valuation in the event of your deciding in that direction.

J. P. Wright, Esq.,
Indian Agent,
Fort Frances,
Ont.

Your obedient servant

[illegible] McLEAN
Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

204556

INDIAN AGENT'S OFFICE, 307893

DEPARTMENT OF INDIAN AFFAIRS. APR 22 1907

~~Fort Frances Agency,~~

18th April, 1907 190__

IN YOUR REPLY REFER TO
No. 2079
ALSO
TO DATE OF THIS LETTER

Ref.: Your Letter 11th April, 1907 190__ No. 204596

Sir,

I have the honor to acknowledge the receipt of your letter above quoted, enclosing a copy of a letter from Mr.W.J.Keating, relative to his valuation of the right of way through the Agency reserve, require by the Canadian Northern Railway.

DEPT. OF INDIAN AFFAIRS, APR 25 1907 SURVEYS.

I am informed that when the Right of way agent requested Mr.Keating to make a valuation of this land, he also asked him to get another responsible person to make the valuation also, both to be independent of the other. Mr.Keating got Mr.C.J.Hollands, Police Magistrate, who is the towns assessor this year, to give his valuation of this property, but I presume the Railway Company did not send you this valuation. I have seen Mr.Hollands valuation and he valued all the land south east of the graded road, or what you might call the peninsula, at $750.00 per acre, and the land west of the road at $300.00 per acre, and his valuation was for the land at present, not what it might be in six months from now, but nither Mr.Holland or Mr.Keating had a plan showing where the right of way was required to be, and I think they will both agree with me, that by the road runing along the south end of the reserve, close to the bank of the bay, it will greatly depreciate the value of the land fronting on this water, much more than

The Secretary,
Dept.of Indian Affairs,
Ottawa,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

307893

than if it ran through the middle of the property, and left room for building sites along the water front.

Neither Mr. Keating or Mr. Hollands made any allowance for the damage by severance nor for the proximity of buildings to the Right of way, as they did not know where the road would run. I do not think I would care to have Mr. Keating to value property I had for sale, as Dr. Moore informs me that Mr. Keating advised a prospective buyer of some property the Doctor had, that it was not worth more than $3000.00, whereas it was assessed for $10.000.00, and in my opinion his valuation of the Agency property, is on the same basis

The town of Rainer, on the opposite side of the Rainy river, to the Agency reserve, will naturly increase the value of this property.

I cannot see any reason why the Department should not insist in demanding at the rate of my valuation made in my letter of the 17th November last, No. 2001, being $3730.00 for the land, and $700.00 for the buildings and $100.00, for the garden, making a total of $4530.00.

Omit

If the matter should go to arbitration, I would suggest that Mr. Robt. Moore, M.D. of Fort Frances be one of the parties selected.

I have the honor to be,

Sir,

Your obedient servant,

Indian Agent.

Omit

P.S.-There were no sketches in your letter, but I have taken the plan sent with your letter of the 13th November last No. 204596.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596

1 Sir Minister
2 Secty

DXH

Ottawa, May 1, 1907.

Sir,-

With reference to your letter of the 28th March last, No.81-26, I beg to enclose herewith a copy of a letter from Mr. Agent J.P. Wright relating to his valuation of the Right of way of the Canadian Northern Railway through the Fort Frances Agency Reserve.

In view of the statements made by the Agent it would appear that his valuation should be accepted. Will you kindly inform the Company that in view of the explanation made by Mr. Agent Wright, it is thought that the Company should pay his full valuation namely, $3730.00 for the land, $700.00 for the buildings, and $100.00 for the garden, making a total of $4530.00.

With reference to the buildings it is to be noted that although they are not actually situated on the land required by the Company for Right of way, they are so close to it that they will require to be removed; the Agent has placed the sum of $700.00 above mentioned as damages on this account.

L.B.

Your obedient servant

F.D. McLean

Secretary.

Hon. D. Laird, Esq.,
Indian Commissioner,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204556 312660

INDIAN AGENT'S OFFICE,

Fort Frances Agency,

312658
3126 2

5th August, 1907 190

IN YOUR REPLY REFER TO
No. 2129
ALSO
TO DATE OF THIS LETTER

Ref.: Your Letter 11th April, 1907 190 No. 204596

DEPT. OF INDIAN AFFAIRS,
AUG 10 1907
SURVEYS.

Sir,

Referring to my letter of the 18th April last No.2079, relative to the valuation of the Right of way through the Agency Reserve, I would ask if any compensation is due me for fruit bushes etc that is being destroyed, by the road runing through the garden as the fences has been taken down and stock running at large through the garden.

I have been asked if the Department would rent the house and cleared land at the Point.

I have the honor to be,

Sir,

Your obedient servant,

Geo. P. Wright

Indian Agent.

HD BRANCH. AUG 9 1907

The Secretary,

Dept. of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596

Ottawa, August 10, 1907.

Sir,-

I beg to draw your attention to letter of the 1st May last, and to say that Mr. Agent J. P. Wright has requested to be informed what compensation is due him for his garden in the Agency Reserve at Fort Frances, which is being destroyed by the Canadian Northern Railway passing through it as the fences have been taken down and stock is running at large through the said garden. You will note that compensation to the amount of $100 is demanded for the Agent's garden.

Please advise me what progress has been made in this matter. Kindly be careful in this as in similar cases not to allow any work of construction or entry on the land for purposes of construction until the Right of Way has been arranged for.

Your obedient Servant,

T. R. McLEAN

Secretary.

Hon. D. Laird,
Indian Commissioner,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596

Ottawa, August 10, 1907.

Sir,-

In reply to your letter of the 5th instant, I beg to inform you that the Indian Commissioner, Winnipeg, was requested in May last to demand from the Canadian Northern Railway Company payment for the Right of Way across the Agency Reserve at Fort Frances. In the sum demanded is the item of $100 as compensation to you for your garden. This matter is still in abeyance.

Your obedient Servant,

J. D. McLEAN

Secretary.

Form 1
S.B.

J. P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

204556

T. D. FORM 7.B

Canadian Pacific Railway Company's Telegraph

TERMS AND CONDITIONS

All messages are received by this Company for transmission, subject to the terms and conditions printed on their Blank Form No. 2, which terms and conditions have been agreed to by the sender of the following message. This is an unrepeated message, and is delivered by request of the sender under these conditions.

B. S. JENKINS, Gen. Supt., Winnipeg, Man. A. W. BARBER, Supt., Toronto, Ont.
J. WILSON, Supt., Vancouver, B.C. JNO. F. RICHARDSON, Supt., Montreal, Que.
J. TAIT, Supt., Winnipeg, Man. P. W. SNIDER, Supt., St. John, N.B.

JAS. KENT, Manager Telegraphs, Montreal.

292B

A-193. RA. WY. N. 8110 P.M.

66 Collect. 312959

Winnipeg, Man., Aug. 16-08.

The Secretary, Dep't. of Indian Affairs,

Ottawa.

I fail to understand last sentence in your letter of tenth instant not allow railway to enter for construction on Fort-Frances reserve. By last paragraph your letter of thirteenth November last, I was authorized to allow railway to proceed, If it paid fifteen hundred dollars additional, which it did and permission was granted as you were informed by my letter of thirtieth January last. Answer.

D. Laird.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

204596.

Ottawa, August, 19, 1907.

Sir,-

Referring to your telegram of the 16, inst. and to letter of the 10, instant I have to say that as the Canadian Northern Railway Company made a deposit with the Department of $2,000. on account of its right of way through the agency reserve at Fort Frances in accordance with the request of the Department you were correct in allowing entry for the purposes of construction

Kindly keep the matter in view and I shall be obliged if you will have the final adjustment as to amount of payment, etc., to be made by company arranged for at as an early a date as possible.

I have the honour to be, Sir,
Your obedient servant,

J. D. McLEAN

Acting Deputy Supt. Gen'l
of Indian Affairs.

Hon. D. Laird,
Indian Commissioner,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

(Copy)

313252

Canadian Northern Railway,
Office of the Right of Way Agent,
Winnipeg, Man., August 23, 1907.
Your file #81-26.

Hon. David Laird,
Indian Commissioner,
Winnipeg.

Sir,-

Re Fort Frances Indian Reserve Right of Way.

On the 30th of January, 1907, you notified me that this Company might proceed with construction over the Reserve, and also placed a valuation on the land as follows:-

$1000.00 per acre, buildings at $700., garden $100., total for the 5.6 acres required $6,400. On 14th February 1907 you wrote me quoting from a letter received from the Department as follows:-

"In this connection I beg to inform you that a part of the said right of way, containing about two and a quarter acres will be subject to overflow when the dam, now in course of construction at Fort Frances by the Ontario and Minnesota Power Company, is completed. It is proposed to allow the Railway Company to acquire possession of the land it applies for upon terms, amongst others reserving in any grant so made the right to raise the level of the water to the height required such right to be afterwards granted to the Ontario and Minnesota Power Company."

Please see my letter of the 9th of March, stating that the Company proposed to narrow their right of way to 66 feet, taking 3.73 acres instead of the previous acreage given you, and also stating that the Company considered the valuation of $1,000. per

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

313252

$1,000. per acre excessive, &c.,&c.

Your reply as contained in your favor of the 25th March was to the effect that the Department would not consider any reduction of the Agent's valuation, unless the Railway submits one made by a disinterested person, and one who should be well informed of the value of the lands in the locality,&c., &c. To this letter I replied on the 26th of March submitting a report from W. J. Keating, Esq., Barrister, Fort Frances, a gentleman of long residence in the locality, and specially well qualified for valuing local real estate, etc., whose report contained a very full statement of local conditions, and who quoted $450. per acre as the outside value of the land at Pither's Point proper, setting forth in detail his reasons.

Your favor May 6th 1907 stated no reduction would be made. Your Agent's valuation was no doubt based largely on account of the picturesque situation of Pither's Point, and upon its prospective value as a summer resort and for resident--ial purposes, etc. I do not think there can be any other reasonable grounds for valuing the acreage at the immediate point, at anything like $1,000. per acre. We have an offer from the owners of lot 18 immediately adjoining the Reserve on the West at the rate of $500. per acre. But leaving the question of price aside for the moment,--If the Ontario & Minnesota Power Company have been granted the right--(as we infer from yours of the 14th Feb. last)--to submerge the area, across which our right of way is being constructed, and we are to be allowed to acquire right of way subject to a reservation permitting the Ontario & Minnesota Power Company to raise the level of the water to the height required by them, thereby submerging all of that part of the Pither's Point, which is

valuable

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

313252

valuable, and completely destroying its value, for summer resort, residential or building or any other purpose, and which overflow would doubtless render useless the agency and other buildings for which you are claiming damage from us--the Railway Company submits that if it is to accept a precarious title restricted by such unusual and inimical encumbrances, it should in justice and fairness, not be expected to make compensation except at a nominal figure, and that the $2,000. already deposited with your Department should be refunded.

Yours truly,

(Sgd) C. R. STOVEL,

Right of Way Agent.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

Office of the

204556

Indian Commissioner

for the Northwest Provinces and Territories.

DEPT. OF INDIAN AFFAIRS
AUG 27 1907

In your reply refer to
No. 31/26
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

204,556

Winnipeg, 24 August 1907.

313252

D.I.A. INDIAN AFFAIRS
AUG 27 1907
SURVEYS.

Sir,

Referring to your letter in reply to my telegram respecting the C. N. R. right of way through the Fort Frances Indian Reserve, which you ask me to have the amount of payment, etc. to be made by the Company finally adjusted at as early a date as possible, I beg to say that I received yesterday from Mr. C. R. Stovel, the Right of Way Agent of the Company, a letter which presents a somewhat new phase of the question. A copy of the letter is placed herewith.

You will see that the Company now bases its objection to paying the price asked for by the Department on your letter of 9th. February last, reserving certain rights to the Ontario and Minnesota Power Company. There may be some force in the Company's contention that if the Power Company is allowed to submerge the greater part of Pither's Point which is valuable, why should the Railway Company pay a large price for land whose fancy value may be destroyed by the submerging. Perhaps the Department might withdraw its reservation in favor of the Power Company, insist on the railway paying the valuation the

Secretary,
Dept. of Indian Affairs,
Ottawa.

Is must be for Minnesota & Ontario Power Co. 4.28279

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

313252

the Department has set upon the right of way, and let the two Companies fight it out afterwards, if the Power Company ever submerges any of the railway right of way.

I am informed by Mr. Agent Wright under date of 2Ist. instant "that no work of construction has yet been done by the Company on the said right of way, except putting in the piers and butment for the bridge, these will be completed next month. Tenders have been asked for the construction of the road-bed, but I do not know if anyone has tendered for it".

Your obedient servant,

D. Laird

Indian Commissioner.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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F.204596 282759

Nov 22nd. 1907.

Memorandum for

Deputy Minister.

In accordance with your instructions I have examined the land at Pither's Point in the General Indian Reserve at Fort Frances, taken for Right of way by the Canadian Northern Railway.

The point of land in question is exceptionally well situated for the purpose of being subdivided for sale into suburban lots. It has also the advantage of having a long sandy shore, which happens to be the only one within easy reach from Fort Frances.

Judging by the prices of lots in Fort Frances, and in the townplots immediately opposite on the United States side of the river, Mr. Agent Wright's valuation of $1000.00, per acre is not excessive and two gentlemen whom I consulted consider this price to be a very reasonable one. However, on consultation with others I found that ~~this~~ it is thought to be too high. I had an interview with Mr. Keating, the gentleman who valued the land for the Railway Company. Mr. Keating was not furnished with a plan showing the land to be taken by the Railway Company He valued the land at the immediate point at $450.00 per acre and the remainder at $250.00 per acre. On drawing his attention to the fact that the Right of way cut off nearly the whole of the water front on the west side of the point he said that had he been aware of the actual location of the line he would have valued the whole at $450.00 per acre.

On considering the matter well I have come to the conclusion that the Agent's valuation is high; that is to say, if the case went to arbritation on his figures we would lose. He also informed me that at one time he was on the point of arranging at a lower figure ($750.00) with the Right of way Agent, but

DEPT. OF INDIAN AFFAIRS
DEC 12 1907
SURVEYS.

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CANADA

but that gentleman was called away on other business before the matter was concluded .

I beg to recommend that the Railway Company be requested to pay for the said Right of way and damages as follows,-

3.75 acres at $750.00	$2795.50	2797.50
Removal of buildings and damages thereto	700.00	700.00
Garden,(Agents improvements)	100.00	100.00
		$3597.50
Total	$ 3595.50	

3.75
750
1875
2625
2797.50

We have not received a reply to our letters to the Ontario Minnesota and Power Company,whose works will flood theland at Pithers Point. In fact,the works of the said Company are suspended and had been suspended for a month or two on account, I was informed, of some difficulty with the contractors,and that the matter may take some little time to be adjusted.

Under the circumstances I think we might close the business of the Right of way with the Canadian Northern Railway, at mil and on the lines suggested by Mr.C.R.Stovel,the Right of way agent. That is to say,that we will sell to the Company,the Right of way without reference to the proposed flooding of the land by the Ontario Minnesota Power Company. The Power Co. can then,at its convenience treat with the Railway Company for the land in the Right of way it proposes to flood.

S. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

204596

1 by Minister
2 recpts

Ottawa Dec 13,1907.

Sir,-

Referring to your letter of the 24th Aug.,last, No.81-26 I beg to inform you that it has been decided to close the matter of the Right of way of the Canadian Northern Railway across the Agency Reserve at Fort Frances as soon as possible, and without reference to any action that may subsequently be taken by the Ontario and Minnesota Power Company. In fact, it now appears, that the said Company has suspended operations and will probably not resume work for a few months.

A special inspection and valuation has been made of the said Right of way at the instance of this Department. The following is the said valuation and the Department is prepared to accept the sum mentioned.

3.73 acres at $750. per acre.....	$.2797.50
Removal of buildings and damages thereto	700.00
Garden (Agent's improvements).....	100.00
	$3597.50
Less previous advances.....	2000.00
Balance due.....	$1597.50

100
897.50

On receipt of the said balance of $D597.50 the usual patent will be issued. I have,however,to point out that the Company should file a correct plan of that part of

Hon.D.Laird,
Indian Commissioner,
Winnipeg,Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

the Reserve through which the Right of way passes as it is noted that a road allowance, which has no existance, is shown on the plan already filed by the Company. The said plan also shows the Right of way to be 100 feet wide, whereas it should be only sixty-six feet wide in accordance with the last decision of the Company in the matter.

I have the honour to be,

Your obedient servant

J. D. McLEAN

Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

204596

OXH

Ottawa Dec 15, 1907.

Sir,-

It appears that the works of the Ontario and Minnesota Power Company are temporarily suspended and that possibly operations may not be resumed for some time. The said Company has not paid into the Department any deposit on account of the land proposed to be flooded, or for the buildings at Pithers Point that will be damaged. This being the case it is necessary that you should take especial care of the said buildings and of the fences etc. Please be careful that no acts of vandalism are perpertrated. It will be well to have the doors securely locked. Probably it would be well if possible to rent them by the month. Kindly report from time to time the action you are taking in connection with the said buildings.

Form L

J. B.

Your obedient servant

J. D. McLEAN

Secretary

John P. Wright, Esq.,
Indian Agent,
Fort Frances,

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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ARCHIVES PUBLIQUES
CANADA

318765

Vote No. .....

Farm No. .....

Treaty No. .....

FORT FRANCES AGENCY.

Department of Indian Affairs

To John P. Wright,
Indian Agent,
Fort Frances,

DATE. 1908		SERVICE.	AMOUNT.
Jany.	3	To Claim against the Canadian Northern Railway ,Co. for damages to agency garden,on Right of way; destroying fruit bushes rheubarb,etc. they being the private property of the Agent.	$100.00
		TOTAL,	$100.00

4097

I HEREBY CERTIFY that this Voucher is correct, that the material has been supplied, the work performed, and that the charges are fair and just; also that the expenditure has been incurred legitimately and that each item of the same is a fair and just charge against the Government of Canada.

John P. Wright
Agent.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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204596

INDIAN AGENT'S OFFICE,

Fort Frances Agency,

318765 3rd January, 1908 190

IN YOUR REPLY REFER TO
No. 2827
ALSO
TO DATE OF THIS LETTER

Ref.: Your Letter 13th November, 1906 190 No. 204596

DEPT. OF INDIAN AFFAIRS
JAN 7 1908
SURVEYS.

Sir,

Referring to your letter above quoted and subsequent correspondence, on the subject of the Right of way through the Agency Reserve, required by the Canadian Northern Railway Co., I have the honor to enclose herewith a Voucher No. 56 in my favor, for $100. being for damages to my garden.

I have the honor to be,

Sir,

Your obedient servant,

Indian Agent.

The Secretary,

Dept. of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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DEPARTMENT OF INDIAN AFFAIRS CANADA

Ottawa Jan.7,1907.

Memorandum for

Deputy Minister.

With reference to the letter hereunder, and voucher from Agent J.P.Wright, I beg to state that the C.N.R. Company took possession of the Agency reserve referred to in Oct,1906. They then made a deposit with the Department of $500.00, and have since made a further deposit of $D500.00

The company has undoubtedly been advised by the Indian Commissioner of the valuation of the said Right of way recently made by myself in accordance with letter to him of the 13th ultimo. In the said valuation there is a provision of $100.00 for the Agent s improvements.

It does not appear to be reasonable to keep the Agent waiting any longer for the value of his improvements I beg to submit for your decision whether he should not now be paid the said sum of $100.00 out of the deposit of $2000.00 above referred to.

S. Bray

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

204556

INDIAN AGENT'S OFFICE,

FORT FRANCES AGENCY,

18th March, 1908

DEPARTMENT OF INDIAN AFFAIRS. MAR 21 1908 190

IN YOUR REPLY REFER TO
No. 2272
ALSO
TO DATE OF THIS LETTER.

322383

Sir,—

Referring to your letter of 15th December last *No.* 204596, relative to the Agency buildings at Pither Point, I have the honor to inform you that Mr. James T. Watson, U.S. Immigration Agent at that place wants to rent the house and garden space. I would ask for authority to rent these to him at $15.00, per month, as I think that would be a fair rental, and it be better to have it occupied than vacant.

I have the honor to be,

Sir,

Your obedient servant,

Jno. P. Wright

Indian Agent.

DEPT. OF INDIAN AFFAIRS, MAR 22 1908 SURVEYS.

The Secretary,

Dept. of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

Dr. Minnie
1 2 Pels

Ottawa ~~March 24~~ May 28, 1908.

ACCOUNTANT'S BRANCH MAY 30 1908

Sir,-

Hxd.

I beg to acknowledge receipt of your letter of the 18th instant No.2272 and to say that you may rent the buildings on Pither's point for $15.00 in accordance with your suggestion. It would be well to have a definite understanding as to what is actually included in the premises rented, especially as to the extent of land. You should also make a strong clause relating to the care of the property. Also insert that the lease may terminate at any time by giving one month's notice.

Your obedient servant

J. Tom Lee

Secretary.

J.P.Wright, Esq.,

Indian Agent,

Fort Francis,

Ont.

S.B.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

Office of the

204556

Indian Commissioner

for the Northwest Provinces and Territories.

DEPARTMENT OF INDIAN AFFAIRS. JUN 8 1908

In your reply refer to
No. 81/26
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 4th June, 1908.

326603

DEPT. OF INDIAN AFFAIRS, JUN 10 1908 SURVEYS.

Sir,-

204596

Referring to your letter of 13th December last in regard to damages for C.N.R. right of way through the Fort Frances Indian Reserve, I beg to say that I immediately notified the Company's Claims Agent of the contents of your letter, and on the 20th of the same month, the reply came to hand that the matter would receive the Company's consideration. No further reply having been received, I wrote again to the Claims Agent on the 23rd April and on the 11th ultimo. received the letter dated 9th May, a copy of which is herewith enclosed, and I immediately wrote to him to furnish me with the plan asked for in your letter of 13th December last. This plan has not yet come to hand.

On the 20th ultimo I asked Mr. Agent Wright to report what work had been done on the right of way, and what would be the position of the Agency buildings to the right of way narrowed to sixty-six feet. The Agent's reply is placed herewith.

I do not understand the allusion in the concluding paragraph of Mr. Stovel's last letter. The Department has been put in possession of the full facts that were communicated to me.

It is for the Department now to say, in view of the

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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CANADA

326693

the facts stated in Mr. Agent Wright's letter showing that the right of way when narrowed to 66 feet, will leave the Agency house 88 feet therefrom, and the other buildings, except the stable and ice-house, also a reasonable distance therefrom, whether it will consent to reduce or strike out altogether the item of $700.00 for removal and damages to buildings in the claim set forth in your letter of the 13th December last. An early reply to Mr. Stovel's letter will oblige,

Yours truly,

D Laird

Indian Commissioner.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(Copy)

Winnipeg, May 9, 1908. 326663

Re Pithers Point right of way Fort Frances.

Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Dear Sir,

Referring to your favor of April 22nd. and with further reference to the Departmental letter dated Ottawa, December 13th. 1907, signed by J. D. McLean, Secretary.

The Company direct me to say that they have had valuations made by both local men and outsiders and in no case have these valuations reached the figure asked by the Department. The Company feels that the Department in the first place is demanding an excessive price for the land itself, and further that it is most unreasonable and unfair to ask for the removal of or damages for buildings which are not on the right of way; we cannot understand why the Department should require any payment for the removal of buildings which we do not touch or injure in any way. Even in our dealings with the general public we do not meet with such demands as these, and the Company considers it strange that a branch of the Government should be more exacting in their demands than private land owners, whose farms and properties we pass through.

Reverting to the question of consideration for the land actually required for the right of way, I am instructed to say that the sum of $2,000 for 3.73 ac. already paid is nearly double the price asked by and paid to the adjoining owners, viz., the Oblate Fathers, per acre, for their property, and the Company considers the amount now in your hands is a great deal more than the total amount that they should have been called upon to pay. They are willing, however, to allow that payment, but fail to see how they can consistently agree to pay over any more money in connection with this. The Company regrets that in dealing with the Department of Indian Affairs that we should be compelled to adopt such a position and carry on such a lengthy dispute, and my opinion personally is that the Department is possibly not in possession of the full facts and is acting under a little misunderstanding, and I think that on further investigation and with the true state of the case laid before them the Department will recognize that our position in the matter is reasonable, and that we will be able to have this matter disposed of in a manner amicable and satisfactory to both the Department and the Railway Company.

Yours truly,

(sd.) C.R.Stovel,

Right of Way Agent.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(Copy) 326605

Indian Agent's Office,
Fort Frances Agency,
23 May 1908.

Sir,

Referring to your letter of 20th. instant No.81/26, relative to the right of way through the Fort Frances Agency reserve, I beg to state that the rails have been laid, but the ballasting has not yet been started, I have heard that they do not expect to run regular trains until about the 15th. or 20th. of June next. I do not know if a survey has been made by the Company showing that only sixty-six feet wide of right of way is now taken through the reserve, but I understand that they are only taking sixty-six feet for the whole length of the spur, that is from the river to where it joins the Canadian Northern Railway.

Allowing sixty-six feet for the right of way, none of the Agency buildings are on it, the house is 88 feet, from it; the Office 200 feet; the Ice-house 2 1/2 feet; the Stable 16 feet and the Barn 40 feet, from the right of way.

I have the honor to be,
Sir,
Your obedient servant,
(sd.) Jno.P.Wright,
Indian Agent.

Don.David Laird,
Indian Commissioner,
Winnipeg,Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

DXH

MINISTER OF INDIAN AFFAIRS,
DECISIONS
SURVEYS.

Ottawa June 14, 1908

Sir,-

Referring to your letter of the 4th instant No.81-26 and to the letter enclosed therein from Mr. C.R.Stovel, Right of way Agent of the Canadian Northern Railway, I have to say that the Department is not disposed to have any further investigation made of the value of the Right of way and damages of the said Railway through the Agency Reserve at Fort Frances, except in the following particulars;

At the time the valuation was made no grading was done and there were no centre stakes so that it was impossible to judge of the proximity of the buildings. When the plan has been received the Department will take into consideration whether the whole or any part of the $700.00 charged for the removal and damages to the buildings should be deducted from the valuation.

Fr 10
S.B.

Your obedient servant

J. D. McLEAN

Secretary

Hon.D.Laird,
Indian Commissioner,
Winnipeg.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

U.S.H.

Ottawa Dec 18,1908.

Sir,-

I beg to refer you to letter of the 15th June,last,in reply to yours of the 4th of the same month,No.8126 and to request you to be good enough to inform me whether the Canadian Northern Railway has taken any action in connection with the preparing of the plan required of the Right of way through the Agency Reserve at Fort Frances and towards paying the balance due on the said Right of way.

Your obedient servant

W. D. McLEAN

Secretary.

Hon.D.Laird,

Indian Commissioner,

Winnipeg,Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Office of the 204551

Indian Commissioner

for the Northwest Provinces and Territories.

DEPARTMENT OF INDIAN AFFAIRS DEC 28 1908

In your reply refer to No. 81/26 and date of this letter and address Hon. David Laird, Indian Commissioner, Winnipeg, Man.

Winnipeg, 22nd December, 1908.

Hx'd. 335006

DEPT. OF INDIAN AFFAIRS, JAN 4 1909 SURVEYS

Sir,-

Re C.N.R. right of way, Agency Reserve Fort Frances

204596

Acknowledging yours of the 18th instant, I would say that on receipt of your letter of the 15th of June last in this matter, the Right of Way Agent of the C.N.R. Co. was requested to furnish the desired plan. Up to the present, however, it has not been received. I am repeating the request to-day.

Your obedient servant,

Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

281250

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596 339160

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITORS' DEPARTMENT

CLARK, SWEATMAN & McINTYRE
SOLICITORS FOR WESTERN LINES

WINNIPEG, CANADA

IN YOUR REPLY REFER TO

INTERIOR DEPT., OTTAWA
MAR 18 1909
REGISTRATION BRANCH

DEPARTMENT OF INDIAN AFFAIRS
MAR 19 1909

Surveys

Mar. 13th, 1909.

Department of the Interior,
Ottawa, Ont.

Dear Sirs:-

"re Right of Way through Ft. Frances Indian Reserve."

Please advise whether the matter of payment for this right of way has yet been settled.

Yours truly,

Clark, Sweatman & McIntyre.

Mc. per.....

DEPT. OF INDIAN AFFAIRS,
MAR 1909
SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

DXII

Ottawa March 27th,1909

Gentlemen,-

In reply to your letter of the 13th instant I beg to inform you that the Right of way of the Canadian Northern Railway through the Indian Reserve at Fort Frances has not yet been settled.

The correspondence has been carried on through the Hon.D.Laird,Indian Commissioner, Winnipeg. Your Right of way Agent,Mr.C.R.Stovel objected to pay $700.00 for damages to buildings ; a reply was sent to the effect that on the receipt of a plan from the Canadian Northern Railway Company showing its right of way through the said Reserve that the question of not insisting on the payment of the said $700.00. would be considered; The said plan has not yet been received. I may say that the Department is very desirous that this matter should be settled.

Your obedient servant

J. D. McLEAN

Secretary.

Messrs Clark,Sweetman,McIntyre,
Solicitors,
Canadian Northern Railway Co.,
Winnipeg,Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Newsome & Gilbert, Law Stationers, Toronto.

This Indenture

made in duplicate this twenty second day of March. 1909
in the year of our Lord one thousand nine hundred and nine.

In pursuance of the Act respecting Short forms of Leases:

Between John P. Wright of the Town of Fort Frances, in the District of Rainy River, as Agent of the Department of Indian Affairs.

of the of
in the of
hereinafter called the Lessor ~~s~~-, of the First Part, and

Alexander Mills,

of the town of Fort Frances,
in the District of Rainy River,
, hereinafter called the Lessee , of the Second Part

Witnesseth that in consideration of the rents, covenants, agreements and conditions hereinafter reserved and contained on the part of the said Lessee , to be paid, observed and performed, the said Lessor HA th demised and leased, and by these presents DO as demise and lease unto the said Lessee all the messuage or tenement situate lying and being Couchiching part of the Agency Reserve at Pithers Rapids in the township of McIrvine in the said District of Rainy River; more particular described as that portion of the said Reserve lying south of the Road extending from the Road Allowande fronting on lot 17 in the said township of McIrvine in a north easterly direction to the shores of Rainy Lake, with all the buildings upon the said land;

for and during the term of two - - years , to be computed from the first of April, A.D. 1909 , and from thenceforth next ensuing and fully to be te and ended, but this Lease may be terminated at any time, by either part

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Yielding and Paying therefor yearly and every year during the said term granted unto the said Lessor , the clear yearly rent or sum of One hundred and eighty dollars

Dollars of lawful money of Canada to be payable on the following days and times, that is to say, in even portions of Fifteen Dollars in advance on the first day of each month

in each and every year during the continuance of the said term, without any deduction, defalcation, or abatement whatsoever, the first payment to be made on the first day of April. A.D. 1909

And the said Lessee COVENANTS with the said Lessor to pay rent ~~and to pay taxes and to pay water rates~~ and to repair, reasonable wear and tear and damage by fire, lightning and tempest only excepted; and that the said Lessor may enter and view state of repair; and that the said Lessee will repair according to notice in writing, reasonable wear and tear and damage by fire, lightning and tempest only excepted; And will not assign or sublet without leave; and that he will leave the premises in good repair, reasonable wear and tear and damage by fire, lightning and tempest only excepted.

Provided that in the event of fire, lightning and tempest, rent shall cease until the premises are rebuilt.

Provided that the said Lessor shall have the right in the event of such destruction or partial destruction as aforesaid, to declare the said term to be forthwith terminated, and in such event rent shall be payable up to the time of such loss.

Provided also that during the last two months of the term hereby created any stranger or strangers may inspect the said premises and all parts thereof on producing a written order to that effect signed by the said Lessor .

Provided also that if the term hereby granted or any of the goods and chattels of the Lessee , shall be at any time seized or taken in execution or in attachment, by any creditor of the said Lessee or if a writ of execution shall issue against the goods or chattels of the said Lessee , or if the Lessee shall execute any chattel mortgage or bill of sale of any of his goods or chattels, or if the Lessee shall make any assignment for the benefit of creditors, or becoming bankrupt or insolvent shall take the benefit of any Act that may be in force for bankrupt or insolvent debtors or shall attempt to abandon said premises, or to sell or dispose of his goods and chattels so that there would not in the event of such sale or disposal be in the opinion of the Lessor a sufficient distress on the premises for the then accruing rent; then the current months - - - - rent, together with the rent for the month

next accruing ~~and the taxes for the then current year, (to be reckoned upon the rate for the next preceeding year in case the rate shall not have been fixed for the then current year)~~ shall immediately become due and payable, and the said term shall, at the option of the Lessor , forthwith become forfeited and determined and in every of the above cases, such taxes shall be recoverable by the said Lessor in the same manner as the rent hereby reserved.

Provided that in case of removal by the Lessee of his goods and chattels from off the premises, the Lessor may follow the same for thirty days in the same manner as is provided for in the Act Respecting Fraudulent and Clandestine Removal of Goods.

Provided that the Lessee will not do anything or permit to be done on the said premises anything which may be annoying to the said Lessor or which the said Lessor may deem to be a nuisance on the said premises or by which the insurance on the building or buildings on said premises may be increased.

Provided that the said Lessee shall use and occupy the said premises as a dwelling house only, and will not carry on or permit to be carried on therein any trade or business.

Provided that the Lessee shall not allow any ashes, refuse, garbage, or other loose or objectionable material to accumulate in or about the house, yards or passages of such premises and will at all times keep the said premises in a clean and wholesome condition and shall, immediately before the termination of the term hereby granted, wash the floors, windows and woodwork of the premises hereby demised.

Provided that the said Lessor shall have the right to place upon the said premises at any time during the said term a notice that said premises are for sale, and within two months from the termination of said term to place a notice thereon that such premises are to let and further provided that the Lessee will not remove, such notices, or permit the same to be removed.

Provided that the Lessee shall not, during the said term, injure or remove the shade trees, shrubbery, hedges or any other tree or plant which may be in, upon or about the said premises.

Provided for re-entry by the said Lessor on non-payment of rent, or on non-performance of covenants.

Provid[illegible] that in a case of a seizure or forfeiture of the said term for any of the causes hereinbefore set forth [illegible]

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

The said Lessor covenant with the said Lessee for quiet enjoyment.

Provided that notwithstanding anything hereinbefore contained the Lessor right of re-entry hereunder for non-payment of rent or non-performance of covenants shall become exercisable immediately upon such default being made.

The said Lessee hereby Covenant and agree with the said Lessor , that in consideration of the premises, and of the leasing and letting by the said Lessor to the said Lessee of the lands and premises above named for the term hereby created (and it is upon that express understanding that these presents are entered into), that notwithstanding anything contained in Section thirty, or any other Section, of Chapter one hundred and seventy of the revised Statutes of Ontario, 1897, that none of the goods or chattels of the said Lessee at any time during the continuance of the term hereby created, on said demised premises, shall be exempt from levy by distress for rent in arrear by said Lessee as provided for by Section or Sections of the said Act above named, or any amendment or amendments thereto, and that upon any claim being made for such exemption by said Lessee or on distress being made by the said Lessor this Covenant and agreement may be pleaded as an estoppel against said Lessee in any action brought to test the right to the levying upon any such goods as are named as exempted in said Section, or Sections, or amendment or amendments thereto. Said Lessee waiving, as he hereby does, all and every benefit that could or might have accrued to h under and by virtue of the said Section or Sections of said Act, or any Amendment or Amendments thereto, but for the above Covenant.

And it is hereby expressly declared, norwithstanding anything hereinbefore contained, that at the expiration of the Lease, the Lessee shall have the right to remove any buildings or fences erected by him, upon the premises. That he shall have the right to erect and maintain fences around the garden and such other portions of the land as ~~as~~ have heretofore been fenced; that he shall not in any way attempt to interfere with or prevent the free access of the Public to that portion of the premises known as " The Grove."

Provided and it is hereby granted between the parties hereto, that, where the context makes it possible, the word, Lessor , wherever it occurs in this Indenture, shall include the heirs, executors and administrators and assigns of the said Lessor , (and in the case of a Corporation, their successors and assigns) and the word Lessee , shall include the heirs, executors and administrators of the said Lessee , and, in the case of a Corporation, their successors), and also, shall, when the Lessee assigned these presents under consent from the Lessor as hereinbefore provided, include the assigns of the said Lessee.

In Witness Whereof, the said parties hereto have hereunto set their hands and seals.

Signed, Sealed and Delivered,

IN THE PRESENCE OF

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

KODAK SAFETY FIL

OF I,
of the of
in the of
To Wit: make oath and say:

1. THAT I was personally present, and did see the within Instrument duly signed, sealed and executed by

the parties thereto

2. THAT the said Instrument executed at

aforesaid

3. THAT I know the said part

4. THAT I am a subscribing witness to the said Instrument

Sworn before me at the
of
in the
of
this day of
in the year of our Lord 190

A Commissioner for taking affidavits in H. C. J., &c.

Dated 190

TO

HOUSE LEASE.

Newsome & Gilbert, Law Stationers, Toronto.

No.
Beginning 190
Ending
Rental $
$ per
payable

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Newsome & Gilbert, Law Stationers, Toronto.

This Indenture

339567

made. in duplicate this twenty second day of March. 1909
in the year of our Lord one thousand nine hundred and nine.

In pursuance of the Act respecting Short forms of Leases:

Between John P. Wright of the Town of Fort Frances, in the District of Rainy River, as Agent of the Department of Indian Affairs.

of the of
in the of
hereinafter called the Lessor, of the First Part, and

Alexander Mills,

of the town of Fort Frances,
in the District of Rainy River,
, hereinafter called the Lessee, of the Second Part

Witnesseth that in consideration of the rents, covenants, agreements and conditions hereinafter reserved and contained on the part of the said Lessee, to be paid, observed and performed, the said Lessor HAth demised and leased, and by these presents DO demise and lease unto the said Lessee all the messuage or tenement situate lying and being Couchiching part of the Agency Reserve at Pithers Rapids in the township of McIrvine in the said District of Rainy River; more particular described as that portion of the said Reserve lying south of the Road extending from the Road Allowande fronting on lot 17 in the said township of McIrvine in a north easterly direction to the shores of Rainy Lake; with all the buildings upon the said land;

for and during the term two - - - year, to be computed from the first day of April, A.D. 190, and from thenceforth next ensuing and fully to be complete and ended, but this Lease may be terminated at any time, by either giving to the other, one [illegible] notice [illegible]

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Yielding and Paying therefor yearly and every year during the said term granted unto the said Lessor , the clear yearly rent or sum of **One hundred and eighty dollars**

Dollars of lawful money of Canada

to be payable on the following days and times, that is to say, in even portions **of Fifteen Dollars** in advance on the **first day of each month**

in each and every year during the continuance of the said term, without any deduction, defalcation, or abatement whatsoever, the first payment to be made on the **first** day of **April.** A.D. 190**9**

And the said Lessee COVENANT**s** with the said Lessor to pay rent ~~and to pay taxes and to pay water rates~~ and to repair, reasonable wear and tear and damage by fire, lightning and tempest only excepted; and that the said Lessor may enter and view state of repair; and that the said Lessee will repair according to notice in writing, reasonable wear and tear and damage by fire, lightning and tempest only excepted; And will not assign or sublet without leave; and that **he** will leave the premises in good repair, reasonable wear and tear and damage by fire, lightning and tempest only excepted.

Provided that in the event of fire, lightning and tempest, rent shall cease until the premises are rebuilt.

Provided that the said Lessor shall have the right in the event of such destruction or partial destruction as aforesaid, to declare the said term to be forthwith terminated, and in such event rent shall be payable up to the time of such loss.

Provided also that during the last two months of the term hereby created any stranger or strangers may inspect the said premises and all parts thereof on producing a written order to that effect signed by the said Lessor .

Provided also that if the term hereby granted or any of the goods and chattels of the Lessee , shall be at any time seized or taken in execution or in attachment, by any creditor of the said Lessee or if a writ of execution shall issue against the goods or chattels of the said Lessee , or if the Lessee shall execute any chattel mortgage or bill of sale of any of **his** goods or chattels, or if the Lessee shall make any assignment for the benefit of creditors, or becoming bankrupt or insolvent shall take the benefit of any Act that may be in force for bankrupt or insolvent debtors or shall attempt to abandon said premises, or to sell or dispose of **his** goods and chattels so that there would not in the event of such sale or disposal be in the opinion of the Lessor a sufficient distress on the premises for the then accruing rent; then the current **months - - - -** rent, together with the rent for the **month** next accruing ~~and the taxes for the then current year, (to be reckoned upon the rate for the next proceeding year in case the rate shall not have been fixed for the then current year)~~ shall immediately become due and payable, and the said term shall, at the option of the Lessor , forthwith become forfeited and determined and in every of the above cases, such taxes shall be recoverable by the said Lessor in the same manner as the rent hereby reserved.

Provided that in case of removal by the Lessee of **his** goods and chattels from off the premises, the Lessor may follow the same for thirty days in the same manner as is provided for in the Act Respecting Fraudulent and Clandestine Removal of Goods.

Provided that the Lessee will not do anything or permit to be done on the said premises anything which may be annoying to the said Lessor or which the said Lessor may deem to be a nuisance on the said premises or by which the insurance on the building or buildings on said premises may be increased.

Provided that the said Lessee shall use and occupy the said premises as a dwelling house only, and will not carry on or permit to be carried on therein any trade or business.

Provided that the Lessee shall not allow any ashes, refuse, garbage, or other loose or objectionable material to accumulate in or about the house, yards or passages of such premises and will at all times keep the said premises in a clean and wholesome condition and shall, immediately before the termination of the term hereby granted, wash the floors, windows and woodwork of the premises hereby demised.

Provided that the said Lessor shall have the right to place upon the said premises at any time during the said term a notice that said premises are for sale, and within two months from the termination of said term to place a notice thereon that such premises are to let and further provided that the Lessee will not remove, such notices, or permit the same to be removed.

Pvovided that the Lessee shall not, during the said term, injure or remove the shade trees, shrubbery, hedges or any other tree or plant which may be in, upon or about the said premises.

Provided for re-entry by the said Lessor on non-payment of rent, or on non-performance of covenants.

Provided also that in a case of a seizure or forfeiture of the said term for any of the causes hereinbefore set forth the Lessor shall have the same right of re-entry [illegible] the next preceding [illegible]

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

said Lessor covenant with the said Lessee for quiet enjoyment.

Provided that notwithstanding anything hereinbefore contained the Lessor right of re-entry hereunder for non-payment of rent or non-performance of covenants shall become exercisable immediately upon such default being made.

The said Lessee hereby Covenant and agree with the said Lessor , that in consideration of the premises, and of the leasing and letting by the said Lessor to the said Lessee of the lands and premises above named for the term hereby created (and it is upon that express understanding that these presents are entered into), that notwithstanding anything contained in Section thirty, or any other Section, of Chapter one hundred and seventy of the revised Statutes of Ontario, 1897, that none of the goods or chattels of the said Lessee at any time during the continuance of the term hereby created, on said demised premises, shall be exempt from levy by distress for rent in arrear by said Lessee as provided for by Section or Sections of the said Act above named, or any amendment or amendments thereto, and that upon any claim being made for such exemption by said Lessee or on distress being made by the said Lessor this Covenant and agreement may be pleaded as an estoppel against said Lessee in any action brought to test the right to the levying upon any such goods as are named as exempted in said Section, or Sections, or amendment or amendments thereto. Said Lessee waiving, as he hereby does, all and every benefit that could or might have accrued to h under and by virtue of the said Section or Sections of said Act, or any Amendment or Amendments thereto, but for the above Covenant.

And it is hereby expressly declared, norwithstanding anything hereinbefore contained, that at the expiration of the Lease, the Lessee shall have the right to remove any buildings or fences erected by him, upon the premises. That he shall have the right to erect and maintain fences around the garden and such other portions of the land as ~~as~~ have heretofore been fenced; that he shall not in any way attempt to interfere with or prevent the free access of the Public to that portion of the premises known as " The Grove."

Provided and it is hereby granted between the parties hereto, that, where the context makes it possible, the word, Lessor , wherever it occurs in this Indenture, shall include the heirs, executors and administrators and assigns of the said Lessor , (and in the case of a Corporation, their successors and assigns) and the word Lessee , shall include the heirs, executors and administrators of the said Lessee , and, in the case of a Corporation, their successors), and also, shall, when the Lessee assigned these presents under consent from the Lessor as hereinbefore provided, include the assigns of the said Lessee.

In Witness Whereof, the said parties hereto have hereunto set their hands and seals.

Signed, Sealed and Delivered,

IN THE PRESENCE OF

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

of

I,
of the of
in the of

To Wit:

make oath and say:

1. THAT I was personally present, and did see the within Instrument duly signed, sealed and executed by the parties thereto

2. THAT the said Instrument executed at aforesaid

3. THAT I know the said part

4. THAT I am a subscribing witness to the said Instrument

Sworn before me at the
of
in the
of
this day of
in the year of our Lord 190

A Commissioner for taking affidavits in H. C. J., &c.

Dated 190

TO

HOUSE LEASE.

Newsome & Gilbert, Law Stationers, Toronto.

No.

Beginning 190

Ending

Rental $

$ per

payable

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

INDIAN AGENT'S OFFICE,

FORT FRANCES AGENCY,

25th March, 1909 190

DEPARTMENT OF INDIAN AFFAIRS
MAR 31 1909

IN YOUR REPLY REFER TO
No. 2504
ALSO
TO DATE OF THIS LETTER.

339567

Sir,—

Referring to your letter of 28th May, 1908

No. 204596, relative to renting the Agency buildings at Pithers Point, I have the honor to state that I have only been able to rent the place for one month, for whi I enclose herewith $15.00 in cash. The place was vacant until last Fall when I allowed a man named Lamont and his wife, the place free of rent, for the Winter as care taker of the premises, as I was afraid that some tramps might burn the buildings, as tramps were continually breaking in the doors and stopping over night in the house, and on one occasion left a fire in a pan on the floor. I have now rented the premises to Mr. Alexander Mills, a member of the Council of Fort Frances, and a responsible man, as per lease enclosed for the approval of the Department,

I might state that this is the first offer I have to lease the premises, and is I consider a fair rent.

I have the honor to be,

Sir,

Your obedient servant,

Jno. R. Wright

Indian Agent.

The Secretary,

Dept. of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 2688.

204576

BANK OF MONTREAL

Original, for the Depositor.

Bank of Montreal. OTTAWA

$15 xx

339567

MAR 30 1909

190

Received from J P Wright

on account of Indian Funds

the sum of Fifteen Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate

Ent'd

Pro Manager.

No. 2688

339567

BANK OF MONTREAL.

Duplicate, for Department.

Bank of Montreal. OTTAWA.

$15 xx

MAR 30 1909

190

Received from J P. Wright

on account of Indian Funds

the sum of Fifteen Dollars

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

Ent'd

Pro Manager.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 596

Miss Clark

Ottawa, April 3, 1909.

DEPT. OF INDIAN AFFAIRS,
MAY 5 1909
SURVEYS.

Sir,-

I beg to acknowledge the receipt of your communication of the 25th ultimo, in regard to renting the Agency buildings at Pithers Point, and in reply to say that the Department is not prepared to issue a lease for these buildings, but, as arranged by you, you may permit Mr. Alexander Mills to occupy and use the buildings upon payment of $15.00 per month rental, in advance, he to leave at any time upon being given one month's notice.

Sundry Book folio 213.

Your obedient Servant,

W. D. McLEAN

Secretary.

DEPT. OF INDIAN AFFAIRS,
MAY 5 1909
SURVEYS.

John P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

Ottawa May 12th, 1909

Gentlemen,-

I beg to draw your attention to your letter of the 27th March last, relating to the Right of way through the Indian Reserve at Fort Frances and to request you to be good enough to have the necessary action taken in order that this matter may be closed without further delay.

Your obedient servant

D. McLEAN

Secretary.

Messrs Clark, Sweatman, & McIntyre,
Solicitors,
Can. Northern Rwy.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

343379

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITORS' DEPARTMENT

CLARK, SWEATMAN & McINTYRE
SOLICITORS FOR WESTERN LINES

WINNIPEG, CANADA

DEPARTMENT OF INDIAN AFFAIRS MAY 21 1909

IN YOUR REPLY REFER TO

Mr. Bray

May 15th, 1909.

The Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir:-

"re Your File 204596, Right of Way through Ft. Frances Indian Reserve."

We are in receipt of yours of the 12th inst. with reference to this matter and will advise you further in the course of a day or two.

Yours truly,

Clark, Sweatman & McIntyre.

per.....

AW.

DEPT. OF INDIAN AFFAIRS MAY 22 1909 SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

Received April 29, '09

IN YOUR REPLY REFER TO FILE NO. 1321 M E

WINNIPEG, MAN. April 24th.1909

Re. Fort Frances Indian Reserve, Right of Way. Your No.81-26.

Hon. David Laird,
Indian Commissioner,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir,

Referring to our previous correspondence on this subject.

I am enclosing you herewith a blueprint of constructed plan of the Pithers Point Spur. You will note from this that the area of land taken from the Indian Reserve has been further reduced, the total area according to final plan being 2.29 acres. You will recollect that the area shown according to first survey was 5.60 acres which was subsequently reduced to 3.73 acres by narrowing the right of way. The last offer of settlement which you made to me was on the basis of payment for the 3.73 acres of right of way at $750.00 per acre, removal of buildings and damages thereto $700.00, and damages to the Agent's garden $100.00, a total of $3597.50. As set forth in my previous letters to you the Company cannot recognize any obligation to move the buildings or pay damages thereto as the buildings are not on the right of way, and in our dealings with the public we do not meet with any demands to move buildings or to pay damages thereto unless they are actually on our right of way. The Company directs me to say that with a view to disposing of the

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

IN YOUR REPLY REFER TO FILE NO. 1321 M E

WINNIPEG, MAN. April 24th. 1909

Hon. David Laird,
Ottawa, Ont.

case they are willing to pay the price asked, viz: $750.00 per acre for the 2.29 acres required, although this is still considered to be an excessive figure, and will also allow $100.00 for alleged damage to Agent's garden, making a total payment of $1817.50. We have deposited with the Department the sum of $2000.00, and I am instructed to make the above offer of settlement and to request refund of the sum of $182.50, the difference between the figures above quoted and the amount of the Company's deposit.

I am having a certified tracing prepared and will send it on to you as soon as it is completed, which will be within the next few days, and am sending blueprint to explain the situation to you in the meantime.

Yours truly,

C. R. Stovel

RIGHT OF WAY AGENT

M

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

343096

IN YOUR REPLY REFER TO FILE No. 1321 M E

WINNIPEG, MAN. May 19th. 1909

Re. Fort Frances Indian Reserve, Right of Way. Your No. 204596.

DEPARTMENT OF INDIAN AFFAIRS MAY 25 1909

J. D. McLean Esq.,
Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir,

Referring to your letters of March 27th. & May 12th. to the Company's Solicitors, Messrs Clark Sweatman & McIntyre, which has been referred to me for attention.

I wrote on April 24th. a letter with reference to this subject, addressed to the Hon. David Laird, Indian Commissioner Department of Indian Affairs, Ottawa. I presume that this letter has been received by the Department, but if not, I will be pleased to furnish you with copy of same. With reference to the plan requested, I may say that I enclosed a blueprint with my letter above referred to showing the line as constructed, and our Engineering Department is at the present time preparing a properly certified plan on linen. As this plan has to be certified by the Registrar, the Company's Chief Engineer, and the President, it takes some time to get it completed, but I will forward it to the Department at the earliest moment possible, and in the meantime I should think that the blueprint furnished should serve for the purpose of effecting settlement.

SURVEYS. DEPARTMENT OF INDIAN AFFAIRS 1909

Yours truly,

C. R. Stovel

Right of Way Agent

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

Fxd.

Ottawa May 29th,1909

Sir,-

Referring to your letter of the 19th instant No.1321 M.E. I beg to inform you that the blue print copy of the plan showing the Right of way required by the Canadian Northern Railway Company through the Agency Reserve at Fort Frances,Ontario,which you mention in your letter to the Honorable David Laird,of the 24th ultimo, was not received by him . It is noted that you intend to send a certified tracing of the said Right of way as soon as possible; on its receipt the question of the final valuation will be immediately taken up.

Your obedient servant

D. D. Mackay

Secretary.

C.R.Stovel,Esq.,
Right of way Agent,C.N.R.,
Winnipeg,Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

204596

DEPARTMENT OF INDIAN AFFAIRS JUN 7 1909

IN YOUR REPLY REFER TO FILE No. 1321 M E

WINNIPEG, MAN. June 2nd. 1909

Re. Right of Way through Fort Frances Indian Reserve.

Surveys

543857

Ex'd.

DEPT. OF INDIAN AFFAIRS 6001 6 MAR

Mr. J.D.McLean,
Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir,

Referring to your favor of the 29th.ulto.No.204596.

I am enclosing herewith blueprint of the final plan of the right of way across this reserve and will send tracing along as soon as it has been prepared and properly certified to as required by your Department. In the meantime as mentioned in my letter of May 19th. I think that this blueprint should serve for the purpose of effecting a settlement in respect of the consideration to be paid for the right of way and I shall be pleased to hear from you in this connection at your earliest convenience.

Yours truly,

C.R.Stone

Right of Way Agent

M

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

Ex'd

Ottawa, June 9, 1909.

Sir:-

I beg to acknowledge the receipt of your letter of the 2nd instant, and of the blue print plan shewing the Right of Way of the Canadian Northern Railway through the Indian Agency reserve at Fort Frances.

I have to draw your attention to the fact that in accordance with an application made some years ago by the Municipality of Irvine the road allowance around the point was closed and the road allowance across the point opened in its place. The said blue print has been returned to you for amendment in this particular. This will of course increase largely the area taken by the Railway.

It is also noted that this Railway is laid out for a certain distance along the said road allowance (now a private road to the Indian Agency Buildings) and that no extra width is provided for a deviation of the said road. It is of course to be understood that the Right of Way is to be duly fenced and also properly ~~to be~~ constructed crossings are to be provided where required.

I have also to ask you to have the Agency buildings shown on the plan in order that the Department may be able to have some idea of the damage sustained by the Railway being near to them.

Your obedient servant,

J. D. McLEAN

Secretary.

C. R. Stovel, Esq.,

Right of Way Agent,
Winnipeg, Man.

S.B.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPARTMENT OF INDIAN AFFAIRS CANADA.

204596

Ottawa, June 10, 1909.

Memorandum for

Deputy Minister.

Referring to the road allowahce mentioned in the draft of letter hereunder I beg to explain that the Surveyor at the time of the survey, 1876, of the Agency reserve and of the adjacent reserves, made an allowance two chains wide, along the water's edge of Rainy river and Rainy Lake for landing purposes. (See Mr. Caddy's field-notes.) This allowance has since been erroneously termed a road allowance. No written authority appears to have been given to the Surveyor to make this allowance.

I think this Department ~~should allow~~ the use of the reservation as intended, but ~~should admit no question as to the said reservation forming a~~ without prejudicing in any way our contention that the land part of the Indian reserve (consequently including the foreshores) and under the control of this Department.

O. Bray

Chief Surveyor.

1 S.M.
2 Secty

There were instructions see Instructions to Mr Caddy P.D.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

344371.

Copy.

1321 M E

April 24th.1909

Re. Fort Frances Indian Reserve. Right of Way. Your No.81-26

Hon. David Laird,
Indian Commissioner,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir,

Referring to our previous correspondence on this subject.

I am enclosing you herewith a blueprint of constructed plan of the Fithers Point Spur. You will note from this that the area of land taken from the Indian Reserve has been further reduced, the total area according to final plan being 2.29 acres. You will recollect that the area shown according to first survey was 5.60 acres which was subsequently reduced to 3.73 acres by narrowing the right of way. The last offer of settlement which you made to me was on the basis of payment for the 3.73 acres of right of way at $750.00 per acre, removal of buildings and damages thereto $700.00 and damages to the Agent's garden $100.00, a total of $3597.50. As set forth in my previous letters to you the Company cannot recognize any obligation to move the buildings or pay damages thereto as the buildings are not on the right ofway, and in our dealings with the public we do not meet with any demands to move buildings or to pay damages thereto unless they are actually on our right of

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

1321 N E

344371

Hon. David Laird,
Ottawa, Ont.

2.

way. The Company directs me to say that with a view to disposing of the case they are willing to pay the price asked, viz: $750.00 per acre for the 2.29 acres required, although this is still considered to be an excessive figure and will also allow $100.00 for alleged damage to Agent's garden, making a total payment of $1817.50. We have deposited with the Department the sum of $2000.00 and I am instructed to make the above offer of settlement and to request refund of the sum of $182.50 the difference between the figures above quoted and the amount of the Company's deposit.

I am having a certified tracing prepared and will send it on to you as soon as it is completed which will be within the next few days and am sending blueprint to explain the situation to you in the meantime.

Yours truly,

Right of Way Agent

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

204696

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

344371

IN YOUR REPLY REFER TO FILE No. 1321 M E

WINNIPEG, MAN. June 9th. 1909

DEPARTMENT OF INDIAN AFFAIRS JUN 14 1909

Re. Right of Way through Fort Frances Indian Reserve.

Survey

Mr. J.D.McLean,
Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir,

Referring to my letter of the 2nd.inst.

I am enclosing herewith duly certified plan on tracing linen showing right of way across Fort Frances Indian Reserve. I am also enclosing copy of my letter of April 24th. addressed to the Hon.David Laird, setting forth the Company's position in the matter and I shall be pleased to receive reply from you to this letter as early as convenient as the Company wish to have this case disposed of with as little delay as possible.

Yours truly,

C.R.Stovel

Right of Way Agent

M

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

EX'D.

Ottawa, June 22, 1909.

Sir:-

I beg to acknowledge the receipt of your letter of the 9th instant, No.1321-M-E, including a copy of a letter dated 24th April last, addressed to Hon. D. Laird, and to inform you that the tracing showing the Right of way of the Canadian Northern Railway through the Indian Agency reserve at Fort Frances, Ont, has been returned to you by registered mail for amendment as indicated in letter to you of the 9th instant.

Your obedient servant,

J. D. McLEAN

Secretary.

C. R. Stovel, Esq.,
Right of way Agent,
Canadian Northern Railway,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

204596

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF INDIAN AFFAIRS
JUN 28 1909

545253

IN YOUR REPLY REFER TO FILE No. 1321 M E

WINNIPEG, MAN. June 23rd. 1909

Re. Right of Way through Fort Frances Indian Reserve.
Your file No.204596.

DEPT. OF INDIAN AFFAIRS.
JUN 30 1909
SURVEYS.

Mr. J. D. McLean,
Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir,

I am in receipt of your favor of the 9th.inst. returning blueprint sent you showing the right of way as constructed across Fort Frances Indian Reserve.

I have noted your statement in regard to the closing of the road around the point and the opening of the road across the point in lieu thereof. This is the first mention that has been made of any such change having been made and as you are aware it is not shown on any of our plans. I am, therefore, having this matter looked into and will communicate with you further when I have obtained the necessary information. I may say I wrote you on June 9th. enclosing duly certified tracing of the final plan which you have doubtless received before this time. I am requesting the Engineering Department to show on the blueprint which you returned to me the location of the Agency Buildings for your information and will return it when this has been done.

See letter herewith of the 22 June 1909 refered to

Yours truly,
C. A. Stovel
Right of Way Agent

M

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

204596.

Ottawa, August 13, 1909.

DRAFT

Sir:-

Referring to your letter of the 23rd June last, I beg to inform you that a corrected Farm plan of the Right of Way of the Canadian Northern Railway through the Fort Frances Indian reserve has not yet been received.

I have to ask you to be good enough to have this matter expedited. It has been held in abeyance for a great length of time, it is now very desirable to have the matter disposed of.

S.B.

Your obedient servant,

D. D. Mackenzie

Asst. Deputy Supt. General.

G. R. Stovel, Esq.,
Right of WaY Agent,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
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204596

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

IN YOUR REPLY REFER TO FILE NO. 1321 M.E.

WINNIPEG, MAN. Aug.26th.1909.

Re. Right of Way through Fort Frances Indian Reserve.

348699

Mr. J. D. McLean,
Asst.Deputy Supt.General,
Department of Indian Affairs,
Ottawa, Ont.-

Fyd

Dear Sir,

Referring to your letter of the 13th.inst. your file No.204596, in regard to the above matter.

I beg to advise that this matter is having my best attention and I hope to be able to have plans filed with your Department shortly.

Yours truly,

C. R. Storr

Right of Way Agent

DEPT. OF INDIAN AFFAIRS,
AUG 31 1909
SURVEYS.

B.K.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
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CANADA

204596.

Ottawa, December 14, 1909.

Ex'd

Sir,-

1321 Me, your file.

I beg to refer you to letter from this Department of August 13th and your reply of August 26th last, and shall feel obliged if you will have the plans mentioned forwarded to this Department at an early date.

Your obedient servant,

J. D. McLean

Secretary.

C. R. Stovel, Esq.,

Right of way Agent C.N.Ry.,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
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CANADA

355720

IN REPLY REFER TO 1321 M.E.

WINNIPEG, MAN. Dec.24th.1909

Right of Way through Fort Frances Indian Reserve.

D.X.F.

DEPT. OF INDIAN AFFAIRS.
JAN 3 1910
SURVEYS.

Mr. S. Stewart,
Asst.Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir,

Referring to your letter of the 14th.inst., in regard to plans covering the right of way through Fort Frances Indian Reserve. I have requested our Engineering Department to prepare an amended plan covering this right of way, but owing to pressure of business they have not yet been able to have this plan prepared. I am, however, again taking the matter up and will endeavor to have plans filed with your Department as early as possible.

Yours truly,

B.K.

Right of Way Agent

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CANADA

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

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CANADA

204596

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

22124-7 C.N
Vol 1

APR 12 1910

IN YOUR REPLY REFER TO FILE No.

WINNIPEG, MAN. April 7th.1910

Re: Right of Way through Fort Frances Indian Reserve.
Your file #204596

361696

Mr. J. D. McLean,
Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir,

Referring to our previous correspondence in regard to the above matter.

I am enclosing herewith an amended blueprint showing the Right of Way across the Reserve, which I think is now fully explanatory. You will note that this blueprint shows the location of the buildings in relation to our Right of Way also shows the corrected position of the public roadway. In reference to the Road Diversion, the Company does not consider it altogether necessary that a Road Diversion should be acquired as the portion of the public road occupied by our Right of Way is very small and appears to leave sufficient of the public road for that purpose. If, however, the Department insists on the Road Diversion, the small area of road occupied by our Right of Way and colored pink on the plan, amounting to 0.41 acres, and also portion of the old road containing 0.11 acres, colored green, should be closed and transferred to the Company in consideration of the Road Diversion, colored dark green, and containing 0.95 acres being acquired by the Railway Company. I will be pleased if the Department will take this matter up now for consideration and advise us on what terms they would be willing to make settlement for this Right of Way. I am also directed by the Company to ascertain on what terms the portion of the waterfront, colored brown, and containing 1.21 acres could be acquired by the Company from your Department on the understanding, of course, that the Company will provide Road Diversion as shown on the plan. I shall be pleased to hear from you in this case at your earliest convenience.

Yours truly,

E R Stovel

M.K.

Right of Way Agent

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NORTHERN RAILWAY

REVISED PLAN & PROFILE

showing RIGHT OF WAY as constructed across

INDIAN RESERVE No. 1.

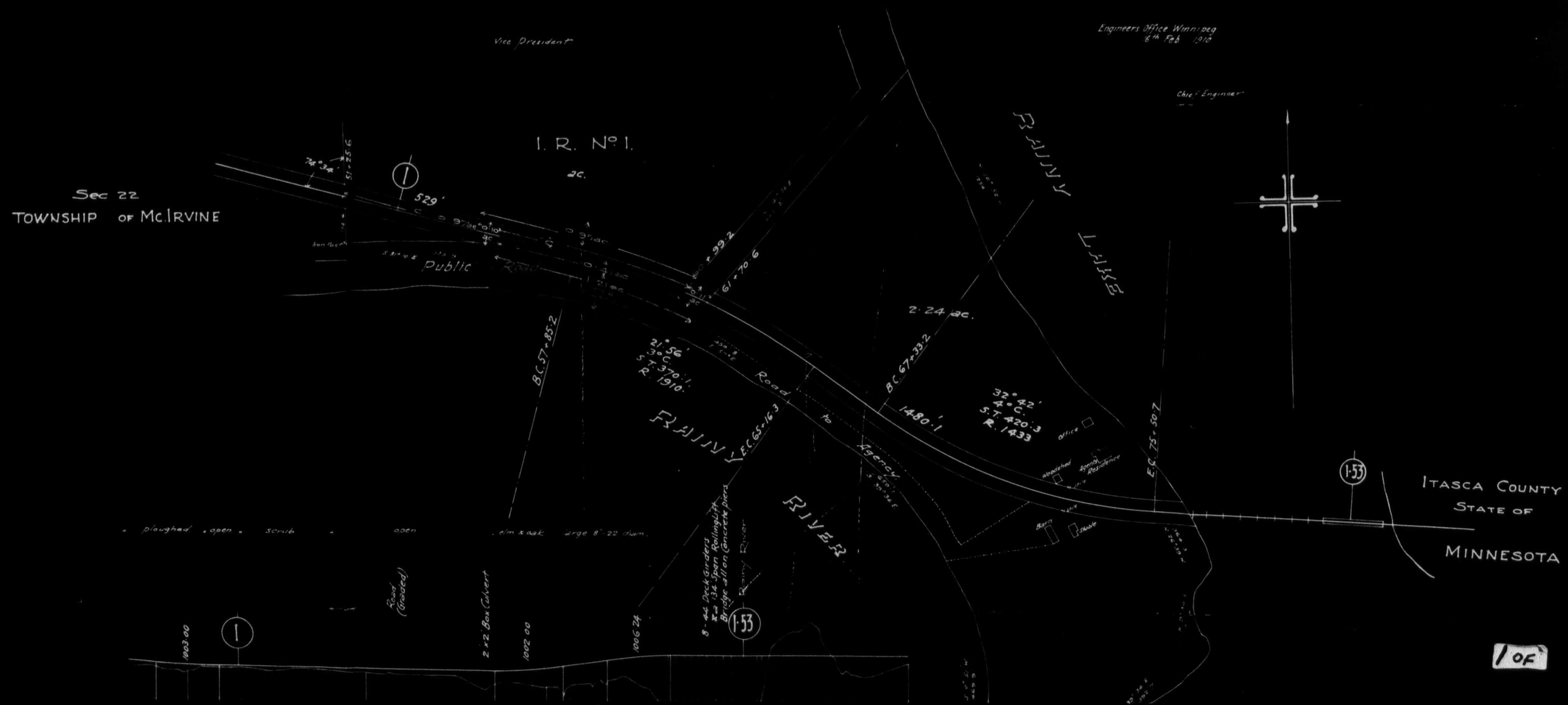
FORT FRANCES - ONTARIO

SCALES { Plan 200 Ft = 1 inch
Profile { 400 Ft Hor = 1 inch
20 Ft Ver = 1 inch

Vice President

Engineers Office Winnipeg
6th Feb 1910

Chief Engineer



1 OF

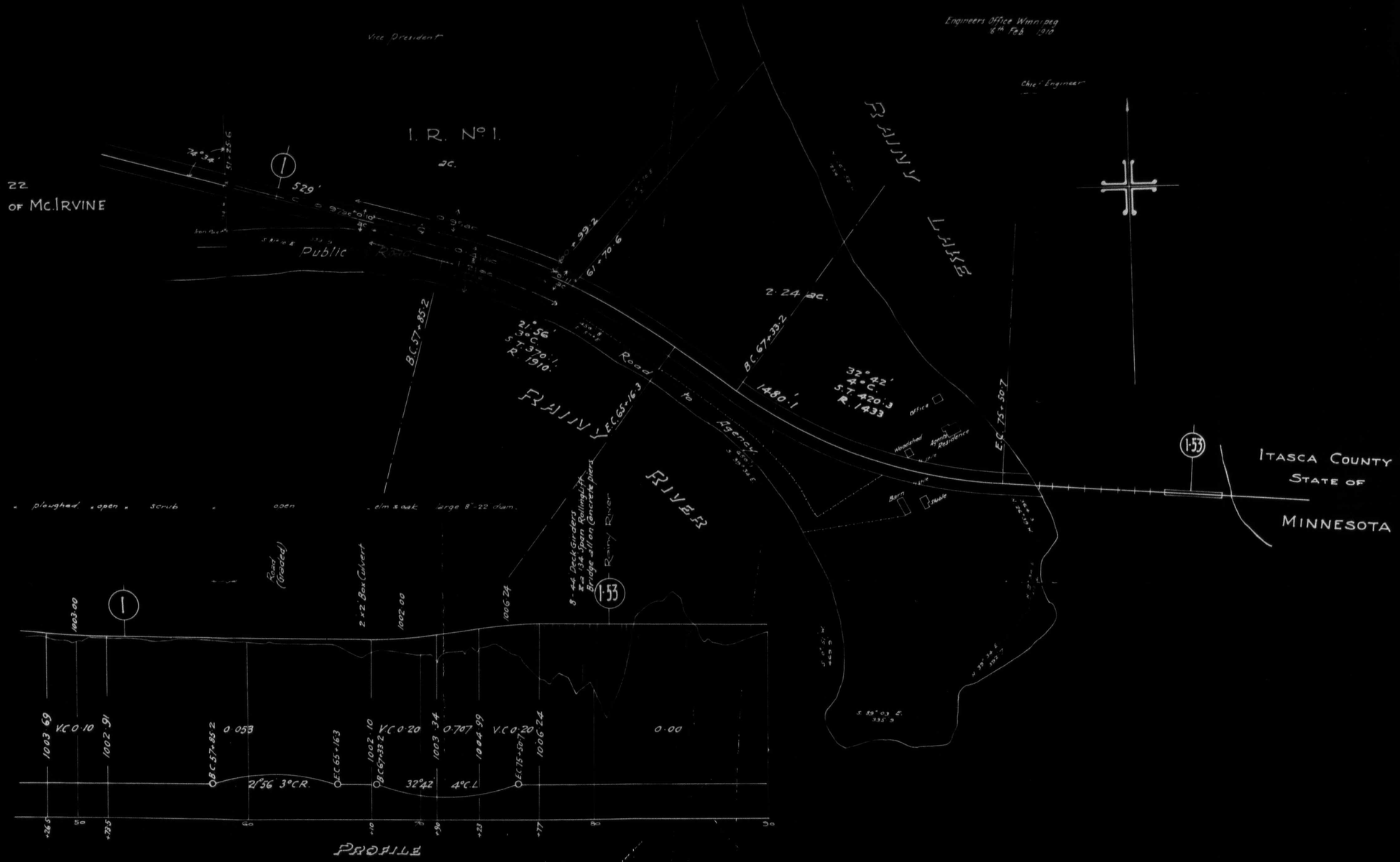
INDIAN RESERVE No. 1.
FORT FRANCES - ONTARIO

SCALES { Plan 200 Ft = 1 inch
Profile { 400 Ft Hor. = 1 inch
20 Ft Ver. = 1 inch

Engineers Office Winnipeg
8th Feb. 1910

Vice President

Chief Engineer



2 of 2

PUBLIC ARCHIVES
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CANADA

CANADIAN NORTHERN RAILWAY

REVISED PLAN & PROFILE

showing RIGHT OF WAY as constructed across

INDIAN RESERVE No. 1.

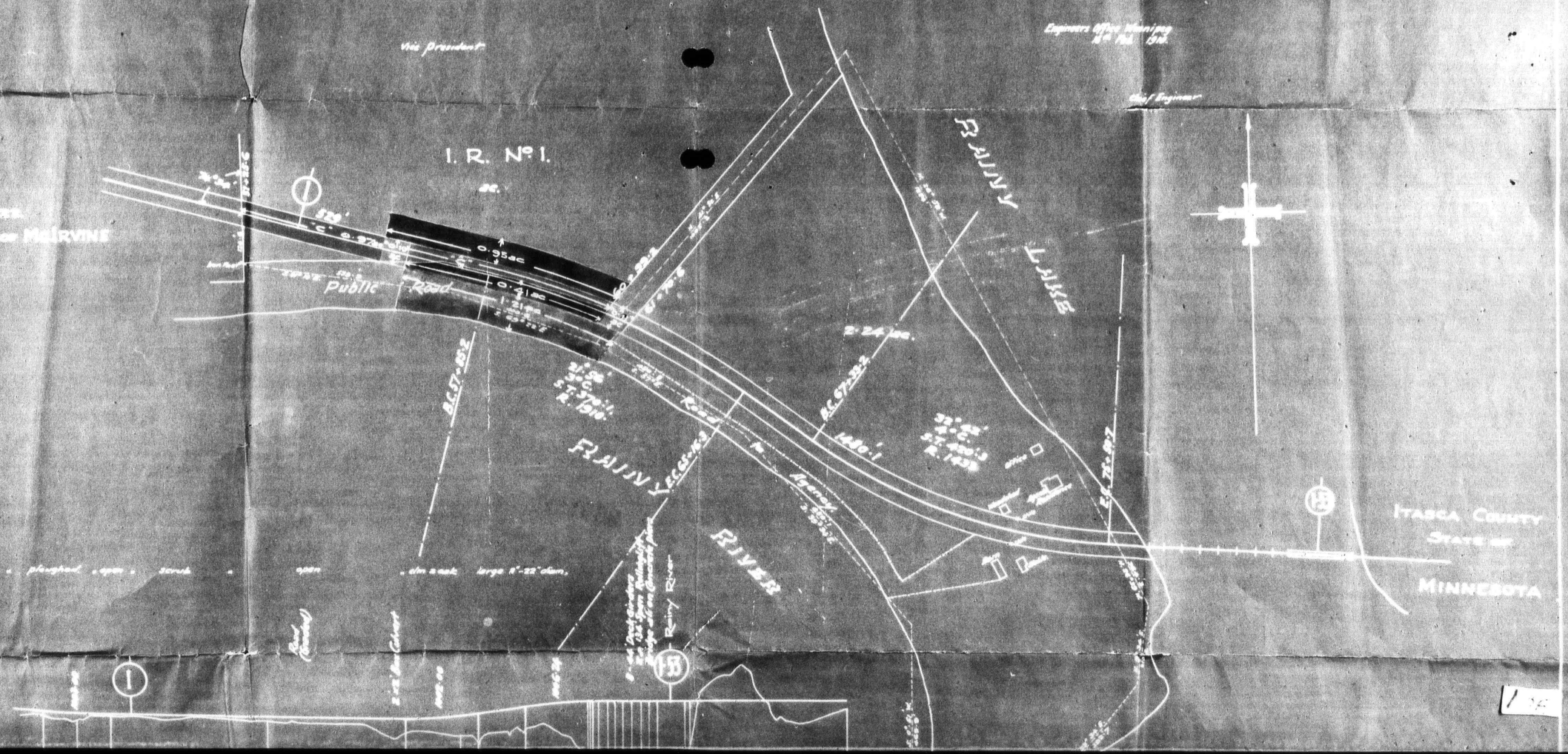
FORT FRANCES - ONTARIO

SCALES. { Plan. 200 Ft. = 1 inch. Profile { 400 Ft. Hor. = 1 inch. 20 Ft. Ver. = 1 inch.

Vice President

Engineers Office Winnipeg
Mar 7th 1910.

Chief Engineer



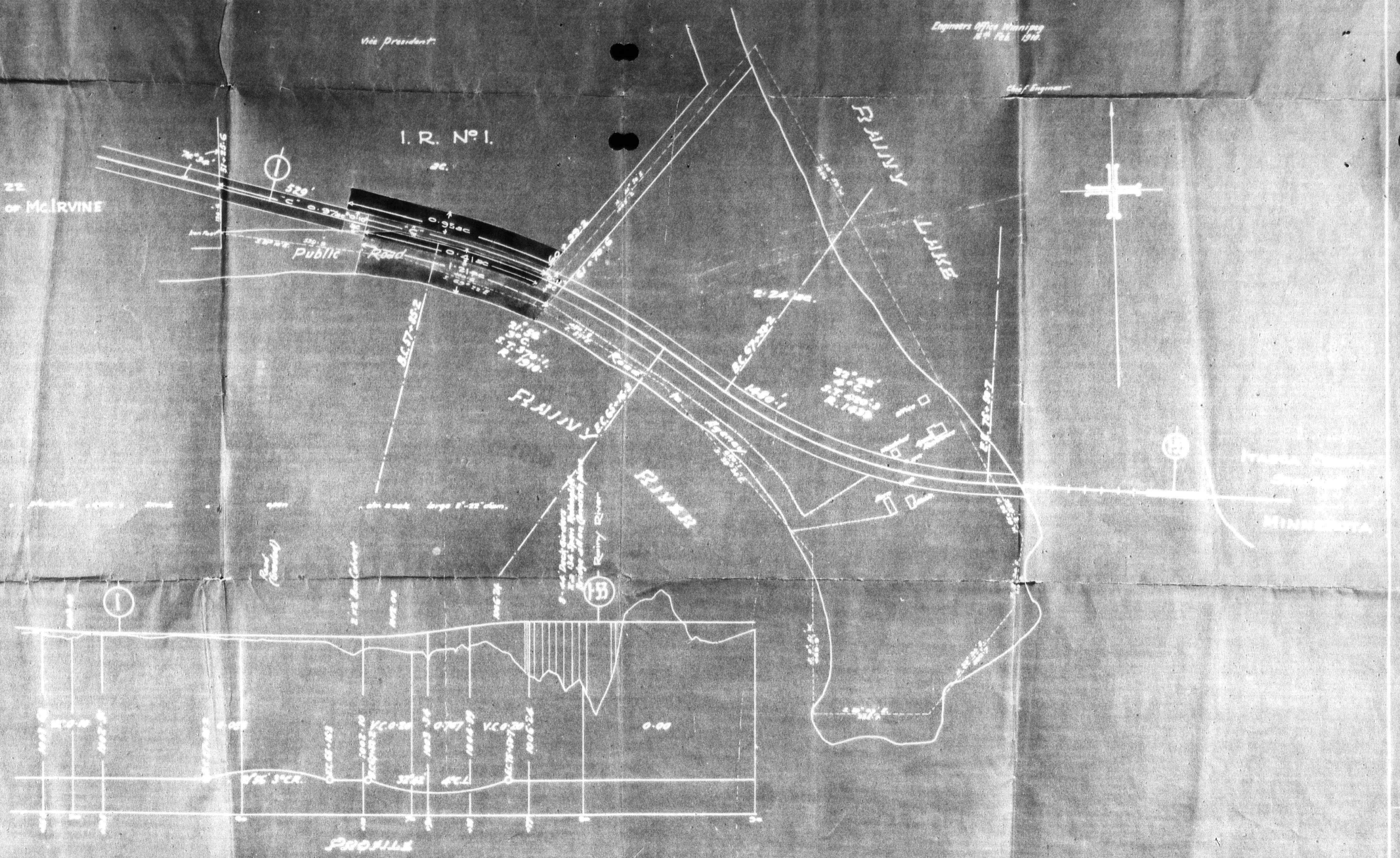
INDIAN RESERVE No. 1.
FORT FRANCES - ONTARIO

SCALES. { Plan. 200 Ft. = 1 inch. Profile { 400 Ft. Hor. = 1 inch. 20 Ft. Ver. = 1 inch.

Vice President.

Engineers Office Winnipeg
Mar. 28. 1910.

Chief Engineer.



PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

2 of 2

20496

1 Fyl Minister
2 Secty

Ottawa April 15th,1910.

Ex'd

Sir,-

I beg to acknowledge the receipt of your letter of the 7th instant and of the blue print enclosed therewith being a copy of a revised plan of the right of way of the Canadian Northern Railway through the Indian Reserve No.1 Fort Frances.

This plan shows the width of the public road to be considerably greater that the original plan and it would appear that a deviation of the road is not necessary. Your Company should,however, narrow the width of the right of way on the Southerly side of the track as much as possible.

The portion colored brown next to Rainy River which your Company desires to obtain it is presumed will be of no service to you unless the road is deviated and even in that case a right of way over the said road is required around the River shore to the South point of the Reserve. As it is not intended that the road shall be deviated it is presumed that there is no necessity to discuss the question of the sale of the said portion of the public road.

I shall be obliged if you will be good enough to forward to the Department a plan on tracing cloth showing the land to be taken by your Company in accordance with the above.

S.B.

Sm

C.R.Stovel,Esq.,

Right of way Agent,

Canadian Northern Railway Co.,

Winnipeg.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Referring to previous correspondence I have to say that the Department is prepared to accept a payment at the rate of $750.00 per acre for the actual land required by your Company in full of all claims in connection with the right of way through the above mentioned Indian Reserve.

Your obedient servant

J. D. McLean

Secretary

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF INDIAN AFFAIRS
MAY 2 1910

IN YOUR REPLY REFER TO

WINNIPEG, MAN. April 28th.1910

Re. Right of Way through Fort Frances Indian Reserve No.1

Surveys

363334

Mr. J. D. McLean,
Secretary,
Department of Indian Affairs
Ottawa,Ont.

Dear Sir,

I acknowledge receipt of your favor of the 15th.inst. in reference to the above matter and I am taking this up again with the Company and will write you further shortly.

Yours truly,

C. R. Stovel,

Right of Way Agent

M.A.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF INDIAN AFFAIRS
JUL 9 1910

PLEASE REPLY REFER TO FILE NO. 1321 M. E.

WINNIPEG, MAN. July 4th, 1910.

Re. Right Of Way through Fort Frances Indian Reserve.
Your file No. 204596.

Mr. J. D. McLean,
Secretary,
Department of Indian Affairs,
Ottawa, Ont.

367744

DEPT. OF INDIAN AFFAIRS
JUL 12 1910
SURVEYS.

Dear Sir,

Referring to our previous correspondence, I am enclosing herewith tracing in triplicate showing final survey of our right of way across the Fort Frances Indian Reserve. I will be obliged if you will have these plans approved by your Department, retaining one copy and returning the remaining two copies to me as early as possible.

When I receive this plan back from you approved, I will instruct the Company 's Solicitors to proceed to close out for Right Of Way which, according to final plan, amounts to 3.30 acres at $750.00 per acre, in accordance with the arrangement made between us.

Yours truly,
C. A. Stone
Right Of Way Agent.

M. L.
Registered.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

F. 204596.

P.W.

Ottawa, July 15, 1910.

Sir,-

I have the honour to inform you that a plan on tracing cloth, in triplicate, has been sent you in a separate parcel by mail, showing the Right of Way of the Canadian Northern Railway across the Indian reserve No. 1, at Fort Frances, Ont. I shall be obliged if the Chief Engineer of Railways and Canals will be good enough to certify to the said plan in the usual manner. One copy may be retained in your Department if so desired. Kindly return the remaining two to this Department.

Forward to C.E.

Your obedient servant,

F. D. Matthews

Asst. Deputy Minister.

The Secretary,

Dept. of Railways & Canals,

Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

DO NOT WRITE ABOUT MORE THAN ONE SUBJECT IN THE SAME LETTER. — WRITE LEGIBLY YOUR FULL NAME AND ADDRESS

DEPT. OF INDIAN AFFAIRS JUL 28 1910

DEPARTMENT OF RAILWAYS & CANALS CANADA

IN YOUR REPLY PLEASE QUOTE THIS FILE No. 9930.

L. K. JONES, I.S.O.
SECRETARY.

Ottawa, July 25th 1910.

Encl. 2 plans.

768813

Sir,

Referring to your communication of the 15th instant, I have the honour to enclose herewith two copies of a revised plan and profile, on tracing linen, showing the right of way of the Canadian Northern Railway across Indian Reserve No. 1, at Fort Francis, Ont., the same having been duly certified, on the 23rd instant, by the Chief Engineer of this Department, as required by your Department. The other copy remains on file here.

I have the honour to be,
Sir,
Your obedient servant,

DEPT. OF INDIAN AFFAIRS JUL 27 1910 SURVEYS.

A. E. Cross
Secretary.

To the
Assistant Deputy Minister,
Department of Indian Affairs,
Ottawa, Ont.

Railway plan No. 250

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No-204596 Ottawa July 27th,1910.

[D.X.7]

Sir,-

I have the honour to acknowledge the receipt of your letter of the 14th instant and to inform you that of the three plans showing the right of way of the Canadian Northern Railway, across the Indian Reserve at Fort Frances forwarded with your said letter one of them has been retained in the Department of Railways & Canals, another is retained in this Department and a third copy is returned to you enclosed herewith.

The Department has received on account of compensation for the Right of way of the said Railway through Indian Reserve, the sum of $2000.00. This was paid in two installments, the first of $500.00 was paid 31st Oct, 1906 and the second of $1500.00 paid on 30 January, 1907. The Department approves of the plan above referred to provided the public road allowance is not injured by the proposed encroachment on it as shown on the plan and the sum of $2475.00 being at the rate of $750.00 per acre for 3.30 acres is considered to be fair compensation. I have to ask you to be good enough to forward the balance due, viz, $475.00 at as early a date as may be convenient.

Sale 1 page 501 Sundry 2

Your obedient servant

D. M. McLEAN

Asst. Deputy Superintendent General
Indian Affairs.

C.R.Stovel, Esq.,
Right of way Agent,
Canadian Northern Railway,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

~~369311~~

369311 369311

IN YOUR REPLY REFER TO FILE NO. 1321 Main East.

WINNIPEG, MAN., Aug. 2nd, 1910.

AUG 6 1910

Re. Right of Way through Ft Frances Indian Reserve.

CLE

Surveys

J. D. McLean Esq.,
Assistant Deputy Superintendent General,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir:-

I am in receipt of your letter of the 27th ultimo and have noted contents of same. I have instructed our Solicitors to arrange to forward cheque to you for the balance of the consideration for the 3.30 acres at the rate of $750.0 per acre. The amount due the Department being $475.00.

Yours truly,

C. H. Stovel,
Right of Way Agent.

B.M.

LANDS BRANCH AUG 8 1910

DEPT. OF INDIAN AFFAIRS AUG 8 1910 SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

376674

COPY.

Fort Frances, Ont.,

Oct. 17th, 1910.

CANADIAN NORTHERN RAILWAY RIGHT OF WAY

INDIAN RESERVE No. 1, RAINY LAKE

I hereby certify that I have examined the Right of Way of the Canadian Northern Railway across Indian Reserve No. 1, and find that the travelled road is not interfered with except where the Railway crosses the road; at which place a good Railway Crossing has been put in.

41

(SGD) D. J. Gillon,

Ontario Land Surveyor.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

A. D. GEORGE
BARRISTER, SOLICITOR, NOTARY, &C.
CROWN ATTORNEY
DISTRICT OF RAINY RIVER.

DEPARTMENT OF DEC 8 1910

Surveys

376674

Fort Frances, CANADA

Dec. 3, 1910.

The Department of Indian Affairs,
Parliament Bldgs.,
Ottawa, Canada.

Dear Sirs:- RE RIGHT-OF-WAY THROUGH FORT FRANCES INDIAN RESERVE, No. 1. No. 41. Pickin

I have been instructed by the Canadian Northern Railway Company to communicate with you with a view to arranging for the issue of title to the Company's Right-of-way through Fort Frances Indian Reserve Number One, which amounts to 3.3 acres. I am informed by the Company's Winnipeg Solicitors that all arrangements have been made with your Department for the purchase of the said land at the rate of $750 per acre, and that $2,000 has been already paid upon this purchase price, leaving a balance of $475.00 still due. I have received instructions to forward this amount to you immediately after title is arranged for. I am informed that you desire to be assured that the public road-allowance on this reserve is not injured by the granting of this Right-of-way. In order to assure you of this fact, I enclose herewith a copy of Certificate of D. J. Gillon, O. L. S., residing in the Town of Fort Frances. This document speaks for itself.

750 3.3 / 250 / 2250 / 2475.00

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

A. D. GEORGE
BARRISTER, SOLICITOR, NOTARY, &C.
CROWN ATTORNEY
DISTRICT OF RAINY RIVER.

376674

Fort Frances,
CANADA

-2- B. of I. R.

If you desire the original Certificate, I will forward the same to you.

I am

Yours very truly,

A. D. George.

ADG/MA

Encl.- Copy of Certificate.-

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

KODAK SAFETY FILM

204596

Ottawa Dec 9th,1910.

Sir,-

I beg to acknowledge the receipt of your letter of the 3rd instant and to say that the copy of the certificate from Mr.D.J.Gillon,O.L.S. to the effect that the travelled road in the Indian Reserve No.1 is not inteferred with by the right of way of the Canadian Northern Railway except where the Railway crosses the road, appears to be a sufficient assurance of the fact for the purpose of this Department.

On the receipt of the balance of $475.00 due for the said right of way the question of issuing a title to the Company for the same will be taken into consideration.

S.B.

Your obedient servant

D. McLEAN

Assistant Deputy and Secretary.

A.D.George,Esq.,
Barrister etc.
Fort Frances,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

378061

DEPARTMENT OF INLAND REVENUE
CANADA

DEPUTY MINISTER'S OFFICE

Ottawa, Dec. 27th, 1910

Frank Pedley, Esq.,

Deputy Superintendent General of Indian Affairs,

Ottawa.

My dear Mr. Pedley,-

I am enclosing a letter from A. D. George of Fort Frances, forwarding a cheque for $475.00 in favour of your Department, which, as you will see by the envelope also enclosed was incorrectly addressed to this Department.

Yours sincerely,

W. J. Gerald

Enclosure.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Arthur D. George,
Barrister, Solicitor, Notary.

CROWN ATTORNEY
DISTRICT OF RAINY RIVER.

Sheriff, Ont.
FORT FRANCES,
CANADA

378061

DEPARTMENT OF INDIAN AFFAIRS
DEC 30 1910

Dec. 19, 1910.

The Department of Indian Affairs,
Parliament Buildings,
Ottawa, Ont.

Dear Sirs:-

I beg to acknowledge the receipt of your letter of the 9th inst., and I assume that there is now no difficulty in the issuing of title to the Canadian Northern Railway Company for its Right-of-way through Indian Reserve No. 1, Fort Frances. I am therefore forwarding to you balance due on the purchase price of $475.00, and will be pleased to receive title at an early date.

I am

Yours truly,

A D George

ADG/MA

Encl.- Cheque for $475.00-

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

To Dmon

No. 1564

Original, for the Depositor. 378061

BANK OF MONTREAL

$475-00

Bank of Montreal. OTTAWA

DEC 29 1910

19

Received from C. D. George

on account of Indian Funds

the sum of Four hundred & seventy five 00 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

Pro Manager.

Ent'd.

ACCOUNTANT'S OFFICE DEC 31 1910 BRANCH

No. 1564

Duplicate, for Department. 378061

BANK OF MONTREAL

$475-00 Ent'd Sale 501 January 1911

Bank of Montreal. OTTAWA

DEC 29 10

19

Received from C. D. George

on account of Indian Funds

the sum of Four hundred & seventy five 00 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

Pro Manager.

Ent'd.

LANDS BRANCH DEC 31 1910

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Sales entering for Rt. of way through Res.s 23 (~~[illegible]~~) & 26A, 18B, 16A, 11, 12, 13 and Agency Res. Pitheri Pt. - Fort Francis agency but no descriptions prepared or Patents issued to date.

5/1/11 for descriptions for Fort Frances see file 22

H. B. Kenny

EXD

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Fort Frances Aug 10th 1911

INDIAN AFFAIRS
AUG 17 1911
SURVEYS.

204596

393266

DEPARTMENT OF INDIAN AFFAIRS
AUG 15 1911

Dear Sir

Johnson & Carey who are constructing the new C.N.R. bridge crossing Rainy Lake have ask me for permission to put up construction camps at the bridge and adjoining our lease of I.R. 18.B. they wish to put their camp at this point. they will be out of range of the blasting operations on adjacent islands have written they that we have no objections & that I would write the dept. for formal consent.

If you kindly let me know your opinion oblige

Yours truly

Harry Williams

per H. Williams

Frank Pedley
Deputy Minister
Indian Affairs
Ottawa

The applicants address is
Johnson & Carey
Contractors C.N.R.
Fort Frances Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204598

Ottawa, August 19, 1911.

Gentlemen,-

Referring to your letter of the 10. instant I have to say that it is presumed that Messrs. Johnson and Carey desire to erect construction camps on that portion of Indian Reserve No. 18B, included in your lease; if this is the case the Department has no objection.

If the said camps are to be erected on the portion of the reserve not under lease the said gentlemen should at once consult the Indian Agent, Mr. J. P. Wright, with the view of obtaining the consent of the Indians, and final approval of the Department.

Your obedient servant,

(Sgd) J. D. McLean

Asst. Deputy and Secretary.

Messrs. Harty & Williams,
Fort William,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

210801 22124-7 CN Vol.1

615.

Extract from a Report of the Committee of the Honourable the Privy Council, approved by His Excellency on the 21st March, 1901.

PRIVY COUNCIL CANADA

28/3/1901

On a Memorandum dated 11th March, 1901, from the Superintendent General of Indian Affairs stating that the Ontario and Rainy River Railway Company has applied for permission to acquire a right of way through the Indian Reserves situated in the District of Rainy River, Ontario, known as Reserves 23 B 2, 26 A, 18 B, 16 A, 11.12 and 13 being a strip of land ninety nine feet wide and containing 215.57 acres, as shown on plans of survey thereof in the Department of Indian Affairs.

The Minister recommends that under the provisions of the 35th Section of the Indian Act, as amended by Sec. 5 of Chapter 33, Vic:50-51 permission be given for the acquirement by the said Railway Company of the Department of Indian Affairs interest in the right of way referred to, upon such terms as may be hereafter agreed upon, and upon a certificate being furnished, signed by the Chief Engineer of the Department of Railways and Canals, that the land comprised in the said right of way is required by the Company for railway purposes.

BRANCH. MAR 1901

The Committee submit the same for His Excellency's approval.

John J. McGee

Clerk of the Privy Council.

The Honourable

The Superintendent General of Indian Affairs.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Closed See No. 2

204596

39067

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Indian Affairs
Headquarters Files

(RG 10, Volume 7669)

File 22124-7	1	Fort Frances Agency - Right-of-way for railways through Indian Reserves in the Rainy River District (plan, map). 1900 - 1911
File 22124-7	2	Fort Frances Agency - Right-of-way for a spur line of the Canadian National Railway through Rainy Lake 18B Reserve. 1911 - 1944
File 22125-6 C.N.		Clandeboye Agency - Right-of-way for Canadian National Railways through the St. Peter's Reserve and the Brokenhead Reserve. (plans) 1911 - 1925
File 22128-7 C.N.		The Pas Agency - Right-of-way for the Canadian Northern Railway System through part of The Pas Reserve (plans). 1905 - 1917

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 22124

Department of Indian Affairs.

Apl 1912

Fort Frances

Right of Way (spur line) B across Quibella Res No 18 for James Harty.

PUBLIC ARCHIVES RECORDS CENTRE

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

THE CANADIAN NORTHERN RAILWAY COM

SOLICITOR'S DEPARTMENT

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

338414

WINNIPEG, CANADA October

DEPT. OF INDIAN AFFAIRS
OCT 9 1911
SURVEYS.

Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir;-

Re Proposed Spur for Alex. Bruce & Company through Indian Reserve 18B, Township of McIrvine.

We beg to advise that we have today forwarded to you per express one original tracing and four copies of proposed spur for Alex. Bruce & Company, Tie Preserving Plant on Indian Reserve 18 B, Township of McIrvine. We intend applying to the Board of Railway Commissioners for approval of this spur as soon as possible and to avoid publication of a month's notice of our intention to mak this application, we thought possibly that your Departm might approve of these plans which would do away with t necessity. If this meets with your approval, would you kindly carry out our suggestion and afterwards return original tracing and two copies to us. The other tw copies might be kept by your department for their tion.

Yours truly,

Clark &

AW

Original Plan Dos number 1108

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Ottawa Ont. Sept 29 1913

Dear Mr Scott.

Re Lillooet

LAND BRANCH JUN 22 1914

63341

At the recent sale of lots here Mr. Jackson sold lots 4. 5. & 6 Blk 19. to people in town here, even after I had personally and shown him telegram from Mr McLean saying they were not listed for sale, however I see they were listed but not in the order they showed of bein. They were placed down among the lots in Blk 26, and I suppose that was where the mistake came in. Now I understand those parties are going to make a holler if they do not get them. I paid $500 each for them and rather than get the Dept. wrong would take other lots to the value elsewhere. I see that lots 3. 4 7. & 8 Blk 52 were not sold. and were up at $400 each Now I would accept those in lieu of the these

Hoping to hear from you soon

Yours truly Frank B Stump

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596/1 a.

Minister
Sec'y

Ottawa, October 10, 1911.

Gentlemen,-

I beg to acknowledge the receipt of your letter of the 4th instant, No.3143, and of five copies of a plan of a proposed spur from the Canadian Northern Rwy. in the Indian reserve No. 18 B, Township of McIrvine. You request that this Department approve of the said plans. I have to say that it is not apparent in what manner this Department can express any approval of Railway plans or of any plans accompanying applications to purchase Rights of Way, etc.

In accordance with our usual procedure, one copy of the said plans will be sent to the Indian Agent with instructions to report on the matter. The other copies will be sent to the Railway Commission for their certificate to the effect that the land is required for railway purposes. Application will then be made for an Order in Council authorizing the disposition of the land on such terms as may be agreed upon, and you will be duly advised of the said terms.

All the spare copies of the plan will be returned to you when received from the Railway Commission.

Your obedient servant,

Sgd. J. D. McL

Asst. Deputy and Secretary.

Messrs. Clark & Sweatman,
Solicitors Canadian Northern Rwy.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596-1a.

Ottawa, October 10, 1911.

Sir,-

Enclosed herewith is a plan showing a small strip of land in Reserve No. 18 B, containing 0.565 acres required by the Canadian Northern Rwy. as a Right of Way for a spur line . Please examine and report generally on the case and state what sum should be demanded from the Railway Company for the land and damages, and also for damages to Indian improvements, if any. Please consult the Indian or Indians who may be immediately interested, as well as the Indian Council, and endeavor to obtain their consent to such reasonable values as you may arrive at. The plan may be retained for use and record in your office.

Your obedient servant,

Sgd. Jno. McLean

Asst. Deputy and Secretary.

S. B.

J. P. Wright, Esq.,
Indian Agent,
Ft. Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596 1a.

1 Fy Minutes
2 Secty

Ottawa, October 10, 1911.

EXP

Sir,-

I beg to inform you that there has been sent you in a separate parcel by mail, an original tracing and three copies showing a strip of land in Reserve No. 18 B, Rainy Lake, Ont. required by the Canadian Northern Rwy. for a spur line to the Alexander Bruce & Co. Tie Preserving Plant. I have to request that you will be good enough to have the certificate of the Engineer of the Rwy. Commissions placed on the said plans in the usual manner. Kindly return the original and two copies; the other copy may be retained if so desired.

S.B.

Your obedient servant,

Sgd. J.D. McLean

Asst. Deputy and Secretary.

A. D. Cartwright, Esq.,
Secretary,
Board of Railway Commissioners,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596-1

INDIAN AGENT'S OFFICE,

FORT FRANCES AGENCY.

DEPARTMENT OF INDIAN AFFAIRS
OCT 19 1911

IN YOUR REPLY REFER TO
No. 3117
ALSO
TO DATE OF THIS LETTER.

16th October, 1911 190

397264

Sir,—

Referring to your letter of 10 instant.

No. 204,596-Ia., enclosing a plan showing a small strip of land in Reserve No.18B, required by the Canadian Northern Railway, as a Right of Way for a spur line, I beg to state that I called a meeting of the band and laid the matter before them, and they considered that they should receive the sum of $50.00, for the land taken up by the spur and the corner that it cuts off, the whole of which contained about 1¾ acres, as the triangular corner would be of no use to them, and could be included in the leased land. There are no improvements on the land in question, but they figured this amount on the basis of the rental they are getting for the leased land which is at the rate of $2.00 an acre per annum, and as the lease has to run a little over 13 years yet, this ### land at the same rental would come to about $50.00.

This amount should I think be satisfactory to all and the Indians have given their consent to the same.

I have the honor to be,
Sir,
Your obedient servant,

Geo. P. Wright
Indian Agent.

The Secretary,
Dept. of Indian Affairs,
Ottawa,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

397217

204596

A. D. CARTWRIGHT.
SECRETARY.

BOARD OF
RAILWAY COMMISSIONERS
FOR CANADA.

OFFICE OF THE SECRETARY.
OTTAWA.

DEPARTMENT OF INDIAN AFFAIRS
OCT 19 1911

Ottawa, October 17, 1911.

Sir,

File 18456 Reserve 18B, Rainy Lake, Ont.
Canadian Northern Railway spur line for
Alexander Bruce & Co., Tie Preserving Plant.

Referring to your communication of October 10th, No.
Enc. 204596 1a. I beg to enclose you herewith three tracings bearing
certificate of the Assistant Chief Engineer of the Board that the
land referred to is required for railway purposes.

Your obedient servant,

A.D. Cartwright
Secy

J. D. McLean, Esq.,
Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa.

Original record as number 1108

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596-1a.

Ottawa, October 20, 1911.

Gentlemen,-

Referring to your letter of October 4th, file 3141, and our letter of October 10th, I beg to say there has been sent you this day under separate cover by registered mail, two tracings, bearing the certificate of the Board of Railway Commissioners, of the Canadian Northern Railway plan and profile showing proposed spur for Alex. Bruce Company Tie Preserving Plant on Indian reserve No.18 B, Ont.

Also that a valuation of $50.00 has been placed on the land occupied by the Right of Way, namely, .565 acres. I may say that the spur line cuts off a corner containing a little more than one acre, which will be rendered useless to the Indians, as the land lying to the East has been leased for a term of thirteen years.

O.R.W.
A.S.

Your obedient servant,

Sgd. S. Stewart.

Asst. Secretary.

Messrs. Clark & Sweatman,
Solicitors, Canadian Northern Rwy.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596- 1 a.

Ottawa, October 20, 1911.

Sir,-

With reference to yourletter of the 16th instant, file 3117, I beg to say that your valuation of $50.00 for the land taken up by the spur of the Canadian Northern Railway, and the corner that it cuts off, containing together about one and three quarter acres, has been noted.

The corner could not be disposed of without a surrender from the Indians as it is not to be used for Railway purposes. The Railway Company have been advised that a valuation of $50.00 has been placed upon the Right of Way, as it cuts off a corner containing about an acre which will be rendered practically useless to the Indians duringthe expiration of their present lease to Messrs. Williams & Harty.

Your obedient servant,

Sgd. S. S.

Asst.

J. P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

THE CANADIAN NORTHERN RAILWAY COMPANY.

SOLICITOR'S DEPARTMENT

DEPARTMENT OF INDIAN AFFAIRS
OCT 20 1911

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

PLEASE REFER TO FILE NO. 3143.

WINNIPEG, CANADA October 17th, 1911.

397229

DEPT. OF INDIAN AFFAIRS,
OCT 20 1911
SURVEYS.

Asst. Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir;-

Re Spur to Creosote Plant at McIrvine Township.

We have your letter of the 10th inst., in this connection and note that you will be forwarding the duplicate copies of this plan to the Board of Railway Commissioners for their certificate to the effect that the land is required for railway purposes. Instead of doing this, kindly return the plans to us as no application has yet been made for the approval of this spur and before they will consider one the plans will have to be registered and if you will not endorse your approval as suggested by us, thirty days previous notice of our intention to apply to them must be given in a local paper. It was to avoid this publication that we wished to obtain your approval, but as you cannot see your way clear to do this, we presume that the usual course will have to be followed.

Plans returned see letter herewith WRW

Yours truly,
Clark & Sweatman
per

AW.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

THE CANADIAN NORTHERN RAILWAY COMPANY.

SOLICITOR'S DEPARTMENT

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

DEPARTMENT OF INDIAN AFFAIRS
OCT 31 1911
PLEASE REFER TO FILE NO. 6143.

WINNIPEG, CANADA October 26, 1911.

397552

Assistant Secretary,

Department of Indian Affairs,

Ottawa, Ontario.

Dear Sir,

-- re SPUR TO CREOSOTE PLANT McIRVINE TOWNSHIP --

We have your favor of the 22nd inst., returning under separate cover two tracings of this spur. We note that your Department have placed a valuation of $50.00 on the land occupied by the right of way, namely, ~~2.55~~ .565 acres. We are submitting same to Mr. G. R. Stovel, Right of Way Agent, and we will doubtless hear from him on the subject within the next few days.

Yours truly,

CLARK & SWEATMAN,

per.

AWW.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Arthur D. George,
Barrister, Solicitor, Notary.
CROWN ATTORNEY
DISTRICT OF RAINY RIVER.

~~Shelby, Ont.~~
FORT FRANCES,
CANADA

204596

DEPARTMENT OF INDIAN AFFAIRS
OCT 30 1911

October 27th, 1911.

367960

DEPT. OF INDIAN AFFAIRS,
OCT 31 1911
SURVEYS.

The Secretary,
Department of Indian Affairs,
Parliament Buildings,
OTTAWA, Canada.

Dear Sir:

re RIGHT of WAY THROUGH FORT FRANCES
INDIAN RESERVE No. 1

I wrote to your Department in this matter on December 3rd 1910, and again on December 19th, 1910. In these letters there were enclosures of $475.00 - being the balance due on the consideration price of this right-of-way, and also Certificate of D.J.Gillon, Ontario Land Surveyor, as requested.

I will be pleased to have you forward me Title of this land as soon as possible. Kindly give the matter your early consideration.

Yours truly,

A. D. George

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

Ottawa, November 9, 1911.

Sir,-

Referring to your favour of the 27th ultimo and previous correspondence, I beg to enclose for your information a draft of the description it is proposed to insert in the patent for the Right of Way for the Canadian Northern Railway through Fort Frances Indian reserve, No 1. You will kindly signify your concurrence with the same or make any amendments you deem necessary and return draft to this Department.

Your obedient servant,

Sgd. J. D. McLean,

Asst. Deputy and Secretary.

A. D. George, Esq.,
Solicitor, &c.,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204896½

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

398696

DEPARTMENT OF INDIAN AFFAIRS NOV 14 1911

IN YOUR REPLY REFER TO FILE No. 1400 M.E.

WINNIPEG, MAN. Nov. 2/11.

Re proposed diversion across Rainy Lake.

DEPT. OF INDIAN AFFAIRS NOV 14 1911 SURVEYS.

J. D. McLean, Esq.,
Secretary, Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir;-

I enclose herewith white prints of Plan and Profile covering the old revision of the C.N.R. across Rainy Lake. This revision has been approved by the Board of Railway Commissioners under Order #15005, dated October 3/11. You will notice that Indian Reserve #18 B. is affected by this diversion, and I would be obliged if you would advise me the lowest price per acre your Department would be willing to accept for the right of way required thereon.

Yours truly,

C.R.Stovel, B
RIGHT OF WAY AGENT.

B.AM

Plan sent to Lad Agent - J.A.Nagle

P.S. Plans are under separate cover. C.R.S.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

Ottawa, November 16, 1911.

Sir,-

I beg to acknowledegethe receipt of your letter of the 2nd instantand of the white print copy of a plan and profile showing a proposed revision of the line of the Canadian Northern Railway across Reserve No.18 B, near Ft. Frances, and note that you request to be advised of the lowest price per acre this Department will be willing to accept for the Right of Way required.

Kindly advise whether your Company intends to relinquish to the Department the abandoned Right of Way, or whether it intends to retain the same and wishes to acquire possession of the strip of land lying between the two locations stated to contain 5.67 acres as well as the Right of Way containing 5.37 acres.

I have to say that it is imperative that this Department be provided with a plan on tracing cloth of all Rights of Way or lands in Indian reserves desired by Railway Companies.

Kindly have thisplan supplied as soon as possible.

Your obedient servant,

Sgd. J. D. McLean

Asst. Deputy and Secretary.

C. R. Stovel, Esq.,
Right of Way Agent,
Canadian Northern Rwy.,
Winnipeg, Man.

Fwd
J. B.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596.

Ottawa, November 16, 1911.

Sir,-

There has been sent you by registered mail a white print plan showing a proposed revision of the Canadian Northern Railway across Reserve No.18 B. Kindly advise at an early date what would be a fair price per acre to demand from the Railway Company for the Right of Way of the proposed revision and for the strip of land included between the said revision and the present line.

Your obedient servant,

Sgd. J. D. McLean

Asst. Deputy and Secretary.

J. P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

INDIAN AGENT'S OFFICE,

FORT FRANCES AGENCY,

24th November 1911 190

IN YOUR REPLY REFER TO
No. 3140
ALSO
TO DATE OF THIS LETTER.

Surveys
Send Index to
Do. rail Index
Letter of 16 inst.
W.E.R.

39536

Sir,—

Referring to your letter of 16th instant,

No. 204596, relative to the the white print plan sent me of the proposed revision of the Canadian Northern Railway across Reserve No.18B, and in reply would say that in my opinion $10.00 per acre would be a fair priceto demand from the Railway Company for the Right of Way of the proposed revision and for the strip of land included between the said revision and the present line, as there is no merchantable timber on it, and it has no agricultural value, being light and rocky.

I have the honor to be,

Sir,

Your obedient servant,

Indian Agent,

9.53 acres
$95.30

The Secretary,
Dept. of Indian Affairs,
Ottawa,
Ont.

DEPARTMENT OF INDIAN AFFAIRS NOV 27 1911

DEPT. OF INDIAN AFFAIRS NOV 27 1911 SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

204596²

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF INDIAN AFFAIRS
NOV 28 1911

IN YOUR REPLY REFER TO FILE No. 1400 Main East.

WINNIPEG, MAN. 24th Nov.1911.

-- Re. Proposed Diversion across Rainy Lake --

Interesting

399701

The Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir,

I beg to acknowledge the receipt of your favor of the 16th instant file No.204596, and will communicate with you further in regard to it as soon as I am in possession of the necessary information and instructions.

Yours truly,

R. M. Mitchell,
for Right of Way Agent.

S.M.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

Survey

See

ARTHUR D. GEORGE
Barrister, Solicitor, Notary,
CROWN ATTORNEY DISTRICT OF RAINY RIVER
FORT FRANCES, ONT.

DEPARTMENT OF INDIAN AFFAIRS
DEC 18 1911

Dec. 14, 1911.

400960

The Secretary of the
Department of Indian Affairs,
Ottawa, Canada.

Dear Sirs:- RE RIGHT OF WAY THROUGH FORT FRANCES INDIAN RESERVE.

RE FILE NO. 204596.

In reply to your letter of the 9th ult., I beg to state that I submitted your draft description of the Right-of-way of the Canadian Northern Railway through Fort Frances Indian Reserve No. 1, to the Company's engineers and I am in receipt of a letter from the company's Winnipeg solicitors to the effect that on account of a new road having been opened up it was necessary for their engineers to prepare a new plans. I am further informed that these plans have been submitted to your department ane that they are now on file with you.

On account of some discrepancies in the old discription the Company's engineers have drawn out a new description, a copy of which I beg to enclose herewith.

I am submitting the same for your approval.

Yours very truly,

A D George

ADG/MA
Encl.-

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NORTHERN RAILWAY

REVISED PLAN & PROFILE

showing RIGHT OF WAY as constructed across

INDIAN RESERVE No. 1.

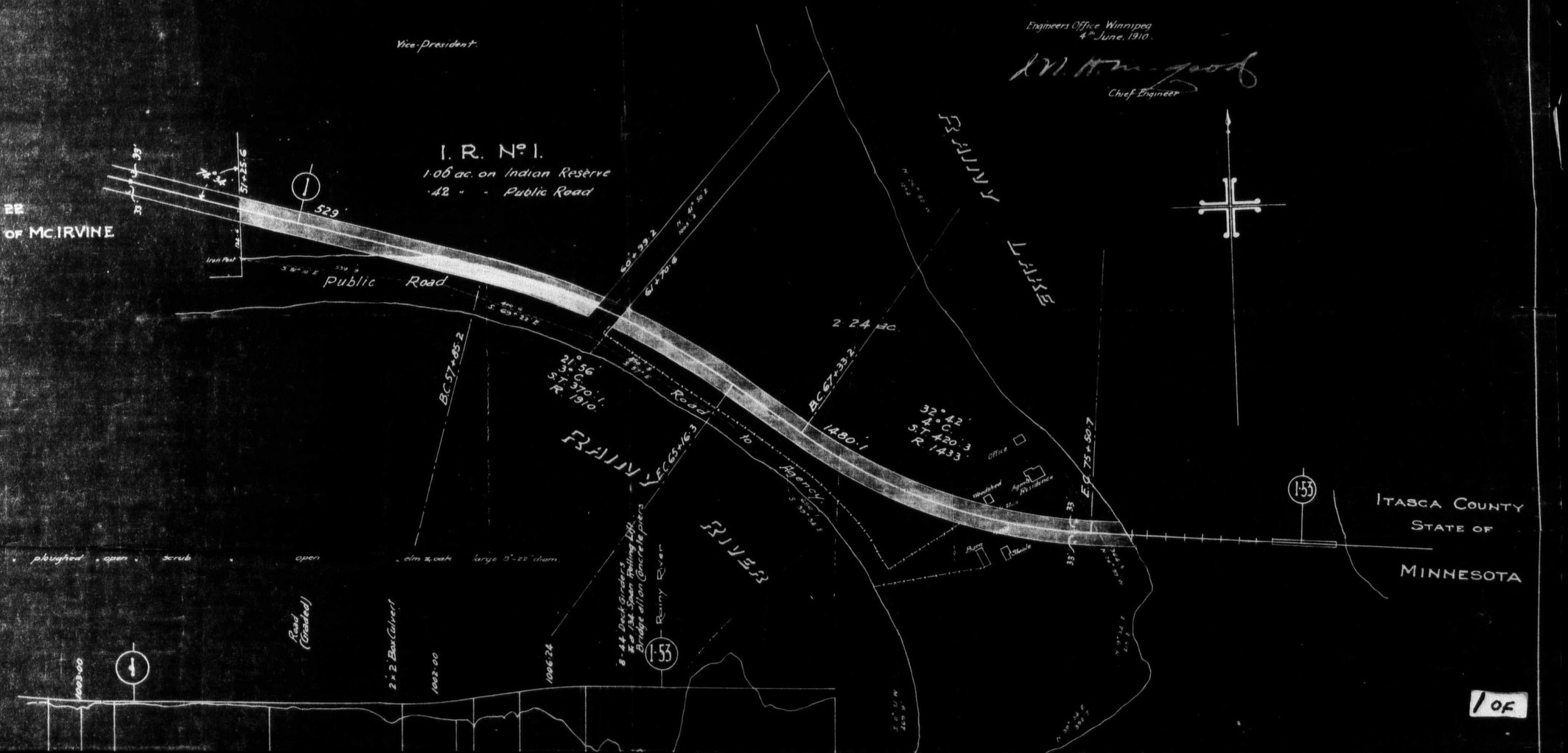
FORT FRANCES - ONTARIO

SCALES { Plan 200 Ft. = 1 inch
Profile { 400 Ft. Hor. = 1 inch
20 Ft. Ver. = 1 inch

Vice-President.

Engineers Office Winnipeg
4th June, 1910.

Chief Engineer



1 OF

Showing Right of Way as constructed across

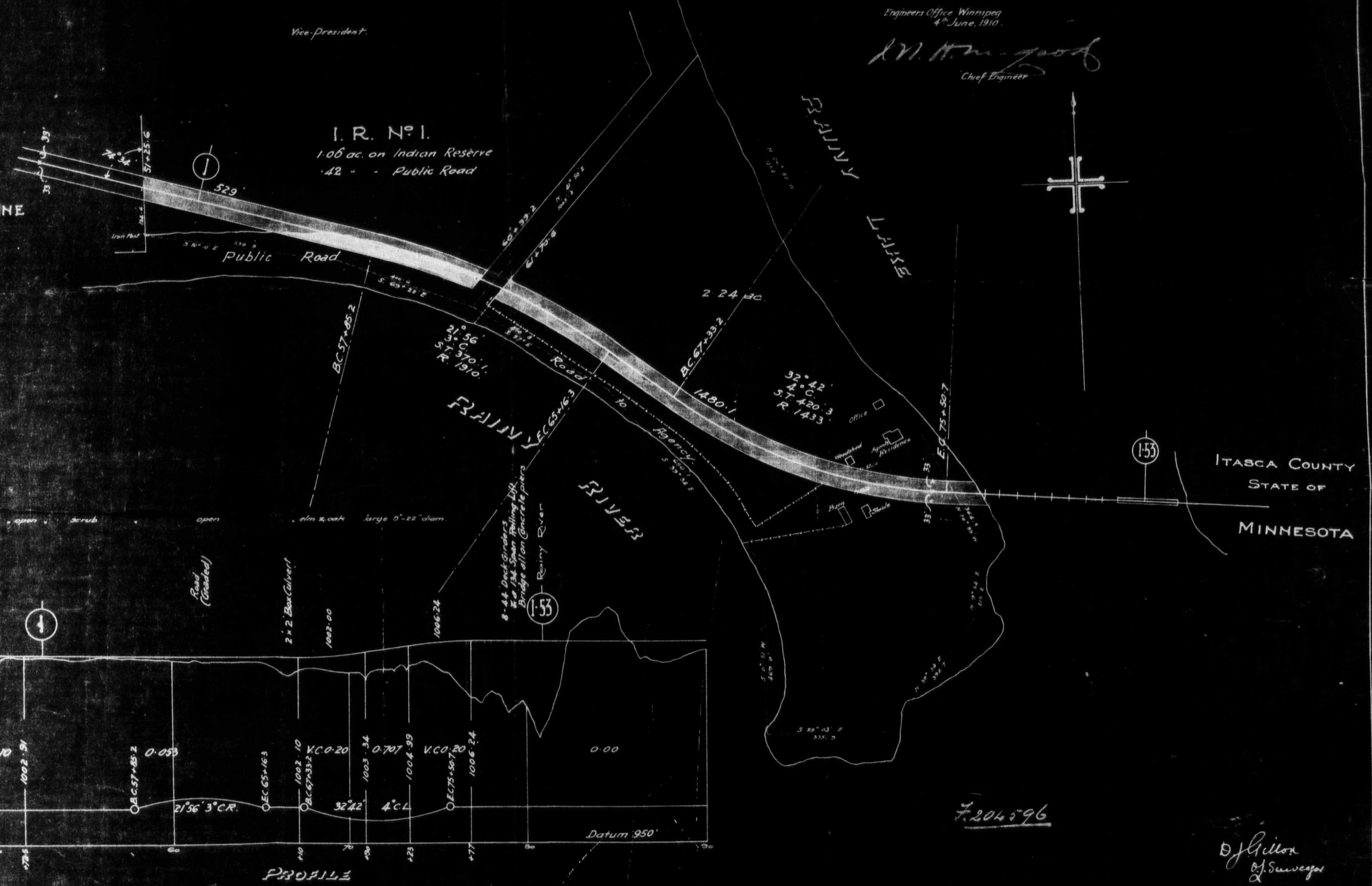
INDIAN RESERVE No. 1.
FORT FRANCES - ONTARIO

SCALES { Plan 200 Ft = 1 inch
Profile { 400 Ft Hor = 1 inch
20 Ft Ver = 1 inch

Vice-President.

Engineers Office Winnipeg
4th June, 1910.

Chief Engineer



F. 204596

D. J. Gillon
D.L. Surveyor

2 of 2

ARCHIVES PUBLIQUES
CANADA

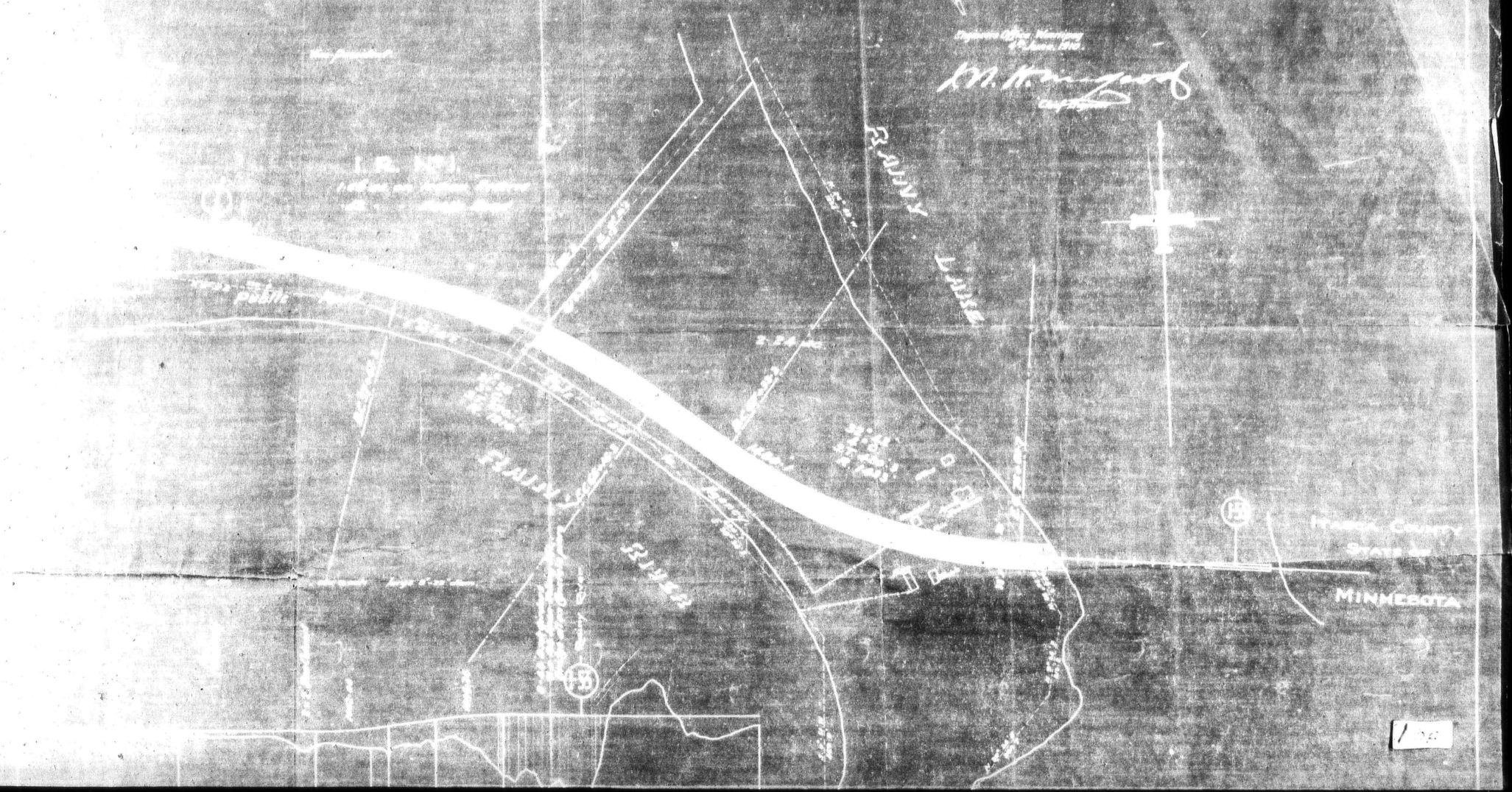
CANADIAN NORTHERN RAILWAY

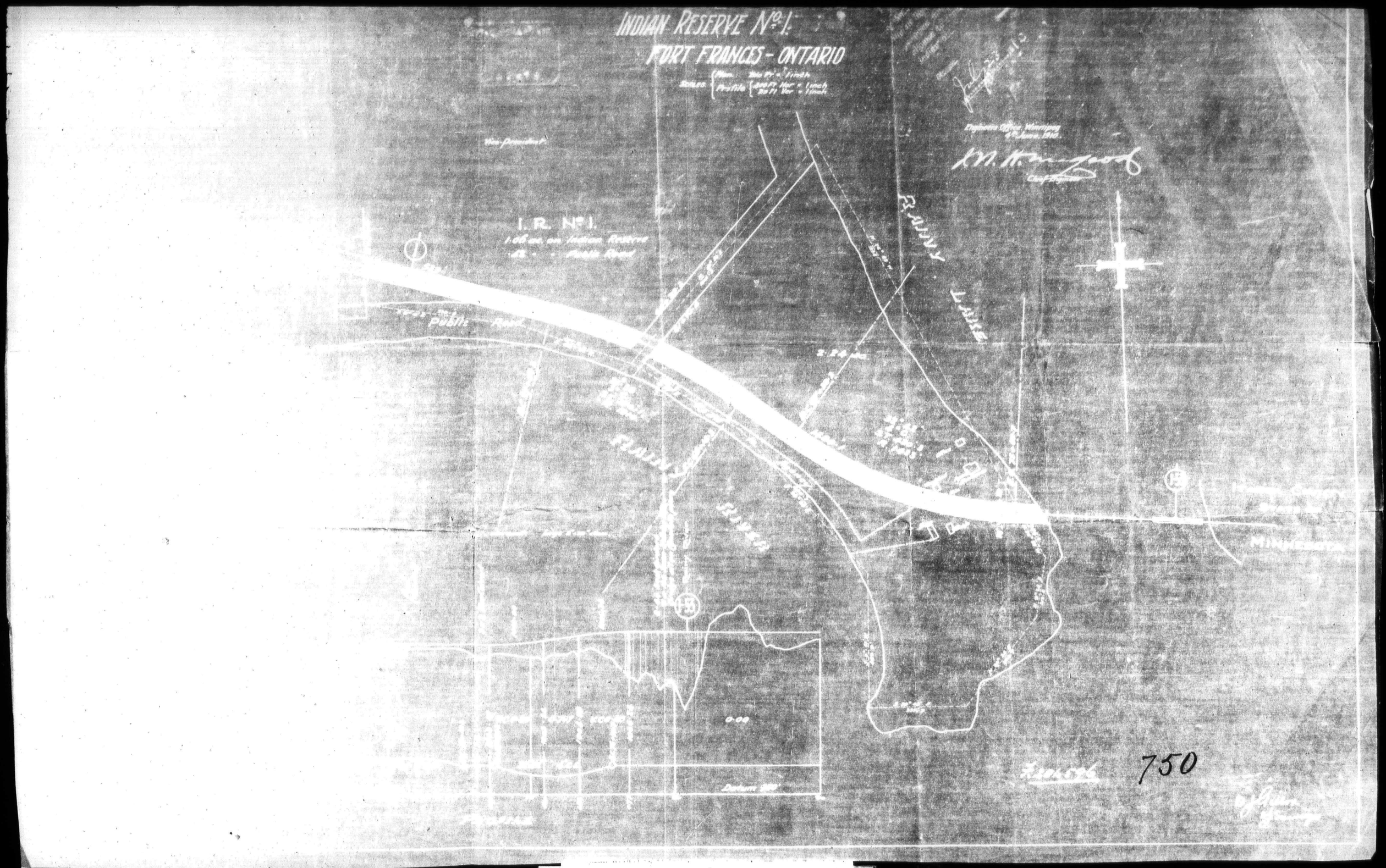
REVISED PLAN & PROFILE

showing Right of Way as constructed across

INDIAN RESERVE No. 1.

FORT FRANCES - ONTARIO





PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

2 OF 2

;- Canadian Northern Railway-;

Right of Way;-

Indian Reserve No. 1 Fort Frances, Ont.

All that parcel of land situate in the Fort Frances Indian Reserve No.1, also known as Pither's point, in the District of Rainy River, Province of Ontario, containing by admeasurement 3.30 acres, more or less, being composed of the right of way of the Canadian Northern Railway through the said reserve, and which may be more particularly described as follows;

All that portion of the said Indian Reserve, lying between two lines drawn parallel to, and thirty-three feet perpendicularly distant on each side of the following described line.

Intersecting the west boundary of the said Indian Reserve, at a distance of 134.6 feet measured Northerly along the said west boundary from the south west corner of the said Reserve; thence south easterly making an included angle of 74°34' to the south and east with the said west boundary of reserve, 659.6 feet; thence along a 3° curve having a radius of 1910.1 feet perpendicular to the last course and a central angle of 21°06' to the south, 731.1 feet; thence southeasterly and tangentially to the last curve, 216.9 feet; thence along a 4° curve having a radius of 1432.7 feet perpendicular to the last course, and a central angle of 32°42' to the north, 817.5 feet; thence south easterly and tangentially to the last curve, 100 feet more or less, to the waters' edge of Rainy Lake, excepting therefrom all that portion reserved for public Roads; the said Right of way being as shown on a plan of survey of the same, dated the fourth day of June, in the year 1910, on record in the survey Branch of the Department of Indian Affairs under No. 750.

Dated at Winnipeg, Man. this

day of

W R White

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

2045962

22124-7 Pt 2

-: Canadian Northern Railway:-

7669

Land

Right of way:-

Indian Reserve No. 1 Fort Frances, Ont.

400960

All that parcel of land situate in the Fort Frances Indian Reserve No. 1, also known as Pither's point, in the District of Rainy River, Province of Ontario, containing by admeasurement 3.30 acres, more or less, being composed of the right of way of the Canadian Northern Railway through the said reserve, and which may be more particularly described as follows:

All that portion of the said Indian Reserve, lying between two lines drawn parallel to, and thirty-three feet perpendicularly distant on each side of the following described line

Intersecting the west boundary of the said Indian Reserve, at a distance of 134.6 feet measured Northerly along the said west boundary from the south west corner of the said Reserve; thence south easterly making an included angle of 74° 34' to the south and east with the said west boundary of reserve, 659.6 feet; thence along a 3° curve having a radius of 1910.1 feet perpendicular to the last course and a central angle of 21° 56' to the south, 731.1 feet; thence southeasterly and tangentially to the last curve, 216.9 feet; thence along a 4° curve having a radius of 1432.7 feet perpendicular to the last course, and a central angle of 32° 42' to the north, 817.5 feet; thence south easterly and tangentially to the last curve, 100.0 feet more or less, to the waters' edge of Rainy Lake, excepting therefrom all that portion reserved for Public Roads; the said Right of way being as shown on a plan of survey of the same, dated the fourth day of June, in the year 1910, on record in the survey Branch of the Department of Indian Affairs under No. 750.

Dated at Winnipeg, Man. this
23rd day of November, 1911.

W. R. White

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Secretary

O.C. requires for Mr Bray for C.N.R. through Fort Frances Indian Reserve No 1, or Agency Reserve.

H. M. Lewis

3.30 at 75-0

Mr Bray

Has the Rev. been confirmed by return?

How can this difficulty be settled for right of way?

H. M. Lewis

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596/2.

1 By Minister
2 Paced

Ottawa, Jan. 25, 1912.

Sir,-

I beg to inform you that this Department proposes to issue a patent to the Canadian Northern Railway Company for its right of way through the Agency Indian Reserve at Fort Frances., and to request you to be good enough to state whether your Department consents to this action.

Your obedient servant,

S.B. Stewart

Sgd. J. D. McLean

Assistant Deputy and Secretary.

Aubrey White, Esq.,
Deputy Minister,
Dept. of Lands & Forests,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Rush

DEPARTMENT OF INDIAN AFFAIRS CANADA

DEPARTMENT OF INDIAN AFFAIRS JAN 23 1912

Ottawa, 22nd Jan., 1912.

403719

Memo:

Surveys,-

Kindly furnish the necessary information for a delegation of Fort Francis Indians which will be at the Department to-morrow, on the following,-

" Now about the Railway Track. We want the money paid down to us for the land bought. We do not want it in trust, cash down, there is enough money in trust now in the Government belonging to us & we want to know if you could influence the Government about this.

~~" We also wish to fish for ourselves all the year and no no reserve seasons for us, it's our daily food. We don't want to be stopped and game inspectors cutting our lines and taking our nets, it is in our Treaty papers and you are not right to take our privilege away, we do not molest your interests, only want to live.~~

" Again we have allowed you to build dams

204596

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
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CANADA

403719

dams & power works unmolested.

" We have suffered our rice grounds & hay meadows are flooded because of the holding of the waters. We therefore suffer hunger, our native food is taken from us & we cannot get work. The dam at Fort Francis has caused is to have no wild rice at all."

" Again we want to be notified and our own reservation protected. You proceed to measure off ground & will flood our hay field & gardens with your proposed power dam at Long Sault. We do not mind you going ahead nut we feel very much no one has thought to ask the Indian how he is to come off and the value of his land at Long Sault & now it will affect him; we ask for fair play all over. How much compensation will you pay us for our ground ? "

Asst. Deputy and Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596.

DEPARTMENT OF INDIAN AFFAIRS CANADA

403719

With reference to the dam at St. Frances I have to say that we have had a very long and very unsatisfactory correspondence with the Ontario Minnesota Power Company. We have not received any payment from that company on account of the damage that may have been done by the flooding. This matter will be again brought to the attention of the Indian Agent with instructions to report fully in the matter.

With reference to the statement that there is a dam proposed at the Long Sault it appears the Department has had no communication as yet regarding this matter.

See 7.2 27/59 for action on this

S. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

204,596.

DEPARTMENT OF INDIAN AFFAIRS CANADA

403719

Ottawa, Jan. 23, 1912.

Memorandum for the Assistant Deputy Minister.

The railway track referred to by the St. Frances Indians is that of the Canadian Northern Railway through Indian Reserves Nos. 23, 26A, 18B, 16A, 11, 12 and 13 the moneys received were as follows, the payment was made in 1906 and the sums were duly placed to the credit of the several bands.

Sturgeon Falls Seine River Band	23, or 23 B-2..	8.54 ac. at $2. per ac. -	$ 97.08
Nickickonsemenecaning Band	26A.....	34.50 ac. " " " "	$ 69.00
" Couchiching Band	18B	24.67 ac. " " " "	$ 49.34
" " "	16A	4.91 ac " $3. " "	$ 14.73
Manitou Rapids Band	11	37.40 ac " $4. " "	$149.60
Long Sault Band	12)	57.51 ac. " " " "	$230.04
" " "	13)		
	Alex. Bruyere's house and clearing on 18B		$150.00
			$759.79
	3 3/4 years' interest at 5%		$142.46
			$902.25

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
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CANADA

204,596.

DEPARTMENT OF INDIAN AFFAIRS CANADA

403719

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See 7.282759 for action on this

With reference to the statement that there is a dam proposed at the Long Sault it appears the Department has had no communication as yet regarding this matter.

S. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

204596 2

should only have to one subject . .

No. 12220-88

In your reply refer to above letter number if an answer is desired.

ONTARIO
DEPARTMENT OF LANDS, FORESTS & MINES
SURVEYS BRANCH

DEPT. OF INDIAN AFFAIRS
FEB 2 1912
SURVEYS

DEPARTMENT OF INDIAN AFFAIRS
FEB 1 1912

Dept Surveys
Lands

Toronto, January 31st, 1912.

Dear Sir:-

I have yours of the 25th, No. 204,596/2, stating that your Department proposes to issue a patent to the Canadian Northern Railway Company for the right of way through the agency of the Indian Reserve at Fort Frances and asking whether this Department consents to this action.

As you are aware there has been a long correspondence about this matter already between your Department and this. On the 28th June last I wrote you regarding the application of the Canadian Northern Railway for a parcel of land at Pithers Point on Rainy Lake Indian Reserve No. 1, and by direction of the Minister I wrote you that the Department was not disposed to grant any further permission than it had done with respect to this Point.

On the 13th July, 1910, I wrote you in the matter of the charge by your Department to the town of Fort Frances for a lease of part of Pithers Point for park purposes, and was directed by the Minister to remind you that when the consent of this Government was given by Order in Council of the 4th September, 1908, to your Department granting to the town that part of the Reserve for Park purposes, it was on the expectation that the price or rental, if leased, would be merely nominal, but that your Department was charging $1.00 per acre per annum. I further informed you that the Minister was disposed to recommend the

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PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

rescinding of the Order in Council of the 4th September, 1908, but before doing so he desired to know why the rent was made so high and if you could not see your way to making it merely nominal.

No reply has been received from this further than your letter of the 15th July, 1910, in which you stated that in the absence of the Minister and the Deputy Minister you were unable to take any action, but immediately upon the return of the Deputy Minister it would be brought to his attention.

Under these circumstances I am directed to inform you that this Department cannot undertake to give any consent in this matter until the whole question of the Indian Reserves is finally settled.

Yours truly,

Aubrey White

Deputy Minister Lands and Forests.

R.S. Kilpatrick

J. D. McLean Esq.,
Asst. Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596-1A

THE CANADIAN NORTHERN RAILWAY COMPANY.

SOLICITOR'S DEPARTMENT

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

PLEASE REFER TO
FILE NO. 3020.

WINNIPEG, CANADA February 2nd, 1912.

404377

DEPT. OF INDIAN AFFAIRS.
FEB 6 1912
SURVEYS.

Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir;-

We beg to enclose herewith two copies of plan illustrating proposed spur to Alexander Bruce Company's plant in McIrvine Townsite. You will remember that we have already taken this matter up with you and arrangements for the purchase of the area required for this spur have been made.

Would you kindly approve of these plans and afterwards return one approved copy to us. We think that this has been already done by you but our file of correspondence has unfortunately become mislaid.

Might we ask you to give this matter your early consideration as we are very anxious to install this spur.

Yours truly,

Clark & Sweatman,

per. AW D.

AW.

Encl.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596./2

1 By Minister
2 Secy

Ex'd

Ottawa, Feb. 9, 1912.

Sir,

I have the honour to inform you that this Department proposes to ~~[illegible]~~ and patent to the C. N. Rwy. Co. the right of way for a spur line in Indian Reserve No. 18B situated at the westerly end of Rainy Lake. I shall be obliged if you will be good enough to inform me whether your Department has any objections to the issue of the said patent.

Your obedient servant,

Sgd J. D. McLean

Assistant Deputy and Secretary.

S.B.

Aubrey White, Esq.,
Deputy Minister,
Department of Lands & Forests,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596/2.

1 Sy Minister
2 Secty
Drafts

P.K.

Ottawa, Feb. 9, 1912.

Sir,

I beg to acknowledge the receipt of your letter of the 2nd instant and two plans showing the proposed spur to Alexander Bruce Company's plant in the Township of McIrvine near Fort Frances, Ont. and note that your correspondence on this subject has become mislaid. I beg to enclose herewith a copy of our letter to you on the 20th Oct. last, and of your letter of the 26th of the same month. No action appears to have been taken in this matter since that date.

Encl:

You will note that two plans certified by the Board of Railway Commissioners were sent you on the date of your said letter. The two plans now forwarded by you have been returned by registered mail.

Sam
J. B.

On the payment of the sum of $50.00 in which the said right of way has been valued your Company may enter on the land for construction purposes and further action in the matter will be immediately taken by this Department. I may state

Messrs. Clark & Sweatman,
Barristers, Etc.,
C. N. Rwy. Co.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

for your especial information that on account of this Reserve not having yet been confirmed by the Ontario Government this Department can only dispose of the Indian interest in the land and this amounts to the said sum of $50.00.

Your obedient servant,

Sgd J.D. McLean

Assistant Deputy and Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596 2

A letter only have reference to subject . .
No. 4967-12
In your reply refer to above letter number if an answer is desired.

ONTARIO
DEPARTMENT OF LANDS FORESTS & MINES
SURVEYS BRANCH

DEPARTMENT OF INDIAN AFFAIRS
FEB 15 1912

Surveys

405368

Toronto, February 14th, 1912.

Dear Sir;-

In reply to yours of the 9th, No. 204,596./2, asking whether this Department will give the consent to granting a patent to the Canadian Northern Railway Company for a spur line in Indian Reserve 18 B, north of the township of McIrvine, on the west end of Rainy Lake, I have to say that as the whole question of Indian Reserves in the Rainy Lake district is unsettled, it will be better to leave the matter over until the subject has been taken up and finally disposed of.

Yours truly,

Aubrey White

Deputy Minister Lands and Forests.

W. R. Kirkpatrick

J. D. McLean Esq.,
Asst. Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS
FEB 16 1912
SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

204,596/2.

1 by Minister & Secty
Not Pent

Ottawa, Feb. 19, 1912.

Sir,

I have the honour to acknowledge the rec ipt of your letter of the 14th instant and note th t you say that the question of granting a patent to the Canadian Northern Railway Company for a spur line in Indian Reserve 18B should be left over until the whole question of Indian Reserves in the Rainy River District is settled.

I beg to inform you that in order to permit the construction desired this Department proposes to sell the necessary right of way but the issue of the patent will r main in abeyance until the question above menti ned is disposed of.

L.B.

Your obedient serv nt,

Assistant Deputy and Secretary.

Aubrey White, Esq.,
Deputy Minister,
Dept. of Lands Forests and Mines,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

Post Office Inspector's Office,

POST OFFICE INSPECTOR'S OFFICE
FEB 26 1912
TORONTO, ONT.

191

Referred to Dept. Ottawa

For his kind attention

P. O. Inspector

Please return all papers.

130 A.—150,000-2-10-11.

204

Post Office Inspector's Office

4061 1012

Respectfully Referred to Secy. Dept. of Indian Affairs Ottawa

Kindly let me know if the Dept. of Indian Affairs has since received letter with enclosure.

P. O. Inspector

Please return all papers.

130 A.—125,000-4-10-10.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

POST OFFICE INSPECTOR'S OFFICE.

P. O. INSPECTOR'S OFFICE
FEB 19 1912
TORONTO, ONT.

Referred to P.M. Toronto

Kindly have special enquiry made in the case, as far as your Office is concerned, stating what trace or recollection there is of the ordinary article in question or its contents, and what disposition made.

Ascertain from addressee whether the article has since been received, and, if so, upon or about what date.

POSTMASTER
FEB 20 1912
Toronto, Ontario

A. Sutherland

P. O. Inspector.

Please return all papers.

100 A.—20,000-23-3-11.

87 B.—500,0000-14-12-10.

MEMORANDUM.

Post Office

Feb. 24th, 1912

Post Office Inspector,

Toronto.

With the return of the attached file, I beg to inform you that there is no trace in this office. of the letters referred to if received would be sent to Ottawa, as the addressee is well known to the sorters of this office.

3-6 W. J. Pugsley

POSTMASTER.

2

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

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ARCHIVES PUBLIQUES
CANADA

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

ON HIS MAJESTY'S SERVICE.

271904

The Post Office Inspector,

Ottawa

out.

CANADA POST OFFICE.

21.—200.(C2)-1-5-11.

NORTHERN CONSTRUCTION CO., LIMITED
RAILROAD CONTRACTORS
LUMBER MANUFACTURERS
406 UNION BANK BUILDING
PHONE MAIN 6520

WINNIPEG, MAN. February 16th/12.

406142

Inspector, General Post Office,
TORONTO.....ONT.

Dear Sir:

We enclose herewith telegram which we forwarded to the Department of Indian Affaires, Toronto, February 5th, and a letter from the Department of Lands & Forests, Toronto, dated February 9th.

The letter in question was addressed to the Department of Indian Affaires, Toronto, in error.

Will you please have this letter traced and either returned to us or forwarded to the Indian Agent, Fort Frances.

Kindly return the enclosed correspondence.

Yours truly,

NORTHERN CONSTRUCTION COMPANY. LTD.,

Per G. H. Warde

ACCOUNTANT

GHW/JO.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

T. D. FORM 1 B

Canadian Pacific Railway Company's Telegraph

TERMS AND CONDITIONS

All messages are received by this Company for transmission, subject to the terms and conditions printed on their Blank Form No. 2, which terms and conditions have been agreed to by the sender of the following message. This is an unrepeated message, and is delivered by request of the sender under these conditions.

B. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. FLETCHER, Supt., Vancouver, B.C.
J. McMILLAN, Supt., Calgary, Alta.
R. N. YOUNG, Supt., Moose Jaw, Sask.
J. TAIT, Supt., Winnipeg, Man.
W. J. CAMP, Elect. Engr., Montreal, Que.
F. T. JENNINGS, Supt., North Bay, Ont.
W. MARSHALL, Supt., Toronto, Ont.
JNO. F. RICHARDSON, Supt., Montreal, Que.
F. J. MAHON, Supt., St. John, N.B.

406142

JAS. KENT,
Manager Telegraphs, Montreal.

Central Telegraph Office.
KIPP'S DRUG STORE,
168 McCAUL STREET.
PHONE ANSWER TO COLLEGE 43

13GE HA
31 Winnipeg Man 5
Dept of Indian Affairs,
Toronto

Our letter 30th ult enclosing cheque for one hundred fifty dollars ground rent I R, 18 B sent in error please return or forward indian agent fort frances reply.

Northern Construction Co.

MINISTER'S OFFICE
FEB 5 1912
DEPT. L. F. & M.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

ONTARIO
DEPARTMENT OF LANDS FORESTS & MINES
BUREAU OF MINES

406142

Toronto,

February 9th, 1912.

Gentlemen;

The enclosed telegram was received here on the 5th inst. addressed to the Department of Indian Affairs, Toronto, as follows:-:-

"Our letter 30th ult. enclosing cheque for one hundred fifty dollars ground rent I R, 18 B. sent in error. Please return or forward Indian Agent, Fort Frances. Reply."

Northern Construction Co."

I assume this telegram was not intended for the Department of Lands, Forests & Mines. I can find no trace of the cheque for $150. referred to by you.

Yours truly,

Thos. Gibson

Deputy Minister.

The Northern Construction Co.
Winnipeg, Man.

Encl.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF ... 1912

IN YOUR REPLY REFER TO FILE No. 1400 Main East.

WINNIPEG, MAN. Feb. 20/12.

Re revision across Reserve 418 B., near Fort Frances.
Your file #204596.

1 Survey
1 Cert Plan

2

405909

Mr J. D. McLean,
Assistant Deputy and Secretary,
Dept. of Indian Affairs, Ottawa, Ont.

Dear Sir:

Replying to your letter of November 16th, 1911. I am instructed by the Company to advise you that they wish to retain the abandoned right of way for use as a spur track and also wish to secure possession of the strip lying between the two locations, containing 4.20 acres, as well as the right of way containing 5.33 acres. I am enclosing herewith three tracings showing the right of way and the strip, signed by an Ontario Land Surveyor, and would be very much obliged if you will advise me the lowest price per acre that your Department is prepared to accept for the land required.

Yours truly,

for R M Mitchell
for RIGHT OF WAY AGENT.

B.AW

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

204596-1a

THE CANADIAN NORTHERN RAILWAY COMPANY.

SOLICITOR'S DEPARTMENT

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

WINNIPEG, CANADA

March 6th, 1912.

PLEASE REFER TO OUR FILE NO. 3020. YOUR NO.

Secretary,

Department of Indian Affairs,

Ottawa, Ont.

406824

Dear Sir;-

Re Spur to Alexander Bruce Company's Plant.
McIrvine Townsite.

On the 20th of February we forwarded to you plans of proposed spur to Alexander Bruce Company's plant in McIrvine Townsite and asked you to approve of same. The Board of Railway Commissioners are enquiring as to whether we have obtained your sanction to the spur as without same they will not consider our application. Might we ask you to give this matter your preferred attention and if the plans meet with your approval, would you please return them to us.

Yours truly,

Clark & Sweatman,

per

AW.

DEPT. OF INDIAN AFFAIRS
MAR 13 1912
SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596/1A.

1 Mr. Minister
2 Secty

Ottawa, March 18, 1912.

Sir,

I beg to inform you that Messrs. Clark and Sweatman, Barristers, Winnipeg, Manitoba, are enquiring whether the Canadian Northern Railway has obtained the sanction of this Department to a proposed spur to the Alexander Bruce Company's Plant in the McIrvine Townsite, Fort Frances, Ont. I beg to refer you to letter of the 17th of October, 1911, with which you returned three tracings bearing the signature of the Assistant Chief Engineer of the Board of Railway Commissioners, that the land referred to in the said plans was actually required for Railway purposes. The plans referred to showed the land required in the Indian Reserve for the purposes of the said spur line. This Department knows no objection as far as the Indian interest is concerned to the construction of the said spur line.

S.B.

Your obedient servant,

Sgd. J. D. McLean.

Assistant Deputy and Secretary.

A. D. Cartwright, Esq.,
Secretary Board of Railway Commissioners,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596/1A.

1 Dr Minutes
2 encls

Ottawa, March 18, 1912.

Sir,

I beg to inform you that there has been sent you by registered mail three copies on tracing cloth of a plan showing an extra width of land required by the Canadian Northern Railway in the Indian Reserve, No. 18B, at the west end of Rainy Lake, Ont. The total area applied for is 9.53 acres. This is in addition to the present right of way which the company desires to retain. If the said land is required for Railway purposes I shall be obliged if the proper officer of the Board will be good enough to certify to the plans in the usual manner. One copy may be retained by you; kindly return the remaining two to this Department.

S.B.

Your obedient servant,

Sgd. J.D. McLean.

Assistant Deputy and Secretary.

A. D. Cartwright, Esq.,
Secretary,
Board of Railway Commissioners,
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596/1A. Ottawa, March 18, 1912.

1 by Minister
2 Secy

Gentlemen:

I beg to acknowledge receipt of your letter of the 6th instant and to inform you that the attention of the Secretary of the Board of Railway Commissioners has been brought to the fact that the plan showing the proposed spur line for the Alexander Bruce & Co. Tie Preserving Plant, Rainy Lake, Ontario, had been sent to the Board and had been again received by this Department, duly certified that the lands were required for Railway purposes and also informing him that as far as the Indian interest was concerned there was no objection on the part of this Department to the construction of the said spur line.

Two tracings bearing the certificate of the Board of Railway Commissioners showing the said proposed spur were sent you by registered mail on October 20, 1911.

S.B.

Your obedient servant,

Sgd. J. D. McLean.

Assistant Deputy and Secretary.

Messrs. Clark & Sweatman,
Solicitors,
Canadian Northern Railway,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596/1A.

1 Sy. 9 Ack

Ottawa, March 18, 1912.

Sir,

I beg toacknowledge the receipt of your letter of the 20th ultimo No. 1400 main East and of the plans therein referred to showing the strip of land r quired by your company in connection with the deviation in Indian Reserve No. 18B. The total area applied for is 9.53 acres. The valuation placed on this is $10.00 per acre. The sum of $95.30 should therefore be forwarded to this Department in payment for the said land.

Your obedient servant,

Sgd J D McLean

Assistant Deputy and Secretary.

S.B.

The Right of Way Agent,
Canadian Northern Railway,
Winnipeg, Man.

Ent'd sale 2 Folio 492 Sundry Sale Book No. 2

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

204,596/2.

Ottawa, March 20, 1912.

Memorandum for the Deputy Minister.

I beg to draw your attention to the draft of a letter dated Feb. 19, 1912, addressed to the Deputy Minister of Lands and Forests, Toronto. The letter itself has not yet been forwarded to its destination.

With reference to the application for the right of way required in the same reserve referred to, No. 18B, by the Canadian Northern Railway will you kindly indicate the action to be taken in this and in similar cases where Indian Reserves in Ontario which have not been confirmed by the Provincial Government are concerned. That is to say, shall this Department receive the money that may be arranged for inpayment for the said rights of way and permit construction or what other action may be taken.

S. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
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CANADA

OFFICE OF THE DEPUTY SUPERINTENDENT GENERAL.
OTTAWA.

March 20, 1912.

204,596-2

The Surveys Branch, &c., to note,-

Will you please bear in mind that the Department is not to enter into any contractual relations whatever with parties seeking to acquire Indian lands for railway or other similar purposes until such time as it has been decided by the Department, as each case arises, that they may do so.

D. S. G. I. A.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
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CANADA

O. H. M. S. FREE.

C. A. Bartwright
Secy.

J. D. McLean, Esq.
Asst. Deputy & Secretary,
Dept. of Indian Affairs,
Ottawa.

O. H. M. S. FREE.

C. A. Bartwright
Secy.

J. D. McLean, Esq
Asst. Deputy & Secretary
Dept of Indian Affairs
Ottawa

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596-1a

BOARD OF RAILWAY COMMISSIONERS FOR CANADA,

OTTAWA, MAR 21 1912

DEPARTMENT OF INDIAN AFFAIRS MAR 22 1912

I beg to acknowledge the receipt of your letter of Mar 18/12 *which will receive the attention of the Board.* Your file 204,596/1a.

In writing further on this subject, please refer to File No. 18456

A. D. CARTWRIGHT,
Secretary.

NOTE.—Letters addressed to this Board are carried FREE by the Post Office Department.

204596-1a

BOARD OF RAILWAY COMMISSIONERS FOR CANADA,

OTTAWA, MAR 21 1912

DEPARTMENT OF INDIAN AFFAIRS MAR 22 1912

I beg to acknowledge the receipt of your letter of Mar 18/12 *which will receive the attention of the Board.* Your file 204,596/1a

In writing further on this subject, please refer to File No. 139791

A. D. CARTWRIGHT,
Secretary.

NOTE.—Letters addressed to this Board are carried FREE by the Post Office Department.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
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CANADA

This plan was returned
to Canadian National
with letter 21st Nov 1932
MEN.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596 1a

A. E. [illegible]TWRIGHT.
SECRETARY.

W.

BOARD OF
RAILWAY COMMISSIONERS
FOR CANADA.

OFFICE OF THE SECRETARY.
OTTAWA.

DEPARTMENT OF INDIAN AFFAIRS
MAR 22 1912

Ottawa, March 21, 1912.

Dear Sir:- File No. 13979.1 C.N.R. in Indian Reserve, No.18B.

Referring to your letter of March 18th, File No. 204, 596/1A.

I beg to enclose you herewith two linen tracings which bears certificate of the Assistant Chief Engineer of the Board that the lands are required for railway purposes.

Enc.

Yours truly,

A. D. Castwright
Secy. A.R.C.B.

J. D. McLean, Esq.,
Assistant Deputy and Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
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CANADA

CV. Order No. 16934 16157

THE BOARD OF RAILWAY COMMISSIONERS FOR CANADA.

FRIDAY, THE 22ND DAY OF MARCH A.D. 1912.

D'ARCY SCOTT,
Assistant Chief Commissioner.

JAMES MILLS,
Commissioner.

IN THE MATTER OF the application of the Canadian Northern ~~Ontario~~ Railway Company, hereinafter called the "Applicant Company", under Sections 222 of the Railway Act, for authority to construct a spur line of railway for Alexander Bruce and Company, Tie Preserving Plant, on the Indian Reserve No.18B in the Township of McIrvine and province of Ontario, as shown on the plan and profile and described in the book of reference dated September 7th, 1911, filed with the Board under file No.18456:

The original of this D... removed for ... in the ... the Indian Land ...
Signature
Date

UPON the report and recommendation of the Assistant Chief Engineer of the Board and the consent of the Department of Indian Affairs the land owners affected to the construction of the proposed spur, publication of notice of the application being hereby dispensed with —

IT IS ORDERED that the Applicant Company be, and it is hereby, authorized to construct the said spur line of railway for Alexander Bruce and Company, Tie Preserving Plant, on the Indian Reserve No.18B in the Township of McIrvine, Province of Ontario, as shown on the said plan and profile and described in the book of reference filed with the Board under file No.18456; the said spur to be constructed and completed within three months from the date of this Order.

Assistant Chief Commissioner.

Board of Railway Commissioners for Canada.

BOARD OF RAILWAY COMMISSIONERS FOR CANADA.
Examined and certified as a true copy under Section 28 of "The Railway Act"
Board of Railway Commissioners for Canada

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596-1A

E. A. Pri[illegible] L.S.,
[illegible] Secretary.

Board of Railway Commissioners
for Canada.

Office for [illegible] of Correspondence, Etc., in [illegible]

DEPARTMENT OF INDIAN AFFAIRS
MAR 26 1912

Ottawa, March 26, 1912.

407934

File 18456. Case

Sect. C. for preparation for the Report

Sect. C. for information.

Dear Sir,

I enclose herewith certified copy of Order of the Board [illegible] No. 16157 dated March 22nd, 1912.

Also certified copy of plan in connection therewith.

Please acknowledge receipt.

Yours truly,

Eug. Primeau
Assistant Secretary

J. D. McLean, Esq.,
Assistant Deputy and Secretary,
Dept of Indian Affairs,
Ottawa, Ont.,

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204 5-96

A. D. CART[illegible]NT.
AL/E [illegible]RETARY.

BOARD OF
RAILWAY COMMISSIONERS
FOR CANADA.

OFFICE OF THE SECRETARY.
OTTAWA.

DEPARTMENT OF INDIAN AFFAIRS
MAR 28 1912

March 27th, 1912.

DEPT. OF INDIAN AFFAIRS,
MAR 30 1912
SURVEYS.

408072

Dear Sir,- File 10456. Spur line A. Bruce & Co.

Referring to my letter of the 25th instant enclosing certified copy of Order No. 16157. I find that the Canadian Northern Ontario Railway is referred to in this Order. As the application was made on behalf of the Canadian Northern Railway will you please strike out the word "Ontario" wherever it appears in the copy of this Order sent you.

Yours truly,

A. D. Cartwright
Secy. R.R. Bd.

J. D. McLean, Esq.,
Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

204596

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF INDIAN AFFAIRS
MAR 29 1912

IN ANSWERING REPLY REFER TO FILE No. 1400 Main Rest.

WINNIPEG, MAN. Mar. 25/12.

Re revision across Reserve #18B., near Fort Frances, Ont.
Your file #204596.

Subject to Council
Mr R. B. Gibbons

DEPT. OF INDIAN AFFAIRS
MAY 30 1912
SURVEYS

408172

Mr J. D. McLean,
Assistant Deputy and Secretary,
Department of Indian Affairs, Ottawa, Ont.

Dear Sir:

I beg to acknowledge receipt of your favor of the 18th inst., quoting a price of $10 per acre on the 9.53 acres required.

I am instructing our Solicitors, Messrs. Clark & Sweatman, Winnipeg, to arrange for completion of title on this basis.

Yours truly,

R. M. Mitchell
for RIGHT OF WAY AGENT.

B.AW

Credit Folio 492
Sale 2 Folio 492
Sundry Sale Book
No 2

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

204,596/2

Ottawa, 12th April, 1912.

His Royal Highness

The Governor General in Council.

The undersigned has the honour to state that the Canadian Northern Railway Company has applied to the Department of Indian Affairs for right of way, to comprise an area of 5.33 acres, for deviation of its line through Indian Reserve No. 18B, in Treaty No. 3, in the province of Ontario; also for the strip of land, comprising an area of 4.20 acres lying between the old location of the railway and the proposed new location; and for 0.565 of an acre for a spur line for the Alexander Bruce & Company Tie Preserving Plant. Plans are of record in the Department of Indian Affairs showing the lands applied for and bearing certificates of the Assistant Chief Engineer of the Board of Railway Commissioners for Canada that the lands shown thereon are required for railway purposes.

Reserve 18B is one of the reserves set apart under Treaty No. 3 in what was formerly known as the " disputed territory." The reserves in the said territory, although administered by the Department of Indian Affairs, have not been confirmed by the Government of Ontario, and therefore

Law 12
21 12
LB 18
RC 18

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
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CANADA

therefore are not fully constituted Indian reserves.

The undersigned would, however, recommend that, under section 46 of the Indian Act, as amended by Sec. 1 of Chap. 14, 1-2 Geo. V, the consent of Your Royal Highness in Council be given for the transfer to the said railway company of the Indian interest in the lands applied for by it, as above mentioned.

D.C. Rogers

Superintendent General
of Indian Affairs.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

204,596/2

Right of way for C.N.R. through Res. 18E, in Treaty 3, Ontario.

By the North West Angle Treaty, No. 3, made on the 3rd Oct., 1873, between the Dominion and the Saulteaux tribe, the lands therein described were surrendered to Her Majesty.

Under this treaty reserves were to be selected and set aside for the Indians. After the reserves were selected the true boundaries of the province of Ontario were declared to include part of the territory surrendered by the treaty and Ontario was not a party to the selection and has never as yet concurred in the selection.

The fee of these reserves is still in Ontario. Pending any decision to the contrary, however, they are dealt with as reserves and are administered by the Department of Indian Affairs as reserves. But in view of the dispute between the Dominion and Ontario a conveyance can only be made of the Indian interest. Sec. 46 of the Indian Act relates to the taking of reserve lands for railways, &c.

Indian Affairs,
12 April, 1912.

410833

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

P.C. 976.

Certified copy of a Report of the Committee of the Privy Council, approved by His Royal Highness the Governor General on the 25th April 1912

On a Memorandum dated 12th. April, 1912, from the Superintendent General of Indian Affairs submitting that the Canadian Northern Railway Company has applied to the Department of Indian Affairs for right of way, to comprise an area of 5.33 acres, for deviation of its line through Indian Reserve No. 18B, in Treaty No.3, in the province of Ontario; also for the strip of land, comprising an area of 4.20 acres lying between the old location of the railway and the proposed new location; and for 0.505 of an acre for a spur line for the Alexander Bruce & Company Tie Preserving Plant. Plans are of record in the Department of Indian Affairs showing the lands applied for and bearing certificates of the Assistant Chief Engineer of the Board of Railway Commissioners for Canada that the lands shown thereon are required for railway purposes.

The Minister states that Reserve 18B is one of the reserves set apart under Treaty No.3 in what was formerly known as the "disputed territory". The reserves in the said territory, although administered by the Department of Indian Affairs, have not been confirmed by the Government of Ontario, and therefore are not fully constituted Indian reserves.

The Minister, however, recommends that, under section 46 of the Indian Act, as amended by Sec.1 of

The Honourable Chap.

The Superintendent General of Indian Affairs.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Chap. 14, 1-2 Geo.V, the consent of Your Royal Highness in Council be given for the transfer to the said railway company of the Indian interest in the lands applied for by it, as above mentioned.

The Committee submit the foregoing recommendation for approval.

Clerk of the Privy Council.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596/2.

Ottawa, July 20, 1912.

Gentlemen:

I beg to inform you that under date of March 25, last, we received a communication from the Right of Way Agent of the Canadain Northern Railway Company in which he says that he was then instructing you to complete the purchase of 9.53 acres required by the said railway in connection with its revision across the Indian Reserve No. 18B near Fort Frances, Ontario, at a rate of $10.00 per which had been agreed upon. We have received no communication from you in this matter.

In this connection, I beg to refer you to letter of Feb. 9, last in which a demand was made for the payment of $50.00 for the spur line to the Alexander Bruce Company's plant in the said reserve. I shall be obliged if you will be good enough to forward to the Department the two sums indicated, viz., $95.30 and $50.00 at your early convenience.

Your obedient servant,

Sgd. J. McLean

Assistant Deputy and Secretary.

Messrs. Clark and Sweatman,
Barristers, Etc.,
C. N. Rwy. Co. Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7C.N
Vol 2

Mr. Ogilvie

LANDS BRANCH
JUL 20 1912

File 409,918.

Ottawa, July 20, 1912.

EX

DESCRIPTION FOR LEASE TO JAMES HARTY - 18B, ONTARIO.

All that parcel of land situate in Indian Reserve number eighteen B in the District of Rainy Lake, Province of Ontario and Dominion of Canada containing by admeasurement twenty acres be the same more or less being composed of a portionof land to be leased to one James Harty which said parcel may be more particularly described as follows:

Commencing at the point where the north limit of the right of way of Canadian Northern Railway through said reserve intersects the west limit of the road allowance along Rainy Lake thence westerly along the said North limit twelve chains and fifty links thence North astronomically twenty-five chains thence East twelve chains and fifty links more or less to the West limit of the road allowance along the Rainy Lake thence Southerly alongsaid limit of said road to the place of commencement, together with the right to construct and operate during the life of this lease a spur line from a point on the Canadian Northern Railway to the above described parcel of land., as shown on a plan of survey of record in the Department of Indian affairs made by D. J. Gillon , O.L.S., dated May 8, 1912.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
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CANADA

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITOR'S DEPARTMENT

204596-2

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

WINNIPEG, CANADA Aug. 2/12.

417105
PLEASE REFER TO OUR FILE NO.

Your No.

DEPARTMENT OF INDIAN AFFAIRS
AUG 6 1912

L. McLean, Esq.,
Department of Idian Affairs,
Ottawa, Ont.

Dear Sir,- - RE YOUR FILE 204596-2 -

We beg to acknowledge receipt of your letter of the 20th ultimo in this connection. We have today written to Mr. R. M. Mitchell Acting Right of Way agent for instructions; as soon as these are received we shall forward you a cheque.

Yours truly,

CLARK & SWEATMAN.

W/P.

Per. C. Mc.....

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 552

ORIGINAL, FOR THE DEPOSITOR.

Bank of Montreal,

$ 50.00

Sept. 9th 1912

Ottawa,

RECEIVED from Can. Northern Ry. Co.

on account Indian Funds

the sum of Fifty ---------- xx/100 *Dollars, which amount will appear at the RECEIVER GENERAL'S credit with this Bank.*

Signed in Triplicate,

Ent'd.

Pro. Manager.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596
~~409918~~

DEPT. OF INDIAN AFFAIRS
SEP 10 1912
SURVEYS

ACCOUNTANT'S
SEP 24 1912
BRANCH

DEPARTMENT OF INDIAN AFFAIRS
SEP 10 1912

419465

DUPLICATE, FOR DEPARTMENT.

No. 552

419465

Bank of Montreal,

$ 50.00 Ottawa, Sept. 9th 1912

RECEIVED from Can.Northern Ry. Co.

on account Indian Funds

the sum of Fifty ~~~

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITOR'S DEPARTMENT

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

WINNIPEG, CANADA

The above partnership having been dissolved
Kindly address your reply on this subject to
O. H. CLARK

September 4th., 1912.

PLEASE REFER TO OUR FILE No. 3020 [redacted] YOUR No. 205596-2.

DEPARTMENT OF INDIAN AFFAIRS SEP 10 1912

Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

419465

Dear Sir;-

Referring to your letter of the 20th of July last, I now beg to enclose herewith cheque in favor of the Department for $50.00, being payment for right of way over the spur to the Alexander Bruce Company's plant in Indian Reserve No. 18B. Would you kindly acknowledge receipt of same and advise me at your convenience that patent will issue in due course for the right of way of this spur.

Yours truly,

O. H. CLARK,

Per

AW.

ENCL.

Credited to Capital Funds
Contributing Band
acct. $50.
2

Cheque herewith for $50.00

Lt

F. M. Leas

ORIGINAL, FOR THE DEPOSITOR.

No. 553

Bank of Montreal,

$ 95.30 Ottawa, Sept. 9th 1912

RECEIVED from Can. Northern Ry. Co.

on account Indian Funds

the sum of Ninety five ----------30/100 *Dollars, which amount will appear at the RECEIVER GENERAL'S credit with this Bank.*

Signed in Triplicate,

Ent'd. B

Pro. Manager.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596

To Demorin

Entered
Sale 2
Sundry Sale Book
No 2.

DEPARTMENT OF INDIAN AFFAIRS
SEP 10 1912

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419463

DUPLICATE, FOR DEPARTMENT.

No. 553

Bank of Montreal,

419463

$ 95.30

Ottawa, Sept. 9th 1912

RECEIVED from Can. Northern Ry. Co.

on account Indian Funds

the sum of Ninety five ---------- 30/100 *Dollars, which amount will appear at the RECEIVER GENERAL'S credit with this Bank.*

DEPARTMENT OF INDIAN AFFAIRS
SEP 10 1912

Signed in Triplicate,

Ent'd. Bentley sale 2 Folio 4

Pro. Manager.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

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CANADA

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITOR'S DEPARTMENT

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

The above partnership having been dissolved
Kindly address your reply on this subject to
O. H. CLARK

WINNIPEG, CANADA

September 4th., 1912.

PLEASE REFER TO OUR FILE No. 1369A YOUR No. 204596-2.

Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

419463

Dear Sir;-

Referring to your letter of the 20th of July last, I now have pleasure in enclosing my trust cheque for $95.30, being payment for 9.53 acres required for the right of way of the C.N.R. across Indian Reserve No. 18B. near Fort Frances. I will be pleased to hear from you in due course with patent in favor of the Railway Company.

Yours truly,

O. H. CLARK ?

Per

KW.

ENCL.

Entd
Sale 2-
Sundry Sale Book
No. 2
Page 49
Credited to Capital funds
Quetichiching Bankers Acct. 130
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for $95.30

2

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

22124-7
Vol. 2

File 204,596/2.

Ottawa, Sept. 30,1912.

DESCRIPTION FOR PATENT CANADIAN NORTHERN RAILWAY NEW RIGHT OF WAY AND SPUR TO ALEXANDER BRUCE COMPANY INDIAN RESERVE NUMBER 18 B.

All those parcels of land situate in Indian Reserve Number Eighteen B in the District of Rainy River in the Province of Ontario and Dominion of Canada containing together by admeasurement ten acres and ninety-five thousandths of an acre be the same more or less being composed of lands required by the Canadian Northern Railway for Right of Way and for a spur to the Alexander Bruce Company's plant, more particularly described as follows:-

First: Beginning at a point on the Northerly limit of the present Right of Way of the Canadian Northern Railway opposite to Mile 208 + 05 on present line same being mile 208 + 29 on new line thence North Eighty-five degrees thirty-five minutes East, two thousand three hundred and forty-seven feet to the Westerly limit of the road allowance along Rainy Lake thence Southerly along said limit three hundred feet more or less to the Northerly limit of the present line thence South eighty-eight degrees seventeen minutes East along said limit to the place of beginning and containing nine acres and fifty-three hundredths of an acre more or less as said right of way is shown on a plan of the same dated at Winnipeg on the first

Sale 2
Page 492
Sundry No. 1

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

day of February 1912 and of record in the Department of Indian Affairs under Number 1113.

Second:- All that parcel of land lying between two lines each of which lies parallel to the centre line of said spur to the Bruce Lumber Company each of said lines being at a normal distance of thirty feet on opposite sides of said centre line and being bounded on the Northerly side by the Southerly limit of the right of way of the Canadian Northern Railway and on the Easterly side by the Westerly limit of Williams and Harty's Lease, the said centre line maybe described as follows, commencing at a point on the said Southerly limit of said right of way distant four hundred and thirty four feet South fifty-seven degrees forty-eight minutes West from the intersection of the Westerlylimit of Williams and Harty's Lease and said Southerly limit of said right of way thenceon a fourteen degrees curve to the right for five hundred feet thence on a tangent to the said curve for fifty-seven and two tenths feet more or less to a point on the Westerly limit of said lease distant nine hundred and ninety-seven feet Southerly from said intersection said parcel containing five hundred and sixty-five thousandths of an acre more or less as said spur is shown on a plan of the same dated Sept. 7, 1911 and of record in the Department of Indian Affairs under Number 1108.

Provided and it is hereby expressly declared that this patent is issued and accepted without recourse against the Dominion Government in case of the establishment of any claim on the part of or under the province of Ontario to the said land or any interest therein.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596.

Ottawa, Sept.30,1912.

EXD.

Sir,

I beg to enclose for your information a copy of the description it is proposed to insert in the patent conveying the Indian interest in the lands occupied by your Company for new right of way and land included between the said new right ofway and old right of way, also that occupied by the spur to the Bruce Lumber Company in Reserve 18B, Ontario. I shall be obliged if you will be good enough to ~~have~~ the proper officers of your company examine the said description and approve the same or make any amendments you deem necessary and return to this Department for insertion.

Encl.

Your obedient servant,

Assistant Deputy and Secretary.

O.H.Clark,
Solicitor,Etc.,
Canadian Northern Rwy.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596-2

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITORS' DEPARTMENT

CLARK & JACKSON
SOLICITORS FOR WESTERN LINES

WINNIPEG, CANADA

22nd Jan. 1915.

PLEASE REFER TO OUR FILE No. 1369 A. YOUR No. 204596-2

Assistant Deputy & Secretary,
Department of Indian Affairs,
OTTAWA, Ont.

4,481

Dear Sir:-

In September 1912 we forwarded to you cheque for $95.30 being payment for 9.53 acres required for Right of Way across Indian Reserve No. 18B, Fort Frances. We cannot trace title to this property and wish you would advise whether patent ever issued, and if so, the date same was forwarded to us.

Yours truly,
CLARK & JACKSON
per

AW/C.

LANDS BRANCH JAN 27 1915

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204.596/2.

Ottawa, January 28, 1915.

Gentlemen,-

I beg to acknowledge the receipt of your letter of the 22nd instant. No. 1369 A, in connection with issue of patent for right of way of the Canadian Northern Railway Company across Indian Reserve 18 B, Fort Frances, and in reply beg to refer to letter of the 30th September, 1912, addressed your Mr. Clark in this matter, forwarding copy of description for examination and approval by the officers of your Company, and until this has been done, the Department is not in a position to take up the question of issue of patent.

Your obedient Servant,

W. A. Orr.

In Charge Lands & Timber Branch.

WAO

Messrs. Clark & Jackson,
Solicitors for the Canadian Northern Railway Co.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596/2.

Ottawa, January 26, 1915.

Sir.-

Referring to letter addressed you on the 3rd of April, 1909, in connection with rental for agency buildings at Pithers Point, I have to call attention to the fact that Mr. Alexander Wills has only paid rental up to the 20th of May, 1910, and I have to say that, as the rental payable is $15.00 per month, you will be good enough to collect the sum of $840.00, being rental for four years and eight months, up to the 10th of January, 1915.

Your obedient Servant,

W.A.O

W. A. Ort.

In Charge Lands & Timber Branch.

J. P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596 3

INDIAN AGENT'S OFFICE,

FORT FRANCES AGENCY,

IN YOUR REPLY REFER TO
No. 4491
ALSO
TO DATE OF THIS LETTER.

30th Jany. 1915 190

Sir,— 4,527

Referring to your letter of 26th instant,

*No.*204,596/2, directing me to collect the sum of $840.0 for rental of Pithers Point, for four years and eight months, in reply I would refer you to your letter of the 26th May, 1910, enclosing Lease No. 3 for this land and buildings, and for which the Town of Fort Frances has annually paid rent. After the 20th May 1910 Mr. Alex Mills paid his rent to the Town.

I have the honor to be,

Sir,

Your obedient servant,

Indian Agent.

The Secretary,

Dept. of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITORS' DEPARTMENT

CLARK & JACKSON
ITORS FOR WESTERN LINES

WINNIPEG, CANADA

7th April, 1915.

PLEASE REFER TO OUR FILE NO. 1369. YOUR NO.

DEPT. OF INDIAN AFFAIRS APR 15 1915

Asst. Deputy Superintendent General,
Department of Indian Affairs,
OTTAWA, Ont.

478213

Dear Sir:-

Mr. A. D. George of Fort Frances, who was our agent for that district at one time, had some correspondence with you in 1910 and 1911 regarding land for right of way through Fort Frances Indian Reserve No. 1. The consideration for this right of way was paid to your Department and you submitted a description which it was proposed to insert in the patent. On examining this description our Engineers pointed out that owing to a roadway in the Reserve having been closed a new plan had been prepared and filed with the Indian Department and it would therefore be advisable to amend your description. We submitted to Mr. George a proposed new description to take the place of the one submitted by you. As far as we can learn the matter was never advanced far enough to enable you to prepare the patent.

We should be extremely obliged if you would

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
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THE CANADIAN NORTHERN RAILWAY COMPANY
SOLICITORS' DEPARTMENT

CLARK & JACKSON
SOLICITORS FOR WESTERN LINES

WINNIPEG, CANADA

PLEASE REFER TO OUR FILE NO. YOUR NO.

look into this matter and advise us whether the description which we submitted is acceptable to your Department, and if so, that patent will issue to the Railway Company in due course.

Yours truly,

CLARK & JACKSON

per A.W.

AW/C.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

F.204596-2

DEPARTMENT OF INDIAN AFFAIRS CANADA.

Ottawa, 13th April 1915.

MEMORANDUM

Mr.Scott,-

With reference to the letter hereunder of the 7th instant from Messrs.Clark and Jackson, I beg to state that the right of way of the Canadian Northern Railway through the ~~Fort~~.Frances Indian Reserve No.1 was duly paid for and a description was prepared and is ready for patent. On referring to the Provincial Government, Mr.Aubrey White replied on the 31st January 1912 that his Department could not undertake to give any consent to the issue of a patent until the whole question of the Indian Reserves in the Rainy River district is settled. Consequently the issue of the patent has been withheld.

C. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596-2

Ottawa, 19th April 1915.

Gentlemen,-

In reply to your letter of the 7th instant (No.1369) I beg to inform you that the right of way of the Canadian Northern Railway across the Fort Frances Indian Reserve No.1, was duly paid for and a description is prepared and ready for the patent. The Provincial Government however will not consent to the issue of a patent until the whole question pending regarding Indian Reserves in the Rainy River district, is settled. This question is now practically settled but until the final steps are taken it is desirable not to issue the patent.

J.B. Pinto

Your obedient servant,

sgd J. D. McLean

Asst. Deputy and Secretary.

Messrs. Clark & Johnson,
Solicitors,
Canadian Northern Railway Co.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596-2

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITORS' DEPARTMENT

CLARK & JACKSON
SOLICITORS FOR WESTERN LINES

WINNIPEG, CANADA

DEPARTMENT OF INDIAN AFFAIRS JUL 16 1915

10th July, 1915.

PLEASE REFER TO OUR FILE No. 1369-A. YOUR No. 204596-2

Asst. Deputy & Secretary,

Department of Indian Affairs,

OTTAWA, Ont.

401124

Dear Sir:-

Referring to your letter of the 19th of April last, on that date you wrote us that the issue of patent for our right of way would be delayed until a question pending regarding Indian Reserves in the Rainy River District was settled. Would you kindly advise if a settlement has now been had, and if so, when we may expect our patent.

Yours truly,

CLARK & JACKSON,

per

AW/C.

DEPT. OF INDIAN AFFAIRS JUL 16 1915 SURVEYS

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 C.N.R.

Vol 2

F.204596-2

CANADIAN NORTHERN RAILWAY

Sale 1

Pat 50' Sanders Vol 2'

~~Right of way,-~~

~~Indian Reserve No.1 Fort Frances,Ont.~~

~~All that parcel of land situate in the Fort Frances Indian Reserve No.1,also known as Pitherie point,in the District of Rainy River,Province of Ont-rio~~ containing by admeasurement three acres and three tenths of an acre, more or less, ~~being composed of~~ the right of way of the Canadian Northern Railway through the said reserve,and which may be more particularly described as follows;

All that portion of the said Indian Reserve,lying between two lines drawn parallel to,and thirty-three feet perpendicularly distant on each side of the following described line

Pat. 17,535 A.S.K.

Intersecting the west boundary of the said Indian Reserve, at a distance of one hundred and thirty-four feet and six-tenths of a foot measured Northerly along the said west boundary from the south west corner of the said Reserve;thence south easterly making an included angle of seventy-four degrees thirty-four minutes to the south and east with the said west boundary of reserve,six hundred and fifty-nine feet and six-tenths of a foot;thence along a three degree curve having a radius of nineteen hundred and ten feet and one tenth of a foot perpendicular to the last course and a central angle of twenty-one degrees and fifty-six minutes to the south seven hundred and thirty-one feet and one tenth of a foot; thence south-easterly and tangentially to the last curve two hundred and sixteen feet and nine-tenths of a foot; thence along a four degree curve having a radius of fourteen hundred and thirty-two feet and seven-tenths of a foot perpendicular to the last course,and a central angle of thirty

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

thirty-two degrees forty-two minutes to the north, eight hundred and seventeen feet and five-tenths of a foot; thence south easterly and tangentially to the last curve, one hundred feet more or less, to the waters' edge of Rainy Lake, excepting therefrom all that portion reserved for Public Roads; the said Right of way being as shown on a plan of survey of the same, dated the fourth day of June, in the year 1910, on record in the survey Branch of the Department of Indian Affairs under No, 750.

Dated at Winnipeg, Man. this
23rd day of November, 1911.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

204 396-

22124-7 G.N
Vol 2

Ottawa, 20th July, 1915-

Gentlemen,

In reply to your letter of the 10th Instant, No. 1369/A. I beg to say that the question pending with the Provincial Government as to Indian Reserves in the Rainy River District, has been settled, and Letters Patent are being issued to the Canadian Northern Railway Company, for Right of Way through Fort Frances Indian Reserve, No. 1, and will be forwarded you in due course.

Your obedient servant,

J. D. McLEAN

Asst. Deputy & Secretary-

Messrs. Clark & Jackson,
Solicitor's Department,
Canadian Northern Railway,
Winnipeg,
Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
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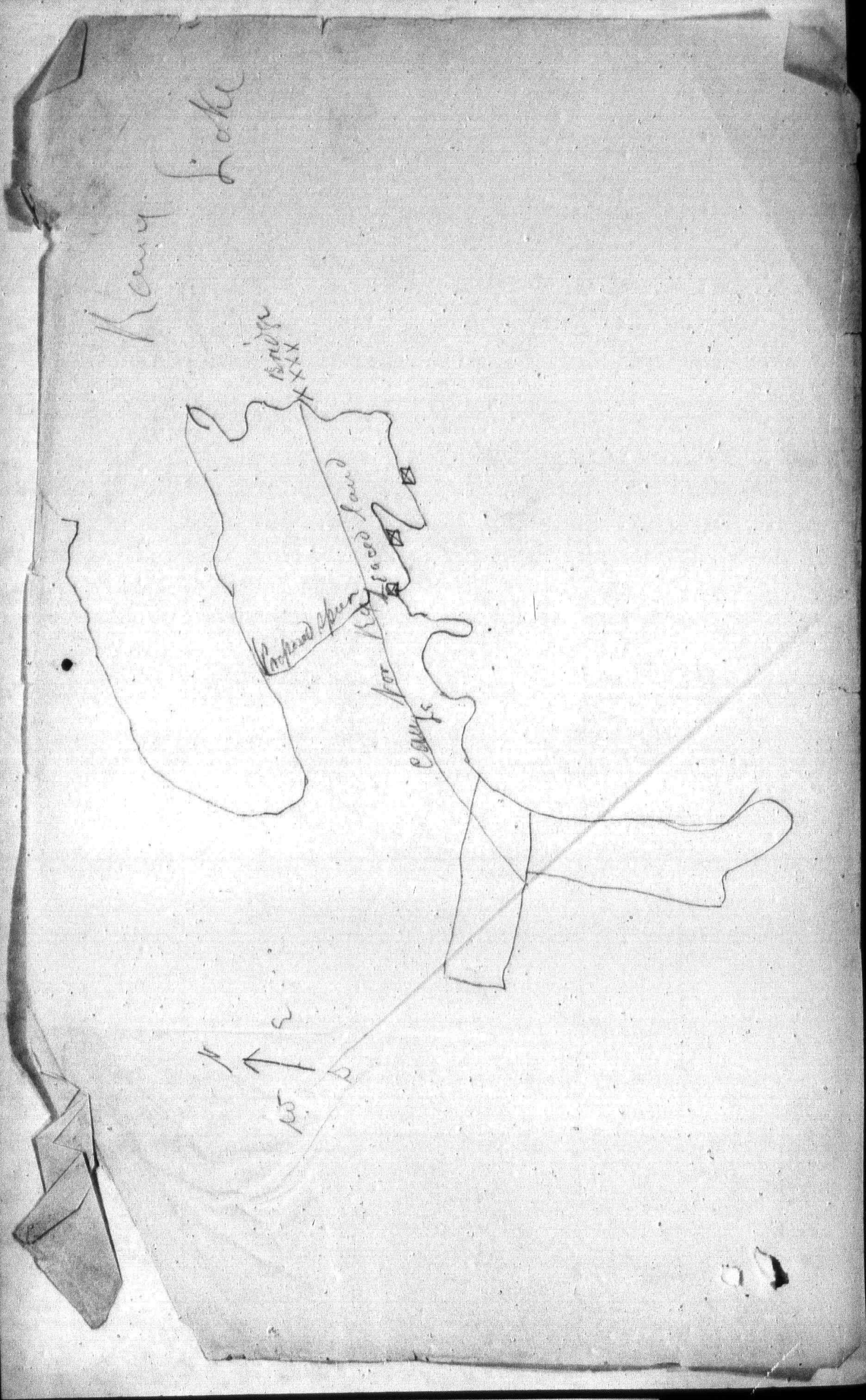
CANADA



Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

EMPEROR HOTEL

JAMES HARTY Prop.
FORT FRANCES, ONT.

April 12th !12.

P.J.Wright Esqre,

Indian Agent,

Fort Frances. Ont.

409918

Dear Sir,

Owing to the difficulty we have in getting our timber which we bring down the lake through the bridge at the Canadian Northern Railway we would ask permission of your department to put in a Spur Line from the main line of the C.N.Ry just north of the lease land of the Creosote Plant,in a North Easterly direction to Hay Marsh Bay a distance of about 3/4 of a mile.

We should also need the use of about 10 acres at the la on Hay Marsh Bay for piling purposes.

Trusting this application will look favourable to your Department and awaiting the esteemed favour of your reply,

I am Dear Sir,

Yours faithfully,

Jas Harty

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

INDIAN AGENT'S OFFICE,

FORT FRANCES AGENCY,

13th April, 1912 19

IN YOUR REPLY REFER TO
No. 3252
ALSO
TO DATE OF THIS LETTER.

DEPARTMENT OF INDIAN AFFAIRS
APR 1912

409918

DEPT. OF INDIAN AFFAIRS.
APR 19 1912
SURVEYS.

Sir,—

I have the honor to enclose herewith a letter from Mr. Jas. Harty, lumberman, of this town, asking for permission to build a spur line from the main line of the Canadian Northern Railway, to Hay marsh bay, across Indian reserve 18B, as shown on the pencil sketch enclosed. The land through which the proposed spur would run is not of any use, being of a light soil and broken; the timber is of no value, being small poplar.

This spur would be of great benefit to the lumbermen, and I do not think the Indians would object to it.

I have the honor to be,

Sir,

Your obedient servant,

Indian Agent.

The Secretary,

Dept. of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409,918.

1 by Minister to reply

Ottawa, April 20, 1912.

Sir,

I beg to acknowledge the receipt of your letter of the 13th instant No. 3252 and with reference to the application of Mr. Jas. Harty, I have to say that a plan should be forwarded on tracing cloth to the Department showing the location of the proposed spur and of the ten acres of land required for piling purposes.

Please bring the matter before the Indian Council and arrange on what terms Mr. Harty can occupy or purchase the land desired. It would save time if you arrange thw whole mat er between the Indians and Mr. Harty before again referring the matter to the Department. It is however to be understood that it is imperative that a correct plan be forwarded with your report.

S. B.

Your obedient servant,

Sgd. J D McLean

Assistant Deputy and Secretary.

J. P. Wright, Esq.,
Indian Agent,
Fort Frances,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
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CANADA

409918

INDIAN AGENT'S OFFICE,

FORT FRANCES AGENCY,

8th May, 1912

DEPARTMENT OF INDIAN AFFAIRS
MAY 13 1912
090

IN YOUR REPLY REFER TO
No. 3270
ALSO
TO DATE OF THIS LETTER.

411577

Sir,—

Referring to your letter of 20th April last, *No.* 409,918, relative to the application of Mr.Jas. Harty, to put in a spur from the main line of the Canadian Northern Railway to the lake, on Reserve 18B;

I beg to state that I held a council with the band on the 6th instant, and they agreed to grant the permission asked for, and will give him a lease for ten years, for the spur line, upon him paying the sum of $100.00 per year, and they will give him 20 acres of land at the shore, for loading and piling purposes, for $3.00 per acre, the latter to be full payment for the 20 acres, therefore Mr.Harty pays $160.00 the first year and $100.00 each following year; this he agrees to do. The band want the Department to draw up a an agreement to this effect, and they wish to have a copy of same in their own possession. As Mr.Harty wants to get this spur put in at once, I would ask to be informed by wire if the Department agrees to this arrangement, so that work can be started at once.

I consider this a very good bargin for the Indians as the land is of no value, and none of the Indians live near it, and the timber is of no value.

I enclose a correct plan of the line and land required.

DEPT. OF INDIAN AFFAIRS
MAY 13 1912
SURVEYS.

Sub
Mr Harty on the
business along matter
the indians by Jas
8 Mar. 18 W. Wright

I have the honor to be,
Sir,
Your obedient servant,
Geo. P. Wright
Indian Agent.

The Secretary,
Dept.of Indian Affairs,
Ottawa,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
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CANADA

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
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CANADA

409,918.

Ottawa, May 14, 1912.

Memorandum for the Deputy Minister.

With reference to the letter hereunder from Mr. J. P. Wright of the 8th instant and previous correspondence I beg to state that the plan furnished showing the land in Reserve 18B on the west shore of Rainy Lake is sufficient for the purpose. There appears to be no objection to the issue of the lease required except that this Reserve is one of the many situated in what was formerly known as the disputed territory and has not been confirmed by the Ontario Government and there appears to be a disposition on the part of that Government not to consent to any action in connection with Indian Reserves. Should it be decided to grant the lease a description for the usual surrender can be prepared. Please note that the Indian Agent requests reply by wire, if the Department is agreeable to this, in order that the work may be started at once.

S. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409918

T. D. FORM 1 B

Canadian Pacific Railway Company's Telegraph

TERMS AND CONDITIONS

All messages are received by this Company for transmission, subject to the terms and conditions printed on their Blank Form No. 2, which terms and conditions have been agreed to by the sender of the following message. This is an unrepeated message, and is delivered by request of the sender under these conditions.

B. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. FLETCHER, Supt., Vancouver, B.C.
J. McINTYRE, Supt., Calgary, Alta.
R. N. YOUNG, Supt., Moose Jaw, Sask.
J. TAIT, Supt., Winnipeg, Man.
W. J. CAMP, Elect. Engr., Montreal, Que.
F. T. JENNINGS, Supt., North Bay, Ont.
W. MARSHALL, Supt., Toronto, Ont.
JNO. F. RICHARDSON, Supt., Montreal, Que.
F. J. MAHON, Supt., St. John, N.B.

JAS. KENT,
Manager Telegraphs, Montreal.

181

a155. ra.dw.x.14 Collect

C.N.R Fort Frances Ont 21st May 1912.

412146

The secy Dept of Indian Affairs,

Ottawa Ont.

Please answer letter eighth instant parties application railway spur reserve 18 B .

Jno H Wright.

128pm.

DEPT. OF INDIAN AFFAIRS.
JUN 24 1912
SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

T. D. FORM 2

Canadian Pacific Railway Company's Telegraph

ALL MESSAGES TAKEN BY THIS COMPANY ARE SUBJECT TO THE FOLLOWING TERMS

It is agreed between the sender of the following message and this Company that the said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruptions in the working of its lines, for errors in cypher or obscure messages or for errors from illegible writing, beyond the amount received for sending same. To guard against errors the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charge for repeated messages, viz:—One per cent. for any distance not exceeding 1,000 miles and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender, and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices: if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent: if by telephone, the person receiving the message acts therein as Agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages unless the same be claimed in writing, within sixty days after receipt of telegram for transmission. No employes of the Company shall vary the foregoing.

B. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. FLETCHER, Supt., Vancouver, B.C.
J. McMILLAN, Supt., Calgary, Alta.
J. TAIT, Supt. Winnipeg, Man.
R. N. YOUNG, Supt., Moosejaw, Sask.
F. T. JENNINGS, Supt., North Bay, Ont.
W. MARSHALL, Supt., Toronto, Ont.
JNO. P. RICHARDSON, Supt., Montreal, Que.
F. J. MAHON, Supt., St. John, N.B.

JAS. KENT,
Manager Telegraphs, Montreal.

SENT NO.	SENT BY	REC'D BY	TIME SENT	TIME FILED	CHECK

Send the following Message, subject to the above terms, which are hereby agreed to:

To John P. Wright, Ottawa, May 22, 1912. 191

Indian Agent,

Fort Frances, Ont.

Your wire. Letter eighth instant regarding application spur line reserve 18 B still under consideration.

Frank Pedley.

Chge.D.I.A.

☞ READ THE NOTICE AND AGREEMENT AT THE TOP

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409918

Canadian Pacific Railway Company's Telegraphs

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B. S. JENKINS, Gen. Supt., Winnipeg, Man.
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R. N. YOUNG, Supt., Moose Jaw, Sask.
J. TAIT, Supt., Winnipeg, Man.
W. J. CAMP, Elect. Engr., Montreal, Que.
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W. MARSHALL, Supt., Toronto, Ont.
JNO. F. RICHARDSON, Supt., Montreal, Que.
F. J. MAHON, Supt., St. John, N.B.

JAS. KENT,
Manager Telegraphs, Montreal.

2 330

Rec'd No.	Of's from	Sent by	Rec'd by	Time	Date	Sent No.	Of's to	Sent by	Rec'd by	Time	Date
	Please to 1 22 collect										

Received at

Check

From FortFrancis Ont June 4th:12 191

To

The Sec'y of Indians Affairs.

OTTAWA:

Parties applying for spur line reserve 18 B want to start work.

Jno V Wright

5.35P

DEPT. OF INDIAN AFFAIRS.
JUN 24 1912
SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

OFFICE OF THE DEPUTY SUPERINTENDENT GENERAL.

OTTAWA. June 22nd. 1912.

Immediate

DEPT. OF INDIAN AFFAIRS,
JUN 24 1912
SURVEYS.

MEMORANDUM

Survey Branch -

Referring to letter of the 8th. May from Agent Wright dealing with the application of Mr. James Harty to put in his spur from the main line of the Canadian Northern Railway to the lake on Reserve 18B, you may take the necessary action to notify the parties that the terms as mentioned in Mr. Wright's letter are accepted. It would be just as well, I think, to wire the Agent as the parties are evidently anxious to start.

D. S. G. I. A.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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The Great North Western Telegraph Co.

OF CANADA

FORM 2.

It is agreed between the sender of the following message and this Company, that said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruptions in the working of its lines, or for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending the same.

To guard against errors, the Company will repeat any telegram for an extra payment of one-half the regular rate, and in that case it shall be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages may be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon at the following rates, in addition to the usual charge for repeated messages, viz.: One cent per mile for any distance not exceeding 1000 miles, and half a cent per mile for any greater distance.

This Company shall not be liable for the omissions of any other Company, but will be ready to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender and without liability therefor. The Company shall not be responsible for messages under the name are presented at an accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts herein as agent of the sender, being authorized to assent to these conditions for the sender. The Company shall not be liable in any case for damages unless the same be claimed, in writing, within sixty days after receipt of the telegram for transmission.

No employee of the Company is authorized to vary the foregoing.

H. P. DWIGHT, President. HEAD OFFICE: TORONTO. I. McMICHAEL, Vice-President and General Manager.

DIRECT CONNECTION WITH WESTERN UNION TEL. CO. CABLE SERVICE TO ALL THE WORLD.

CUSTOMERS TYPE-WRITER BLANK.

SENT NO.	SENT BY.	REC'D BY.	TIME SENT.	TIME FILED.	CHECK.

Send the following message, subject to the above terms, which are hereby agreed to.

John P. Wright, Esq., Ottawa, June 24, 1912.

Indian Agent,

Fort Frances, Ont.

Terms in your letter of eighth ultimo for ~~xxx~~ spur and piling ground in Reserve eighteen B are accepted. You may notify James Harty ~~accordingly.~~ that permit will issue accordingly

Charge Dept. I. A. J. D. McLean.

S.B.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

File 409,918.

Ottawa, July 20, 1912.

DESCRIPTION FOR LEASE TO JAMES HARTY - 18B, ONTARIO.

All that parcel of land situate in Indian Reserve number eighteen B in the District of Rainy Lake, Province of Ontario and Dominion of Canada containing by admeasurement twenty acres be the same more or less being composed of a portionof land to be leased to one James Harty which said parcel may be more particularly described as follows:

The original of this Description has been removed from the Records in the Indian Land Registry.
H.R. 22
19

Commencing at the point where the north limit of the right of way of Canadian Northern Railway through said reserve intersects the west limit of the road allowance along Rainy Lake thence westerly along the said North limit twelve chains and fifty links thence North astronomically twenty-five chains thence East twelve chains and fifty links more or less to the West limit of the road allowance along the Rainy Lake thence Southerly alongsaid limit of said road to the place of commencement, together with the right to construct and operate during the life of this lease a spur line from a point on the Canadian Northern Railway to the above described parcel of land., as shown on a plan of survey record in the Department of Indian Affairs made by D. J. Gillon, O.L.S., dated May 8, 1912.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409 918-

EXD.

OTTAWA, 23rd July, 1912-

Sir-

I enclose herewith Lease in triplicate, in favour of James Harty, covering certain lands in Indian Reserve 18B, District of Rainy River, for signature and to be returned, with the least possible delay, for final execution.

Your obedient servant

J. D. McLEAN

Asst. Deputy & Secretary-

J.P. Wright, Esq.,
Indian Agent,
FORT FRANCES,
Ontario-

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409918

INDIAN AGENT'S OFFICE,

FORT FRANCES AGENCY,

DEPT. OF INDIAN AFFAIRS
SEP 4 1912

IN YOUR REPLY REFER TO
No. 3327
ALSO
TO DATE OF THIS LETTER.

31st August, 1912 190

Sir,—

Referring to your letter of 23rd July last,

No. 409 918- enclosing Lease in triplicate, in favour of James Harty, covering certain lands in Indian Reserve 18B, for signature, I have the honor to return said Lease duly signed by Mr. Harty. Mr. Harty has been away which caused the delay.

I have the honor to be,

Sir,

Your obedient servant,

Indian Agent.

LANDS BRANCH
SEP 5 1912

The Secretary,

Dept. of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 CN

409 918-

OTTAWA, 6th September, 1912-

Sir-

I enclose herewith Lease No 111, in duplicate, duly executed, in favour of James Harty, covering a part of Indian Reserve 18B, District of Rainy River, duplicate to be kept of record in your office and triplicate given to the said lessee.

Your obedient servant

J. D. McLEAN

Asst. Deputy & Secretary-

J. P. Wright, Esq.,
Indian Agent,
FORT FRANCES,
Ontario.-

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

INDIAN AGENT'S OFFICE,

FORT FRANCES AGENCY.

DEPT. OF INDIAN AFFAIRS
SEP 16 1912

IN YOUR REPLY REFER TO
No. 3341
ALSO
TO DATE OF THIS LETTER.

~~12th September, 1912~~ 190

Sir,—

419947

Referring to your letter of 6th instant,

No. 409 918-, enclosing Lease No.III, in favour of James Harty, covering a part of the Couchching Reserve No.18B, I have now the honor to enclose herewith a Deposit Receipt and Draft in favour of the Receiver General, for the sum of $160.00, being the first payment on said Lease.

I have the honor to be,

Sir,

Your obedient servant,

Indian Agent.

LANDS BRANCH
SEP 26 1912

The Secretary,

Dept. of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 2805

409918 419947

Duplicate for Department.

$ [redacted]

Acct
Pd

THE CANADIAN BANK OF COMMERCE
FORT FRANCES, Ont. SEP 10 1912 191

Received *from* J.P. Wright

on account of Department of Indian Affairs

the sum of One Hundred ~~and sixty~~ Dollars

which amount will appear at the RECEIVER GENERAL'S credit with this Bank

Signed in triplicate

ACCOUNTANT SEP 18 1912

Entered

Countersigned

Ent'd Accountant

Entered Pay D.

MANAGER

EXD

SEP 16

32810

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CHOICE BUSINESS AND RESIDENCE LOTS
FOR SALE ON EASY TERMS

409918

"ONE GOOD INVESTMENT IS WORTH A LIFETIME OF LABOR"

OLAF C. DAMM
REAL ESTATE

FORT FRANCES, ONT., January 22 1913.

Hon. Dr. Roache,
Minister of Indian Dept.
Ottawa Ontario.
Dear Sir:-

We beg to make application to purchase the following Indian Lands known as Indian Reserve I.R.R. 18 lying North and West of the Canadian Northern Railway in the District of Rainy River and shown on the accompaning map marked in red ink.

We propose to develop and have this property settled on if we can purchase same.

Awaiting your reply, we remain,

Sincerly yours,

O. C. Damm
W. W. Carraday

LANDS BRANCH
JAN 29 1913

Reply
Put Forward file
LAD

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409,918.

Ottawa, February 6, 1913.

Sir.-

I beg to acknowledge the receipt of letter from yourself and Mr. W. W. Cassaday, of the 22nd ultimo, making application to purchase portion of Indian reserve 18B, and in reply to say that this land has not been surrendered by the Indians for sale, and even if it had been, the Department is not in a position to make any disposition thereof, owing to unsettled questions outstanding between the Dominion and the province.

Your obedient Servant,

W. D. McLEAN

Asst. Deputy and Secretary.

O. C. Damm, Esq.,
Fort Frances,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

INDIAN AGENT'S OFFICE,

FORT FRANCES AGENCY

8th May, 1914 191

IN YOUR REPLY REFER TO
No. 4345
ALSO
TO DATE OF THIS LETTER.

DEPARTMENT OF INDIAN AFFAIRS
MAY 11 1914

461049

Sir,—

I have the honor to enclose herewith a Deposit Receipt and Draft, for the sum of $100.00 in favour of the Receiver General, in payment of Lease 8211, in favour of James Harty, covering a part of Indian Reserve 18B. I beg to state that Mr. Harty did nothing on this land until about a month ago, when he had the spur line cleared.

The land in this lease belongs to the Couchesching Band, Trust Fund Account No. 130.

I have the honor to be,

Sir,

Your obedient servant,

LANDS BRANCH
MAY 13 1914

Indian Agent.

The Secretary,

Dept. of Indian Affairs,

Ottawa

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 3469

409918

Duplicate for Department.

461049

$100.00

THE CANADIAN BANK OF COMMERCE

314 FORT FRANCES, Ont. MAY 2 - 1914 191

3467 May 13/14

Received *from* J. P. Wright

on account of The Department of Indian Affairs

the sum of One hundred dollars -

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate

MAY 11 1914

The Canadian Bank of Commerce
FORT FRANCES, ONT.

MANAGER

Ent'd.

Entered Feb. 13/14

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409,918.

EXD.

Ottawa, January 27, 1915.

Sir,-

I beg to call attention to the fact that under Lease 111, in favour of James Harty, there is due and payable the sum of $100.00 rental for one year from the 23rd of July, 1914, which you will be good enough to collect and forward to the Department.

Your obedient Servant,

W. A. Orr.

W.A.O.

In Charge Lands & Timber Branch.

John P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409,918.

File

Ottawa, September 28, 1915.

1 MD.

Sir,-

I beg to call attention to letter addressed you on the 27th of January last, in connection with rental payable under Lease No. 111, and have to request you to be good enough to collect the arrears and forward same to the Department as early as possible.

Your obedient Servant,

WAO

W. A. Orr.

In Charge Lands & Timber Branch.

John P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409918

INDIAN AGENT'S OFFICE,

DEPARTMENT OF INDIAN AFFAIRS
OCT 7 1915

FORT FRANCES AGENCY,

4th October, 1915 190

IN YOUR REPLY REFER TO
No. 4618
ALSO
TO DATE OF THIS LETTER.

483775

Sir,—

Referring to your letter of 28th September last, *No.* 409,918, relative to the rental payable under Lease No.III, I beg to state that Mr.Jas Harty has done nothing towards putting in the switch he proposed duing, and now refuses to pay the arrears of rental, I would therefore recommend that the Lease be canceled.

I have the honor to be,
Sir,
Your obedient servant,

Indian Agent.

The Secretary,
Dept.of Indian Affairs,
Ottawa,
Ont.

LANDS BRANCH
OCT 8 1915

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

419,918.

CAR

Ottawa, October 9, 1915.

Sir,-

I beg to acknowledge the receipt of your letter of the 4th instant, No. 4618, in regard to rental payable by Mr. James Harty, and in reply to say that you should notify Mr. Harty that unless these arrears are paid within thirty days, the Department will be compelled to take action towards cancellation of the lease.

Your obedient Servant,

WAD

W. A. Orr.

In Charge Lands & Timber Branch.

John P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409,918.

7

Ottawa, November 15, 1915.

Sir,-

Referring to letter addressed you on the 9th of October last, in connection with rental payable by Mr. James Harty, as no action appears to have been taken in the matter, I have to request that you will be good enough to advise Mr. Harty that unless arrears of rental are promptly paid, the Department will be compelled to take the necessary action for collection of same and for cancellation of the lease.

Your obedient Servant,

J. D. McLean

Assistant Deputy & Secretary.

Pt 1 2020

John P. Wright, Esq.,
Indian Agent,
Port Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Mr Orr.

would you kindly send me the lease referred to herein.

ASW

Send blank lease herewith
DAO

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

O. H. M. 9.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409918

INDIAN AGENT'S OFFICE,

FORT FRANCES AGENCY,

19th November, 1915 190

IN YOUR REPLY REFER TO
No. 4643
ALSO
TO DATE OF THIS LETTER.

485187

Sir,—

Referring to your letter of 15th instant,

No. 409,918, relative to the rental due by Mr. James Harty, I beg to state that I notified Mr Harty on the 12th October last, in writing, as directed in your letter of the 9th October last, and was informed by him verbally that he did not intend to pay any more rent for this lease, as he had never made use of it and did not intend to at present, as the project he had in view did not materialize, and there are no prospects of its doing so. I would suggest that the lease be cancelled.

I have the honor to be,

Sir,

Your obedient servant,

Jno R Wright

Indian Agent.

Cancelled

Referred to this enquiry to Lands Branch for information as to the Ontario regulations by return mail

LANDS BRANCH NOV 24 1915

The Secretary,

Dept. of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPARTMENT OF INDIAN AFFAIRS CANADA.

Ottawa, 10th January, 1916.

Memorandum:

Lands Branch,

I see no reason why any steps should be taken by the Department which would have the effect of releasing Mr. James Harty from his obligation to pay rent under the lease to him of the 23rd July, 1912.

If there is no personal property on the land leased out of which the overdue rent can be collected under landlord's warrant I recommend that Mr. Harty be sued for this rent and be informed that he will be compelled to pay the rent until the determination of the lease.

A. S. Williams

LANDS BRANCH JAN 10 1916

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409,918.

Ottawa, January 10, 1916.

Sir,-

I beg to acknowledge the receipt of your letter of the 19th November last, No. 4643, in regard to rental due by Mr. James Harty, and in reply to say that on the 23rd of July last, there were two years' rental, amounting to $200, due and payable, and you should notify Mr. Harty that unless this rental is promptly paid, the matter will be placed in the hands of the Department of Justice for collection.

You should also notify Mr. Harty that the Department proposes holding him responsible for the payment of rental until the termination of the lease.

Your obedient Servant,

J. D. McLean

Assistant Deputy & Secretary.

John P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409,918.

November 16, 1927.

Sir,-

In regard to lease held by Mr. James Harty, covering land on Indian Reserve No. 18 B, being Lease No. 111, and referring to your communication of the 19th November, 1915, No. 4643, I beg to say that before considering the question of terminating this lease, it will be necessary for Mr. Harty to pay up the arrears of rental.

Your obedient Servant

W. A. Orr

In Charge Lands & Timber Branch.

WAO

John P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409918

INDIAN AGENT'S OFFICE

FORT FRANCES AGENCY,

DEPARTMENT OF IA
NOV 23 1917

IN YOUR REPLY REFER TO
No. 5188
ALSO
TO DATE OF THIS LETTER

20th Nov. 1917 191

505876

Sir,—

F. 409,918

Referring to your letter of the 16th instant, Relative to Lease No.III, covering land on Indian Reserve No.18 B., I beg to state that Mr.James Harty, is not worth the arrears of rental, as everything he has was seized and put up for Sherrif sale. Mr.Harty never made any use of the Lease or derived any benefit from it, what he paid for it was lost money and he refuses to pay anything further, the lease should be canceled.

I have the honor to be,

Sir,

Your obedient servant

Geo. P. Wright

Indian Agent.

LAND BRANCH
NOV 23 1917

The Secretary,

Dept.of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Department of Indian Affairs

Canada

File No. 409,918.

Lands and Timber Branch

Ottawa, December 11, 1917.

Memo. to the Deputy Minister,-

On the 23rd of July, 1912, a lease was issued to Mr. James Harty for a term of 10 years from the 23rd of July, 1912, covering a parcel of land on Indian Reserve 18 B in the District of Rainy River, containing 20 acres, at an annual rental of $160 for the first year and $100 for each subsequent year of the term. The first year's rent of $160 and the second year's rent of $100 have been paid, and the Department has been endeavouring for some time to collect the arrears of rental under this lease.

A communication has been received from Mr. Agent Wright stating that James Harty is not worth the arrears of rental, as everything he has was seized and put up for sale by the Sheriff. He reports that Mr. Harty never made any use of the lease, nor derived any benefit from it, and what he paid was lost money, and he refuses to pay anything further, and the Agent recommends cancellation of the lease.

In view of the above, I would beg to recommend that the lease be cancelled.

W. A. Orr

Officer in Charge.

Approved
D.C.A.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

File 409 918-

Lease No 111/2-

Department of Indian Affairs,

OTTAWA, 19th December, 1917-

WHEREAS a Lease, dated the 23rd July 1912, was issued to James Harty. covering a parcel of land, containing twenty acres more or less, in Indian Reserve Number Eighteen B, in the District of Rainy River, subject to the payment of rental, and certain other conditions.

AND WHEREAS it has been established to my satisfaction that the conditions under which the said lease was issued have been violated,

NOW THEREFORE by and in virtue of the powers and duties vested in the Superintendent General of Indian Affairs by the Indian Act, Chapter 81, Revised Statutes of Canada, I hereby cancel the said lease and resume the said land.

Deputy Superintendent General

The original of this Document has been ... for retention in the Records of the Indian Land Registry.
Signature
7 May 1971

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

204596

THE CANADIAN NORTHERN RAILWAY SYSTEM

SOLICITORS' DEPARTMENT

CLARK & JACKSON
Solicitors for Western Lines
Phone G 1537

WINNIPEG, CANADA

DEPARTMENT OF INDIAN AFFAIRS
MAR 11 1918

March 7th, 1918.

Please Refer to Our File No. 3020 Your No. 204,596

Lands

50927

Department of Indian Affairs,

Ottawa, Ontario.

Dear Sirs:-

Re. Alexander Bruce, Creosote Plant.

Referring to yours of the 30th of September, 1912, in which you enclosed copy of description it was proposed to insert in the patent conveying the Indian interest in the lands occupied by the C. N. R. for new right of way and land included between the new right of way and the old right of way, also that occupied by the spur to the Bruce Lumber Company in Reserve 18B Ontario, according to our file, we have never received patent.

Will you kindly look into this matter and advise us as to whether the Company ever received Patent in this matter.

Yours truly,

CLARK & JACKSON,

Per

CAA/ES

IND. BRANCH
MAR 11 1918

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204,596/2.

Ottawa, March 12, 1918.

Gentlemen,-

I have to acknowledge the receipt of your letter of the 7th instant, No. 3020, in regard to issue of patent for right of way of the Canadian Northern Railway in Reserve 18B, and in reply to say that Letters Patent for this right of way have not been issued.

I would refer to letter addressed your Mr. Clark on the 30th of September, 1912, inclosing a copy of description to be examined and approved of, which description was not returned to the Department.

Upon your forwarding to the Department this description, duly approved, eliminating the last clause thereof in regard to any claim by the province of Ontario, as the title to the reserve has been confirmed by the Province, the question of issue of letters patent will be given prompt attention.

Your obedient Servant,

W.A.D.

S. STEWART

for Assistant Deputy & Secretary.

Messrs. Clark & Jackson,
Solicitors, Canadian Northern Railway,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

IF NOT CALLED FOR IN TEN DAYS
RETURN TO
22 BANK OF TORONTO BLDG.
WINNIPEG, CANADA

WINNIPEG, MAN.
APR 30
8-PM
1918

2
T

O.H.M.S.

Department of the Interior,
Ottawa, Ontario.

INTERIOR DEPT. OTTAWA
MAY 3 1918
REGISTRATION BRANCH.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

THE CANADIAN NORTHERN RAILWAY SYSTEM
SOLICITORS' DEPARTMENT

CLARK & JACKSON
Solicitors for Western Lines
Phone Q 1537

204596 2

WINNIPEG, CANADA

DEPARTMENT OF INDIAN AFFAIRS MAY 3 1918

April 30th, 1918.

Please Refer to Our File No. 3020 Your No. 204596/2

Answ'd

Department of Indian Affairs,
Ottawa, Ontario.

DEPT. OF INDIAN AFFAIRS MAY 3 1918 SURVEYS

510984

Dear Sirs:-

Re. Right of Way C.N.R. on Indian Reserve No.18 B.

Replying to yours of the 12th ultimo, we took this matter up with the Engineers and enclosed them a description of the land reserved by your Department for spur to serve Alexander Bruce Creosote Plant.

The Engineers have been unable to obtain a copy of plan referred to in the first part of the description, which is dated at Winnipeg on the 1st day of February 1912, which is on record in your Department under No.1113.

Could you oblige us by letting us have a copy of this plan so that the Engineers will be in a position to check up this description.

Yours truly,

CLARK & JACKSON,

CAA/ES

Per.....

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596-2

Ottawa, 6th April 1918.

Gentlemen,-

I beg to inform you that in accordance with your request of the 30th ultimo there has been sent you by registered mail a roll containing a copy of plan No.1113 to which you refer.

Your obedient servant,

(Sgd) J.D. McLean

Assistant Deputy and Secretary.

Messrs. Clark & Jackson,

Solicitors,
Canadian Northern Railway,

Winnipeg, Man.

S.B.

File

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

204596-2

THE CANADIAN NORTHERN RAILWAY SYSTEM
SOLICITORS' DEPARTMENT

CLARK & JACKSON
Solicitors for Western Lines
Phone G 1507

WINNIPEG, CANADA

May 10th, 1918.

Please Refer to Our File No 3020 Your No. 204596-2

Department of Indian Affairs,
Ottawa, Ontario.

Dear Sirs:-

Re. Alexander Bruce, Creosote Plant.

We are in receipt of yours of the 6th instant and also received copy of plan no.1113, and thank you for same.

Yours truly,
CLARK & JACKSON,
Per

CAA/ES

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409 918-

E.Z.D.

OTTAWA, 4th January, 1918-

Sir-

Referring to your letter of the 20th November last, in regard to rental due by Mr. James Harty under Lease No 111, covering land on Indian Reserve No 18B, I beg to say that this Lease has been cancelled and the land resumed by the Department.

Entered 24.9.0.

Your obedient servant

W. A. Orr.

WAO

In charge Lands & Timber Branch-

John P. Wright, Esq.,

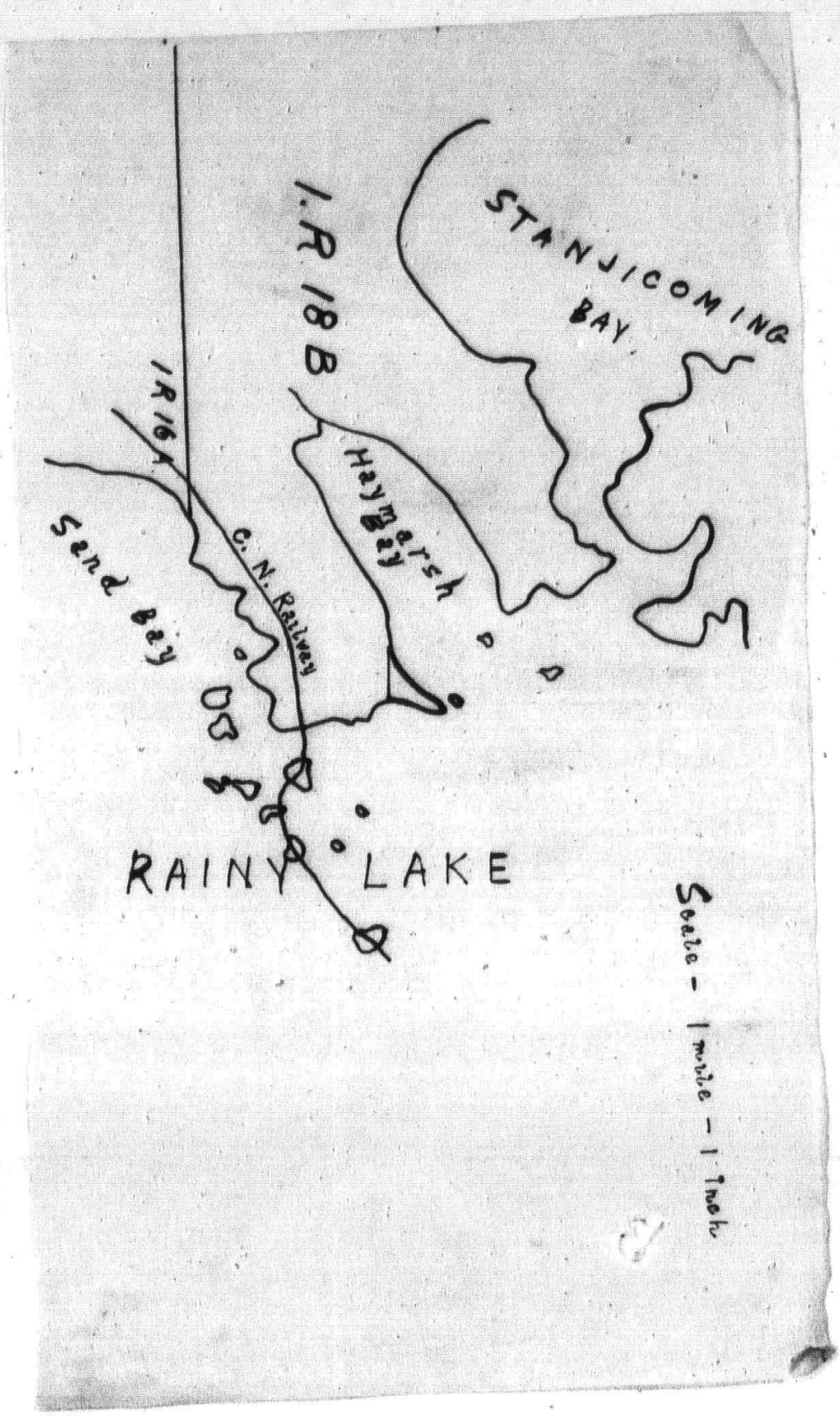
Indian Agent,

FORT FRANCES,

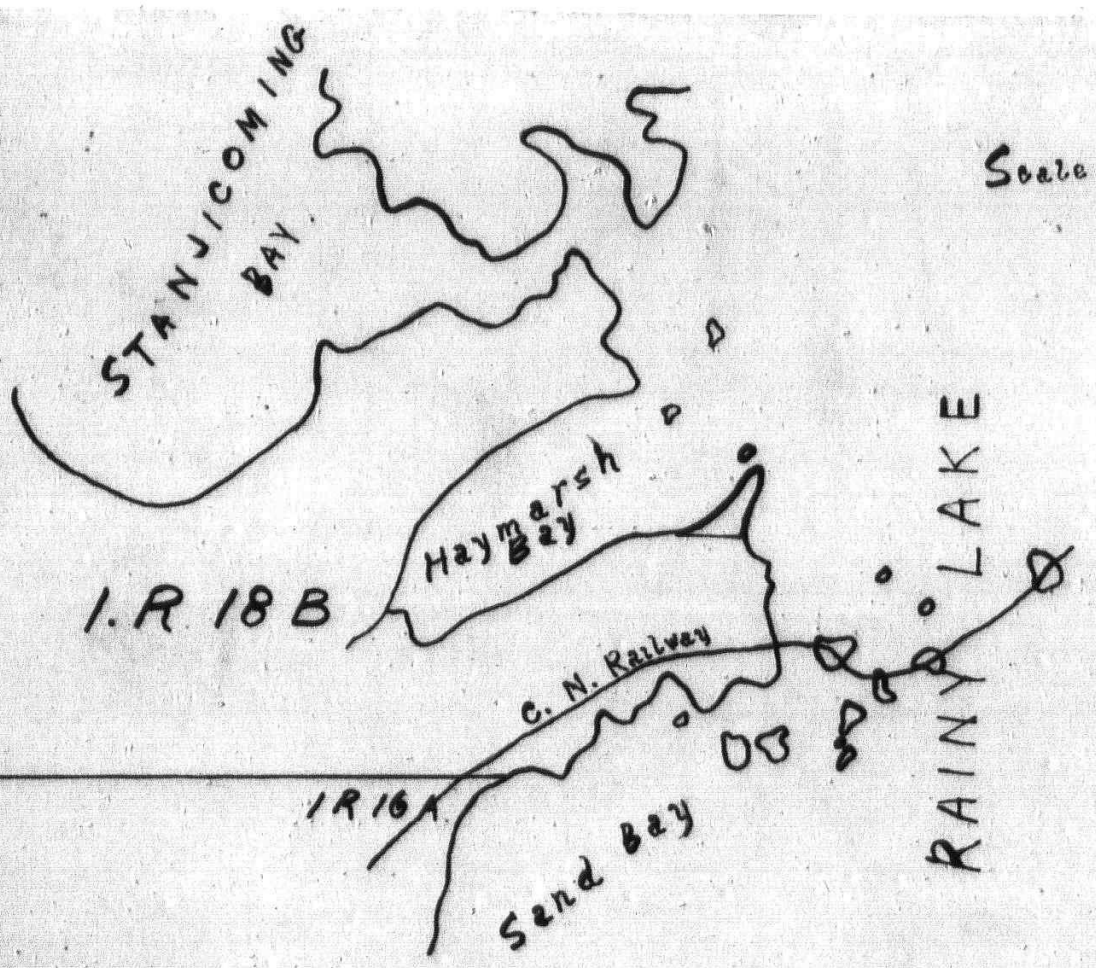
Ontario.-

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA



Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA



Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

E. L. CARPENTER, President.
J. A. MATHIEU, Vice Prest.

R. W. WETMORE, Secretary.
P. V. EAMES, Asst. Secy.

H. C. CLARKE, Treasurer.
L. W. HOLBROOK, Asst. Treas.

Shevlin-Clarke Company, Limited,

Incorporated under the Ontario Companies Act.

SHEVLIN

Lumber Manufacturers.

Ft. Frances, Ont.

Sept. 10th 1918.

J. P. Wright, Esq.

Indian Agent, Fort Frances, Ont.

Dear Sir:-

I would like to purchase about 25 acres of land on Indian Reserve No. 18 B. the same being a Point of land about one mile north of the Canadian Northern Railway, on Rainy Lake at the entrance of and to the South of Hay Marsh Bay, as outlined on the attached plan.

This land is wild and unoccupied, being unfit for cultivation and I presume would be sold at the usual price for such land.

Trusting this application will receive your favorable consideration.

Yours very truly

Albert E Dear

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409918

INDIAN AGENT'S OFFICE

FORT FRANCES AGENCY

DEPT. OF INDIAN AFFAIRS
SEP 16 1918
RECORDS

IN YOUR REPLY REFER TO
No. 5416
ALSO
TO DATE OF THIS LETTER

12th Sept. 1918 191

515184

Sir,—

I have the honor to enclose herewith a letter from Mr.Albert A.E.Dear,wanting to purchase about 25 acres of land on Reserve 18,B.on the point known as Squall Point. The land is nothing but rock with a few stunted trees,of no commercial value,but if the Indians will surrender it and the Department approves of the sale I would suggest the price be set at $10.00 per acre

I understand that Mr Dear wants it for a summer residence,as his health is poor,and the Docter has advised him to live more in the open.

I have the honor to be,

Sir,

Your obedient servant,

Indian Agent,

LANDS BRANCH
SEP 16 1918

The Secretary,
Dept.of Indian Affairs
Ottawa,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

KODAK SAFETY FILM

409,918.

September 17, 1918

Sir,-

In reply to your letter of the 12th instant, No. 5416, in regard to application of Mr. Albert A. E. Dear to purchase 25 acres of land on Indian Reserve 18 B, on the point known as Squall Point, I have to ask that you will be good enough to ascertain and report whether the Indians would be willing to surrender this piece of land to be sold for their benefit.

Your obedient Servant,

W. A. Orr

In Charge Lands & Timber Branch.

W.A.O

John P. Wright, Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

409918

DEPT. OF INDIAN AFFAIRS
OCT 10 1918
RECORDS

INDIAN AGENT'S OFFICE

FORT FRANCES AGENCY,

IN YOUR REPLY REFER TO
No. 5441
ALSO
TO DATE OF THIS LETTER

7th Oct, 1918 191

515847

Sir,—

F.409.918

Referring to your letter of the 17th Ultimo. relative to the application of Mr.Albert A.E.Dear to purchase 25 acres of land on Indian Reserve 18,B.on the point known as Squall Point,I have the honor to state that the Indians refuse to surrender this land,and I have informed Mr.Dear of their decision.

I have the honor to be,

Sir,

Your obedient servant,

Jno. P. Wright

Indian Agent,

OCT 11 1918

The Secretary,

Dept.of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

INDIAN AGENT'S OFFICE

FORT FRANCES AGENCY.

DEPT. OF INDIAN AFFAIRS
FEB 6 1919
RECORDS

IN YOUR REPLY REFER TO
No. 5539
ALSO
TO DATE OF THIS LETTER

3rd Feby. 1919 191

519252

Sir,—

I have the honor to enclose a Deposit Receipt and Draft, in favour of the Receiver General, for the sum of $300.00, being the annual rent of that portion of Reserve 18 B. South of the Can. Nor. Railway, leased for a Mill Site, to Messrs Harty & Williams.

Lands

I have the honor to be,

Sir,

Your obedient servant,

Jno. P. Wright

Indian Agent.

The Secretary,

Dept. of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 61 4099 519252

Duplicate for Department.

DEPT. OF INDIAN AFFAIRS
FEB 6 1919
RECORDS

$ 300.

Bank of Canadian Bank of Commerce

191

Received from J.P. Wright

on account of Dept. of Indian Affaires

the sum of Three hundred 00/- Dollars

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate.

Ent'd M. Haste

Accountant.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

INDIAN AGENT'S OFFICE,

FORT FRANCES AGENCY

DEPT. OF INDIAN AFFAIRS
FEB 10 1920
RECORDS

IN YOUR REPLY REFER TO
No. 6230
ALSO
TO DATE OF THIS LETTER.

5th Feby. 1920 191

532485

Sir,–

I have the honor to enclose a Draft in favour of the Receiver General, for the sum of $300.00, being the rent for that portion of Reserve 18 B. leased to Messrs Harty and Williams, for a Mill Site, and to be credited to Trust Fund Account 130.

I have the honor to be,

Sir,

Your obedient servant

Geo. R. Wright

Indian Agent.

INDIAN BRANCH
APRIL 1920

The Secretary,

Dept. of Indian Affairs,

Ottawa,

Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 68

409918

Duplicate for Department 32485

$ 300 ..... Canadian ..... Bank of Commerce

Fort Frances, Ont., 5th Feb 1920

Received *from.* J.P. Wright

on account of Dept. of Indian Affairs

the sum of Three hundred 00/- - - - - - - - - - Dollars

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate.

Ent'd. M Martin

Pro. Manager

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

INDIAN AGENT'S OFFICE

FORT FRANCES AGENCY

DEPT. OF INDIAN AFFAIRS
FEB 10 1922
RECORDS

IN YOUR REPLY REFER TO
No. 7057
ALSO
TO DATE OF THIS LETTER

6th Feby. 1922

563034

Sir,—

I have the honor to enclose a Deposit Receipt and Draft, for the sum of $300.00 in favour of the Receiver General, being for the annual rent of the Mill Site on Indian Reserve 18B, leased to Messrs Williams & Harty. to be credited to Trust Fund Account 130.

I have the honor to be,

Sir,

Your obedient servant

Indian Agent

The Secretary,
Dept. of Indian Affairs,
Ottawa,
Ont.

LANDS BRANCH
FEB 13 1922

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124/7 ~~409918~~

No. 57

Duplicate for Department.

$ 300 [redacted] Refund after

THE CANADIAN BANK OF COMMERCE

314, FORT FRANCES, ONT. FEB 1 1922 19

Received from J. P. Wright

on account of Receiver General - Dept of Indian affairs

the sum of Three hundred $ 00

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

Ent'd. FEB 13 1922 BRANCH

Pro. Manager.

Refund Int. D.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Sup-96
22124/7

J. R. Fitch, Ph.B.
Barrister, Solicitor, Notary Public, etc.
OFFICE: 211 CHURCH ST.

DEPT. OF INDIAN AFFAIRS
JUL 3 1922
RECORDS

Mr. Stockwell

Fort Frances, Ont. June 29th, 1922.

Superintendent of Indian Affairs,
Parliament Bldgs.,
Ottawa, Ont.

568922

LANDS BRANCH
JUL 11 1922

Dear Sir,

re Kooochiching Band No.32, Fort Frances.

Some considerable time ago the Department, with the consent of the Indians, leased part of the land belonging to this Reserve on Rainy Lake, to H. Williams and some others including I believe either in an original lease or an assignment of the lease, the Northern Construction Company, Limited.

The Indians have asked me, after a Council meeting, to communicate with your Department and find out when this lease expires as they feel very strongly that they should be heard before there is any renewal of the lease.

Will you be good enough to let me know the terms of this lease and when the lease expires.

The Indians also desire to know if they are to be paid for the road allowance, which has been opened along the C. N. R. track through their Reserve, as they apparently

Survey

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

C. R. Fitch, Ph.B.
Barr., Solicitor, Notary Public, &c.
OFFICE: 211 CHURCH ST.

Fort Frances, Ont.

Supt. Indian Affairs.....2

understood that they would receive $66.00 an acre for the land.

I should be glad if you would let me have the information in these two matters, so that it can be transmitted to the Band.

Yours truly,

CRF/S.

C R Fitch

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

1. Surveys.
2. L&F Ds.

22 124/7-

DEPT. OF INDIAN AFFAIRS
JUL 13 1922
SURVEYS

OTTAWA, 12th July, 1922-

Sir-

Indian Reserve 18B
Fort Frances Agency.

I beg to acknowledge the receipt of your letter of the 29th Ultimo, in regard to land leased to Messrs Harty & Williams, and by them sub-leased with approval of the Department, and in reply to say that the lease issued was for a term of 20 years from 1st January 1904 (no provision being made for renewal) and, while, as stated, portions of the land have been sub-leased, Messrs Harty & Williams pay the full rental called for by their lease.

You will be advised, under separate cover, regarding compensation in connection with road-allowance.

Your obedient servant

In charge Lands & Timber Br.
(J. C. Caldwell.)

C.R.Fitch, Esq., Ph. B.,
Barrister &c.,
FORT FRANCES,
Ontario.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Copy

Original on 23124-2

Ottawa, 14th July 1922

Sir,-

C.R.Fitch Esq.,Barrister,Fort Frances,in writing to the Department has stated,- "the Indians also desire to know if they are to be paid for the road allowance which been opened along the C.N.R.track through their Reserve,as they apparently understood that they would receive $66.00 an acre for the land."

It is not quite clear to the Department to what particular road or piece of road this refers and I am enclosing a blueprint on which you are requested to indicate the road in question. Also kindly indicate on this plan the portion of the Frog Creek road which was constructed in 1921,after levels had been taken by D.J.Gillon,O.L.S.,in June of that year.

You are requested to report generally on the roads as shown on the blueprint sent you,indicating what parts,if any, of these roads have not been constructed and put into use and also showing any recognised which may have been constructed and which are omitted from this plan.

Your obedient servant,

(A.F.MacKenzie)
for Assistant Deputy and Secretary.

J.P.Wright Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Copy

Original on 23124-2

Ottawa, 14th July 1922

Sir,-

With reference to your letter of the 29th ultimo, relating to the road allowance which has been opened along the C.N.R. track through the Indian reserve at Fort Frances, I have to inform you that as it is not quite clear to the Department to what particular piece of road your letter refers, the Indian Agent is being requested for further information. On receipt of his reply you will be duly advised.

Your obedient servant,

(A.F.MacKenzie)
for Assistant Deputy and Secretary.

C.R.Fitch Esq.,
Barrister,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7

DEPARTMENT OF INDIAN AFFAIRS
CANADA

OFFICE OF
INDIAN AGENT

DEPT. OF INDIAN AFFAIRS
JUL 26 1932
RECORDS

DEPT. OF INDIAN AFFAIRS
JUL 27 1932
SURVEYS

FORT FRANCES, AGENCY,

No.254.

JULY, 21st, 1932.

Sir.

I have the honor to report that the Indians of this Agency have requested me to write the Department, in Regard to the Canadian National Railroad,

They would like to find out on what terms the Railroad got the right of way through their Reserves, and what was suposed to be paid them, for the right of way through their Reserves, they claim that they were told that they would be given a Yearly rent for the Right of way, and have no recollection of ever recieveing anything for it,

I have gone through all correspondance, and cannot find any thing on file here where a surrender of the righ of way was taken, and the Indians say that they only surrendered. the spur, as far as they know, so they would like to know on what terms the right of way was given,

I have the honor to be,

Sir.

Your obedient servant,

Indian Agent,

The Secretary,

Dept. of Indian Affairs,

Ottawa, Ontario.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7

Ottawa, 16th August 1932

Sir,-

Your ref.No.264

In reply to your letter of the 21st ultimo, I have to advise you that the right of way of the Canadian Northern Railway Company was sold to the Company under authority of an Order in Council dated 21st March 1901. This Order in Council was obtained under authority of the Indian Act which permits land to be taken for railway purposes on the consent being given of His Excellency the Governor General in Council.

I am enclosing for your information an extract from departmental letter dated 15th June 1906, addressed to J.P. Wright, Indian Agent, Fort Frances.

Your obedient servant,

(A.F. MacKenzie)
Secretary

A. Spencer Esq.,
Indian Agent,
Fort Frances, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 e.m.R.

CANADIAN NATIONAL RAILWAYS
WESTERN REGION
LEGAL DEPARTMENT

G. M. HAIR, K.C.
REGIONAL COUNSEL
D. G. OWENS G. M. RUSSELL
J. R. BLACK
SOLICITORS

OUR FILE No. 1369 A O&J

WINNIPEG, MAN. Oct. 19, 1932.

DEPT. OF INDIAN AFFAIRS
OCT 22 1932
RECORDS

Department of Indian Affairs,
Ottawa,
Ontario.

DEPT. OF INDIAN AFFAIRS
OCT 26 1932
SURVEYS

Dear Sirs:

Re: Your file 204 596/2.
Right of way and revised right of way across
Indian Reserve No. 18B. Fort Frances.

It would appear from correspondence on file from January, 1915, to July, 1915, that The Canadian Northern Railway Company was to receive Patent for its right of way in the above Reserve. I have searched our records and can find no trace of the Railway ever receiving their title and would be glad if you could examine your file and ascertain if same has as yet been delivered to the Railway, and if so, to whom. If at all possible I would like to have a description of the land transferred to the Company.

Thanking you for an early reply,

I remain,

Yours truly,

G. M. HAIR,
Regional Counsel,

per:

SED/O

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7

Ottawa, 27th October 1932

Sir,-

Your ref.No.1369A C & J

I have your letter of the 19th instant regarding patent for the portions of the Canadian National Railways in Couchiching Indian reserve No.18B.

Patent has not been issued for the new right of way and the parcel between the new and old right of way nor the land by the spur to the Bruce Lumber Company. In our letter of Sept.30th 1912, a description was submitted for approval, but since that description was prepared, the Indian reserve has been confirmed and the last clause may be omitted.

This description appears to be an unwieldy one and it is suggested that your company will have another description submitted to this Department for consideration. The necessary Order in Council has been passed and I know of no reason why patent should not be issued as soon as a satisfactory form of description is obtained.

Your obedient servant,

A. F. MacKenzie

(A.F.MacKenzie)
Secretary

G.M.Hair Esq.,
Regional Counsel,
Canadian National Rwys.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 C.N.

CANADIAN NATIONAL RAILWAYS
WESTERN REGION
LEGAL DEPARTMENT

G. M. RUSSELL
J. R. BLACK
SOLICITORS

OUR FILE No. 1369 A

WINNIPEG, MAN. Nov. 1, 1932.

DEPT. OF INDIAN AFFAIRS
NOV 4 1932
RECORDS

Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:

Re: Couchiching Indian Reserve No. 18B
Your file 22124-7.

I have yours of the 27th ultimo re. the above Indian Reserve.

I regret to advise that your letter of September 12th, 1912, appears to have gone astray, and cannot be located. If at all possible, it would be greatly appreciated if you could let me have a copy of same, as well as that of the description. Upon receipt of these, I will use my best endeavors to have the matter closed out at an early date.

Thanking you in anticipation, I remain,

Yours truly,

G. M. HAIR,
Regional Counsel,

per:

SURVEYS
NOV 7 1932
DEPT. OF INDIAN AFFAIRS

SED/O

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

All those parcels of land situate in Rainy Lake Indian Reserves number Sixteen A and Eighteen B, in the District of Rainy River, Province of Ontario, and Dominion of Canada, containing together by admeasurement thirty-nine acres and eleven hundredths of an acre more or less, being composed of the right of way of the Canadian Northern Railway through the said reserves more particularly described as follows -

Firstly: The right of way through Indian Reserve No. 16 A, containing 4.91 acres more or less and

Secondly: The right of way through Indian Reserve No. 18 B, containing 24 acres and sixty seven hundredths of an acre more or less, each being a strip of land 99 feet wide, as shown tinted pink on a plan of Canadian Northern Railway, Ontario and Rainy River Division as constructed through Indian Reserve No. 23 B2, 26 A, 18 B, 16 A, 11, 12, 13, Rainy River District by J. Chalmers, Ontario Land Surveyor, dated at Winnipeg, 24th day of September 1902, of record in the Surveys Branch of the Department of Indian Affairs under Number R.R. 722., and

Thirdly: That triangular parcel of land containing nine acres and fifty three hundredths of an acre more or less shown tinted pink on a plan of Canadian Northern Railway showing land to be acquired for right of way on Indian Reserve No. 18 B, by D. J. Gillon, Ontario Land Surveyor, dated at Winnipeg, 1st February 1913, of record in the Surveys Branch of the Department of Indian Affairs, under Number R.R. 1113.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 CN.
vol 2

OTTAWA, November 8, 1932.

Dear Sir:-

With further reference to your letters of the 1st instant and 19th ultimo, your file 1369 A, it appears that patent has not been issued for the main line through Rainy Lake Indian Reserve No. 16 A and 18 B. There is a plan recorded in this Department under No. R.R.722, entitled Canadian Nothern Railway, Ontario, and Rainy River Division as constructed through Indian Reserves No. 23 B2, 26 A, 18 B, 16 A, 11, 12, 13 Rainy River District, Ontario, scale 400 feet - 1 inch signed by J. Chalmers, Ontario Land Surveyor, dated at Winnipeg, 24th September 1902, and was approved by Collingwood Schreiber, Chief Engineer of Railways & Canals, on the 30th July, 1904, the area in Indian Reserve No. 16 A is 4.91 acres and in Indian Reserve No. 18 B is 24.67 acres. This right of way is 99 feet wide and has been paid for in full.

On November 2nd, 1911, the Canadian Northern Railway Company filed a plan recorded here under Number R.R.1113 showing a deviation in Indian Reserve No. 18 B from the plan mentioned above commencing at a point 2347 feet west of Rainy Lake and running N. 85° 35' east to the shore of the lake and made application for this new portion of right of way and the triangle included between the deviation and the old right of way mentioned above. The areas involved are, additional right of way 5.33 acres, triangle 4.20 acres. The plan is entitled Canadian Northern Railway (Ontario and Rainy River Railway) plan showing land to be acquired for right of way on Indian Reserve No. 18 B District of Rainy River, Ontario, scale

G. M. Hair, Esq.,
Regional Counsel,
Canadian National Railways,
Winnipeg, Manitoba.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

400 feet - 1 inch, length of Section 0.58 miles signed by D. J. Gillon, Ontario Land Surveyor, dated at Winnipeg 1st February, 1912. These lands have been paid for in full.

Neither of these plans are certified as being a copy of a registered plan. If you have registered plans you are requested to submit them and a description. However, a description is enclosed using the plans above mentioned and if these are to be used you are requested to approve or amend the accompanying description and return it to this Department.

Yours very truly,

A. F. MacKenzie,
Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 C.N.R.

CANADIAN NATIONAL RAILWAYS
WESTERN REGION
LEGAL DEPARTMENT

DEPT. OF INDIAN AFFAIRS
NOV 18 19
1369-A

G. M. HAIR
REGIONAL COUNSEL
D. O. OWENS G. M. RUSSELL
J. R. BLACK
SOLICITORS

OUR FILE No. 1369-A

WINNIPEG, MAN. Nov. 15, 1932.

DEPT. OF INDIAN AFFAIRS
NOV 18 1932
SURVEYS

Mr. A. F. Mackenzie,
Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:

Your file 22124-7.
Re: Rainy Lake Indian Reserves No.16A and 18B.

This will acknowledge receipt of yours of the 8th instant with reference to the above, for which accept my thanks.

I note by our Right of Way Agent's file that on February 20th, 1912, you were forwarded Three copies of plan which are recorded in your Department under No. R.R. 1113. There does not appear to be any further trace of these plans nor advice as to the disposition of same by your Department. It is quite possible that they have been registered and we have not been notified. This being the case, it would be greatly appreciated if you would advise me as to the disposition of these three copies of plans.

Yours truly,

G. M. HAIR,
Regional Counsel,

per:

SED/O

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 C.N.R.

OTTAWA, November 21, 1932.

Dear Sir:-

In reply to your letter of the 15th instant, your file 1389A, regarding right of way through Indian Reserves No. 16A and 18B, Rainy Lake, I may say the three tracings referred to were sent to the Board of Railway Commissioners for approval. One apparently was retained by the Board, one was recorded here under number R.R.1113 and the third one was placed on file. It is now being returned to you.

Encl.

Yours very truly,

A. F. MacKenzie,
Secretary.

MEW
R GGM

G. M. Hair, Esq.,
Regional Counsel,
Canadian National Railways,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 C.N.R

CANADIAN NATIONAL RAILWAYS
WESTERN REGION
LEGAL DEPARTMENT

G. M. HAIR
REGIONAL COUNSEL
D. O. OWENS G. M. RUSSELL
J. R. BLACK
SOLICITORS

Supreme

DEPT. OF INDIAN AFFAIRS
NOV 28 1932
RECEIVED

OUR FILE No. 1369 A C&J

WINNIPEG, MAN. Nov. 25, 1932.

Mr. A. F. MacKenzie,
Secretary, Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:

Re: Indian Reserves Nos. 16A and 18B,
Rainy Lake.

This will acknowledge receipt of yours of the 21st instant, your file 22124-7, C.N.R., for which accept my thanks.

In order to complete title to this land it will, of course, be necessary to have this plan registered in the Land Titles Office and I am therefore returning the enclosure and would ask that you have same certified a true copy of the original plan recorded in your office under No. R.R. 1113 returning same to this office at your convenience.

It would also appear that plan recorded in your office under No. R.R. 722 cannot be found and, with a view to registering same in the Land Titles Office I would be glad if you could let me have an extra copy of same in order that we might make a copy to be certified by your office for registration in the Land Titles Office. After registration of plans they can be returned to you as certified copies of registered plans, and title can then issue to the Railway Company for the land required.

Thanking you, I remain,

Yours truly,

G. M. HAIR,
Regional Counsel,

per:

SED/O
enc.

DEPT. OF INDIAN AFFAIRS
NOV 1932
SURVEYS

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 C.N.R.

OTTAWA, December 1, 1932.

Dear Sir:-

In reply to your letter of the 25th ultimo, file 1369 A C&J, re right of way of the Canadian National Railways through Indian Reserves Numbers 16A and 13B, there has been sent you, under separate cover, copy of tracing linen of our plan R.R.1113 duly certified and a blue print of our plan R.R.723.

Yours very truly,

T.R.L. MacInnes,
Acting Secretary.

G. M. Hair, Esq.,
Regional Counsel,
Canadian National Railways,
Winnipeg,
Manitoba.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 C.N.R

CANADIAN NATIONAL RAILWAYS
WESTERN REGION
LEGAL DEPARTMENT

DEPT. OF INDIAN AFFAIRS
DEC 10 1932

G. M. HAIR, K.C.
REGIONAL COUNSEL
D. O. CHARLES G. M. RUSSELL
J. R. BLACK
SOLICITORS

OUR FILE No. 1936 J 1369 A.

WINNIPEG, MAN. Dec. 7, 1932.

File

Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:

Re: Indian Reserves Nos. 16A and 18B.
Rainy Lake.

I have yours of the 1st instant your file No. 22124-7, C.N.R., with reference to right of way in Indian Reserves Nos. 16A and 18B, for which accept my thanks.

This matter will now receive attention and description for titles will be adjusted in the very near future.

Yours truly,

G. M. HAIR,
Regional Counsel.

per: S. B. Deeks

SED/O

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 C.N.R.

CANADIAN NATIONAL RAILWAYS
WESTERN REGION
LEGAL DEPARTMENT

DEPT. OF INDIAN AFFAIRS
DEC 23 1932

G. M. [illegible]
R. [illegible]
D. O. [illegible] G. M. RUSSELL
J. R. BLACK
SOLICITORS

OUR FILE No. C&J 1369 A.

WINNIPEG, MAN. Dec. 17, 1932.

DEPT. OF INDIAN AFFAIRS
DEC 27 1932
SURVEYS

Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:

Re: Your file 22124-7 C.N.R.

Further to your letter of the 1st instant, I am sending you under separate cover your original tracing of plan registered in your Department under No. R.R. 1113, together with one copy of same, and also, Two tracings in duplicate of your Plan No. R.R. 722.

Will you kindly have these copies certified as two copies, and return them to this office so that we can arrange for registration in the Land Titles Office and thus complete descriptions of the property required referring to the plan then registered.

Thanking you in advance, I remain,

Yours truly,

G. M. HAIR,
Regional Counsel,

per:

SED/O

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 CN

LA 44

Ottawa, 28th December 1932

Sir,- Your ref.No.1369A, and

I have your letter of the 17th instant, and tracings mentioned therein. The copy of Plan RR.1113 will be certified a true copy.

Copies of Plan RR.722 have one difference; the direction between Stations 1138 + 47.2 and 1143+21.9 is given on both your copies as N.22 25' W. and on our plan as N.22 23'W. Kindly state whether your plans or our plan should be changed. The copies will be held here in the meantime.

Your obedient servant,

R. J. Bradley

(A.F.MacKenzie)
Secretary

G.M.Hair Esq.,
Regional Counsel
Canadian National Railways
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 C.N.R.

CANADIAN NATIONAL RAILWAYS
WESTERN REGION
LEGAL DEPARTMENT

G. M. HAIR
D. O. OWENS G. M. RUSSELL
J. R. BLACK
SOLICITORS

FILE No. C & J 1369 A.

WINNIPEG, MAN. Jan. 3, 1933.

DEPT. OF INDIAN AFFAIRS
JAN 7 1933
RECORDS

DEPT. OF INDIAN AFFAIRS
JAN 10 1933
SURVEYS

Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:

Re: Your file 22124-7, C.N.R.

Referring to your letter of the 28th ultimo, I wish to advise that as the plans are supposed to be copies of the ones held by you, our plans should be altered to agree with yours. I would be glad if you could arrange to do so, having them completed in accordance with mine of the 17th ultimo.

Yours truly,

G. M. HAIR,
Regional Counsel,

per:

SED/O

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 CN

Ottawa, 10th January 1933

Sir,-

Your ref. No. C & J 1369A

Replying to your letters of the 3rd instant and 17th ultimo, there have been returned to you in a roll under separate cover two copies of our plan RR 722, and two copies of our plan RR 1113, duly certified as correct copies.

Your obedient servant,

(A.F. MacKenzie)
Secretary

Sent 11-1-33

G.W. Hair Esq.,
Regional Counsel,
Canadian National Railways
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

22124-7C.M.

CANADIAN NATIONAL RAILWAYS
WESTERN REGION
LEGAL DEPARTMENT

G. M. H[illegible] K.C.
[illegible] COUNSEL
D. O. [illegible] G. M. RUSSELL
[illegible] R. BLACK
SOLICITORS

OUR FILE No. C&J 1369 A.

File

WINNIPEG, MAN. Jan. 19, 1933.

DEPT. OF INDIAN AFFAIRS
JAN 23 1933
RECORDS

Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:

Re: Your file 22124-7 CN.

This will acknowledge your letter of the 10th instant, with enclosures, for which accept my thanks.

Yours truly,

G. M. HAIR,
Regional Counsel,

per:

SED/O

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 C.N.R

CANADIAN NATIONAL RAILWAYS
WESTERN REGION
LEGAL DEPARTMENT

G. M. H[illegible]
REGIONAL COUNSEL
D. G. OWENS G. M. RUSSELL
J. R. BLACK
SOLICITORS

OUR FILE No. C & J 1369 A.

WINNIPEG, MAN. Feb. 8, 1933.

DEPT. OF INDIAN AFFAIRS
FEB 25 1933
SURVEYS

DEPT. OF INDIAN AFFAIRS
FEB 11 1933
RECORDS

Secretary,
Dept. of Indian Affairs,
Ottawa, Ont.

Dear Sir:

Re: Your file 22124-7 C.N.R.
Plans R.R. 722 and R.R. 1113.

The above plans have been duly deposited with the Local Master of Titles, Mr. W. J. Keating, of Fort Frances. Plan R.R. 1113 covering the revision of part of Indian Reserve No. 18B, Rainy Lake, has been deposited under No. S. 79, and Plan No. R.R. 722 as originally constructed across the Indian Reserves, affecting Indian Reserves Nos. 23 B2, 26A, 18B, 16A, 11, 12 and 13, has been deposited in the Land Titles Office as No. S. 78.

O.C. 21st March 1901
f. 22124-7 do.

I trust therefore that you are now in a position to let me have Patents or Transfers for the lands in the said Indian Reserves as affected thereby.

Thanking you, I remain,

Yours truly,

G. M. HAIR,
Regional Counsel,

per:

SED/O

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 C.N
Vol 2

Lands

Desc for patent.

All those parcels of land situate in Rainy Lake Indian Reserves number Sixteen A and Eighteen B, in the District of Rainy River, Province of Ontario, and Dominion of Canada, containing together by admeasurement thirty-nine acres and eleven hundredths of an acre more or less, being composed of the right of way of the Canadian Northern Railway through the said reserves more particularly described as follows -

Def Page I-492

Firstly: The right of way through Indian Reserve No. 16 A, containing 4.91 acres more or less and

Secondly: The right of way through Indian Reserve No. 18 B, containing 24 acres and sixty seven hundredths of an acre more or less, each being a strip of land 99 feet wide, as shown tinted pink on a plan of Canadian Northern Railway, Ontario and Rainy River Division as constructed through Indian Reserve No. 23 B2, 26 A, 18 B, 16 A, 11, 12, 13, Rainy River District by J. Chalmers, Ontario Land Surveyor, dated at Winnipeg, 24th day of September 1902, of record in the Surveys Branch of the Department of Indian Affairs under Number R.R. 722., copy of which registered under number S. 78

492

P. I-

Thirdly: That triangular parcel of land containing nine acres and fifty three hundredths of an acre more or less shown tinted pink on a plan of Canadian Northern Railway showing land to be acquired for right of way on Indian Reserve No. 18 B, by D. J. Gillon, Ontario Land Surveyor, dated at Winnipeg, 1st February 1912, of record in the Surveys Branch of the Department of Indian Affairs, under Number R.R. 1113 copy of which is registered under number S. 79

9.2.

9.53 acs

Earth Sales, 1-2

Folio 492

Amending plan Bom no. 2

Ref. 22,506

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
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CANADA

P.C. 615 dated 21st March 1901. f. 22124-7 clo

July 1904 - f. 22124-7 clo

Mar 22 - 1906

				$750
				$15.2.25
1.R 23 B	2.	48.54 ac @ 2	-	97.08
26 A		34.50 ac @ 2	-	69.00
18 B		24.67 ac @ 2	-	49.34
16 a		4.91 ac @ 3	+	14.73 } OK
11		37.40 ac @ 4	-	149.60
12 }		57.51 ac @ 4	-	230.04
13 }		207.53		
				150.00
				142.46
				902.25
				902.25

Alex Bruyere
Interest.

che gus.

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PUBLIC ARCHIVES
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CANADA

22124-7 C.N.

vol 2

DEPARTMENT OF INDIAN AFFAIRS

CANADA

Ottawa, 17th February 1933

Description for patent

All that parcel of land situate in Long Sault Indian reserves numbers Twelve and Thirteen, in the District of Rainy River, Province of Ontario and Dominion of Canada, containing fifty-seven acres and fifty-one hundredths of an acre, more or less, being composed of a strip of land ninety-nine feet in width comprising the right of way of the Canadian Northern Railway Company through the said reserves, as shown tinted pink on plan recorded in the Surveys Branch of the Department of Indian Affairs under number RR 722, copy of which is registered under number S.78.

Ref 22,490

Sales Page 498 Sundry Sale Book No. 2

Ottawa

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

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ARCHIVES PUBLIQUES
CANADA

22124-7 C.N
Vol 2

DEPARTMENT OF INDIAN AFFAIRS

CANADA

Ottawa, 17th February 1933

Description for patent

All that parcel of land situate in Rainy Lake Indian reserve number 26A, in the District of Rainy River, Province of Ontario and Dominion of Canada, containing thirty-four acres and five tenths of an acre, more or less, being composed of a strip of land ninety-nine feet wide, comprising the right of way of the Canadian Northern Railway Company across the said reserve, as shown tinted pink on a plan recorded in the Surveys Branch of the Department of Indian Affairs under number RR 722, copy of which is registered under number S.78.

NTW

Sale
Folio 489
Sundry Sale Book No 2
Ap. 22493

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CANADA

22124-7 C.N.

Vol V

DEPARTMENT OF INDIAN AFFAIRS

CANADA

Ottawa, 17th February 1933

Description for patent

All those parcels of land situate in the Sturgeon Falls Indian reserve number Twenty-three, in the District of Rainy River, Province of Ontario and Dominion of Canada, containing forty-eight acres and fifty-four hundredths of an acre, more or less, being composed of those portions of a strip of land ninety-nine feet wide comprising the right of way of the Canadian Northern Railway Company across the said reserve, shown tinted pink on a plan recorded in the Surveys Branch of the Department of Indian Affairs under number RR 722, copy of which is registered under number S.78.

MKW

Sales
Page 486
Sundry Sale Book No 2

Ref 22,492

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

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ARCHIVES PUBLIQUES
CANADA

22124-7 C.N
vol 2

DEPARTMENT OF INDIAN AFFAIRS

CANADA

Ottawa, 17th February 1933

Description for patent

All that parcel of land situate in the Manitou Rapids Indian reserve number Eleven, in the District of Rainy River, Province of Ontario and Dominion of Canada, containing thirty-seven acres and four-tenths of an acre, more or less, being composed of a strip of land ninety-nine feet wide, comprising the right of way of the Canadian Northern Railway Company across the said reserve, as shown tinted pink on a plan recorded in the Surveys Branch of the Department of Indian Affairs under number RR 722, copy of which is registered under number S.78.

WRM

Sales
Page 495
Sundry Sale Book No 2
Ref 22491

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

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CANADA

22124-7 C.N.R.

CANADIAN NATIONAL RAILWAYS
WESTERN REGION
LEGAL DEPARTMENT

G. M. [illegible] K.C.
REGIONAL COUNSEL
D. O. OWENS G. M. RUSSELL
J. R. BLACK
SOLICITORS

OUR FILE No. G & J 1369 A

WINNIPEG, MAN. Feb. 27, 1933.

DEPT. OF INDIAN AFFAIRS
MAR 2 1933

Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:

Re: Your file 22124-7 C.N.R.
Plans R.R. 722 and R.R. 1115.

I do not appear to have received any reply to mine of the 8th instant. I presume this matter is receiving attention. Will you kindly advise me of the present status of same and oblige.

Yours truly,

G. M. MAIR,
Regional Counsel,

per:

SMM/O

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

22124-7A

10th March, 1933.

Sir,

I desire to acknowledge receipt of your letter of the 27th ultimo, No.C & J 1369A, with reference to right of way shown on plans R.722 and R.R.1113 and advise that the Patents are in course of preparation covering the areas applied for and will be forwarded at the earliest possible date.

Your obedient servant,

Director.

G. M. Hair, Esq.,
Regional Counsel,
Canadian National Railways,
Winnipeg, Manitoba.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

22124-7A

CANADIAN NATIONAL RAILWAYS
WESTERN REGION
LEGAL DEPARTMENT

G. M. HAIR, K.C.
REGIONAL COUNSEL
D. O. OWENS G. M. RUSSELL
J. R. BLACK
SOLICITORS

OUR FILE No. C&J 1369 A

WINNIPEG, MAN. April 5, 1933.

DEPT. OF INDIAN AFFAIRS
APR 8 1933
RECORDS

DEPT. OF INDIAN AFFAIRS
APR 10 1933
SURVEYS

Department of Indian Affairs,
OTTAWA,
Ontario.

Dear Sirs:

Re: Your file 22124-7A.

I have for acknowledgment Two Patents of Indian Land Sale Grants to The Canadian Northern Railway Company, covering 57.51 acres right of way in Lone Sault Reserves 12 and 13, Reference No. 22.490; and 37.4 acres in Manitou Rapids Reserve No. 11, Reference No. 22.491, for which accept my thanks.

Yours truly,

G. M. HAIR,
Regional Counsel.

per:

SED/C

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
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CANADA

22124-7 C.N.R.

CANADIAN NATIONAL RAILWAYS
WESTERN REGION
LEGAL DEPARTMENT

G. M. HAIR, K.C.
REGIONAL COUNSEL

D. G. OWENS G. M. RUSSELL
J. R. BLACK
SOLICITORS

OUR FILE No. C&J 1369A

WINNIPEG, MAN. April 6, 1933.

B

File

DEPT. OF INDIAN AFFAIRS
APR 10 1933
RECORDS

Department of Indian Affairs,
OTTAWA,
Ontario.

Dear Sirs:

Re: Your file 22124-7A.

I have for acknowledgment Three Patents of Indian Land Sale Grants to The Canadian Northern Railway Company, covering 39.11 acres right of way in Rainy Lake Reserves 16a and 18b, Reference No. 22.500; 48.54 acres right of way in Sturgeon Falls Reserve No.23, Reference No. 22.492; and 34.5 acres right of way in Rainy Lake Reserve No.26a, Reference No. 22.493, for which accept my thanks.

Yours truly,

G. M. HAIR,
Regional Counsel,

per: [signature]

SED/O

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

22-124-7a

Ottawa. Aug.31st.1933.

Sirs-

With reference to the inquiry made by Chief Gabe Bruyere at the July meeting held by Mr.H.J.Bury, regarding the various plots of land purchased by the railway company on Reserve 1SB,an examination of the records here shows that the Railway own three portions, which have been paid for in full,as follows:-

The original right-of-way comprising 24.67 acres as shown on plan No.722 and dated 1902.
The revised right-ofway comprising 5.33 acres and the triangle or gore between the above two right-of ways comprising 4.20 acres. as shown on plan 1113 dated 1911.

You may therefore inform the chief that the gore or triangle which he spoke of,was purchased by the railway and does not form part of the reserve.

Yours very truly,

T.R.L. MacInnes

Actg.Secretary.
T.R.L.MacInnes.

A.Spencer
Indian Agent
Fort Frances. Ont.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 CNR

DEPARTMENT OF INDIAN AFFAIRS
CANADA

DEPT. OF INDIAN AFFAIRS
MAY 14 1934
RECORDS

OFFICE OF
INDIAN AGENT

FORT FRANCES, AGENCY,

No.864.

MAY, 8th, 1934,

Sir.

I have the honor to report, that at the meeting held at Couchiching Reserve last night, they again brought up the question about the Sale of that portion of land laying between the C.N.R. right-of-way on the East side of Reserve 18B, showing as Plan No.722, and dated 1902, ✓

There is a gorelying between Plan No.722 and revised right-of-way compriseing 4.20 Acres,

And this Band wants to know who gave the authority to sell this land to the C.N.R. I explained to them that the C.N.R. bought the orignal right-of-way and found that it was not what they required, and then bought the revised right-of-way, and as the C.N.R. owned the right-of-way on both sides of this Gore that if they did not surrender this portion, that the Department must of exproprated it, as it was of no use to them when fenced in on both sides by the railway, and sold it to the C.N.R.

But they are not satisfied with what I tell them. and want to know who gave the authority to sell this gore to the C.N.R. and what right any person had to sell this land without first asking for a surrender from the Indians,

I have the honor to be,

Sir.

Your obedient servant,

Spence
Indian Agent,

The Secretary,
Dept. of Indian Affairs,
Ottawa, Ontario.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7A.

B.A.N.

May 23rd,1934.

Sir,-

I desire to acknowledge receipt of your letter of the 8th instant, No. 864, with further reference to the C. N. R. right of way on the east side of Reserve 18B, as shown on Plan 722, and advise that the V shaped portion of land between the old and the revised right of way, comprising 5.33 acres, and the triangle or gore between the two rights of way, comprising 4.20 acres, havebeen patented to the Railway.

In our letter to you of August 31, 1933, this and other information was furnished you in connection with this Railway.

Your obedient servant,

Acting Director.

A. Spencer, Esq.,
Indian Agent,
Fort Frances, Ontario.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7 C.N

INDIAN AGENT

AR 2

CANADA
DEPARTMENT OF MINES AND RESOURCES
INDIAN AFFAIRS BRANCH

FEB 18 1944

REGISTERED

PLEASE QUOTE FILE

Fort Frances, Ont., Feb. 15th. 1944.

(1.)

Indian Affairs Branch, Dept. of Mines & Resources, Ottawa.

Will you kindly advise if there is any obligation on the part of the Canadian National Railways to put crossings over their tracks to Indian homes on the Couchiching Reserve.

One Indian built a new home on the Reserve last summer, believing that a crossing would be made as soon as he had his house built. On taking up this matter with the Railway Co. they advised that it would take 5 or 6 carloads of filling material as well as two culverts to put in a crossing and they were not prepared to do this. In the meantime the Indian has to carry fuel wood etc. over the tracks to his house as the ditches are too deep to cross by team or truck.

J.F. Lockhart,
Indian Agent.

(2)

Mr. Cory,-

Please advise if we have a right to apply for installation of a crossing,--and to whom application should be made.

J. J. Allan,
Superintendent,
Reserves and Trusts.

9.3.44.

RAINY LAKE I.R. No 17B

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

LEGAL DIVISION

CANADA
DEPARTMENT
OF
MINES AND RESOURCES
GENERAL ADMINISTRATIVE OFFICES

Department of Mines and Resources
MAR 21 1944
REGISTERED

OTTAWA 18th March, 1944.

MEMORANDUM:

Mr. Allan.

Please see Indian Agent Lockhart's letter of the 15th ultimo, immediately hereunder on file 22124-7 C.N. In this connection you wish to be advised if we have the right to apply for installation of a crossing and to whom application should be made.

Matters of this kind come within the provisions of the Railway Act. Generally speaking, where a railway is put down and is junior to any farm roads the railway company must provide a suitable crossing. In other cases, through farming country, the provisions of sections 272 and 273 of the Railway Act are applicable. These sections read as follows -

"272. Every company shall make crossings for persons across whose lands the railway is carried, convenient and proper for the crossing of the railway for farm purposes.

(2) Live stock, in using such crossings when at rail level, shall be in charge of some competent person, who shall take all reasonable care and precaution to avoid accidents.

273. The Board may, upon the application of any land-owner, order the company to provide and construct a suitable farm crossing across the railway, wherever in any case the Board deems it necessary for the proper enjoyment of his land, and safe in the public interest.

(2) The Board may order and direct how, when, where, by whom, and upon what terms and conditions, such farm crossing shall be constructed and maintained".

I have discussed this case with the Chief Engineer of the Board of Transport Commissioners and his reactions are as follows - if there was a road there before the railway then of course the railway would have to provide a crossing. If there was no road then application could be made to the Board but he said in cases of this kind the Board would look into the matter very carefully and if the Indian could use any other established road crossing fairly close by the Board would take no action as apparently this

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
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CANADA

crossing, if established, would require considerable work to be done by the railway company and the dumping of five or six carloads of filling material and making the crossing would probably be worth more than the Indian's house.

It is, therefore, suggested that a very full report be received from Lockhart in light of the above. Unless we can place a very strong case before the Board of Transport Commissioners they will not order the railway company to take any action.

Solicitor.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

File 22124-7 C.N.

EX D.

Ottawa, March 24, 1944.

J. F. Lockhart, Esq., Indian Agent, Fort Frances, Ont.

We have your letter of February 15th in which you ask for some means to compel the C.N.R. to put in a crossing opposite Indian houses on the Reserve.

Our solicitor advised that if there was a road at this location before the railway was built the company will have to supply the crossing. If there was no road there then the proper procedure is an application to the Board of Railway Commissioners. We are advised that on such an application an order will not be given if it can be shown that there is any other means of crossing the railway within a reasonable distance. Putting in a crossing is a serious and expensive undertaking for the Railway and would probably cost the Company a sum in excess of the value of the Indian property the crossing would serve. The Commission will not condemn the Company to that expense unless they are completely satisfied that the expenditure must be incurred in order to do substantial justice.

Our solicitor further suggests that you give us the most complete picture possible of the situation in the light of this letter as you can and the matter will be further considered and the advisability of making an application to the Board decided.

D. J. Allen
Superintendent
Reserves and Trusts

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22124-7

McKeloe

OFFICE OF THE INDIAN AGENT

CANADA

DEPARTMENT OF MINES AND RESOURCES
INDIAN AFFAIRS BRANCH

PLEASE QUOTE FILE

Department of Mines & Resources Indian Affairs Branch
MAR 31 1944
REGISTERED

Fort Frances, Ont., March 30th. 1944.

Indian Affairs Branch, Dept. of Mines & Resources, Ottawa.

Re: File No. 22124-7 C.N.

I beg to acknowledge receipt of your letter of the 24th. instant.

The Indians of the Couchiching Band were under the impression that if they built houses over the tracks on their Reserve the Railway Co. would put crossings in for them.

One Indian built his house on a high piece of ground, believing that a crossing would be provided as soon as he had a house built to warrant it. However, the site he selected was alright in dry weather, but in the spring and during heavy rains he is practically on an island, as it is very low on all sides. When this matter was brought to the Engineers attention, he figured it was too costly a proposition to put in a crossing at this point and felt the Indian could get along with using the other crossings over the tracks, which were about 12 pole lengths each way from his home.

Now for!

No doubt the Indian used poor judgment in his selection for a house, but as mentioned above, he was under the impression that all they had to do to claim a crossing was to build a house. As it now stands no wood can be delivered to his house but has to be unloaded and carried over the tracks piece by piece.

J.F. Lockhart,
Indian Agent.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

File 22,124-7

Ottawa, April 3, 1944.

Mr. J. F. Lockhart, Indian Agent, Fort Frances, Ont.

Your letter of March 28th was received.

It is not clear that the Indian could not use a truck over one of the crossings near his home. The railway estimates five or six cars of material for the crossing. Would it take at least as much fill to give him access from one of the existing crossings to his home?

Could you supply a rough sketch showing approximate distances, and also indicate if the Indian could get a road from an existing crossing without using another Indian's land?

D. J. Allan,
Superintendent,
Reserves and Trusts.

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
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CANADA

NO FURTHER CORRESPONDENCE TO BE PLACED ON THIS FILE

SEE CURRENT VOLUME

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
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CANADA

22124-14

CHARGED OUT			RETURNED		
TO	DATE	BY	DATE	C.R.	FILED BY
DLT 4-2-3	~~15/4/71~~	GS	15/4/71		

R3400

NOT TO BE REMOVED FROM CENTRAL REGISTRY

PUBLIC ARCHIVES RECORDS

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)

PUBLIC ARCHIVES
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CANADA

22124-7 VOL. 2 CLOSED

CLOSED
FROM 4 Oct 11 TO 3 Apr 54

FORT FRANCES
RIGHT OF WAY -SPUR LINE- ACROSS
INDIAN RES NO. 18B FOR JAMES HARTY

SEE VOL 3

390769

Indian Affairs. (RG 10, Volume 7669, File 22124-7 Pt.2)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Indian Affairs
Headquarters Files

(RG 10, Volume 7669)

File 22124-7	1	Fort Frances Agency - Right-of-way for railways through Indian Reserves in the Rainy River District (plan, map). 1900 - 1911
File 22124-7	2	Fort Frances Agency - Right-of-way for a spur line of the Canadian National Railway through Rainy Lake 18B Reserve. 1911 - 1944
File 22125-6 C.N.		Clandeboye Agency - Right-of-way for Canadian National Railways through the St. Peter's Reserve and the Brokenhead Reserve. (plans) 1911 - 1925
File 22128-7 C.N.		The Pas Agency - Right-of-way for the Canadian Northern Railway System through part of The Pas Reserve (plans). 1905 - 1917

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

390769

PUBLIC ARCHIVES
RECORDS CENTRE

No. 22125 6 C.N.

Department of Indian Affairs

19

CLANDEBOYE

RAILWAYS

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NORTHERN RAILWAY COM

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

IN YOUR REPLY REFER TO FILE NO.

WINNIPEG, MAN. March 1st, 191

Re. Right of Way, Winnipeg Northern Railway.

DEPT. OF INDIAN AFFAIRS,
MAR 7 1911
SURVEYS.

Mr. J. D. McLean,
Deputy Superintendent General,
Department of Indian Affairs,
Ottawa, Ontario.

382097

Dear Sir:-

I enclose herewith blueprint of the proposed line of the Winnipeg Northern Railway which crosses the St.Peters Indian Reserve, and the Indian Reserve in Township 16, Range 7, East Principal Meridian I understand that some of the sections included in the St.Peters Indian Reserve were sold at auction about two years ago, and I would be obliged if you could furnish me with the names of the purchasers of the quarter sections affected by the right of way, which have been disposed of.

With reference to the Indian Reserve in Township 16, Range 7, East Principal Meridian, will you kindly advise if the River Lots shown on the plan are controlled by your Department; if they have been sold, please advise me the names and addresses of the purchasers of the lots affected. Will you also be good enough to have valuation placed on the right of way required across lands controlled by your Department, and in the meantime grant the Company permission to proceed with the construction of the railway.

The plans of this line are in course of preparation, and

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NORTHERN RAILWAY CO

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

IN YOUR REPLY REFER
TO FILE No.

WINNIPEG, MA

Mr. J.D.McLean, "2"

3820

special plan will be filed with your Department as soon as I receive information from you as to the lands under your control.

Yours truly,

C.R. Stovel

Right of Way Agent.

B.M.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091.

Ottawa, March 8, 1911.

Sir,-

An advance plan showing the location of the Winnipeg Northern Railway through the Broken Head Indian reserve has been sent you by mail. A better plan will be hereafter filed by the Company and a copy will be sent you.

The said plan now forwarded shows the location of the Centre Line of the Railway. The width to be taken is 90 feet. With this information you may be able to make the necessary valuation of the right of way and damages to Indians improvements, if any. In this and in all similar valuations the Indian Council and each Indian interested should be consulted and you should endeavour to obtain their concurrence with such reasonable valuations as you may arrive at.

For your information I have to say that the value of the land taken will be credited to the general funds of the band, but the value of the improvements will be paid to each Indian owner of the same. Improvements consist of clearings, fences, buildings, fruit trees &c. Your valuation should give each item in detail.

Your obedient servant,

J. D. Molloy

Asst. Deputy and Secretary.

John Watson, Esq.,
Indian Agent,
Selkirk, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CXII

382091.

Ottawa, March 8, 1911.

Sir,-

I beg to inform you that the blue print plan showing the location of the Winnipeg Northern Railway through the St. Peters and Brokenhead Indian reserves which was forwarded with your letter of the 1st instant, has been returned to you by mail. The names of purchasers of lands in the St. Peters reserve have been entered on the plan.

All the lands in the Brokenhead Indian reserve (in Tp. 15 and 16; R.6 and 7, E.) through which your line passes are under the control of this Department. The portion of the blue print showing this location has been cut off and sent to the Indian Agent for information in making the valuations.

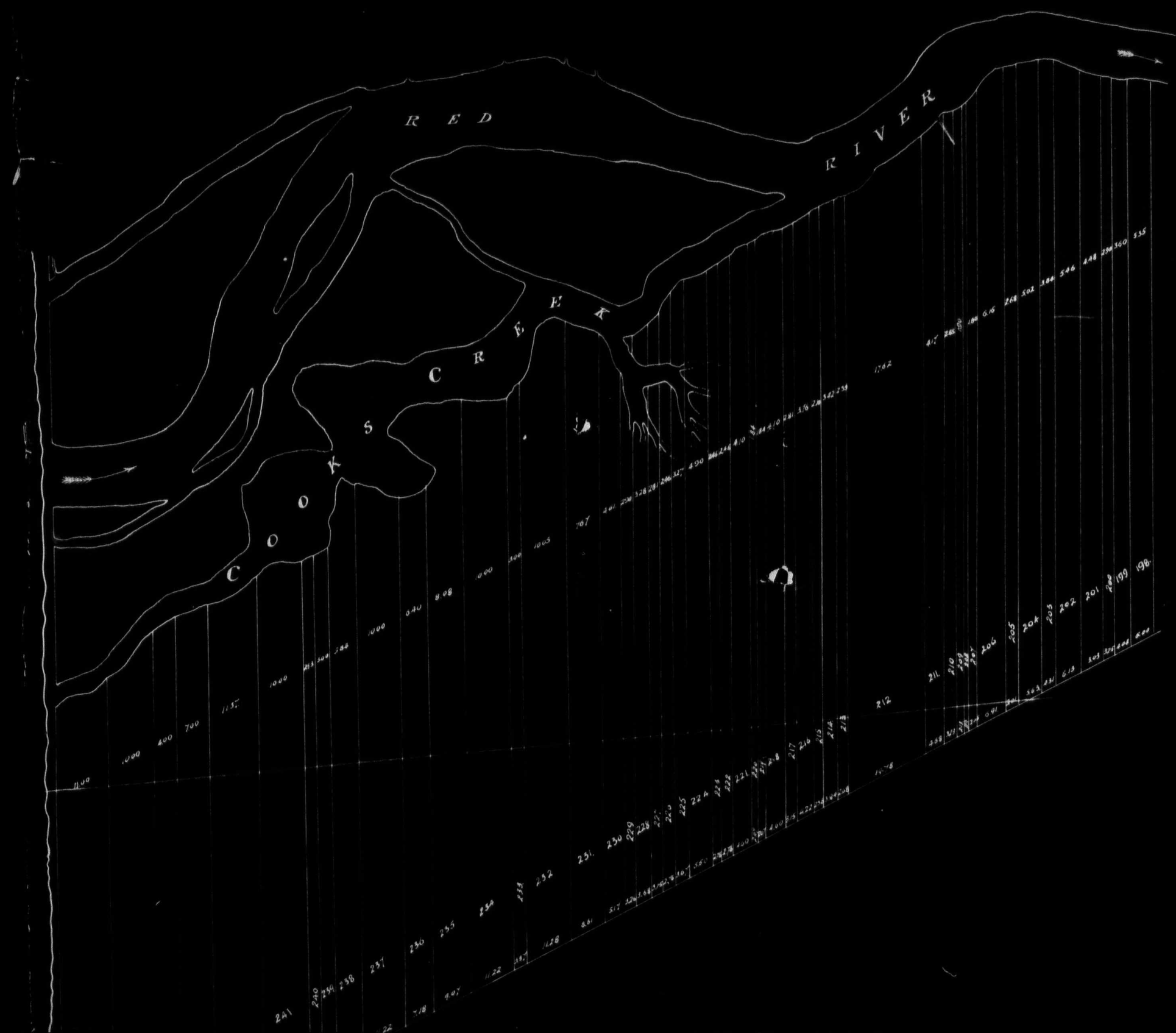
Kindly inform me if the Winnipeg, Northern Railway is working under a Dominion or Provincial Charter.

Your obedient servant,

Asst. Deputy and

C.R.Stovel, Esq.,
Right of Way Agent,
Canadian Northern Ry.
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA



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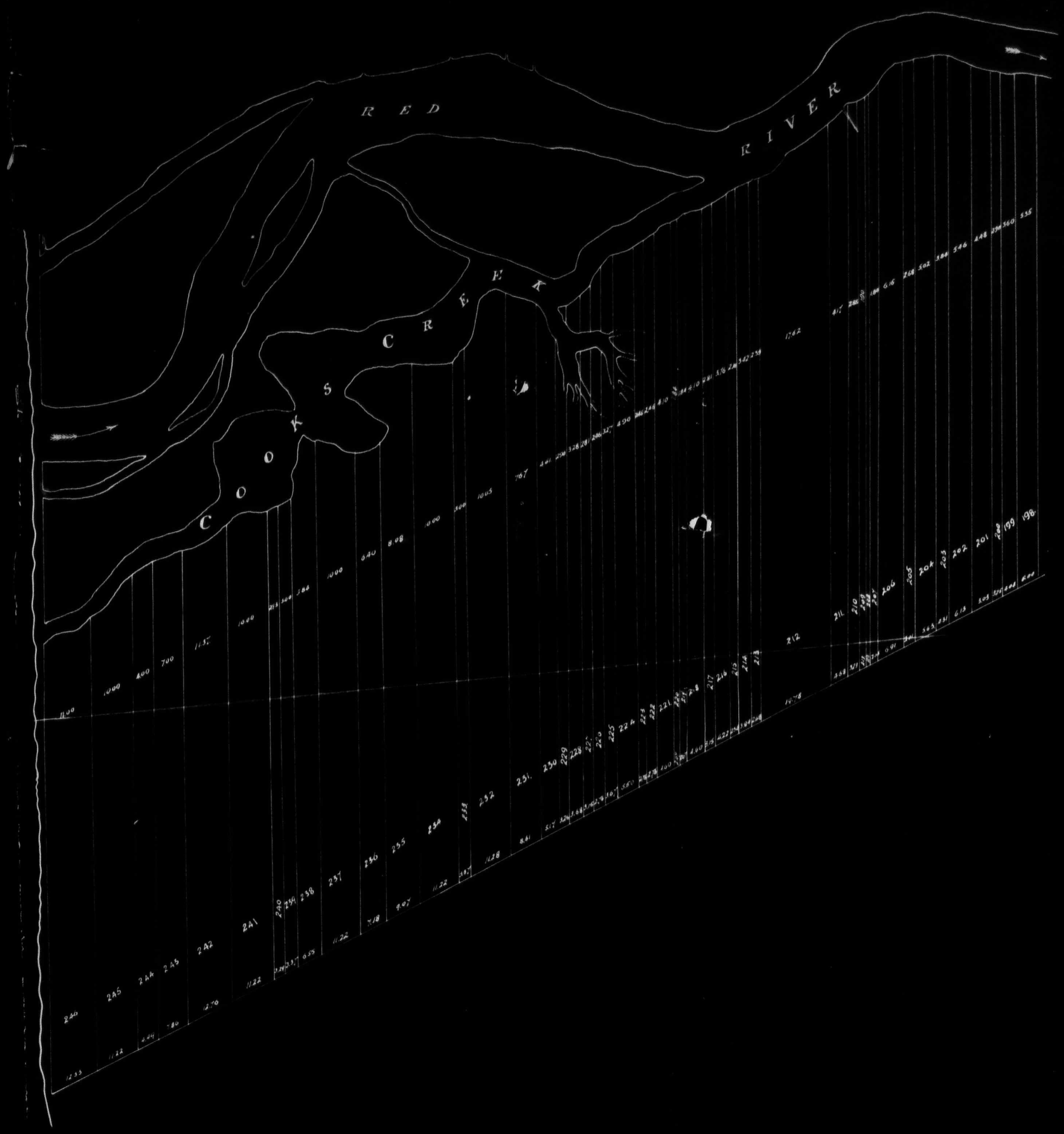
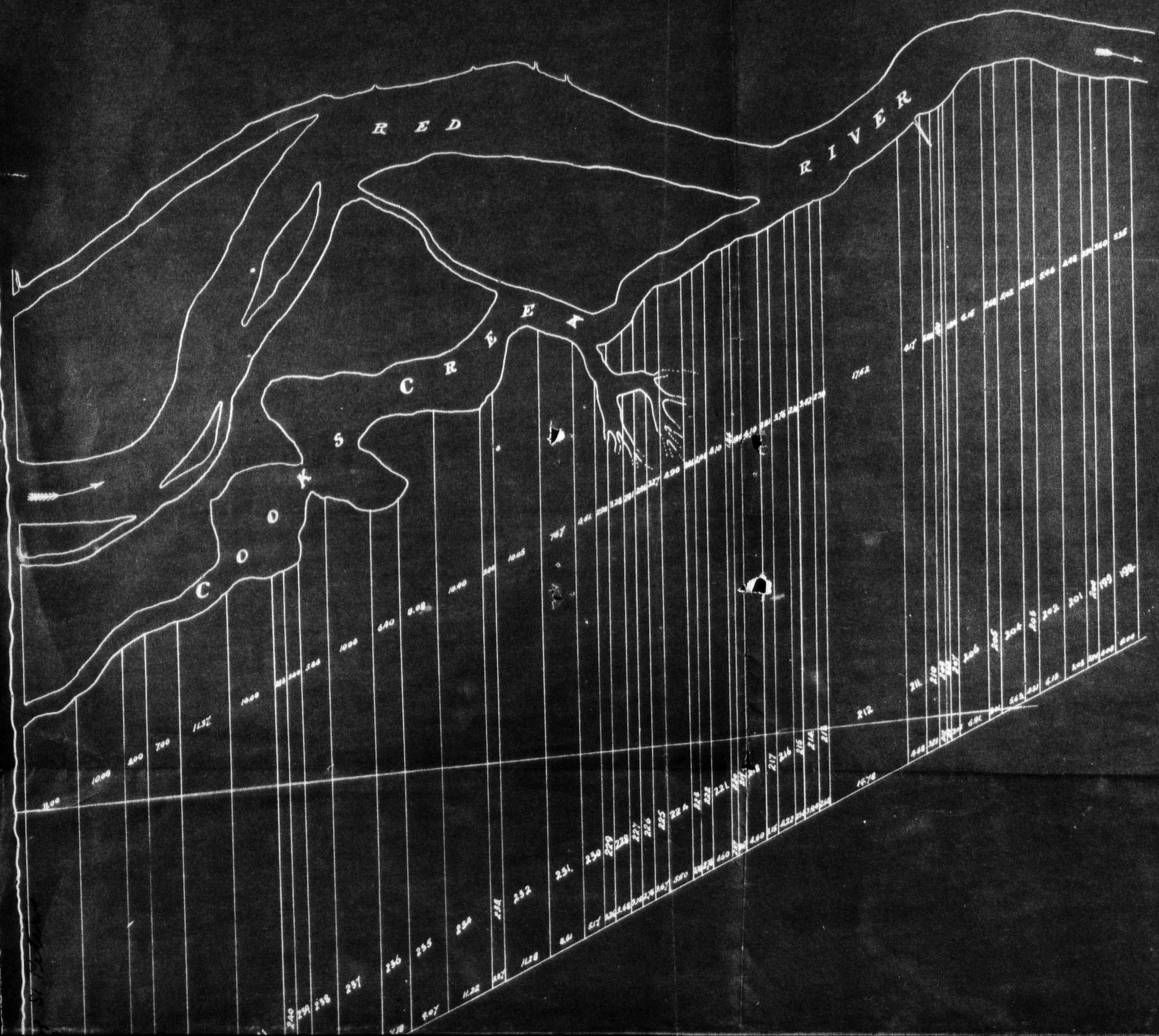


2 of 2

ARCHIVES PUBLIQUES
CANADA



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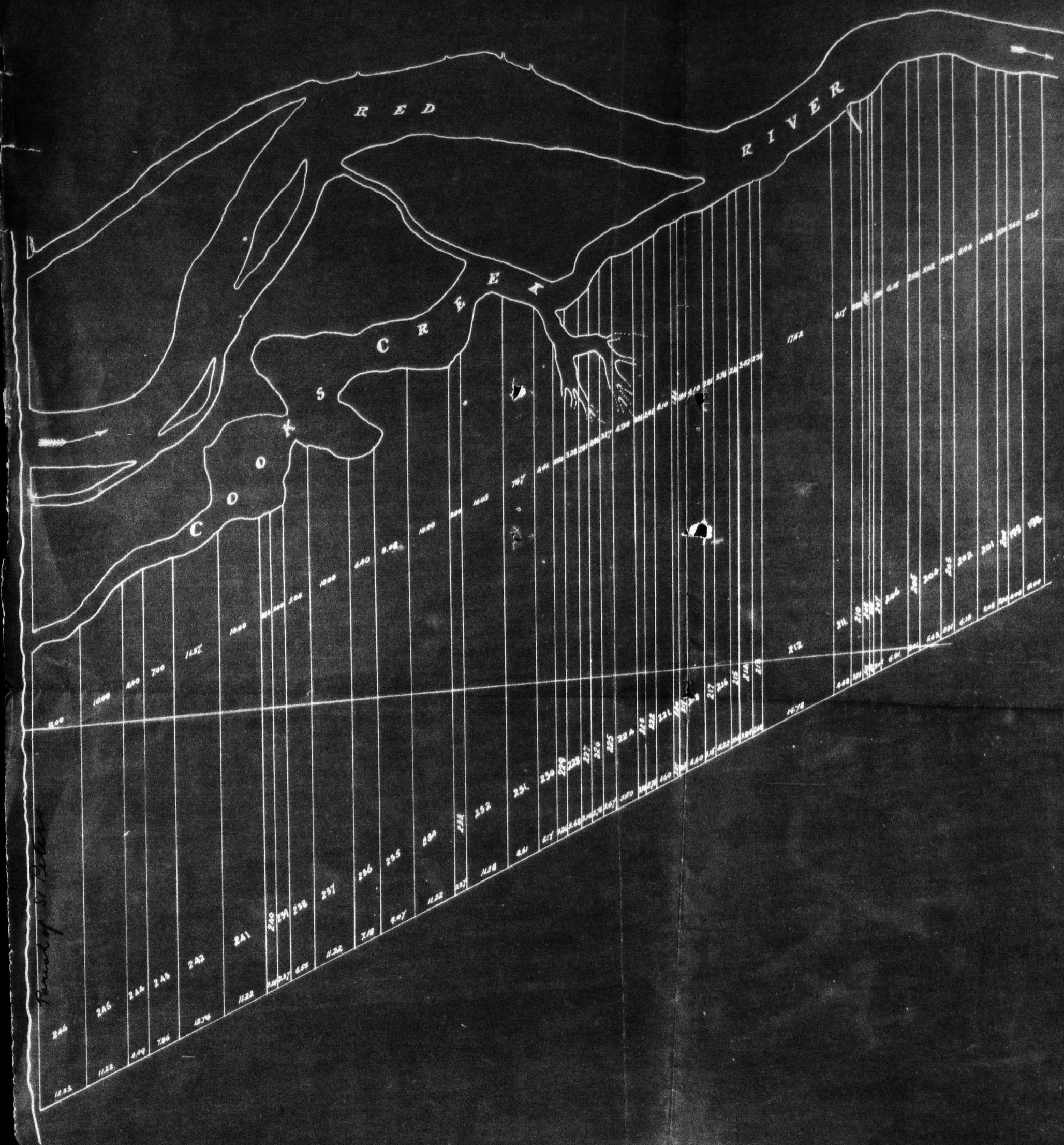

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

2 of 2

382091

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPT. OF INDIAN AFFAIRS, MAR 27 1911 SURVEYS.

DEPARTMENT OF INDIAN AFFAIRS MAR 27 1911

IN YOUR REPLY REFER TO FILE No.

WINNIPEG MAN. March 22nd, 1911.

Re. Winnipeg Northern Railway, Your File #382091.

Indian Lands

382074

J. D. McLean, Esq.,
Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

LANDS BRANCH MAR 29 1911

Dear Sir:-

I beg to acknowledge receipt of your favor of the 8th instant returning blueprint, and would be pleased to hear from you when valuation has been placed on the right of way through the Brokenhead Indian Reserve. I understand that some of the River Lots in St.Peter's Parish are still owned by Indians, and presume that arrangements will have to be made through your Department for the right of way required on same. I am enclosing a small blueprint showing the proposed location of the line and would be obliged if you will advise me the lots still owned by Indians, and have valuation placed on the right of way required over same.

Yours truly,

C. R. Stovel,
Right of Way Agent.

B.M.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

File 382,091.

Ex'd

Ottawa, March 29, 1911.

Sir,-

I beg to acknowledge the receipt of your letter of the 22nd ultimo, in regard to right of way across River lots 204-246, St. Peter's Reserve, and in reply to say that these lots have all been sold by the Department and are not now owned by the Indians.

Your obedient Servant,

J. D. McLEAN

Asst. Deputy and Secretary.

Lwb
WAD

R. C. Stovel, Esq.,
Right of Way Agent,
Canadian Northern Railway Co.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF INDIAN AFFAIRS APR 10 1911

382091

IN YOUR REPLY REFER TO FILE No.

WINNIPEG, MAN. April 4th, 1911

Re. Winnipeg Northern Railway.

DEPT. OF INDIAN AFFAIRS APR 11 1911 SURVEYS.

385125

Mr. J. D. McLean,
Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir:-

I acknowledge receipt of your letter of the 29th ultimo, your file #382091, advising that river lots 204 to 246 have all been sold by the Department.

Replying to the last paragraph of your letter of the 8th of March, I beg to advise you that this line is being built under a Provincial Charter.

Yours truly,

C. R. Stovel,
Right of Way Agent.

B.M.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091.

Minister
1 by Deputy

Ex'd

Ottawa, April 13, 1911.

Sir,-

I beg to acknowledge the receipt of your letter of the 4th instant and have to say that as the Winnipeg Northern Ry., is not being built under a Dominion Charter it will be necessary to have all lands required in Indian Reserves surrendered by the Indians.

The Department cannot take proper action in this respect until the plans showing the lands required are received. These should consist (as in every case) of one plan on tracing cloth, duly signed by the Surveyor and Chief Engineer or other responsible officer of the Company and two blue print copies.

S. B.

Your obedient servant,

J. D. McLean

Asst. Deputy and Secretary.

C. R. Stovel, Esq.,
Right of Way Agent,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF INDIAN AFFAIRS MAY 2 1911

IN YOUR REPLY REFER TO FILE No. W.N.R.Gen.

WINNIPEG, MAN. April 27-1911

Re. Winnipeg Northern Railway.

Surveys

386892

DEPT. OF INDIAN AFFAIRS, MAY 8 1911 SURVEYS.

Mr. J. D. McLean,
Assistant Deputy and Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir:-

With reference to your letter of the 13th instant, your file #382091. I am requesting our Engineering Department to furnish you with the necessary plan, and will communicate with you further when same has been filed.

Yours truly,

C. R. Stovel, B
Right of Way Agent.

B.M.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

IN YOUR REPLY REFER TO FILE No. General File

WINNIPEG, MAN. July 18/11.

Re Right of Way through Broken Head Indian Reserves, Winnipeg & Northern Railway.

392203

Mr. J. D. McLean,
Assistant Deputy and Secretary,
Department of Indian Affairs,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS, JUL 25 1911 SURVEYS.

Dear Sir;-

I enclose herewith blue print showing right of way required for Winnipeg and Northern Railway through Broken Head Indian Reserve. I understand tracings of this plan have been sent forward for filing with your Department and I will be obliged if you will have a valuation placed on right of way required, and advise me the lowest price per acre your Department is willing to accept for same, at your earliest convenience.

Yours truly,

C.F. Stovel,

Right of Way agent.

B.AM.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091.

Ottawa, July 27, 1911.

Sir,-

I beg to refer you to letter of the 8th March last, and to request you to be good enough to forward with as little delay as possible the valuations of the Right of Way ~~of~~ thereim requested of the Winnipeg, Northern Rwy., through the Brokenhead Indian reserve.

Your obedient servant,

Sgd. J. D. McLean,

Asst. Deputy and Secretary.

Fmt

John Watson, Esq.,
Indian Agent,
Selkirk, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091.

Ottawa, July 27, 1911.

Sir,-

I beg to acknowledge the receipt of your letter of the 18th instant relating to the right of way of the Winnipeg and Northern Rwy., through the Brokenhead Indian reserve and to say that the matter will receive immediate attention.

In this connection I beg to draw your attention to letter of the 13th April last, and to say that the copy of the plan on tracing cloth therein requested should be forwarded to the Department with as little delay as possible.

Your obedient servant,

Duncan C. Scott

Asst. Deputy and Secretary.

C. R Stovel, Esq.,
Right of Way Agent,
Canadian Northern Rwy.,
Winnipeg, Man.

To be plotted on the office plan and plan to be scheduled -

Scheduled under No 1095 R.R.

H.G.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

T. D. FORM 2 B

382091

Canadian Pacific Railway Company's Telegraph

ALL MESSAGES TAKEN BY THIS COMPANY ARE SUBJECT TO THE FOLLOWING TERMS

It is agreed between the sender of the following message and this Company that the said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruptions in the working of its lines, for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending same. To guard against errors the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charge for repeated messages, viz:—One per cent. for any distance not exceeding 1,000 miles and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender, and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices: if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as Agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages unless the same be claimed in writing, within sixty days after receipt of telegram for transmission. No employee of the Company shall vary the foregoing.

B. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. WILSON, Supt., Vancouver, B. C.
J. McMILLAN, Supt., Calgary, Alta.
J. TAIT, Supt., Winnipeg, Man.
F. T. JENNINGS, Supt., North Bay, Ont.
W. MARSHALL, Supt., Toronto, Ont.
JNO. F. RICHARDSON, Supt., Montreal, Que.
F. J. MAHON, Supt., St. John, N.B.

JAS. KENT,
Manager Telegraphs, Montreal

SENT NO.	SENT BY	REC'D BY	TIME SENT	TIME FILED	CHECK

Send the following Message, subject to the above terms, which are hereby agreed to:

Ottawa, August 5, 1911.

John Watson,
Indian Agent,
Selkirk, Man.

Wire valuation C. N. R. right of way through Brokenhead.

Frank Pedley.

Chge. D.I.A.

☞ READ THE NOTICE AND AGREEMENT AT THE TOP

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

T. D. FORM 1 B

Canadian Pacific Railway Company's Telegraph

TERMS AND CONDITIONS

All messages are received by this Company for transmission, subject to the terms and conditions printed on their Blank Form No. 2, which terms and conditions have been agreed to by the sender of the following message. This is an unrepeated message, and is delivered by request of the sender under these conditions.

B. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. FLETCHER, Supt., Vancouver, B.C.
J. McMILLAN, Supt., Calgary, Alta.
J. TAFT, Supt. Winnipeg, Man.
R. N. YOUNG, Supt., Moosejaw, Sask.
F. T. JENNINGS, Supt., North Bay, Ont.
W. MARSHALL, Supt., Toronto, Ont.
JNO. F. RICHARDSON, Supt., Montreal, Que.
F. J. MAHON, Supt., St. John, N.B.

Manager Telegraphs, Montreal.

a212Ra 55 Cw. 32:

Winnipeg Man Aug 4th-1911

J D McLean,

Secy Dept Indian Affairs. OTTAWA-:

Your letter twenty seventh solicitors sending right of way plans brokenhead reserve forward today company wants to start work immediately. Please wire permission our expense will pay deposit to department if necessary.

C R Stovel.

425P-:

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

T. D. Form 1 B

Canadian Pacific Railway Company's Telegraph

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R. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. FLETCHER, Supt., Vancouver, B.C.
J. McMILLAN, Supt., Calgary, Alta.
J. TAIT, Supt. Winnipeg, Man.
R. N. YOUNG, Supt., Moosejaw, Sask.
F. T. JENNINGS, Supt., North Bay, Ont.
W. MARSHALL, Supt., Toronto, Ont.
JNO. F. RICHARDSON, Supt., Montreal, Que.
F. J. MAHON, Supt., St. John, N.B.

JAS. KENT,
Manager Telegraphs, Montreal.

a254 ra u x 72 2exa

Winnipeg Man 7th Aug 1911.

392914

Frank Pedley ,

Department of Indian Affairs, Ottawa Ont.

Value Canadian Northern Railway Right of Way through Broken head fifty acres more or less at eight dollars and fifty cents per acre additional compensation to be paid for moving any buildings which may be situated on Right of Way and for any crop destroyed or other reasonable improvements railway Company agree to this and want permission to work at once please wire authority to railway company for John Watsons.

J A Betournay,

Indian Agent.

635pm

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
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CANADA

T. D. FORM 29

382.091

Canadian Pacific Railway Company's Telegraph

ALL MESSAGES TAKEN BY THIS COMPANY ARE SUBJECT TO THE FOLLOWING TERMS:

It is agreed between the sender of the following message and this Company that the said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruption in the working of its lines, for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending same. To guard against errors, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charges for repeating messages, viz.:—One per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender, and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages unless the same be claimed in writing, within sixty days after receipt of the telegram for transmission. No employee of the Company shall vary the foregoing.

B. S. JENKINS, Gen. Supt., Winnipeg, Man. W. J. CAMP, Supt., Montreal, Que.
J. [illegible] Supt., Vancouver, B.C. A. W. BARBER, Supt., Toronto, Ont.

JAS. KENT,
Manager Telegraphs, Montreal.

SENT NO.	SENT BY	REC'D BY	TIME SENT	TIME FILED	CHECK

Send the following Message, subject to the above terms, which are hereby agreed to:

2

Ottawa, August, 8, 1921.

C. R. Stovel,

Right of Way Agent, C. N. R.

Winnipeg, Man.

Company may commence work on Brokenhead Reserve upon deposit of five hundred dollars with this Department pending further arrangements.

J. D. McLean,

Sec. D. I. A.

☞ READ THE NOTICE AND AGREEMENT AT THE TOP

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091

Ottawa, August, 10, 1911.

Sir;-

I beg to confirm the following telegram sent you on the 8th. instant;-"Company may commence work an Brokenhead Reserve upon deposit of five hundred dollars with this Department pending further arrangements."

I may say the plans mentioned in your telegram of the 4th. instant have not been received by this Department.

Your obedient servant,

Sgd J D McLean

Assistant Deputy and Secretary

R. W.

C. R. Stovel, Esq.,
Right of Way Agent, C. N. R.
Winnipeg,
Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091

P.X.

Letters

Ottawa, August, 10, 1911.

Sir;-

I beg to acknowledge receipt of your telegram of the 7th. instant re valuation of the right of way of the Canadian Northern Railway through Brokenhead Indian Reserve. I note you place a valuation of eight dollars and fifty cents per acre on the land taken, additional compensation to be paid for moving any buildings which may be situated on the right of way or for any crops destroyed or other reasonable improvements.

Have the Indian Council and Indians interested concurred in this valuation?. See letters of March 8th, and July 22nd. from this Department.

Please send schedule of valuation at as early a date as possible.

Your obedient servant,

J. D. McLean

Assistant Deputy and Secretary

Fol

J. B.

R. W

John Watson, Esq.,
Indian Agent,
Selkirk,
Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

303393

last which I find was not attended to.Mr.Watson was exceedingly busy from the time of coming here and I am not aware of his thinking of the matter at the time of Treaty Payments this summer.We are minus the consent of the Indian Council or individual property owners for the present ,although a fair compensation,such as the Railway promises will most likely prevent any trouble.

You will observe that the proposition involves a great deal more than was conveyed to Mr.Watson in Your above mentioned letter of the 8th of March and advance plan.I suppose somebody will have to go and see the Indians and explain matters.

I expect Mr.Watson to be back within twelve days or so.

Your very obedient servant

S. A. Rolfe

For the Indian Agent

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

INDIAN AGENT'S OFFICE,

Selkirk, Man..

DEPARTMENT OF INDIAN AFFAIRS
AUG 14 1911

Ex'd

IN YOUR REPLY REFER TO
No. 382,091
ALSO
TO DATE OF THIS LETTER.

August 16th 1911

DEPT. OF INDIAN AFFAIRS,
AUG 14 1911
SURVEYS.

393393

Immediate
Survey

Sir,—

Referring to your letter of ~~the 27th ult. and your~~

No. Telegram of the 8th inst. in regard to the right of way on the Brokenhead Reserve which I quote as follows:

> WIREvaluation C.R,Right of Way through Brokenhead.

to which I replied:

> Value Canadian Northenr Railway right of waythrough Broken Head fifty acres more or less at Eight Dollars and Fifty cents per acre.Additional compensationto be paid for moving any buildings which
>
> may be situated on right of way and for any crop destroyed,or other reasonable improvements. Railway Company agree to this and want permission to work at once.
>
> Please wire authority to C.N.R..

I was not aware of this transaction when your letter of the 29th ult.reached me,but one day or so before I had the visit of the chief of this Band who complained of some Railway work being started on his reserve without his having been consulted.I told him he could stop proceedings and gave him a paper to that effect.

Your telegram required an immediate answer which Igave but I then found your letter ofthe 8th of March last

The Secretary,

Department of Indian Affairs,

OTTAWA

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF INDIAN AFFAIRS
AUG 15 1911

IN YOUR REPLY REFER
TO FILE No. 366 W.N.R.

WINNIPEG, MAN. 10th Aug.1911.

-- Re. Right of Way through Broken Head Indian Reserve - Your #382,091.

DEPT. OF INDIAN AFFAIRS,
AUG 16 1911
SURVEYS.

393258

J. D. McLean, Esq.,
Assistant Secretary & Deputy,
Department of Indian Affairs,
OTTAWA, Ontario.

Dear Sir,

I am in receipt of your wire of the 8th instant reading as follows:-

"Company may commence work on Broken Head Reserve upon deposit of Five Hundred Dollars with this Department pending further arrangements."

I accordinly instructed our Solicitors, Messrs Clark & Sweatman, Winnipeg, to wire your Department the sum of $500.00 to cover this deposit, and I would be obliged if you would advise me at your early convenience the terms your Department are willing to quote the Company for this right of way. I understand that a plan on tracing cloth has been forwarded by our Solicitors.

Yours truly,

C. R. Stovel,
Right of Way Agent.

B.M.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

CANADIAN PACIFIC R'Y CO.'S TELEGRAPH

DEPARTMENT OF INDIAN AFFAIRS AUG 16 1911

NIGHT LETTERGRAM

The Canadian Pacific R'y Co.'s Telegraph transmits and delivers this night lettergram subject to the terms and conditions printed on the back of this blank.

JAS. KENT, Manager Telegraphs

A-36 RA. GG. BN. 79 N.L. 8.57 a.m. RECEIVED AT

Selkirk Man. Aug. 15. 1911. (WHERE ANY REPLY SHOULD BE SENT)

J.D. McLean.

Sec'y Dep't Indian Affairs. Ottawa. 395372.

Re Brokenhead reserve your file 382091 your wire eighth instant plan has been forwarded and deposit wired Indians on reserve refuse to allow construction to proceed contractors had up on ground if consistent please wire Indian Agent or Inspector Semmens to advise indians that work must be allowed to proceed also send authority to me for company to enter on land for purpose of construction.

C.R. Stovel.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

Canadian Pacific Railway Company's Telegraph

FORM 1 B

TERMS AND CONDITIONS

All messages are received By this Company for transmission, subject to the terms and conditions printed on their Blank Form No. 2, which terms and conditions have been agreed to by the sender of the following message. This is an unrepeated message, and is delivered by request of the sender under these conditions.

B. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. FLETCHER, Supt., Vancouver, B.C.
J. McMILLAN, Supt., Calgary, Alta.
J. HAIT, Supt. Winnipeg, Man.
R. N. YOUNG, Supt., Moosejaw, Sask.
F. T. JENNINGS, Supt., North Bay, Ont.
W. MARSHALL, Supt., Toronto, Ont.
JNO. F. RICHARDSON, Supt., Montreal, Que.
F. J. MAHON, Supt., St. John, N.B.

JAS. KENT,
Manager Telegraphs, Montreal.

A-196 RA.GG.BN. 25

3230

Winnipeg Man. Aug. 17, 1911.

J.D. McLean,

Dept. of Indian Affairs,

Ottawa.

Will you please reply to my wire of Aug. fifteenth re Brokenhead Indian Reserve as early as possible as work held up at this point.

C.R. Stovel.

2.41 p

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

The Great North Western Telegraph Co.

OF CANADA

FORM 2.

It is agreed between the sender of the following message and this Company, that said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruptions in the working of the lines, or for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending the same.

To guard against errors, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon at the following rates, in addition to the usual charge for repeated messages, viz.: one per cent. for any distance not exceeding 1000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender and without liability therefor. The Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages, unless the same be claimed, in writing, within sixty days after receipt of the telegram for transmission.

No employee of the Company shall vary the foregoing.

H. F. DWIGHT, President. HEAD OFFICE: TORONTO. I. McMICHAEL, Vice-President and General Manager.

DIRECT CONNECTION WITH WESTERN UNION TEL. CO. CABLE SERVICE TO ALL THE WORLD.

CUSTOMERS' TYPE-WRITER BLANK.	SENT NO.	SENT BY.	REC'D BY.	TIME SENT.	TIME FILED.	CHECK.

Send the following message, subject to the above terms, which are hereby agreed to.

(Chg. D.I.A.)

G. C. Ruel,

Solicitor, C. N. R.,

Toronto.

Stovel wiring for permission to construct on Brokenhead Reserve; make necessary deposit of five hundred dollars at once.

J. D. McLean,

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

FORM 2.

The Great North Western Telegraph Co.

OF CANADA

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This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender and without liability therefor. The Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages, unless the same be claimed, in writing, within sixty days after receipt of the telegram for transmission.

No employee of the Company shall vary the foregoing.

H. P. DWIGHT, President.

HEAD OFFICE: TORONTO.

I. McMICHAEL, Vice-President and General Manager.

DIRECT CONNECTION WITH WESTERN UNION TEL. CO. CABLE SERVICE TO ALL THE WORLD.

CUSTOMERS' TYPE-WRITER BLANK.	SENT NO.	SENT BY.	REC'D BY.	TIME SENT.	TIME FILED.	CHECK.

Send the following message, subject to the above terms, which are hereby agreed to.

Ottawa, August 17, 1911.

C. R. Stovel,

Right of Way Agent,

Canadian Northern Rwy.,

Winnipeg Man.

Deposit Brokenhead Reserve not received wired your solicitor yesterday Agent will be instructed as soon as deposit is received.

(Chg.D.I.A.)

J. D. McLean,

Fowler
S.B.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Canadian Pacific Railway Company's Telegra

TERMS AND CONDITIONS

All messages are received by this Company for transmission, subject to the terms and conditions printed on their Blank Form No. 2, which terms and conditions have been agreed to by the sender of the following message. This is an unrepeated message, and is delivered by request of the sender under these conditions.

B. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. FLETCHER, Supt., Vancouver, B.C.
J. McMILLAN, Supt., Calgary, Alta.
J. TAIT, Supt. Winnipeg, Man.
R. N. YOUNG, Supt., Moosejaw, Sask.
F. T. JENNINGS, Supt., North Bay, Ont.
W. MARSHALL, Supt., Toronto, Ont.
JNO. F. RICHARDSON, Supt., Montreal, Que.
F. J. MAHON, Supt., St. John, N.B.

JAS. KENT,
Manager Telegraphs, Montreal.

a305Ra jh Cw 44

395179

366

Winnipeg Man Aug 17th-1911

J D McLean

Sec'y Dep't Indian Affairs OTTAWA:-

Re brokenhead reserve my wires fifteenth and seventeenth solicitors advise deposit of five hundred dollars wired your credit canadian Bank of commerce fifteenth instant if consistent please instruct indian Agent as per my wire fifteenth instant as work being held up by indians in meantime .

C R Stovel

708P

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

The Great North Western Telegraph Co.

OF CANADA

FORM 2.

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No employee of the Company shall vary the foregoing.

H. P. DWIGHT, President. | HEAD OFFICE: TORONTO. | I. McMICHAEL, Vice-President and General Manager.

DIRECT CONNECTION WITH WESTERN UNION TEL. CO. — CABLE SERVICE TO ALL THE WORLD.

CUSTOMERS' TYPE-WRITER BLANK.	SENT NO.	SENT BY.	REC'D BY.	TIME SENT.	TIME FILED.	CHECK.

Send the following message, subject to the above terms, which are hereby agreed to.

Form
S.B.

John Watson,

Indian Agent,

Selkirk, Man.

Ottawa, August 18, 1911.

Deposit received from Canadian Northern permit construction on Brokenhead Reserve.

J. D. McLean,

(Chg. D. I. A.)

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

The Great North Western Telegraph Co.

OF CANADA

FORM 2.

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H. F. DWIGHT, President. HEAD OFFICE: TORONTO. I. McMICHAEL, Vice-President and General Manager.

DIRECT CONNECTION WITH WESTERN UNION TEL. CO. CABLE SERVICE TO ALL THE WORLD.

CUSTOMERS' TYPE-WRITER BLANK.	SENT NO.	SENT BY.	REC'D BY.	TIME SENT.	TIME FILED.	CHECK.

Send the following message, subject to the above terms, which are hereby agreed to.

Ottawa, August 18, 1911.

C. R. Stovel,

Canadian Northern Rwy, Winnipeg, Man.

Construction may proceed on Brokenhead Reserve Indian Agent has been advised.

J. D. McLean,

(g. D. I. A.)

Information J. B.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Please address all communications to "The Manager"

The Canadian Bank of Commerce

DEPARTMENT OF INDIAN AFFAIRS AUG 16 1911

Ottawa, Ont. August 16th 19 11

Cable Address "Canbank"

303603

The Accountant,

Department of Indian Affairs,

Ottawa.

Dear Sir:-

Acting under instructions received by wire from our Winnipeg office we enclose herewith our cheque in your favour for $500 on account of the solicitors Canadian Northern Railway Company; this deposit being made with reference to Brokenhead Indian Reserve.

Yours truly,

Manager.

a/c Right-of way through Brokenhead Indian Reserve.

DEPT. OF INDIAN AFFAIRS, AUG 22 1911 SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

393603

BANK OF MONTREAL.

No. 5319

Original, for the Depositor.

OTTAWA

$500

Bank of Montreal.

AUG 17 1911

19

Received from Canadian Yorky Co

on account of Indian Funds

the sum of Five hundred $ Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

DEPARTMENT OF INDIAN AFFAIRS AUG 18 1911

Signed in Triplicate,

T. L. Jolliffe

Pro Manager.

Ent'd. 60

31499

BANK OF MONTREAL.

No. 5319

393603

Duplicate, for Department.

OTTAWA

$500 00

Bank of Montreal.

AUG 17 1911

19

Ent'd, Sale 1 half 425 Mar. 5.

Received from Canadian Yorky Co

on account of Indian Funds

the sum of Five hundred $ Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

DEPARTMENT OF INDIAN AFFAIRS AUG 18 1911

Signed in Triplicate,

T. L. Jolliffe

Pro Manager.

Ent'd.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

T. D. FORM 1 B

Canadian Pacific Railway Company's Telegraph

TERMS AND CONDITIONS

All messages are received by this Company for transmission, subject to the terms and conditions printed on their Blank Form No. 2, which terms and conditions have been agreed to by the sender of the following message. This is an unrepeated message, and is delivered by request of the sender under these conditions.

B. S. JENKINS, Gen. Supt., Winnipeg, Man.
J. FLETCHER, Supt., Vancouver, B.C.
J. McMILLAN, Supt., Calgary, Alta.
J. TAIT, Supt., Winnipeg, Man.
R. N. YOUNG, Supt., Moosejaw, Sask.
F. T. JENNINGS, Supt., North Bay, Ont.
W. MARSHALL, Supt., Toronto, Ont.
JNO. F. RICHARDSON, Supt., Montreal, Que.
F. J. MAHON, Supt., St. John, N.B.

JAS. KENT,
Manager Telegraphs, Montreal.

DEPARTMENT OF INDIAN AFFAIRS 1911

A-199 RA .GC.BN. 16

281

Winnipeg Man. Aug. 18, 1911

393494

J.D. McLean,

Secy Dept. of Indian Affairs, Ottawa.

Please advise if notification received of deposit wired by Solicitors and if instructions sent Indian Agent.

G R. Stovel.

p m.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

IN YOUR REPLY REFER TO FILE No. 366 Winnipeg Northern.

WINNIPEG, MAN. Aug. 19/11.

DEPARTMENT OF INDIAN AFFAIRS AUG 24 1911

Re right of way over Brokenhead Indian Reserve.

J. D. McLean, Esq.,

Secretary, Department of Indian Affairs, Ottawa, Ont.

Dear Sir:

Referring to our previous correspondence, your file #382091. On August 9th I received your wire dated August 8th, 1911, advising that the Company might commence work on the Brokenhead Reserve upon the deposit of $500 with your Department pending further arrangements. I immediately instructed our solicitors to transmit the sum of $500 to the Department; the Indians, however, refused to permit our contractors to work on the land, and as the season is advancing and the Company desires to get as much as possible of this line built this year the delay is a serious matter to both the contractors and the Company.

I accordingly wired your Department again from Selkirk on August 15th asking that, if consistent with your regulations, the Agent be instructed to take up with the Indians and advise them that the work must be allowed to proceed. I have since been favored with your wire dated August 18th again advising that construction might proceed on the Brokenhead Indian Reserve and that the Agent had been advised. I have today communicated with the Agent, asking him that he take steps to explain to the Indians that the work should be allowed to proceed, and I have stated to the Indian Agent that in case of any special damages, such as to crops, buildings or anything of that nature, the Company will of course be prepared to pay a fair and reasonable amount of damages in addition to the land value which is to be paid to the Department.

Yours truly,

RIGHT OF WAY AGENT.

M.AW

DEPT. OF INDIAN AFFAIRS. AUG 29 1911 SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
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CANADA

WINNIPEG & NORTHERN RAILWAY.

PLAN SHOWING LAND REQUIRED FOR STATION GROUNDS IN LOTS 7, 8, & 9.

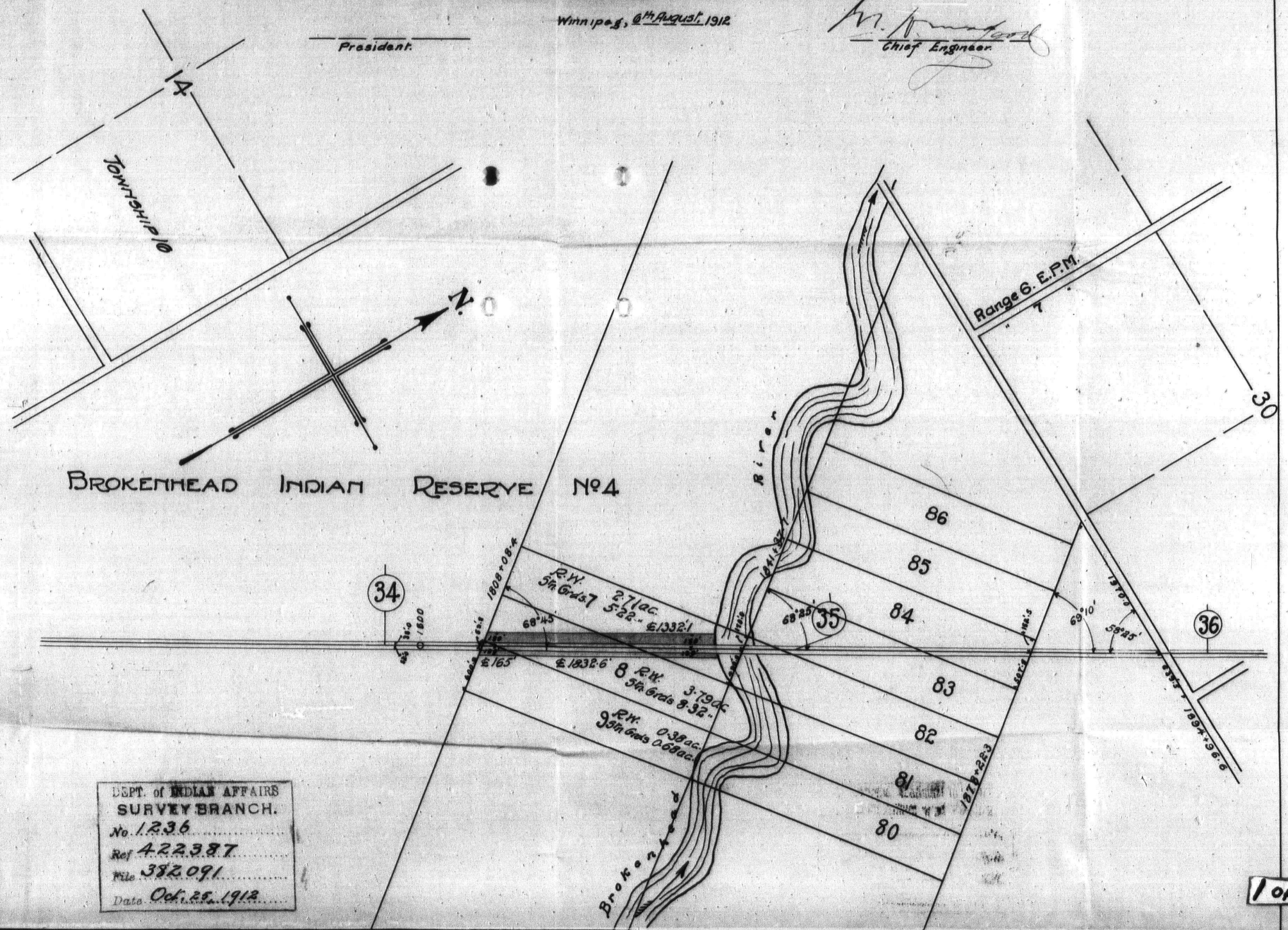
BROKENHEAD INDIAN RESERVE, MANITOBA.

Scale —— 1000' = 1"

Winnipeg, 6th August 1912

President.

Chief Engineer.



DEPT. of INDIAN AFFAIRS
SURVEY BRANCH.
No. 1236
Ref 422387
File 382091
Date Oct. 25. 1912

1 OF

KODAK SAFETY FILM

For Station Grounds in Lots 7, 8, & 9.

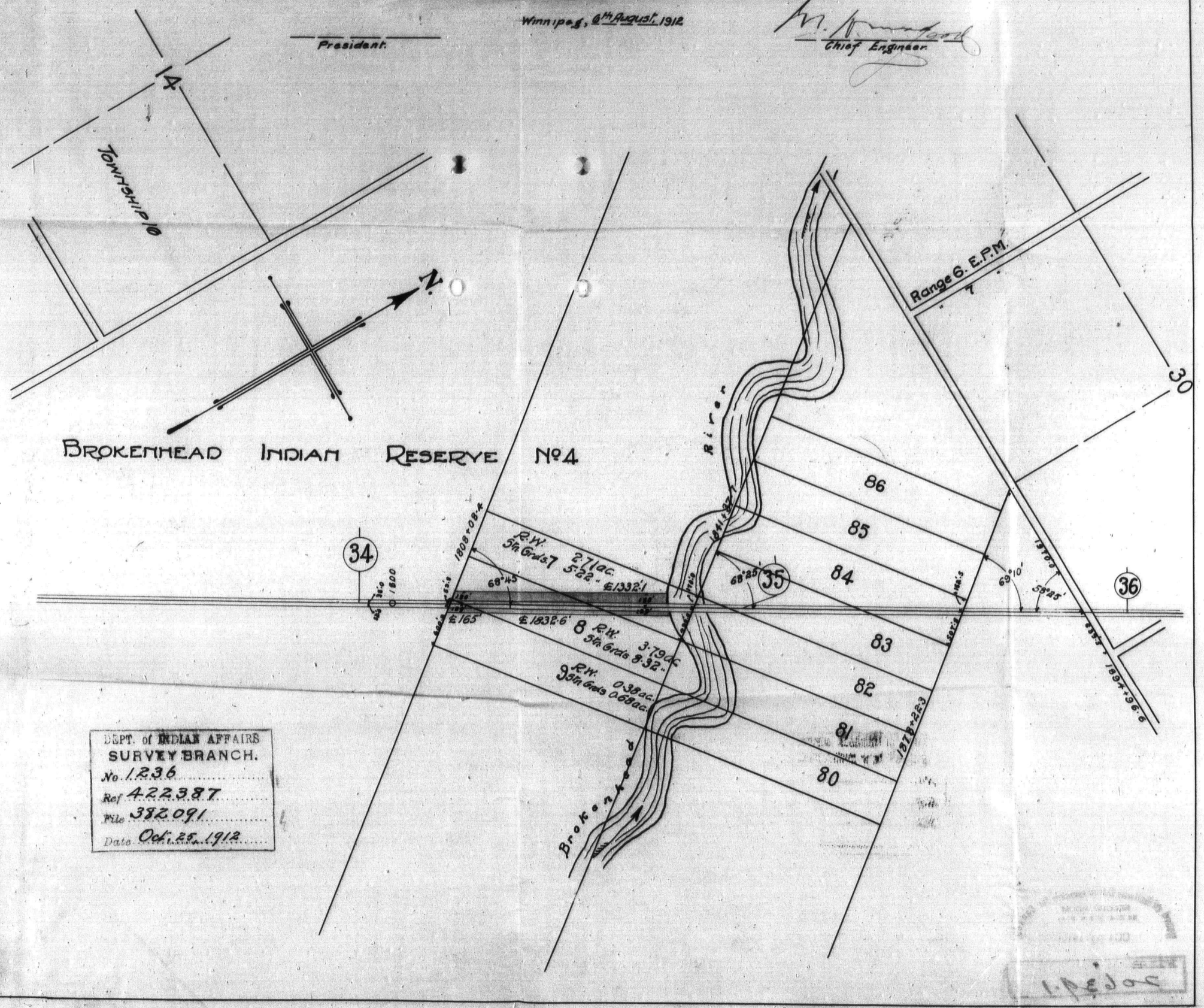
BROKENHEAD INDIAN RESERVE, MANITOBA.

Scale —— 1000' = 1"

Winnipeg, 6th August 1912

President.

Chief Engineer.



DEPT. of INDIAN AFFAIRS
SURVEY BRANCH.
No. 1236
Ref 422387
File 382091
Date Oct. 25, 1912

2 of 2

WINNIPEG & NORTHERN RAILWAY.

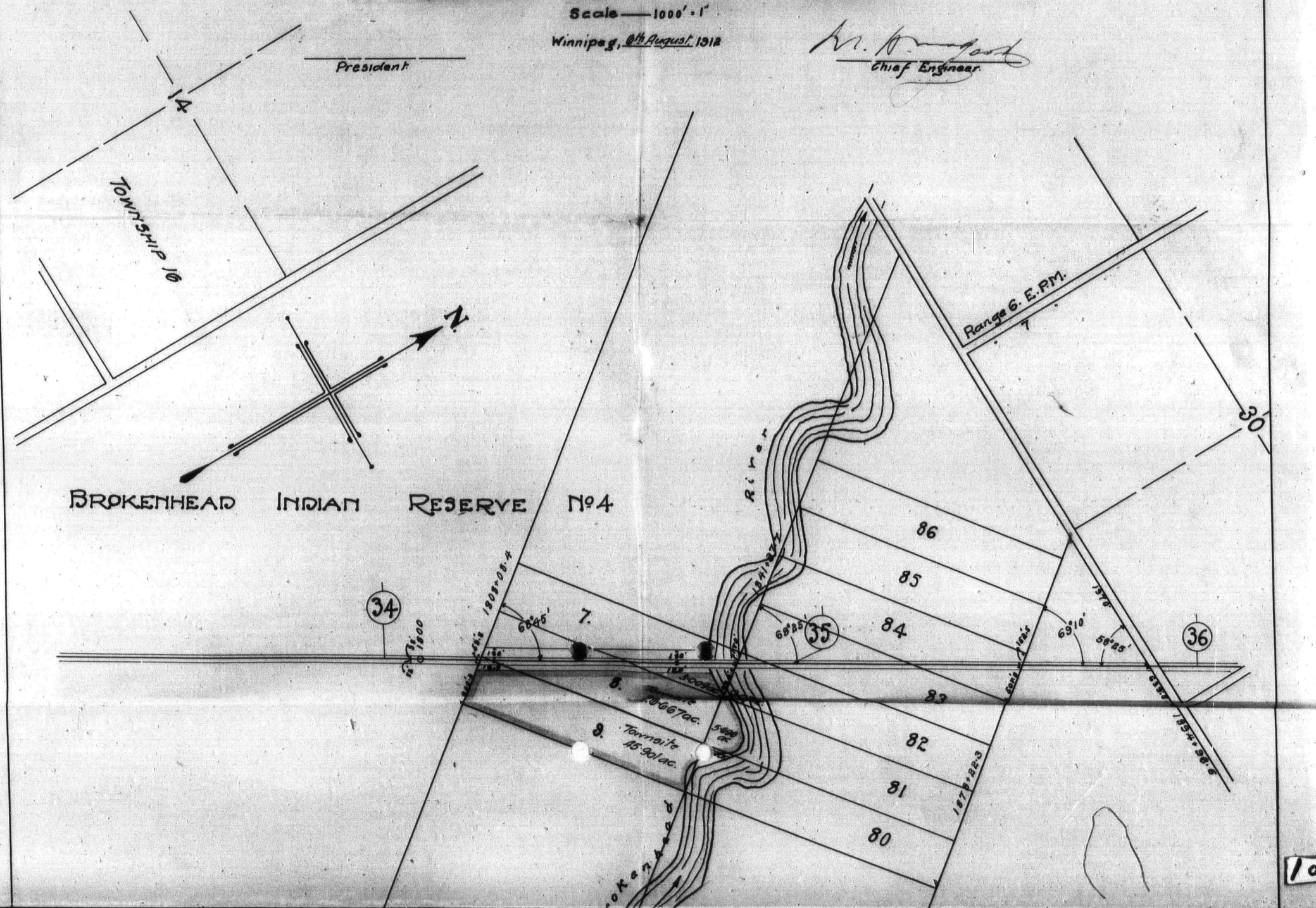
PLAN SHOWING LAND REQUIRED
FOR TOWNSITE IN LOTS 7, 8, 9, 80, 81 & 82
BROKENHEAD INDIAN RESERVE, MANITOBA.

Scale — 1000' = 1"

Winnipeg, 9th August 1912

President.

Chief Engineer.



1 OF

FOR TOWNSITE IN LOTS 7,8,9,80,81 & 82

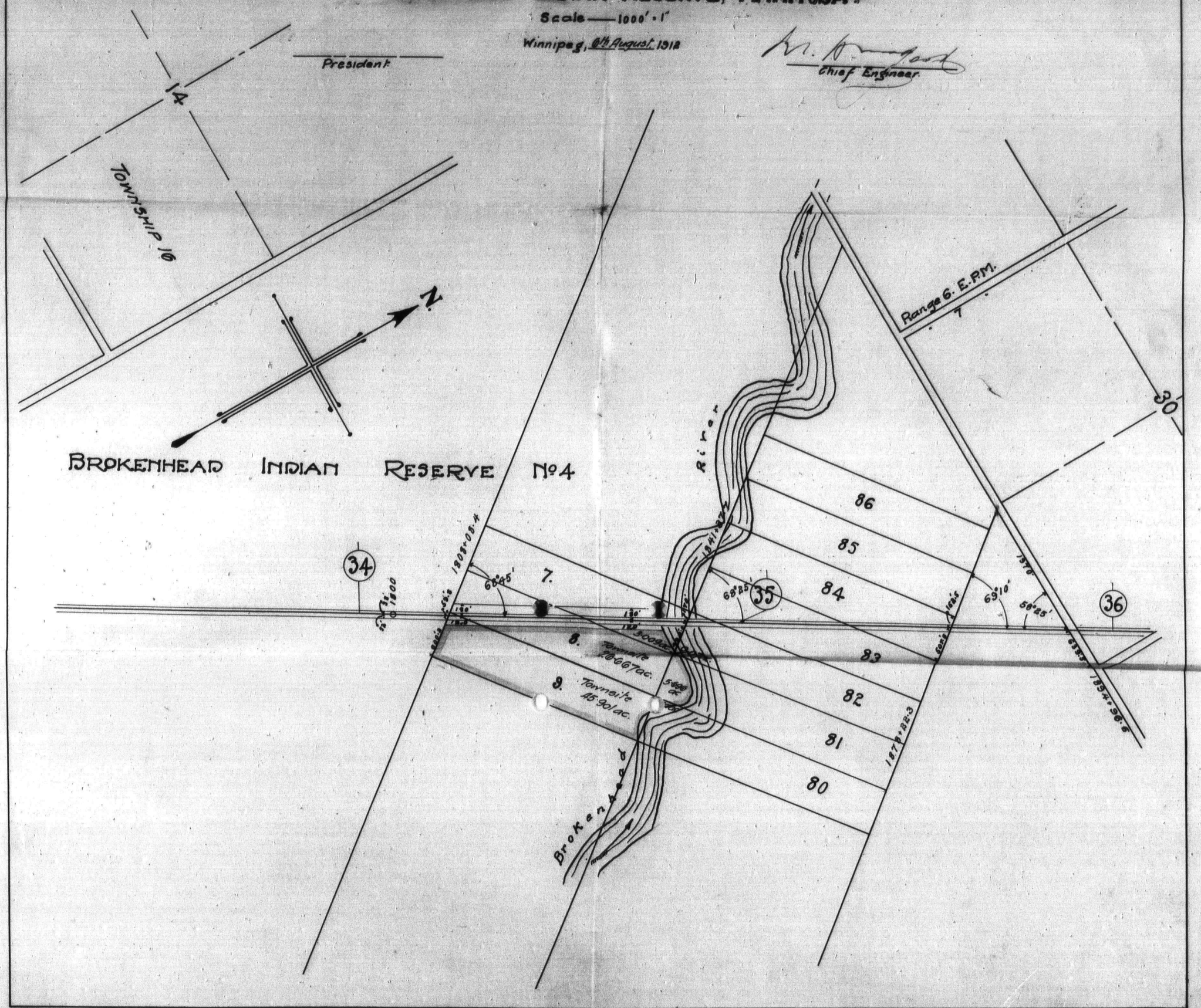
BROKENHEAD INDIAN RESERVE, MANITOBA.

Scale — 1000' = 1"

Winnipeg, 6th August 1912

President.

Chief Engineer.



2 of 2

~~392203~~ 382091

THE CANADIAN NORTHERN RAILWAY COMPANY.

SOLICITOR'S DEPARTMENT

22125-6 C.N.

DEPARTMENT OF INDIAN AFFAIRS AUG 16 1911

& SWEATMAN
SOLICITORS FOR WESTERN LINES

PLEASE REFER TO FILE NO.

AW.

Surveys

WINNIPEG, CANADA 16th August, 1911.

Secretary,

Department of Indian Affairs,

Ottawa, ONT.

393611

Dear Sir,-

Enclosed herewith one tracing ~~and two~~ blue-prints re Winnipeg and Northern Railway as ~~laid to~~ located through Brokenhead Indian Reserve Number 4 and also enclosed herewith cheque in your favor for $500.00.

Would you kindly acknowledge receipt of same.

Yours truly,

Clark & Sweatman,

per

Encls.

Cheque has already been sent you

plan 1095

DEPT. OF INDIAN AFFAIRS, AUG 30 1911 SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

Ottawa, August 31st, 1911.

Sir,-

I beg to acknowledge the receipt of your favour of the 16th instant enclosing one tracing and two blue prints of Winnipeg and Northern Railway that is located through Brokenhead Indian Reserve, No. 4.

Your obedient servant,

(Sgd) J. D. McLean

Asst. Deputy and Secretary.

Messrs. Clark & Sweetman,
Solicitors C.P.R. Co.,
Winnipeg, Man.

DEPT. OF INDIAN AFFAIRS
SEP 1 1911
SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF INDIAN AFFAIRS OCT 31 1911

IN YOUR REPLY REFER TO FILE No. 566 W.N.R. 39.9.2

WINNIPEG, MAN. Oct. 27/11.

Re Right of Way over Broken Head Indian Reserve.
Your file #382091.

DEPT. OF INDIAN AFFAIRS, OCT 31 1911 SURVEYS.

Mr. J.D.McLean,
Secretary, Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir;-

With reference to my letter of August 19th in connection with right of way required on the above reserve; Kindly advise if you have yet been able to have a valuation placed on this right of way, and if so, what is the lowest price the Department is willing to accept for same, as the Company would like to have the matter closed as early as possible.

Yours truly,

C.R.Stovel,
RIGHT OF WAY AGENT.

B.AM.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

398292

COPY

Scanterbury P.O., Man.
Broken Head Reserve, Oct. 25/11.

Mr. C.R.Stovel,

Dear Sir;-

The meeting we had about this road running through the Reserve we all intend to get our shares the money that was promised by the Company, because the people are dying off every day and if we wait too long itwould be fair for the ones who are died, also the family they belong. Please be kind enough to see about our payment about this road as soon as possible because we would like to get it now for we waited long enough for it already. I, the Chief and Councillors are the leaders of this reserve and we are wanting our band to get their pay. We were all glad to see a railroad passing through the reserve, all thinking to get some money from the Company about the road because if you give the money to Indian Agent or the Government we are certainly thinking the Government will put the money to Indian Fund and the people like to get the money in their own hands while they are living. Once before we sent a letter off to you about this affair and everybody likes to get his or her own share, and unless we succeed about this I am going to stop and I am not going to wait any longer about this. The Government is doing too much to us already without letting us know anything about this place.

Hoping to hear from you by return mail.

Chief Esy. Kapou

Councillors; Thomas Raven,

Jack Chief

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF INDIAN AFFAIRS
NOV 7 1911

IN YOUR REPLY REFER TO FILE No. 566 W.N.

WINNIPEG, MAN. Nov. 3/11.

Re Your File #382 091: Right of Way over Broken Head Indian Reserve.

398292

Mr. J.D.McLean,
Secretary, Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir;-

Further to my letter of the 27th ult. I enclose herewith a copy of a letter signed by the Chief and Councillors of the above reserve, regarding right of way required thereon.

Will you kindly have valuation placed on this right of way as early as possible and advise me if the money is to be paid to the Department or to the Indians direct, and I would be obliged if you would have the Indian Agent explain the matter to the Indians so that the construction of the railway may not be interfered with.

Yours truly,

C.R.Stovel,
RIGHT OF WAY AGENT.

B.AM

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091.

Surveys Department

Urgent

Ottawa, November 7, 1911.

Sir,-

Referring to instructions dated March 8, 19 and July 27th, 1911, to value the land taken for Right of Way of the Canadian Northern Railway through Brokenhead Indian reserve, I beg to say this Department has not yet received definite valuations. In your absence Mr. Betournay, on the 7th August, sent a telegram giving a valuation of $8.50 per acre additional compensation to be paid for moving any buildings which may be situated on Right of Way and for any crop destroyed or other reasonable improvements.

Another letter was received from Mr. Betournay on the 7th of August stating that he did not receive the concurrence of the Indian Council and individual property owners in his valuation. You will therefore expedite this matter by complying with instructions given in letter of March 8th, a copy of which is herewith enclosed. You will kindly attend to this matter as soon as possible.

Encl.

Your obedient servant,

Sydney J. D. McLean

Asst. Secretary.

John Watson, Esq.,
Indian Agent,
Selkirk, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382.091.

Ottawa, November 8, 1911.

Sir,-

Referring to your favour of the 27th ultimo and accompanying enclosure from the Indians of Brokenhead Indian reserve, and also to your favour of the 3rd instant, I beg to saythe Indian Agent has again been notified to attend to this matter at once. As soon as the Agent and the Indians and your Company can agree on valuations of Right of Way and Indian improvements, this matter will be disposed of.

In all cases of settlement for Right of Way the money should be paid to the Department.

Your obedient servant,

Secretary.

C. R. Stovel, Esq.,
Right of Way Agent,
Canadian Northern Rwy.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

3[illegible]9602

Know all men by these presents :-

That we the undersigned Chief and Principal men of the Band of Swampy Crees and Saulteauxs,owning and resident on our Reserve at Brokenhead,in the Province of Manitoba and Dominion of Canada,for and acting on behalf of the whole people of our said Band in council assembled,do hereby agree to surrender,quit claim and yield up unto our Sovereign Lord The King,His Heirs and successors forever, All and Singular,that certain parcel or tract of land and premises,situate,lying and being:-

That portion of our Reserve at Brokenhead required for right of way for the Canadian Northern Railway,being a strip ninety nine feet in width, containing 39,95 acres,more or less,as shown on a plan of survey filed in the Selkirk Land Titles Office as Plan No. 23060.

To Have and To Hold the same unto His Majesty the King, His Heirs and Successors forever,in trust to dispose of the same to such person or persons,upon such terms as the Government of Canada may deem most condusive to our welfare and that of our people.

And upon the further condition,that if the Government of Canada sell the above described land to the said Canadian Northern Railway Company for a Right of Way,at and for the price of Fifteen Dollars (15.00) per acre. That all money received from the sale thereof shall, after deducting the usual proportion for expenses of management,be placed to the credit of our Band with The Department of Indian Affairs at Ottawa,

And We,the said Chief and Principal men of the said Band of Swampy Crees and Saulteaux Indians do on behalf our people and for ourselves,hereby ratify and confirm

p

The original of this document has been removed for preservation in the Land Titles Office. Records of Signature

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

promise to ratify and confirm, whatever the said Government may do, or cause to be lawfully done, in connection with the said lands and this surrender.

IN WITNESS WHEREOF, we have hereunto set our hands and affixed our seals this Twentieth day of Novembe in the year of our Lord one thousand nine hundred and eleve

Signed, Sealed and Delivered in the presence of

John Walsh
John Sinclair
Henry G. Prince

his
Skwa-Ka X paul
mark

his
Thomas X Raven
mark

his
Jack X Chief
mark

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DOMINION OF CANADA
Province of Manitoba
Eastern Judicial District
of Manitoba.

To Wit:

Personally appeared before me, John Watson, of the Town of Selkirk in the Province of Manitoba, and Skwa-Ka-Pow, Chief of the said Band of Indians, at Brokenhead.

AND the said John Watson for himself saith:-

That the annexed Release or Surrender was assented to by a majority of the male members of the said Band of Indians of the Brokenhead Reserve of the full age of twenty-one years then present.

That such assent was given at a meeting of council, of the said Band summoned for that purpose and according to its Rules,

That he was present at such meeting or council and heard such assent given.

That he was duly authorized to attend such council or meeting by the Superintendent General of Indian Affairs.

That no Indian was present or voted at said council or meeting who was not a member of the Band or interested in the land mentioned in the said release or surrender.

And the said Chief Skwa-Ka-Pow says:-

That the annexed Release or Surrender was assented to by him and a majority of the male members of the said Band of Indians of the full age of twenty-one years then present.

That such assent was given at a meeting or council of the said Band of Indians summoned for that purpose, according to its Rules and held in the presence of the said Skwa-Ka-Pow.

That no Indian was present or voted at such council or meeting who was not a habitual resident on the Reserve of the said Band of Indians or interested in the land mentioned in the said Release or Surrender.

That he is a Chief of the said Band of Indians and entitled to vote at the said meeting or council.

SWORN before me by the aforesaid Deponents John Watson and Chief Skwa-Ka-Pow, at the Town of Selkirk in the Eastern Judicial District of Manitoba. This 22nd day of November A.D. 1911 W. S. Kay J.P.

John Watson
His
Chief Skwa-Ka-Pow
Mark

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

MALE MEMBERS OF BROKENHEAD BAND OF THE AGE OF TWENTY ONE ON PAY SHEET 1911

An-na-gut	Present absentee away at present, cant learn where	No	3
Chief Charles	/	"	14
Raven George	working in Portage does not live on Res	"	16
Na-ka-we-sace	" " "	"	67
Oc-sa-was-ko-ke-kest	/	"	80
Chief Jack	/	"	88
Petwa-weet-wa-mook	woman	"	90
She-she-quance "son"	lives in Portage	"	95
Raven Thomas	/	"	109
Bear Charles		"	117
Bear Joseph NoI	/	"	118
Raven Edward	/	"	120
Cook Baptiste		"	125
Coo-Ta-Pax David	/	"	127
Raven James	/	"	131
Grisdale Andrew		"	144
Chief Gilbert	/	"	152
Cook James		"	154 1/2
Sinclair Charles	/	"	156
Sinclair John	sick	"	157
Ka-Pa-Wa-We-Ting	living in Portage	"	158
Grisdale Thomas		"	160
Chief Thomas	/	"	160 1/2
Skwa-Ka-Pow	/	"	162
Straight Edward	/	"	164
Grisdale Oliver		"	170
Straight John	/	"	173
Assinabonie Baptiste	living in Portage	"	179
Stone Robert		"	181
Raven Cuthbert		"	182

Carried forward

No present	22	Witness as to count.
Voted for	19	John Sinclair
" against	3	Henry G. Prince
		John Walton

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Brokenhead members continued

Bunn John	Living at St Peters	No 183
Flett Henry George	In Prov Jail	" 184
Ko-Kote	Women	" 187
Flett Henry	/	" 202
Louis Joseph	Livin at Netley Creek	" 203
Smith William	/	" 531
Joseph Charles	/	" 532
Bear Albert	/	" 533
Raven Alexander	away on visit	" 535
Bear Joseph	/	" 536
Chief Richard	/	" 538
Esqua-bit	/	" 540
Bear John James	Attending Court at Orf	" 541
Bear William Robert	Livin at Fort Alexander	" 542
Raven Archibald	/	" 543
Chief Mark		" 544
Chief Gilbert Jr		" 546
Flett Ed Jr	under age but in school not counted	" 547

Total male members 1911 -- ~~47~~ 45

Away from Reserve 12

Sick 1 13

Balance 32

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

INDIAN AGENT'S OFFICE,

Selkirk

Nov 22nd 1911 19

IN YOUR REPLY REFER TO
No.
ALSO
TO DATE OF THIS LETTER.

DEPT. OF INDIAN AFFAIRS, NOV 28 1911 SURVEYS

DEPARTMENT OF INDIAN AFFAIRS, NOV 27 1911

339602

Sir,—

Enclosed find papers in connection with the C.N.R. Right of Way through the Brokenhead Reserve, I hope the Department will not think that I am taking too much on myself in putting it in this shape. I understood that you wanted something binding and could not think of any other way to make it binding with an Indian, but to close the deal up at once. You are probably aware that the Indians around Selkirk are the greatest grafters on earth, and if they agreed to a certain thing today unless it was put in the shape of a final settlement, next time you saw them they would think of something else that they wanted thrown in. So I had this completed, hoping it would meet with the approval of the Department. I may say that the only trouble I had was in getting the Indians to understand that the money could not be paid to them direct, but that it would have to be placed to their credit with the Department at Ottawa. We were from seven in the evening till twelve P.M. in a small school house, packed full of Indians and Indian smell, and if this is satisfactory to the Dept I have no wish to repeat the dose for some time. The Indians said now that they were to have a railroad, they would like to go more into farming, and would like the Dept to buy for them out of this money, two team of oxen and harness, also a mower and rake, and one scrub plow so that they can get more land under cultivation. I would recommend that these things be bought, as I think it best to encourage them to work their land and become more self supporting. Before going out to Brokenhead I went into Winnipeg and saw the C.N.R. Claim Agent, I told him that I thought $ 8.50 too

small

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

small a price ,and got him to agree to pay $ 15.00 per acre. I also got the description of the land required from him.You will see by the papers enclosed,that there were forty five male heads of families paid this year,but there are a number of these who do not live on the reserve although they belong to the Band.I went into this very carefully and called the roll before taking the vote,so as to know exactly who were present,Those who were absent and have no remark opposite their name were in the neighbourhood,but did not come to the meeting.Although my figures show 19 voting for the surrender and 3 against, there were really 20 voted for and 2 against, for after the witnesses had signed as to the number counted, Jack Chief one of the Councillors who voted against it came forward and said he was willing to sign the surrender,and he thought it best as the people wanted it.There are two cases where the road runs through small improvements,in one case it is a small garden and the other a little bit of clearing. I will see the Claim Agent and try and have these adjusted.

Your obedient servant

John Nelson

Indian Agent

The Sec.

Dept of Indian Affairs

Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091.

Ottawa, December 1, 1911.

Sir,-

There has been sent you by registered mail a roll containing a tracing and a blue print copy of the plan of the Right of Way of the Canadian Northern Winnipeg Railway through the Brokenhead Indian reserve. I shall be obliged if the proper officer of the Railway Commission will be good enough to place the usual certificate required by this Department to the effect that the land is required for Railway purposes.

The blue print may be retained if desired, but it is especially desired that the tracing be returned to this Department.

Your obedient servant,

Sgd. J.D. McLean

Asst. Deputy and Secretary.

A. D. Cartwright, Esq.,
Secretary,
Railway Commission,
Ottawa.

Sent
L.B.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

362,091.

1 Dy. Minister
L Beck

Ottawa, December 1, 1911.

Sir,-

I beg to acknowledge the receipt of your letter of the 22nd ultimo and of the surrender executed by the Indians of the Brokenhead Indian reserve of the land in the reserve required for Right of Way by the Canadian Northern Winnipeg Rwy.Company.

In the case of lands in Indian reserves required for chartered railways &c., a surrender from the Indians is not necessary. The Department however is desirous that the Indian Agent or other officer who may be sent to make the valuations should consult the Indian Council and the individual Indians whose properties may be affected, as you were instructed in letter of the 8th March last.

It is understood that you value the Right of Way at $15.00 per acre and the Indian Council has concurred in this valuation. It is considered that the valuation is fair. Please send your values of the improvements affected, with the least possible delay. The Indians whose properties are affected should concur in your values if possible.

Your Your obedient servant,

Sydney J. McLean

Asst. Deputy and Secretary.

John Watson, Esq.,
Indian Agent,
Selkirk,
Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Extract from John Watson's diary
for month of November

400501

Nov I to 10 Both inclusive in Office.

11 Went to Winnipeg to see Mr Semmens on Dept Work.

13 In office.

14 Went to Winnipeg to see C.N.R. Right of Way Agent.

15 & 16, In office.

17 In office forenoon, drove out to inspect North StPeters School in afternoon.

18 In office.

20 & 21, Went to Brokenhead to arrange with band re Right of Way.

22 In office.

23 Went to Winnipeg to see C.N.R. Right of Way Agent.

24 to 29, Both inclusive, in office.

30 Went to Winnipeg to see Mr Semmens on Dept Work.

Certified correct

John Watson
Indian Agent

CLANDEBOYE AGENCY

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Report of J. W. Kennedy for the Month of November.

1 At Selkirk & vicinity

2 — do

3 — do

4 — do

5 — do

6 — do

7 — do

8 — do

9 — do

10 — do

11 — do

12 — do

13 — do

14 — do

15 — do

16 — do

17 — do

18 — do

19 — do

20 — do

21 — do

22 — do

23 — do

24 — do

25 — do

26 — do

27 — do

28 — do

29 — do

30 — do

Certified Correct—

W W Kennedy

400501

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

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CANADA

382091

INDIAN AGENT'S OFFICE,

Selkirk

Dec 6th 1911 19

IN YOUR REPLY REFER TO
No.
ALSO
TO DATE OF THIS LETTER.

400501

DEPARTMENT OF INDIAN AFFAIRS
DEC 11 1911

Sir,—

Re Letter No 382,091. Dec 1st 1911.

There are only two cases where damages are claimed for improvements, on account of the Canadian Northern Right of Way crossing the Brokenhead Reserve. One of these was a small Potatoe patch owned by Henry Flett, Mr Flett agreed to take $ 15.00 as full payment for damage done, I notified the Railway Co and they sent me the money to pay this claim, I paid Mr Flett and sent the Company the receipt so that claim is settled. The other is a small clearing that the Right of Way crosses. I understood the night of the meeting that Mr Fletts was the only claim, but when I called at Mr Fletts the next morning to inspect his claim, he told me that this other fellow claimed something for his clearing. I did not see this as it was on the opposite side of the Reserve, this claim cannot amount to more than five or ten dollars, and I spoke to the Claim Agent about it. He said as soon as I got the particulars to let him know and they were willing to settle. Will get particulars as soon as possible.

Your obedient servant

John Crawford

Sec Dept of Indian Affairs. Indian Agent

Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

A. D. WRIGHT.
SECRETARY.
AEE/W.

BOARD OF
RAILWAY COMMISSIONERS
FOR CANADA.

OFFICE OF THE SECRETARY.
OTTAWA.

DEPARTMENT OF INDIAN
DEC 9 1911

Ottawa, December 6, 1911.

400226

Dear Sir:- File 18299 Winnipeg & Northern Railway Location through Brokenhead Indian Reserve.

I have yours of the 1st. inst. advising forwarding of tracing and blue print of plan of right of way of Winnipeg & Northern Railway through Brokenhead Indian Reserve.

Enc.

I am returning you the plans in question as this railway is not subject to the jurisdiction of the Board.

Yours truly,

A D Cartwright
Secy. B.R.C.

DEPT. OF INDIAN AFFAIRS,
DEC 12 1911
SURVEYS.

J. D. McLean, Esq.,
Assistant Deputy and Secretary,
Dept. of Indian Affairs,
Ottawa.

Plan No. 1095 in Survey Branch

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

362,091.

Ottawa, December 27, 1911.

Sir,-

With further reference to your letter of the 3rd ultimo, No.566 W.N., and preceding correspondence, I beg to inform you that our Agent has valued the Right of Way of the Winnipeg Northern Rwy. through the Brokenhead Indian reserve, Man., at $15.00 per acre. The sum due on this account is therefore (39.95 acres at $15.00) $599.25. We have received $500.00 on account.

The compensation to be paid for two improvements is to be added to the said amount. The Agent will report later on the values he has put on these improvements.

Your obedient servant,

Sgd. J.D. McLean

Asst. Deputy and Secretary.

C. R. Stovel, Esq.,
Right of Way Agent,
Canadian Northern Rwy.,
Winnipeg, Man.

Sam 1
L.B.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPARTMENT OF INDIAN AFFAIRS CANADA

Ottawa, December 15, 1911.

Memo. for the Secretary.

This matter is now in order for the necessary O. C. The land taken is within the limits allowed by the statute.

S. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Ottawa, 16th December, 1911.

His Royal Highness

The Governor General in Council.

The undersigned begs to state that application has been made to the Department of Indian Affairs for right of way, to comprise an area of 35.39 (39.95) acres, for the Winnipeg & Northern Railway Company's line through the Brokenhead River Indian reserve, No. 4, in the province of Manitoba, the right of way applied for being within the limit of width allowed by law, and being shown on a plan, No. 1035, of record in the Survey Branch of the Department of Indian Affairs.

The undersigned would recommend that, under Section 46 of the Indian Act, as amended by Sec. 1 of Chap. 14, 1-2 George V., authority be given for the acquirement by the said railway company of the right of way above mentioned, upon such terms as may be agreed upon.

Superintendent General
of Indian Affairs.

Sec. 16
P.C. 18
P.C. 19 Jan. 1912

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091

Right of way for Winnipeg & Northern Railway through Brokenhead River Indian reserve, Man.

This railway company (which seems to be connected with the C.N.R., as the application for right of way is made through the C.N.R. right of way agent, Winnipeg) is operating under provincial charter. Previous to the amend't to Sec. 46 last Session, railway companies operating under other than Dominion charter could be given right of way through reserves only after surrender of the area required, but the amendment puts companies operating under provincial charters on the same footing as those operating under Dominion charter and no surrender is required.

As this company is working under provincial charter, the Railway Commission of Canada does not issue certificates as to the areas being required for railway purposes; but each province has a statute limiting the width of right of way, and the right of way now applied for is within the width allowed by Manitoba.

Arrangements are being made with the company for payment for right of way and for compensation to Indians for improvements on their holdings.

D.I.A., 16 Dec., 1911.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF INDIAN AFFAIRS
JAN 10 1912

IN YOUR REPLY REFER TO FILE NO. 566 W. & N.Ry.

WINNIPEG, MAN. Jan. 5th, 1912.

Answered

402268

Mr. J.D.McLean,
Asst. Deputy and Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir:-

Your file #382091.

I am in receipt of your favor of the 27th ult. advising that a valuation of $15.00 per acre has been placed on the area required for right of way across the Broken-head Indian Reserve, the area being 39.95 acres which amounts to $599.25. I have noted this information in the Company's records, and have forwarded same to the Company's Solicitors, Messrs Clark & Sweatman, Winnipeg, for them to make the final payment of $99.25; $500.00 having been paid on account.

In reply to the second paragraph of your letter, I would say that I have already made payment and hold a receipt of money paid for damage to improvements done by the railway on this land, receipt signed by Henry Flett and witnessed by the Indian Agent, John Watson, Selkirk.

Yours truly,

R.M.Mitchell
for RIGHT OF WAY AGENT.

MAC/AM

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

P.C. 127

PRIVY COUNCIL
CANADA.

Certified copy of a Report of the Committee of the Privy Council, approved by His Royal Highness the Governor General on the 29th. January, 1912.

DEPARTMENT OF INDIAN AFFAIRS
FEB 3 1912

Record Branch

47210

On a Memorandum dated 16th December, 1911, from the Superintendent General of Indian Affairs, stating that application has been made to the Department of Indian Affairs, for Right-of-Way, to comprise an area of 35.39 acres, for the Winnipeg and Northern Railway Company's line through the Brokenhead River Indian reserve, NO. 4, in the Province of Manitoba, the Right-of Way applied for being within the limit of width allowed by law, and being shown on a plan, NO. 1095, of record in the Survey Branch of the Department of Indian Affairs.

The Minister recommends that, under Section 46 of the Indian Act, as amended by Section 1 of Chapter 14, 1-2 George V., authority be given for the acquirement by the said Railway Company of the Right-of-Way above mentioned, upon such terms as may be agreed upon.

The Committee submit the same for approval.

Rodrigue Boudreau
Clerk of the Privy Council.

The original of this document has been removed for reference in the Records of the Indian Land Registry.
Signature
21-3-10
19 22

The Honourable
The Superintendent General of Indian Affairs.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

THE CANADIAN NORTHERN RAILWAY COMPANY.

SOLICITOR'S DEPARTMENT

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

PLEASE REFER TO
FILE NO.

DEPARTMENT OF INDIAN AFFAIRS
JAN 30 1912

WINNIPEG, CANADA January 24th, 1912.

Acct
Lth

Secretary, Department of Indian Affairs,
Ottawa, Ont.

403828

Dear Sir;-

Re right of way through Brokenhead Indian Reserve.

Referring to your letter of the 27th ultimo to the Right of Way Agent, under file No.382091 we now enclose herewith cheque in your favor for $99.26 being the balance of consideration on account of this right of way. Please acknowledge receipt of same.

Yours truly,

Clark & Sweatman

per.....

Chq $99.25
Exp. on
27/1/12

AW.
Encl.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

BANK OF MONTREAL.

No. 4105.

Original, for the Depositor. 403828

Bank of Montreal. OTTAWA.

$99 25/100

JAN 29 1912 19

Received from Clark, Sweatman

on account of Indian Funds

the sum of Ninety nine 25 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate.

Pro Manager.

Ent'd.

DEPARTMENT OF INDIAN AFFAIRS JAN 30 1912

ACCOUNTANT'S OFFICE FEB 1 1912

3199

BANK OF MONTREAL.

No. 4105.

Duplicate, for Department. 403828

Bank of Montreal. OTTAWA.

$99 25/100

JAN 29 1912

Received from Clark, Sweatman

on account of Indian Funds

the sum of Ninety nine 25 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate.

Pro Manager.

Ent'd.

DEPARTMENT OF INDIAN AFFAIRS JAN 30 1912

LANDS BRANCH FEB 6 1912

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
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CANADA

382091

Broken Head Reserve
Scantterbury P.O.
Janu 17th 1912

Hon R Borden
Dear Sir.

We are sending you a word or two. to let you know, about ~~My~~ Our Reserve, being a railroad Passing in this Reserve. & we want you see about this for us. the bargain they made is not settle. we want them ~~want~~ to ~~[illegible]~~ some thing for us. & ~~[illegible]~~ people from here we are ~~[illegible]~~ & waiting what the Indian agent said. He said to get $15.00 per acre about this road Passing in this Reserve. I tell you that ~~My~~ our men women & children. want us to ~~try~~ get their Pay about this road We did not know Mr Watson sold that Rightaway to the Company without us understanding what he meant Your Hon. We want you to see for us the reason we are writing you this letter. Please try & see this affair for us

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II

write us back as soon as possible. We think It's our affair being the Leaders of this Reserve to let us know. If they is any thing going to happen. of course It's our affair about this road Passing. We want to see & let us know first about the Company might do more after while about us another thing when he is going to do any thing he never let us know. Being ~~out~~ the head of this Reserve. When he first started this road every body was glad to see & thought he might some from that road. ~~We~~ are poor being Indians that the reasons we put this business to your hands Hoping to hear from you by ~~the~~ return mail

We are Yours Servants

Chief { Eay Kapou Chief

Councillars { Jack Chief
Thomas Raven
Henry Flett.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091

Immediate

DEPARTMENT OF INDIAN AFFAIRS CANADA

Ottawa, Feb. 12, 1912.

Memorandum for the Deputy Minister.

With reference to letter hereunder of the 17th ultimo from certain Indians of the Brokenhead Indian Reserve , I desire to state that the C. N. Rwy. Co. deposited in August last with the Department the sum of $500.00 on account of the right of way required through the said Reserve. Permission was given for entry on the Reserve for construction purposes.

The Indian Agent's valuation was received in Nov. last, in which,however, he omitted values through Indian Improvments. The Agent's valuation for the land taken was $15.00 per acre making the amount due $599.26. The balance of $99.26 was paid on the 29th ultimo.

The right of way Agent says that he holds a receipt from the Indian, Henry Flett, for damage to his improvements. We have yet to

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hear from the Agent as to this and one other improvement affected. These two are the only improvements and appear to be very small matters.

In Nov. last the Indians requested that the Department should purchase with this money two teams of oxen, harness, a mower and rake, and a scrub plough and the Agent recommended these purchases.

7 The Indians seem to have been fully informed of the whole matter and their consent has been given in a very special manner. There were twenty-two members in the meeting held by the Indian Agent of which nineteen of them expressed themselves as satisfied with the Agent's valuation.

As stated above the sum of $599.26 is at the credit of this Band on account of the sale of the said right of way.

S. Bray

Chief Surveyor.

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February 20th. 1912.

Dear Chief,

The Prime Minister has transmitted to this Department your letter to him of the 17th. ultimo with reference to the payment to you of the money for right of way through your reserve and I beg to say in reply thereto, that the Department is now taking the matter up with a view to seeing how far provision can be made to supply what you request. As soon as the matter has been decided, the Agent will be communicated with and instructed to let you know what has been done.

Yours very truly,

Duncan Scott

Deputy Superintendent General.

Chief Keyapou and Councillors,
Brokenhead Indian Reserve,
Scanterbury, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
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OFFICE OF THE DEPUTY SUPERINTENDENT GENERAL,
OTTAWA.

February 13, 1912.

MEMORANDUM.

Accounts Branch,

I understand that the sum of $599.26 the purchase money for the right-of-way for the Canadian Northern Railway Company through the Brokenhead Indian Reserve is now in the hands of the Department, that the Indians have requested that the Department should purchase with this money two teams of oxen, harness, a mower and rake and a scrub plough all of which has been recommended by the agent. Will you kindly let me have a memorandum as to this as soon as possible.

D. S. G. I. A.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
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DEPARTMENT OF INDIAN AFFAIRS CANADA

Memorandum.

Mr. Podley:-

Implements and Harness cannot be purchased with the Capital Funds of a Band, but cattle can, under section 90, of the Indian Act, provided the expenditure is authorized by Order-in-Council.

Chief Accountant.

Ottawa, February 14th, 1921.

Can may be asked for regarding the cattle. Let it be known that furnishing implements & harness is not authorized by the Act.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

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Secy.

Please refer to Secs. 166 & 167 of Indian Act defining the application of the term "consent" as used in Sec. 90 Same Act.

166 requires that the consent of the majority of the male members of the Bd. 21 yrs. of age & over shall be obtained.

167 requires the consent of the majority of the councillors p. an expre. of cap.

Agt. Watson in his lr. 22nd Nov. last does not show that the consent of either the band in council, or of the council of the band has been given for this expe. Wouldn't it be well to get him to send in a proper resolution.

R.S.M. 23-2-12.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

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382091

Ottawa, 26th February, 1912.

Sir:-

With reference to the money realised from the sale of Right of Way through the Broken Head Indian Reserve to the Canadian Northern Railway Company, and the desire of the Indians to be allowed to purchased cattle and implements; I have to inform you that the money in question has been placed to the credit of the Band's capital funds, and if you will refer to Sec. 90 of the Indian Act, you will see that capital funds can only be expended in the purchase of cattle or in the making of permanent improvements. There will be no objection to the Indians' wishes with regard to the purchase of the cattle being carried into effect, but in order that this may be done, it will be necessary for you to obtain the formal consent of the majority of the members of the Band, and a form for use in this connection is enclosed herewith. It should be duly filled in, signed and sealed in your presence at a meeting which should be called for the purpose.

Upon receipt of this form duly completed, the necessary Order-in-Council sanctioning the purchase of the cattle will be obtained by the Department.

I have also to inform you that the Department will allow the purchase of implements and harness required by the Indians, but this matter will be dealt with later on. You should lose no time in obtaining the necessary consent as above referred to.

You should give the cost of the oxen as nearly as possible

Your obedient servant,

J. D. McLEAN

Asst. Deputy and Secretary.

John Watson Esq.,
Indian Agent,
West Selkirk, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
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CANADA

382 091-

1st Land
2nd Solicitor for description for
3rd Act of man

Ottawa, 9th March, 1912-

Gentlemen,

Referring to final payment for Right of Way through the Brokenhead Indian Reserve No. 4, Manitoba, which accompanied your letter of the 24th January last, I have to ask that you will be good enough to state whether it is the intention to have the Patent for this Right of Way issue in the name of The Winnipeg and Northern Railway Company, or in that of the Canadian Northern Railway Company, as both names are mentioned in the correspondence of record in the Department.

Your obedient servant,

J. D. McLEAN

Asst. Deputy & Secretary-

Messrs. Clarke & Sweatman,
Solicitors for Western Lines,
Can. Northern Ry.
Winnipeg,
Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
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CANADA

332,001.

Ottawa, March 13, 1912.

Sale

Patent 425

Description for Patent.

~~All that parcel of land situate in the Brokenhead Indian Reserve number four in the Province of Manitoba,~~ and ~~Dominion of Canada~~ containing by admeasurement thirty-nine acres and ninety-five hundredths of an acre be the same more or less ~~subject nevertheless to~~ the right of way of the Winnipeg and Northern Railway in and through the said Reserve which said right of way may be described as a strip of land ninety- feet in width that is to say thirty-eight feet in perpendicular width on the westerly side and fifty-two feet in perpendicular width on the easterly side of the centre line of said railway which said centre line may be described as follows: commencing at a point on the north boundary of said reserve six hundred and thirty-nine and five tenths feet west, and one chain and fifty links south of the south east corner of section thrity, township sixteen, range seven, east of the Principal meridian thence south westerly making an angle of fifty eight degrees and twenty five minutes with the said north boundary of said reserve, a distance of nineteen thousand two hundred and seventy eight and three tenths feet to the intersection of the west boundary of said reserve as said right of way is shown on a plan of the same dated at Winnipeg on the 5th day of July, 1911, and of record in the Survey Branch of the Department of Indian Affairs under number 1-25. 19

Pub. 16592

The original of this Document has been removed for retention in the Records of the Indian Land Registry.
Signature

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CANADA

382,091.

LANDS BRANCH
MAR 16 1912

Ottawa, March 13, 1912.

Gentlemen:

I beg to enclose a draft of the description it is proposed to insert in the patent to your Company of the right of way of the Winnipeg and Northern Railway through Brokenhead Indian Reserve. I shall feel obliged if you will kindly signify your concurrence with the same or make any amendments you deem necessary and return the draft to the Department.

Encl.

Your obedient servant,

Sgd. J. D. McLean

Assistant Deputy and Secretary.

Messrs. Clark & Sweatman,
Solicitors for Canadian Northern Railway Co.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
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382,091.

Ottawa, March 19, 1912.

Sir,

I beg to refer you to your letter of Dec. 6, last, and to request you to be good enough to report on the claims in connection with the right of way of the Canadian Northern Railway through the Brokenhead Indian Reserve as it is desired to have all matters in connection with the said right of way closed.

Your obedient servant,

Sgd. J. D. McLean,

Assistant Deputy and Secretary.

John Watson, Esq.,
Indian Agent,
Selkirk,
Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
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CANADA

382091

THE CANADIAN NORTHERN RAILWAY COMPANY.

SOLICITOR'S DEPARTMENT

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

PLEASE REFER TO FILE NO.

WINNIPEG, CANADA March 22nd, 1912.

DEPT. OF INDIAN AFFAIRS. MAR 27 1912 SURVEYS.

DEPARTMENT OF INDIAN AFFAIRS MAR 29 1912

107831

Department of Indian Affairs,

Ottawa, Ont.

Dear Sirs;-

Re Right of Way through Brokenhead &Indian Reserve.

We beg to acknowledge receipt of your favor of the 9th inst. It is the intention of the Company to have the patent for the above right of way issue in the name of the Winnipeg & Northern Railway Company.

Yours truly,

Clark & Sweatman

per.

Sale Page 425 Man. S. 132

LANDS BRANCH MAR 26 1912

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
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CANADA

Brokenhead Indian Reserve, 103037

March 19th, 1912

We, the undersigned, Chief and Councillors of the Brokenhead Band of Indians owning the Reserve situated at Brokenhead, in the Clandeboye Indian Agency, in the Province of Manitoba at a council summoned for the purpose, according to the rules of the Band, and held on the said Reserve, this Nineteenth day of March, A.D. 1912, in the presence of the Indian Agent for the said Reserve, representing thereat the Superintendent General of Indian Affairs for the Dominion of Canada;

Do hereby, for ourselves, and on behalf of the Indian owners of the said Reserve, request that a sum not exceeding Three hundred and forty four — Dollars, be paid out of capital money standing to the credit of this Band, for the purpose of

Purchasing two yoke of Oxen and two set of Harness

Signed and sealed in the presence of

John Watson
Indian Agent.

his
Shwax Ka-Pous, Chief.
mark
Jack x Chief, H. M.
his
Henry x of Lett, H. M.
mark
, H. M.
, H. M.

Witness John Sinclair

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
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CANADA

382091

INDIAN AGENT'S OFFICE,

Selkirk

March 25th 1912 19

IN YOUR REPLY REFER TO
No.
ALSO
TO DATE OF THIS LETTER.

DEPARTMENT OF INDIAN AFFAIRS
MAR 28 1912

403037

Sir,—

Re letter No 382091; dated Feby 26th 1912. Enclosed find request of band signed by the Chief and Council, for the purchase of two yoke of Oxen and two set of harness. On a vote being taken there were twenty five voted for and none against.

Later on they would like to purchase two Mowers and a Breaking Plow.

The band would also like to know what amount is to their credit as a result of the sale of the Right of Way.

Your obedient servant

John Malcolm

Indian Agent

The Sec
Dept of Indian Affairs
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
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CANADA

382,091

Ottawa, 6th April, 1918.

Sir

His Royal Highness

The Governor General in Council.

The undersigned has the honour to report that a resolution has been passed by the council of the Brokenhead band of Indians, Manitoba, in favour of charging to their capital the cost (estimated at $320.00) of the purchase of two yoke of oxen for the use of the band.

As the oxen if purchased would properly represent capital, the undersigned begs to recommend that, under Sec. 90 of the Indian Act, authority be given for the purchase of the same at the cost above mentioned, the same to be charged to the capital at the credit of the Brokenhead band, which amounts to $587.00.

Sd. R. Rogers

Superintendent General of Indian Affairs.

Encl

Dec 6
6
23 18
RC 18

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
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382,091

Expenditure of Brokenhead band capital on purchase of oxen.

Under authority of O.C. of 29 January last the Winnipeg & Northern Ry. Co. obtained right of way through the Brokenhead Res., for which they paid $599.28 and which became band capital.

The Indians want to spend part of this on the purchase of 2 pair of oxen. The oxen would cost about $320.

Under Sec. 90 this would be a proper charge against capital account.

R B M

Indian Affairs, 6 Ap., '12.

41085

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

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CANADA

P. C. 977. 382091

DEPARTMENT OF INDIAN AFFAIRS APR 29 1912

Certified copy of a Report of the Committee of the Privy Council, approved by His Royal Highness the Governor General on the 25th April 1912

PRIVY COUNCIL CANADA.

APR 30 1912

410835

On a Memorandum dated 6th April, 1912, from the Superintendent General of Indian Affairs stating that, a resolution has been passed by the council of the Brokenhead band of Indians, Manitoba, in favour of charging to their capital the cost (estimated at $320.00) of the purchase of two yoke of oxen for the use of the band;

As the oxen if purchased would properly represent capital, the Minister recommends that, under Sec. 90 of the Indian Act, authority be given for the purchase of the same at the cost above mentioned, the same to be charged to the capital at the credit of the Brokenhead band, which amounts to $587.00.

The Committee advise that the requisite authority be granted.

Rodolphe Boudreau

Clerk of the Privy Council.

The Honourable

The Superintendent General of Indian Affairs.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
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CANADA

382091

Ottawa, 30th April, 1912.

Sir:-

The late Indian Agent at Selkirk submitted to the Department in March a request from the Indians of the Broken Head Band for the purchase of two yoke of oxen and two sets of harness, and he stated that later on they would like to have two mowers and a breaking plow purchased for them. An Order-in-Council has been passed authorizing an expenditure of $320.00 for the purchase of two yoke of oxen for the above mentioned Band. The Department desires that you will make the purchase, but you should not exceed the amount stated.

You may also purchase two sets of harness. The harness will be paid for by the Department and will not be chargeable to the Band's Capital account. You may purchase later on, if necessary, two mowers and a breaking plow, which implements will also be paid for by the Department.

After the cost of the oxen has been charged to the Band's Capital funds, there will remain $267.00 at credit of the Band's account.

Your obedient servant,

J. D. McLEAN

Asst. Deputy and Secretary.

John R. Bunn Esq.,
Inspector of Indian Agencies,
595 Broadway St., Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
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382091

CLARK & SWEATMAN
BARRISTERS, SOLICITORS, ETC.
Bank of Toronto Bldg.
WINNIPEG

O. [redacted] K. K.C.
W[redacted]VERS SWEATMAN.

DEPARTMENT OF INDIAN AFFAIRS APR 22 1912

In your reply refer to File No.

lands
See under Surveys

April 19, 1912.

410085

Department of Indian Affairs,
Ottawa, Canada.

Sale 1 25 Bank
Page 4 man.

Dear Sir:- Re: Right of Way through Brokenhead and Indian Reserve.

In reply to yours of 9th of March. The description enclosed therewith was satisfactory and covered land required for Right of Way through above Reserve.

We are returning herewith description.

Yours truly,
Clark & Sweatman,
per.....

F. D.
Enc. 1.

DEPT. OF INDIAN AFFAIRS, MAY 1 1912 SURVEYS.

LANDS MAY 1

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
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CANADA

382091

Ref. No. 12.

INSPECTOR OF INDIAN AGENCIES

LAKE WINNIPEG INSPECTORATE

WINNIPEG, MAN., May 6th 1912. 191

Ex'd

411390

Sir,

I have to acknowledge your letter No 382091, dated April 30th, 1912.

The instructions conveyed to me therein with reference to the purchase of two yoke of Oxen and two sets of Harness, and later two Mowers and a Breaking Plough, will receive my best attention, I also observe the amount named for the purchase of the Oxen is not to be exceeded.

The amount at the credit of the Band at Broken Head Reserve after the purchase of the Oxen is noted,

I have the honor to be

your obedient servant,

Jno. R. Bunn

Inspector of Indian Agencies.

The Secretary,

Department of Indian Affairs,

Ottawa, Canada.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
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CANADA

382091

THE CANADIAN NORTHERN RAILWAY COMPANY

LAND, IMMIGRATION AND INDUSTRIAL DEPARTMENTS

DAVIDSON & McRAE, GENERAL AGENTS

REFER TO FILE NO.

TORONTO, ONTARIO June 17th, 1912.

DEPARTMENT OF INDIAN AFFAIRS JUN 1912

DEPT. OF INDIAN AFFAIRS, JUN 20 1912 SURVEYS.

Frank Pedley, Esq.,

Deputy Superintendent General,

Department of Indian Affairs,

Ottawa, Ont.

414103

EXD.

Dear Sir:

On behalf of the Canadian Northern Railway Company, we beg to apply for the portions of lots 7, 8 and 9, East of the Canadian Northern Railway in the Broken Head Indian Reserve, Manitoba. Enclosed herewith please find blue print which shows, outlined in red, the portions of the said lands referred to.

We also beg to make application for the lands, to be used as station grounds, as shown by the additional width, hatched in red, upon the accompanying blue print.

Trusting that you will give favorable consideration to our application for these lands, required by us at this point, we are, Sir,

Your obedient servants,

HF-F.

The blue print herein referred to has been sent to the Agent re Aug 9 not letter of —

DAVIDSON & McRAE,
GENERAL AGENTS,

Per Harvey Jefferson

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
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CANADA

362,091.

1 Ex. Minister
2 Yards

Ottawa, June 21, 1912.

Gentlemen:

I beg to acknowledge the receipt of your letter of the 17th instant in which you make application for extra widths in the Brokenhead Indian Reserve, Man., for the purposes of station grounds and also for portions of lots 7,8 and 9 east of the Canadian ~~Pacific~~ northern Railway in the said Reserve.

If all of these lands are required for Railway purposes, that is to say for the construction and operation of the Railway, the matter can be dealt with in the usual manner by filing with the Department a tracing together with two blue prints showing the land required. The plans will then be sent for the certificate of the Board of Railway Commissioners and you will be advised of the amount the Department demands in payment for the said lands. The strips required for station grounds are undoubtedly for the purposes of the railway. there will therefore be no difficulty in connection with these, but if the lands in Lots 7,8 and 9 are not required for Railway purposes the application will require to be dealt with separately as these lands cannot be taken under the Indian Act unless duly surrendered by the Indians. Separate plans will therefore require to be filed showing the station ground and separately the lands in the said lots that are applied for. The matter will then be dealt with and you will be

Messrs. Davidson & McCrae,
General Agents,
Canadian Northern Railway Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

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CANADA

advised of the action, if any, that can be taken thereon.

H.Y.D.

Your obedient servant,

Sgd. J.D. Michaud

Assistant Deputy and Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

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CANADA

382091

THE CANADIAN NORTHERN RAILWAY COMPANY

LAND, IMMIGRATION AND INDUSTRIAL DEPARTMENTS

DAVIDSON & McRAE, GENERAL AGENTS

REFER TO FILE NO.

TORONTO, ONTARIO June 24th, 1912.

DEPARTMENT OF INDIAN AFFAIRS JUN 26 1912

DEPT. OF INDIAN AFFAIRS, JUN 27 1912 SURVEYS.

474448

48

474448

J. D. McLean, Esq.,

Assistant Deputy and Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir:

In answer to your letter of the 21st inst., regarding lands required by us in the Brokenhead Indian Reserve, Manitoba, I beg to say that we are having plans prepared along the lines as indicated in your said letter, and when these are ready, I will make application in form, as required by the Department.

Yours very truly,

Harvey Fitzsimons

HF-F.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

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CANADA

382091

Mr Dudley

Secretary Chandrahung B.H. Ry.

Sir

Rafen June 27 1912

House of Commons Ottawa

I am sending you my word to my friends to know what the Real Road contractor is doing in my Reservation I was glad when the Indian agent told me how much I got for the Right of way through my Reservation but said he told me I was entitled for Twenty four hundred dollars $500.00 each

The Same company C.N.R. has put them to work cutting timber down on each side of the Real Road on lot 7 and lot 8 Eight feet wide and 20 miles long. we have down 90 feet wide for the Road Roof. and we don't wants to give any more land for any use on the Reserves.

You might be helping the C.N.R. to take a land down here in the Reserve I wish you to send me a letter to let me know what I may do in the matter

Chief his mark Jack Chief his mark
Henry Jett Counselor × Gallant Chief

DEPT. OF INDIAN AFFAIRS 15691 JUL 12 1912 SURVEYS

DEPT. OF INDIAN AFFAIRS JUL 10 1912

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
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382,091.

Ottawa, July 12, 1912.

Gentlemen:-

With further reference to your favour of the 17th ultimo wherein you make application for extra widths of land within the Brokenhead Indian Reserve for the purpose of station grounds and also portions of Lots 7,8, and 9 East of the Canadian Northern Railway, I beg to state the band through their chief has protested against your railway cutting trees or otherwise interfering with the lands outside of the main right of way. In letter of the 21st. ultimo you were requested to file plans on tracing cloth showing the separate areas as it appears from your application that those portions of Lots 7,8 and 9 East of the Railway would appear to be required for other than Railway purposes and if that be the case the land would have to be surrendered by the Indians before it could be dealt with.

I have to request that you will be good enough to stop any work going on outside of the lands already purchased by your company until plans and valuations have been received and payments made.

Your obedient servant,

D. J. McLean

Assistant Deputy and Secretary.

Messrs. Davidson & MCRae,
General Agents for C. N. R.Co.,
Toronto, Ont.

L.D.M.
W.R.W.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
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382,091.

1. Secretary
2 Surveys.

E.D.

Ottawa, July 12, 1912.

Gentlemen:-

Referring to your letter to Honourable Robt. Rogers, Superintendent General of Indian Affairs, dated June 27, 1912, I beg to state the Canadian Northern Railway Company has filed a plan with this Department wherein they make application for extra widths of land on both sides of the main line through Lots 7,8 and 9 Brokenhead Indian Reserve. They have also applied for those portions of Lots 7,8 and 9 East of the Railway . They have a right to acquire the station grounds but must pay the Indians for the lands taken. The Department will see that no land is taken from the reserve without consulting the Indians and without such land being paid for.

Your obedient servant,

Sgd J. D. McLean

Assistant Deputy and Secretary.

The Chief and Indian Council,
Brokenhead Indian Reserve,
Scantlebury , P. O.,
Man.

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382091

THE CANADIAN NORTHERN RAILWAY COMPANY

LAND, IMMIGRATION AND INDUSTRIAL DEPARTMENTS

DAVIDSON & MCRAE, GENERAL AGENTS

DEPARTMENT OF INDIAN AFFAIRS JUL 17 1912

TORONTO, ONTARIO July 16th, 1912

REFER TO FILE NO

415977

DEPT. OF INDIAN AFFAIRS, JUL 19 1912 SURVEYS.

J. D. McLean, Esq.,
Assistant Deputy and Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir: Re - Brokenhead Indian Reserve
Your File - 382,091

In answer to your letter of the 12th inst., regarding above, I beg to say that I have advised our Right of Way Department in accordance with your said letter, and I anticipate that the plans required in this case will be forwarded within a short time.

Yours very truly,

HF-F.

Harvey Fitzmaurice

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

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382091

DEPT. OF INDIAN AFFAIRS
AUG 6 1912
SURVEYS.

DEPARTMENT OF INDIAN AFFAIRS
JUL 24 1912

Scarborough
July 17 1912

Dear Sir

I have been to the Indian office to see about my Lot license any word from the Indian agent — You told me some time after I got your letter I saw this Nelson Indian agent I showed him your letter and he told me that he never got any letter from you about this I assumed that is the last I have had about this matter I wrote to you about

from my Grandfather about my lot which I have paid for a very long time they have put a Real Road through my land 90 feet wide I am not agreed that, but they have taken 80 feet wide by 20 feet long on each side of the Real Road they have not asked me for the land they have not asked the Chief or Councelors they have taken it to their selfs I want you to see after for me and send me a letter and let me know as soon as possible

Yours truly Charles Chief Scarborough

(Copy)

Scanterbury

July 17/1912.

Surbey

To Hon R.Rogers

Minister of the Interior

Ottawa.

DEPT. OF INDIAN AFFAIRS.
AUG 8 1912
SURVEYS.

I have not received any word from the Indian Agent as you told me. Some time after I got your letter I saw Mr Watson Indian Agent and I showed him your letter and He told me that he never got any letter from you about this business. That is the last I have had about this matter I wrote you about.

I am very much troubled about my lot which I have held for a very long time. They have put a railroad through my land and 90 feet wide, I am not against that, but they have taken 80 feet wide by 20 stations on each side of the rail road. They have not asked me for the land. They have not asked the Chief or Council but have taken it to themselves I wish you to see after for me and send me a letter and let me know as soon as possible.

Yours truly

Charles Chief

Scanterbury.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091.

Ottawa, Aug. 10, 1912.

Sir,

Encl.

Enclosed herewith is a blue print plan showing thereon hatched in red two strips of land on each side of the Canadian Northern Right of Way in the Brokenhead Indian Reserve required by the said Company for station grounds. You will note that the areas required in the three Lots 80, 81 and 82 are respectively .68 acres, 8.32 acres and 5.22 acres. The widths of the strips of land are not noted on the plan. They are approximately fifty feet on the Easterly side and one hundred feet on the Westerly side. The Company will at a later date file more complete plans.

Lot
S. B.

I have to request you to be good enough to consult the Indian Chief and Council and the individual Indians interested in the three lots of land in question and to arrive with them at fair valuations of the compensation to be demanded from the Railway Company. Please value the land itself separately from the Indian improvements. The Indian improvements consist of clearings, fencing, buildings, etc. As this land is required for railway purposes it may be taken without surrender from the Indians but it is the policy of the Department that the Indians shall be consulted in all such cases.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

On the same plan is a portion bordered red on the Easterly side of the above mentioned right of way and station grounds, situated in the said lots 80,81 and 82. The railway company has not informed the Department for what purpose it requires this land. If it is for railway purposes a surrender is not required but if it is for anyother purposes such as subdivision into lots for sale ,etc., the land will require to be duly surrendered by the Indians. Kindly consult them as to this and ascertain on what terms they are willing to surrender the said tract of land bordered red on the plan.

I have to request you to be good enough to attend to the above matters at the earliest possible date. Please return the blue print plan with your report.

Your obedient servant,

Geo. J. McLean,

Assistant Deputyand Secretary.

F. W. R. Colcleigh, Esq.,
Indian Agent,
Selkirk,Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091.

Ottawa, Aug. 10, 1912.

Dear Chief:-

I beg to acknowledge the receipt of your letter of the 17th ultimo and to inform you that the Railway Company was requested to file the necessary plans with the Department showing the land they required in the Brokenhead Indian Reserve. The Company promised to do this but as yet it has not filed plans. A blue print plan however, has been forwarded to the Indian Agent, Mr. F. W. R. Cololeugh, showing theland the company requires with instructions for him to proceed at the earliest possible date to your reserve t in order to arrive at fair values to be demanded fro m the Railway Company in payment for the lands they require.

Your obedient servant,

Geo. J. McLean

Assistant Deputy and Secretary.

Chief Charlesg

Brokenhead Indian Reserve,

Scanterbury, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

WINNIPEG & NORTHERN RAILWAY

PLAN SHOWING LAND REQUIRED
FOR STATION GROUNDS IN Lots 7, 8, & 9.
BROKENHEAD INDIAN RESERVE, MANITOBA.

FOR SCHOOL GROUNDS IN LOTS 1, 2, & 3.
BROKENHEAD INDIAN RESERVE, MANITOBA

2 of 2

ARCHIVES PUBLIQUES
CANADA

WINNIPEG & NORTHERN RAILWAY

PLAN SHOWING LAND REQUIRED FOR STATION GROUNDS IN LOTS 7,8,& 9. BROCKENHEAD INDIAN RESERVE, MANITOBA

Scale —— 1000' = 1"

Winnipeg, 6th June 1912.

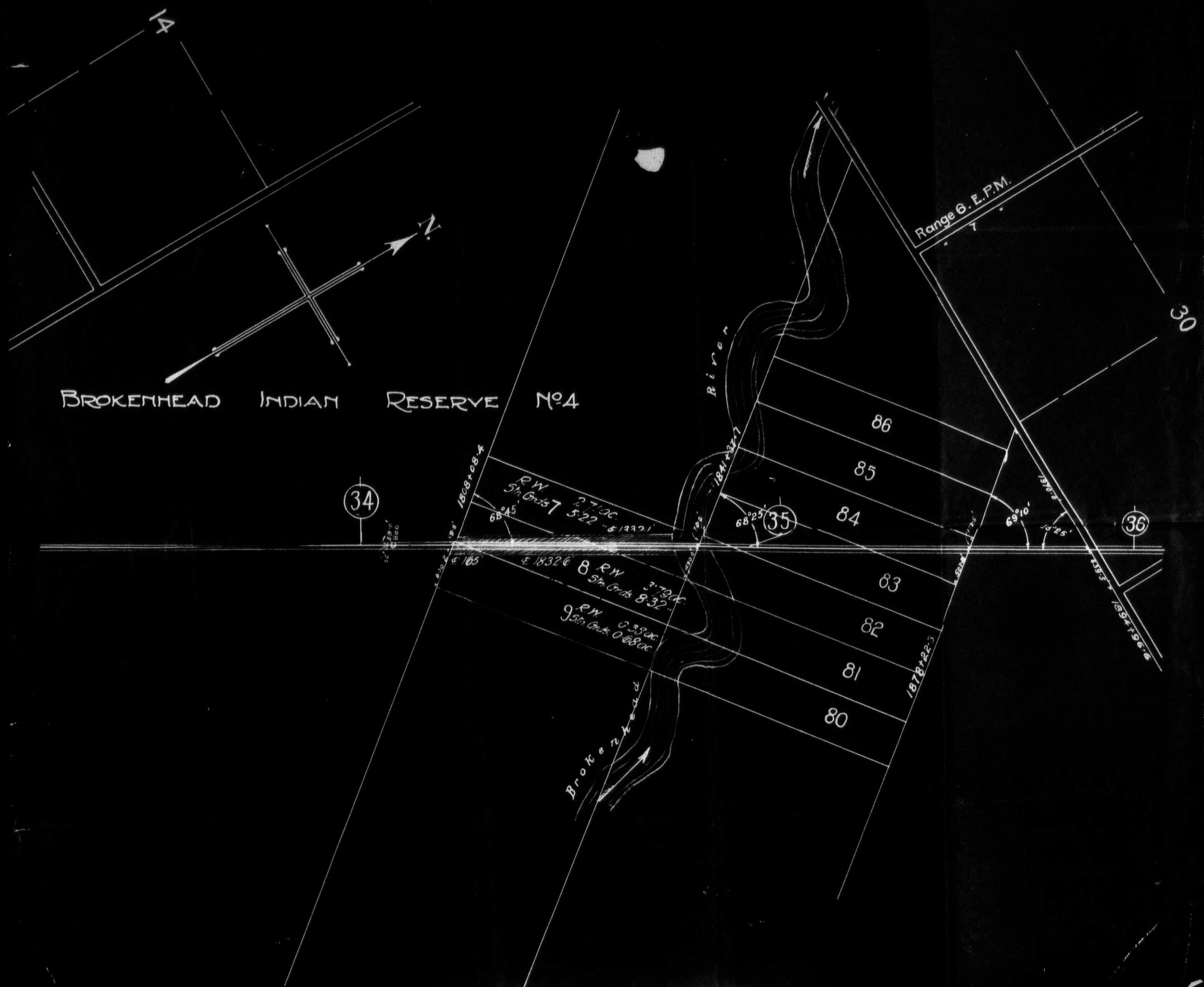
President. Chief Engineer

BROCKENHEAD INDIAN RESERVE, MANITOBA

Scale —— 1000' = 1"

Winnipeg, 6th June 1912.

President. Chief Engineer.



PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

2 of 2

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

WINNIPEG & NORTHERN RAILWAY.

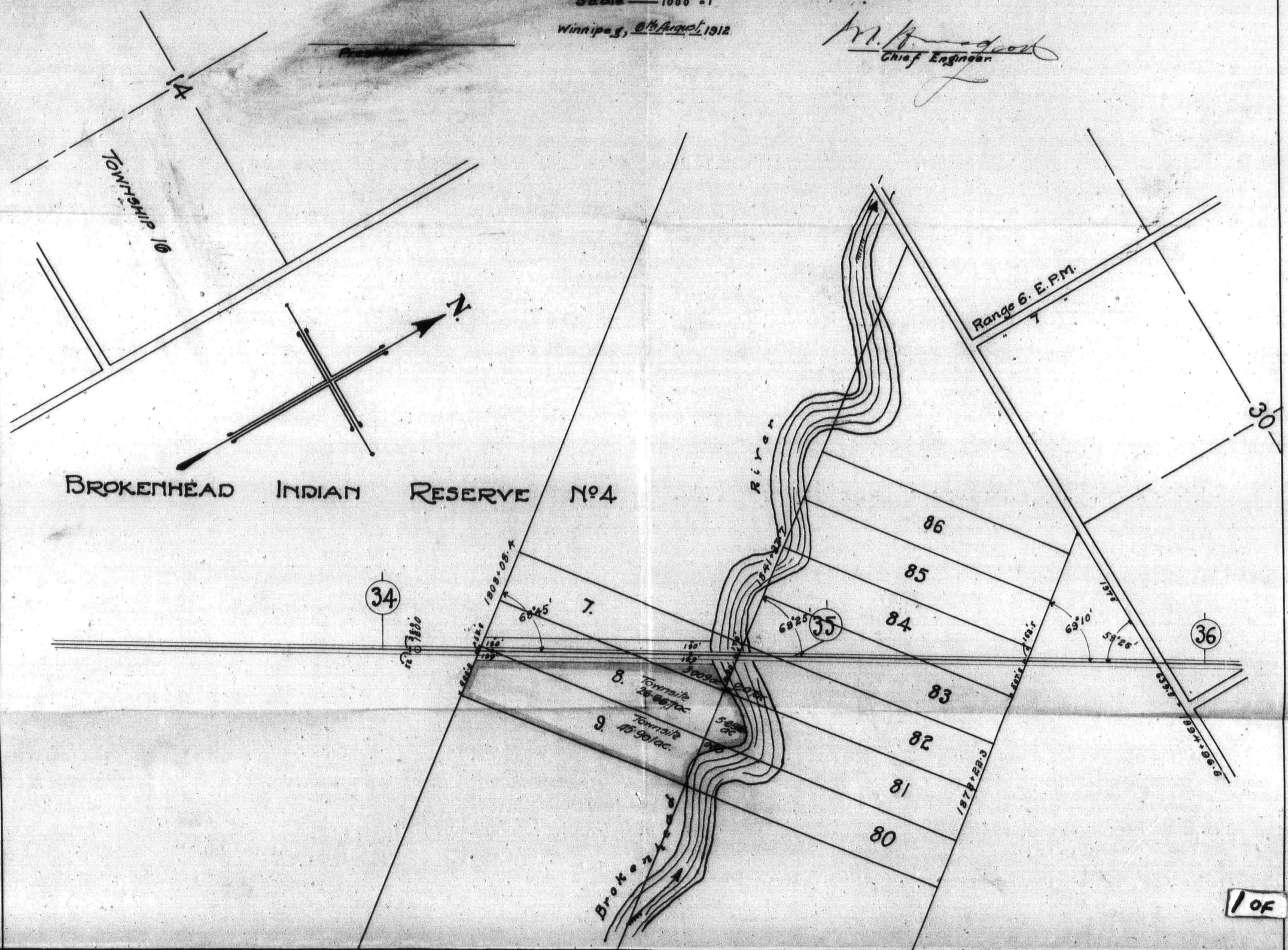
PLAN SHOWING LAND REQUIRED
FOR TOWNSITE IN LOTS 7, 8, 9, 80, 81 & 82.
BROKENHEAD INDIAN RESERVE, MANITOBA.

Scale — 1000' = 1"

Winnipeg, 6th August, 1912.

President

M. Kennedy
Chief Engineer.



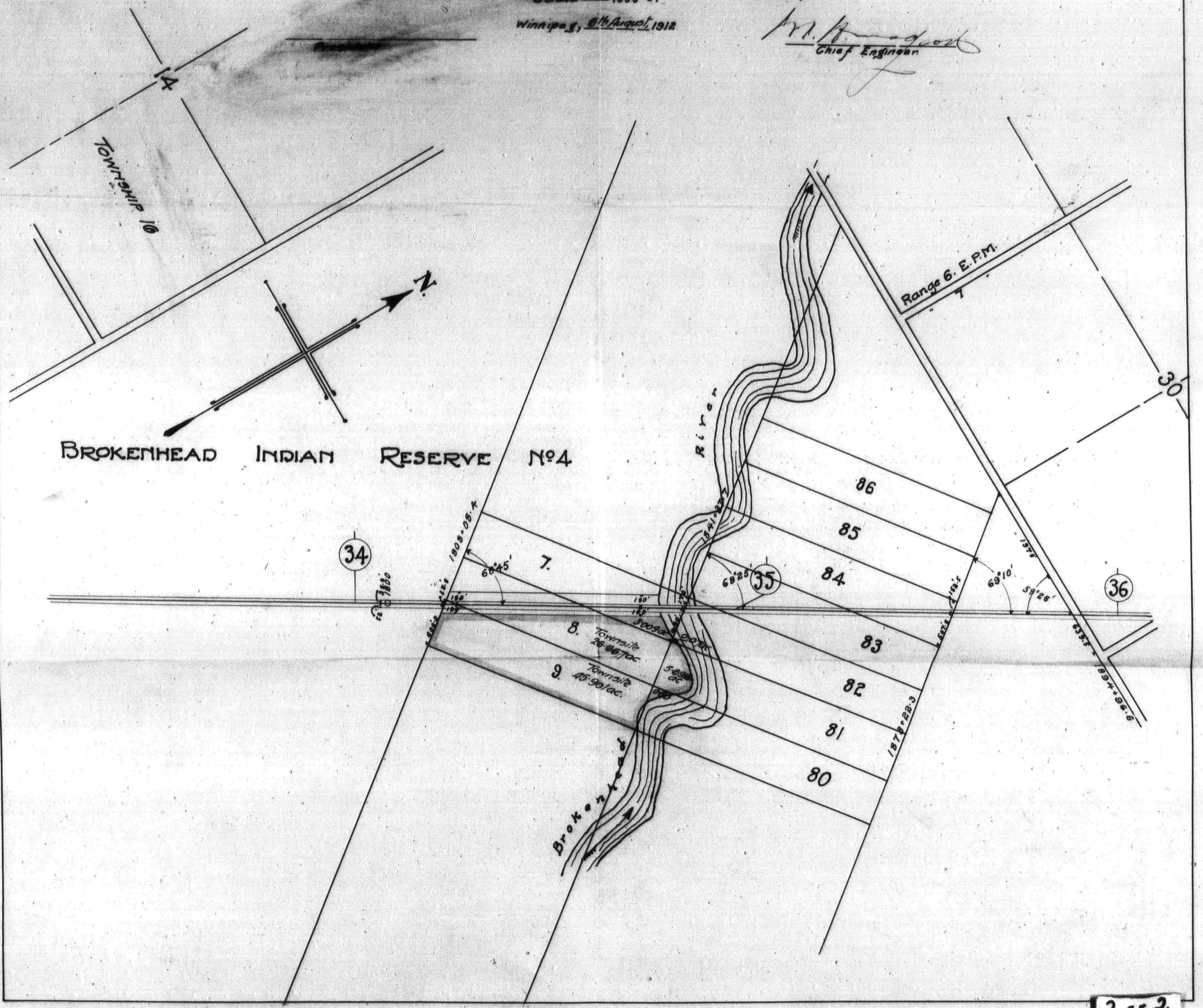
1 OF

PLAN SHOWING LAND REQUIRED
FOR TOWNSITE IN LOTS 7,8,9,80,81 & 82.
BROKENHEAD INDIAN RESERVE, MANITOBA.

Scale — 1000' = 1"

Winnipeg, 6th August 1912

Chief Engineer



2 of 2

~~[illegible]~~ 382091

THE CANADIAN NORTHERN RAILWAY COMPANY

LAND, IMMIGRATION AND INDUSTRIAL DEPARTMENTS
DAVIDSON & MCRAE, GENERAL AGENTS

TORONTO, ONTARIO October 12th, 1912.

DEPARTMENT OF INDIAN AFFAIRS
OCT 14 1912

REFER TO FILE NO

DEPT. OF INDIAN AFFAIRS,
OCT 16 1912
SURVEYS.

421651

Mr. J. D. McLean,
Assistant Deputy and Secretary,
Department of the Interior,
Ottawa, Ont.

Dear Sir: Re - Brokenhead Indian Reserve.

Referring to your letter of the 21st of June, and mine of the 17th of June last, regarding above, I beg to advise you that, under separate cover, this day, I am sending you two plans, in duplicate, of the lands required by us in this Brokenhead Indian Reserve, and trust that you will be able to grant us the lands which we require at this point.

Yours very truly,

Harvey Johnson

HF-F.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6CN

382,091.

Acc 579

EXD.

Ottawa, Oct. 17, 1912.

Sir,

I have the honour to enclose herwith a plan in duplicate showing two strips of land in the Brokenhead Indian Reserve, Manitoba, coloured red on the said plan required for station purposes for the Winnipeg and Northern Railway. I shall be obliged if the proper officer of the Board will be good enough to certify in the usual manner that the said lands are necessary for railway purposes.

S.B.

Encl.

Your obedient servant,

Asst. Secretary.

A. D. Cartwright, Esq.,

Secretary Board of Rwy. Commissioners,

Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

INDIAN AGENT'S OFFICE,

Selkirk Man.

Sept. 4th 1912

IN YOUR REPLY REFER TO
No.
ALSO
TO DATE OF THIS LETTER.

Surveys

DEPT. OF INDIAN AFFAIRS,
SEP 9 1912
SURVEYS.

419296

Sir,-

In answer to your letter No 382091 I beg to say that I have interviewed the Winnipeg and Northern Railway Company in regard to the Land which was bordered red on the Plan you sent me. The Company informed me that they required this for a Town site.

On the 23td instant I went to the Brokenhead Reserve and held a meeting of the Chief and Council but they would not decide and wanted some time to consider the matter.

I again visited the Reserve on the 30th instant and held a meeting of the Band and Council and found that there was not one Indian in favorof surrending the land asked for by the Railway Company.

The land on each side of the Right of Way,which is hatched in two red stripe is for Railway purposes and the measurements of same are as follows. On the Easterly side 70½ feet,on the Westerly side 130½ feet and the Right of Way 99 feet making in all 300 feet.There is only about one acre of the abovd land cleared,and this is situated on Lot No 7.I understand that the Railway Company have paid for the Right of Way at the Rate of Fifteen Dollars per acre. The Indians seem to think that this is not sufficient and as the land fronts on the River, I think that it should be more valuable and the Indians think,and I would Suggest that the Company be made pay Twentyfive Dollars per acre.

The Indians also informed methat they do not want a Railway Station on the Reserve.

Your Obedient Servant

J.W.Colclough.

Indian Agent

CLANDEBOYE AGENCY

The Secretary
Department Of Indian Affaire
Ottawa Ont.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

[illegible]82,091.

1 By Parcels
2 Encls

Ottawa, Sept. 13, 1912.

Gentlemen:

With further reference to your letter of June 17, last, I beg to inform you that the Indians are unanimously opposed to the surrender and sale to your company of the block of land in the Brokenhead Indian Reserve, shown bordered red on the blue print plan enclosed with your said letter, whichit appears is required by your company for townsite purposes.

A demand of $25.00 per acre is made for the two strips of land desired for station grounds. It appears the Indians are not desirous that a station should be established on their reserve.

S.B.

Your obedient servant,

Assistant Deputy and Secretary.

Messrs. Davidson & McRae,
Canadian Northern Railway Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091.

1 Sy. Minister
2 Secty.

Ottawa, Oct. 17, 1912.

Sale
2
Part 425
Manitoba

Gentlemen:

I beg to acknowledge the receipt of your letter of the 12th instant and of the plans therein mentioned and to draw attention to letter to you of the 13th ultimo in which you were informed that the Indians were unanimously opposed to the surrender and sale to your Company of the block of land applied for, for the purposes of a townsite.

The plans showing the lands required for station purposes have been submitted to the Board of Railway Commissioners and when certified by the Board the matter will be dealt with. I may say that the said strips of land have been valued as you were informed at $25.00 per acre. The area required for station purposes is 14.22 acres, the sum due is therefore $355.50 It will probably expedite matters if this sum is forwarded at an early date.

S.B.

Your obedient servant,

Geo. P. Stewart

Assistant Secretary.

Messrs. Davidson & McRae,
Canadian Northern Rwy Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

O. H M. S. Carling FREE.
Secy. B.R.C.

CANADA FREE

S. Stuart, Esq
Asst. Secy, Dept Indian Affairs
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

BOARD OF RAILWAY COMMISSIONERS FOR CANADA.

OTTAWA. Oct 21/1912

DEPARTMENT OF INDIAN AFFAIRS
OCT. 22 1912

I beg to acknowledge the receipt of your letter of Oct 17/1912 *which will receive the attention of the Board.* Your file 382,091.

In writing further on this subject, please refer to File No. 206391

A. D. CARTWRIGHT,
Secretary.

NOTE.—Letters addressed to this Board are carried FREE by the Post Office Department.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

[redacted]RIGHT.
SECRETARY.

BOARD OF
RAILWAY COMMISSIONERS
FOR CANADA.

OFFICE OF THE SECRETARY,
OTTAWA.

DEPARTMENT OF INDIAN AFFAIRS
OCT 25 1912

AEE/M

October 24th, 1912.

Sectry for the O. 30 Oct 1912

422387

Dear Sir:- File 20639.1 - Re land for station purposes in the Brokenhead Indian Reserve, Man.

I have your letter of the 17th instant enclosing plan in duplicate showing two strips of land in the Brokenhead Indian Reserve, Manitoba, required for station purposes for the Winnipeg and Northern Railway.

Encls

I return plan herewith as the Winnipeg and Northern Railway has a Manitoba Charter and is, therefore, not under the jurisdiction of this Board.

The plan in question has been examined by the Chief Engineer and I may say, as a matter of information, that in his opinion the land asked is reasonable for station grounds and if it was under the Board's jurisdiction, he would recommend it.

Yours truly,

A.D. Cartwright
Secy. B.R.C.

Secretary, B.R.C.

S. Stuart, Esq.,
Asst. Secretary,
Dept. of Indian Affairs,
Ottawa, Ont.

Ref. 20639.1 telephoned under no. 12036 17.10.12

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091

Ottawa, 31st October, 1912.

His Royal Highness

The Governor General in Council.

The undersigned has the honour to state that application has been made to the Department of Indian Affairs by the Canadian Northern Railway Company for two strips of land comprising together an area of 14.22 acres on either side of the tracks of the Winnipeg & Northern railway on the Brokenhead Indian reserve, No. 4, in the province of Manitoba, the land applied for being required for station purposes and being shown on a plan, No. 1836, of record in the Department of Indian Affairs.

The undersigned would recommend that, under section 46 of the Indian Act as amended by Sec. 1 of Cap. 14, 1-2 Geo. V, authority be given for the disposal of the two strips above mentioned to the said railway company, on such terms as may be agreed upon.

Sec'y 31
A 31
R B 4 Nov.
PC 4"

Superintendent General
of Indian Affairs.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

582,091

To sell two strips of land on Brokenhead Indian reserve, to C. N. R.

The two strips referred to are on either side of the right of way obtained by the Winnipeg & Northern railway through the Brokenhead reserve under authority of an O. C. of 29th Jan. last. The Winnipeg & Northern is under the control of the C. N. R.

The right of way was purchased from the Depr. at the rate of $15 per acre; but the Indians and the Indian Agent think that land on the reserve is now more valuable and they want $25 per acre for the 14.22 acres required by the Company for station purposes. The Indian Agent states that the Indians do not want a station on the reserve.

No surrender is required from the Indians, under Sec. 46 of the Indian Act as amended by S.1, C.14, 1-2 Geo. V, to enable the Company to obtain the land, but the authority of the Governor in Council is necessary, the Indians to be compensated for whatever land is taken.

Indian Affairs,
31 Oct., 1912.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

5M P. C. 3112. 38 2071

Certified copy of a Report of the Committee of the Privy Council, approved by His Royal Highness the Governor General on the 8th.November,1912

DEPARTMENT OF INDIAN AFFAIRS NOV 11 1912

PRIVY COUNCIL CANADA

DEPT. OF INDIAN AFFAIRS, SURVEYS.

423367

On a Memorandum dated 31st. October, 1912, from the Superintendent General of Indian Affairs, stating that application has been made to the Department of Indian Affairs by the Canadian Northern Railway Company for two strips of land comprising together an area of 14.22 acres on either side of the tracks of the Winnipeg & Northern Railway on the Brokenhead Indian reserve, No 4, in the Province of Manitoba, the land applied for being required for station purposes and being shown on a plan, No 1,236, of record in the Department of Indian Affairs.

The Minister recommends that, under Section 46 of the Indian Act as amended by Section 1, Chapter 14, 1-2 GEORGE V, authority be given for the disposal of the two strips above mentioned to the said Railway Company, on such terms as may be agreed upon.

The Committee advise that the requisite authority be granted accordingly.

Joseph Pontreau

Clerk of the Privy Council.

The original of this document has been removed for retention in the Records of the Indian Land Registry.
Signature
2/13 1922

The Honourable
The Superintendent General of Indian Affairs.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

C. N. R.,
Brokenhead Station
not yet paid for
W D W
Nov 13th 1912

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

THE CANADIAN NORTHERN RAILWAY COMPANY

LAND, IMMIGRATION AND INDUSTRIAL DEPARTMENTS

DAVIDSON & MCRAE, GENERAL AGENTS

TORONTO, ONTARIO

DEPARTMENT OF INDIAN AFFAIRS
NOV 26 1912

REFER TO your FILE NO 382,091.

November 22nd, 1912.

The Secretary,

Department of Indian Affairs,

Ottawa, Ont.

724220

Dear Sir:-

- Re Broken Head Indian Reserve -

In answer to your letter of the 17th ultimo, regarding above, we beg to enclose herewith cheque endorsed in your favor for $355.50, payment for 14.22 acres required for station purposes for the Canadian Northern Railway.

Yours very truly,

Harvey Fitzsimons

HF-F.

encl.

1 Cert Cheque Receipts for $355.50

2

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

ORIGINAL, FOR THE DEPOSITOR.

No. 635

Bank of Montreal,

Nov. 25th 1912

$ 355.50

Ottawa,

RECEIVED from Can. Northern Ry. Co.

on account Indian Funds

the sum of Three hundred and fifty five - - - - - 50/100 *Dollars,*

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

Ent'd.

Pro. Manager

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

DEPT. OF INDIAN AFFAIRS,
NOV 30 1912
SURVEYS.

33005

ACCOUNTANT'S BRANCH
NOV 29 1912

DEPARTMENT OF INDIAN AFFAIRS
NOV 26 1912

424220

DUPLICATE, FOR DEPARTMENT.

No. 635

424220

Bank of Montreal, Nov. 25th 1912

$ 355.50

Ottawa,

RECEIVED from Can. Northern Ry. Co.

on account Indian Funds

the sum of Three hundred and fifty five - - - - - 50 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate.

Ent'd.

Pro. Manager.

DEPARTMENT OF INDIAN AFFAIRS
NOV 26 1912

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091.

Ottawa, Dec. 2, 1912.

Sir,

Referring to your letter of Sept. 4, last, I beg to inform you that the Canadian Northern Railway Company has paid for the land required for station purposes, 14.23 acres, in the Brokenhead Indian Reserve, at the rate of $25.00 per acre, recommended by your self. The sum which has been received is $355.50; you state that there is about one acre on the said land which has been cleared, please state whether the Indian owner of the said clearing is to be paid for his improvement and how much and also if there are anyother improvements or claims to be paid out of the said sum of $355.50, to individual Indians. You may inform the Indians of the said payment and that the balance left after paying the individual claims if any will be placed to the credit of their band.

Your obedient servant,

Assistant Deputy and Secretary.

LANDS BRANCH
DEC 5 1912

T. W. Colcleugh, Esq.,
Indian Agent,
Selkirk, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091

DEPT. OF INDIAN AFFAIRS
DEC 6 1912
SURVEYS.

Department of Indian Affairs,

Ottawa, 6th Dec. 1912.

1st. Surveys -

To prepare description for patent of land for station ground, Brokenhead Res. 4 & Man - as per O. C. etc, under -

2nd. R.W. Cox

N.E.H.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

File 382,091

9 Dec 1912

Description for Patent

Sale Statement of Lands - ~~Canadian Northern~~ Canadian Northern Ry. in the Brokenhead Indian Reserve, Nov 4, 1912

~~All those parcels of land situate in the Brokenhead Indian Reserve, No. 4, in the Province of Manitoba and Dominion of Canada~~ containing by admeasurement fourteen acres and ~~fifteen~~ twenty-two hundredths of an acre be the same more or less, ~~being composed of~~ the station grounds of the Winnipeg and Northern Railway in said reserve, more particularly described as follows;-

14.15 according to the Yellow 14-2 Plan S.R.

A parcel of land three hundred feet in width, being bounded on the southerly side by the rear boundary of river lots numbers eight and nine and on the northerly side by the left bank of Brokenhead river; on the easterly limit by a line parallel with and at a ~~square~~ normal distance of ~~westerly~~ one hundred and twenty feet ~~westerly~~ from the centre line of said railway, and on the westerly limit by a line parallel with and at a ~~square~~ normal distance of one hundred and eighty feet ~~distant~~ westerly from the said centre line, excepting thereout and therefrom the right of way of the said railway, as said station grounds are shown on a plan of the same, dated at Winnipeg on the fifth day of August 1912, and of record in the Survey Branch of the Department of Indian Affairs under number 1236.

The original has been removed for this Department's Records. Signature of Recorder

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

DEPT. OF INDIAN AFFAIRS,
DEC 10 1912
SURVEYS.

Ottawa, December 9, 1912.

Sir:-

I beg to inclose herewith a copy of the description it is proposed to insert in patent conveying to your company the station grounds in the Brokenhead Indian Reserve.

I shall be pleased if you will have the proper officer of your company examine the same and signify his approval or make any amendments he may deem necessary and return to this Department for insertion.

Your obedient servant,

Asst Deputy and Secretary

Messrs Davidson & McRae,
Canadian Northern Railway
Toronto,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

THE CANADIAN NORTHERN RAILWAY COMPANY

LAND IMMIGRATION AND INDUSTRIAL DEPARTMENTS

DAVIDSON & McRAE, GENERAL AGENTS

TORONTO, ONTARIO December 31, 1912.

REFER TO FILE NO

426564

DEPARTMENT OF INDIAN AFFAIRS JAN 2 1913

DEPT. OF INDIAN AFFAIRS, JAN 10 1913 SURVEYS.

John McLean, Esq.,
Assistant Deputy & Secretary,
Indian Reserve Department,
Ottawa, Ont.

Dear Sir:- RE BROKENHEAD INDIAN RESERVE.

In answer to your letter of the 9th instant with which you send me a description which it is proposed to insert in the patent conveying to the C.N.R. the station grounds in the Brokenhead Indian Reserve, I beg to say that this matter shall have our immediate attention, and you will be advised in regard thereto in the course of a week or ten days.

Faithfully yours,

Harvey Fitzimmons

HF/K

LANDS BRANCH JAN 17 1913

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

THE CANADIAN NORTHERN RAILWAY COMPANY
LAND IMMIGRATION AND INDUSTRIAL DEPARTMENTS
DAVIDSON & MCRAE, GENERAL AGENTS

TORONTO, ONTARIO

REFER TO FILE NO 215.3

February 1st, 1913.

DEPARTMENT OF INDIAN AFFAIRS FEB 3 1913

DEPT. OF INDIAN AFFAIRS, FEB 4 1913 SURVEYS.

John McLean, Esq.,
Assistant Deputy and Secretary,
Indian Affairs Department,
Ottawa, Ont.

BRANCH 1913

Dear Sir,

Re - Brokenhead Indian Reserve
Your File - 382091.

With reference to your letter of the 9th of December last, regarding above, I beg to say that our Solicitors at Winnipeg advise us that the description enclosed with your said letter of the 9th of December last, which description it is proposed to be inserted in the patent conveying to the Canadian Northern Railway station grounds through the above reserve, is satisfactory.

We would be exceedingly obliged if you could forward us patent for this land at your earliest convenience.

Yours very truly,

HF-F.

Harvey Fitzimmons

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091.

Ottawa, Feb. 6, 1913.

INDS BRANCH
FEB 10 1913

Sir,

Referring to your letter of the 1st instant, No. 215.3, I have to request you to be good enough to inform me whether the station grounds of the Winnipeg & Northern Railway in the Brokenhead Indian Reserve, No. 4, Manitoba, are to be conveyed by patent to the Canadian Northern Railway Company or to the Winnipeg & Northern Railway Company.

Your obedient servant,

Sgd. D. McLean

Assistant Deputy and Secretary.

Harvey Fitzsimmons, Esq.,
Messrs. Davidson & Macrae,
General Agents, Canadian Northern Rwy. Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

THE CANADIAN NORTHERN RAILWAY COMPANY

LAND IMMIGRATION AND INDUSTRIAL DEPARTMENTS

DAVIDSON & MCRAE, GENERAL AGENTS

TORONTO, ONTARIO February 11th, 1913.

REFER TO FILE NO. 215.3

DEPT. OF INDIAN AFFAIRS, FEB 18 1913 SURVEYS.

430757

J. D. McLean, Esq.,

Assistant Deputy and Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir: Re - Brokenhead Indian Reserve
Your File - 382091.

In answer to your letter of the 6th inst., regarding above, I beg to say that we wish the patent for the station grounds at this point to be made out to the Winnipeg & Northern Railway Company.

Faithfully yours,

HF-F.

DAVIDSON & McRAE,
GENERAL AGENTS,
Harvey Fergusson

LANDS BRANCH FEB 22 1913

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091.

Ottawa, Feb. 24, 1913.

Gentlemen:-

With reference to your letter of the 11th instant No. 215.3, I desire to explain that the Order in Council dated Nov. 8, last, provides to the effect that in accordance with the application made by the Canadian Northern Railway Company two strips of land containing an area of 14.22 acres on either side of the tracks of the Winnipeg and Northern Railway in the Brokenhead Indian Reserve be conveyed to the said Railway Company; that to the Canadian Northern Railway Company. Please also note your letter of the 1st instant in which you refer to the land as being conveyed to the Canadian Northern Railway Company. I have to request you to be good enough to state whether it will be satisfactory to insert the description which you have stated is satisfactory and in which the lands are described as being composed of the station grounds of the Winnipeg and Northern Railway, in the patent but conveying the said lands to the Canadian Northern Railway Company.

If the patent may not be issued as above stated it will be necessary to have an amended Order in Council which will necessitate considerable delay.

Your obedient servant,

Sgd J D McLean

Assistant Deputy and Secretary.

Messrs. Davidson & McRae,
General Agents, Canadian Northern Rwy. Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

THE CANADIAN NORTHERN RAILWAY COMPANY

LAND, IMMIGRATION AND INDUSTRIAL DEPARTMENTS

DAVIDSON & MCRAE, GENERAL AGENTS

TORONTO, ONTARIO Mar. 11, 1913.

REFER TO FILE NO

Sale re 4.25 acres

Not Bat

J.D.McLean, Esq.,
Assistant Deputy & Secretary,
Department of Indian Affairs,
ottawa, Ont.

Dear Sir:- RE BROKENHEAD INDIAN RESERVE.

In answer to your letter of the 3rd instant regarding two strips of land, containing 14.22 acres to be conveyed to us for station purposes, I beg to request that the patent for these lands be issued in the name of the Canadian Northern Railway Company.

LANDS BRANCH MAR 12 1913

Faithfully yours,

Harvey Fitzimons

HF/K

Disp of

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

INDIAN AGENT'S OFFICE,

Selkirk, Man.

IN YOUR REPLY REFER TO
No.
ALSO
TO DATE OF THIS LETTER

March 26th 1913

DEPT. OF INDIAN AFFAIRS
APR 2 1913
SURVEYS.

Sir,-

In reply to your letter of the 13th Inst. NO 432249. I beg to say that the Indians of the Brokenhead River Band want all the money that the Railway Company have paid into the Department for Land taken from their Reserve for Railway purposes. I have informed them that the only thing the Department will pay, is for improvements that was on the above mentioned Land, and after that amount was paid, the balance that was left, would be placed to the credit of the Band. Chas Chief is the only one who had any improvements on the Land taken for Railway purposes. He had about one acre cleared, which I think would be worth Twenty Dollars. If the Department feel disposed to pay the amount mentioned kindly send Cheque for same and I will see that the proper party receives it.

Payment of $20.00 Bro. Chief recommended J. P. Mary 4 April 1918

Your Obedient Servant

J. M. Coleclough.

Indian Agent

Clandeboye Agency

The Secretary

Department Of Indian Affairs

Ottawa, Ont.

cap a/c 60 20 00

185

Acct ok

Cheque received from Ottawa & sent P.O.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

Ottawa, April 5th 1913.

Sir,-

In reply to your letter of the 26th March I transmit herewith cheque No. 185 for $20.00 in favour of Chas. Chief in compensation for improved land on the Railway belt through the Brokenhead River Reserve. You should obtain a receipt from Chief for the amount of the cheque and forward it to the Department.

Your obedient servant,

J. D. McLean

Asst. Deputy and Secretary.

F.W. Colclough, Esq.,
Indian Agent,
Selkirk, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

432249

INDIAN AGENT'S OFFICE,

DEPARTMENT OF INDIAN AFFAIRS
APR 8 1913

Selkirk, Man.

April 4th 1913

YOUR LETTER REFER TO
ALSO
TO DATE OF THIS LETTER

ACCOUNTANTS
APR 12 1913
BRANCH

434051

Sir,-

In reply to your letter of the 1st instant NO 432.249 .I beg to say that the Chief and Council of the Brokenhead River Reserve,wants all the money that was paid to the Department by the Railway Coy,for Land taken for Railway purposes,destributed among the members of the Band.

LANDS BRANCH
APR 10 1913

ACCOUNTANTS
APR 10 1913
BRANCH

Your Obedient Servant

J.M. Coldwell.

Indian Agent

Clandeboye Agency

The Secretary

Department Of Indian Affairs

Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

Ottawa, April 12th, 1913.

Sir,-

Referring to your letter of the 4th instant, I beg to state that the money received in payment of the Canadian Northern Railway right of way through the Broken Head River Reserve has been placed to the credit of the Capital Account of the Band and cannot be ditributed among the members of the Band as requested by the Chief and Council.

Capital funds of Indians can only be expended as provided by Section 90 of the Indian Act, and you will please explain this to the Indians.

Your obedient servant,

D. McLEAN

Asst. Deputy and Secretary.

F. W. R. Colclough, Esq.,
Indian Agent,
Selkirk, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITORS' DEPARTMENT

AUG 5 1913

CLARK & MACDONALD
SOLICITORS FOR WESTERN LINES

WINNIPEG, CANADA

August 1st, 1913.

PLEASE REFER TO OUR FILE NO. 2994 YOUR NO.

EX'D.

DEPT. OF INDIAN AFFAIRS,
AUG 5 1913
SURVEYS.

Secretary,

Department of Indian Affairs,

Ottawa, Ont.

442404

Dear Sir:-

Re Winnipeg & Northern Railway.

We are sending under separate cover tracings of the above line as constructed through St. Peter's Indian Reserve between Mile 19,08 to 24.81, for filing with your department. Kindly acknowledge receipt.

Yours truly,

Clark & Macdonald,

per.

CAA/MS.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

38P,091

EX'D.

Ottawa, Aug. 6, 1913.

Sir,

I beg to acknowledge the receipt of your letter of the 1st instant, No. 2994, and of tracing of the plan of the Winnipeg and Northern Railway Company's plan of right of way through the St. Peter Indian Reserve, Man.

Your obedient servant,

Sgd. F. Pelchman

Assistant Deputy and Secretary.

Messrs. Clark & McDonald,

Solicitors, CanadianNorthern Rwy. Co.,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

INDIAN AGENT'S OFFICE,

Selkirk, Man.

IN YOUR REPLY REFER TO
No.
ALSO
TO DATE OF THIS LETTER.

December 29th 1913

DEPARTMENT OF INDIAN AFFAIRS
JAN 2 1914

ACCOUNTANTS
JAN 9 1914
IND. AFF.

452287

Sir,—

The Chief and Council of the Broken - head Band would like to know how much has been placed to the Bands credit, being the proceeds of Land sold for Railway Rightof way and Station Grounds on their Reserve.

LANDS BRANCH
JAN 2 1914

Your Obedient Servant

J. H. Cobelingh.

Indian Agent

Clandeboye Agency

The Secretary

Department Of Indian Affairs

Ottawa, Ont.

355.50 C.N.R. Wolf
500.00 " right of way
99.25 " Jany 1/12
$954.75

$355.50 on a/c station grounds
$599.25 " a/c Right of way

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091

Ottawa, 7th January, 1914.

Sir,-

In reply to the inquiry in your letter of the 29th ultimo, I beg to say that $355.50 on account of station grounds and $599.25 on account of right of way have been placed to the credit of Broken Head Band being the proceeds of land sold.

Your obedient servant,

J. D. McLean

Asst. Deputy and Secretary.

F. W. R. Colclough, Esq.,
Indian Agent,
Selkirk, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

352091

Ottawa, 7th March, 1914.

Sir:-

I beg to draw attention to letter to you of the 5th April, and to request that you will obtain and forward the receipt therein asked for, for a payment of $20.00 made to Chas. Chief in compensation for improved land on the railway belt through the Broken Head River Reserve. This matter should receive your prompt attention.

Your obedient servant,

J. D. McLEAN

Asst. Deputy and Secretary.

F.W.R.Cololeugh Esq.,
Indian Agent,
West Selkirk, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

INDIAN AGENT'S OFFICE,

Selkirk, Man.

March 11th 1914

IN YOUR REPLY REFER TO
No.
ALSO
TO DATE OF THIS LETTER.

MAR 13 1914

INDIAN ACCOUNTS BRANCH

457420

Sir,—

In reply to your letter of the 7th instant NO 382091. I beg to say that the Receipt asked for was forwarded to you with Cash Statement for Month of April ,1913. Receipt NO 4

Your Obedient Servant
J. H. Coldebeugh
Indian Agent
Clandeboye Agency

The Secretary
Department Of Indian Affairs
Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

APR 11 1914

IN YOUR REPLY REFER TO FILE No. W. & N. Rly

WINNIPEG, MAN. Apl. 8/14.

Re Right of Way across St. Peter's Reserve.

DEPT. OF INDIAN AFFAIRS
APR 15 1914
SURVEYS

459492

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

I enclose herewith a blue print showing the land required for right of way by the Canadian Northern Railway Company, successors by amalgamation to the Winnipeg & Northern Railway Company, over St. Peter's Reserve extending from Parish Lot 246 At. Peters to the West boundary of fractional section 5, township 15 Range 6 East P.M. Owing to the controversy in regard to the titles in the St. Peter's Reserve it has been impossible for our Company to make arrangements for the right of way required. I am, therefore, making this application to your Department for the necessary land required for that purpose.

Please advise me at your earliest convenience if your Department is prepared to quote a price for this right of way, and will grant the Company the necessary permission to proceed with construction of the railway across the Reserve.

Yours truly,

R M Mitchell
RIGHT OF WAY AGENT.

B/G

P.S. Plan under separate cover.

See Ry. plan No. 1394 - Burney Branch

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

Macdonnell & Honeywell.
Barristers & Solicitors.
Geo. Macdonnell, A.E. Honeywell.
Solicitors for the Canadian Northern Railway
The Union Bank of Canada.

CASTLE BUILDING,
53 QUEEN STREET.

DEPARTMENT OF INDIAN AFFAIRS
APR 24 1914

Ottawa, Can. April 20, 1914.

DEPT. OF INDIAN AFFAIRS
APR 23 1914
SURVEYS

The Secretary,
Department of Indian Affairs,
O t t a w a.

459885

Dear Sir:-

In connection with the Application of the Winnipeg and Northern Railway (which is now the Canadian Northern Railway) through St. Peters Indian Reserve, Mile 17 to 25, I might ask you to correspond with me in the matter instead of Mr. Mitchel or any one else, as the matter has been referred to me for the purpose of dealing with your Department.

I understand your Department has disposed of all the lots in question and I am advising my clients to this effect, but as the grants may not have been registered, I may have to ask you later for the names of the Purchasers of the various lots.

Yours truly,

Geo Macdonnell

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

Ottawa, April 23rd 1914.

Sir,-

In reply to your letter of the 5th inst. No. W.& N.Rly I beg to inform you that the matter of the Right of Way of the Winnipeg and Northern Railway (now the Canadian Northern Railway) through the St.Peters Indian Reserve is being dealt with by the solicitors of the Company. Undoubtedly you will be duly advised by them.

Your obedient servant,

Sgd J. D. McLean

Assistant Deputy and Secretary.

R. M. Mitchell, Esq.,
Right of Way Agent,
Canadian Northern Rwy. Co.,
WINNIPEG, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

Ottawa, April 23rd 1914.

Sir,-

I beg to acknowledge receipt of your letter of the 20th inst. and to inform you that in accordance with your request correspondence in connection with the Right of Way of the Winnipeg and Northern Railway (now the Canadian Northern Railway) through the St. Peters Indian Reserve will be addressed to you. Mr. R.M. Mitchell Right of Way Agent of the said Company has been informed in reply to a letter on the said subject, that the solicitors of the Company are dealing with this matter, and that undoubtedly he will be duly advised by them.

Your obedient servant,

Sgd J S McLean

Assistant Deputy and Secretary.

G.M. Macdonnell Esq

Macdonnell & Honeywell,

Barristers & Solicitors,

53 Queen St.,

OTTAWA, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382 091

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

IN YOUR REPLY REFER TO FILE No. W.& N.Gen'l

WINNIPEG, MAN. April 28,1914

DEPARTMENT OF INDIAN AFFAIRS MAY 2 1914

Rec'd

The Assistant Deputy & Secretary,
Dept. of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

Your file #382091.

I acknowledge receipt of your favor of the 23rd inst. in connection with the matter of the right of way of the Winnipeg & Northern Railway through St. Peters Indian Reserve, and am obliged for your attention in the matter.

Yours truly,

R.M.Mitchell,
RIGHT OF WAY AGENT.

B:AM

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Copy

Scanterbury P.O.

405004

Brokenhead Reserve

July 9th 1914

Dear Sir

Indian Agent

I am telling you that the C.N.R.Co.are taking more Land that is coming to them on this siding here at Brokenhead Reserve,and I am not going to give them.They are taking 25 yards wider than the full lenght of the siding,and they are taking 300 yards longer on the South West on the same siding.And we want you to see into that business to the C.N.R.Co.They did not even let us know that they were going to take more land.

And oblige

The Chief and Councillors of

Brokenhead Reserve

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

INDIAN AGENT'S OFFICE,

Selkirk, Man.

INDIAN AFFAIRS DEPARTMENT

IN YOUR REPLY REFER TO
No.
ALSO
TO DATE OF THIS LETTER.

DEPT. OF INDIAN AFFAIRS
JUL 17 1914
SURVEYS

July 13 th 1914

405004

Important

Sir,—

Inclosed you will find copy of a letter I have just received from the Chief and Council of the Brokenhead Band. You will note what they have to say in regards to the C.N.R. taking too much ground for the Railway Siding.

Kindly let me know how much ground the Railway Company are entitled to on this Reserve. An early reply will greatly oblige.

Your obedient servant

J. W. Colebrugh

Indian Agent

Clandeboye Agency

The Secretary

Department Of Indian Affairs

Ottawa, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

362,091.

Lx'd.

Ottawa, July 20, 1914.

Sir,

Replying to your favour of the 13th instant regarding the Canadian Northern Railway Station Grounds at Brokenhead , I beg to enclose a blue print showing these lands. These grounds extend from the West side of the river to the rear of the river lots and, including the right of way, have a width of three hundred feet, being one hundred and eighty feet on the North West side and one hundred and twenty feet on the South East side of the centre line.

Encl.

W.R.W.
S.B.

Your obedient servant,

Sgd J T Mulligan,

Assistant Deputy and Secretary.

F. W. Colcleugh , Esq.,
Indian Agent,
Selkirk, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382 091

Department of Indian Affairs,

Ottawa, 9/9 1914

Mr Gray

Please see what Agent says - re - Right of Way being too close to school - This should be rectified if possible

J.D.M.

Department of Indian Affairs,

Ottawa, 9 Sept 1914

Mr Matheson

Kindly have an extract made and placed on the R. of Way file of the C. N. R - and forward to me.

S. B.

Mrs Gordon

Please extract

Mr M

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

EXTRACT.
ORIGINAL ON
427000-25

48774

Indian Agent's Office,

Selkirk, Man. July 31st 1914.

Sir,-

x x x x

On the 29th I went to Poplar Park, re hay making, on the northerly part of the Old St. Peters Reserve and on the same day I went to brokenhead reserve to see about the land taken by the Canadian Northern Railway company for right of way and Station grounds. I think it was a mistake in giving the Railway Company so much ground on the north side of the track, as the Railway Coys fence comes within fifteen or twenty feet of the school House door.

x x x x

T. W. R.Colclough,
Indian Agent
Clandeboye Agency

The Secretary
Department of Indian Affairs
Ottawa, Ont.

W.S

DEPT. OF INDIAN AFFAIRS
SEP 11 1914
SURVEYS

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091.

Minister
by Weeks

Ottawa, Sept. 12, 1914.

Sir,

With reference to your letter of July 31, last, in which you state that you think it was a mistake to allow the Canadian Northern Railway so great a width on the North side of the track for station purposes, as the Railway Company's fence is within twenty or thirty feet of the schoolhouse door, it is noted that in your letter of Sept. 4, 1912, in which you give a valuation of this land, you do not mention that there is any objection to allowing the Railway Company to acquire it.

The patent for the land has been issued to the Railway Company; it is therefore not desirable to take any action in the matter unless it is considered to be of an urgent nature.

S.B.

Your obedient servant,

Sgd. J. A. McKenna

Assistant Deputy and Secretary.

F. W. Colclough, Esq.,
Indian Agent,
Selkirk, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITORS' DEPARTMENT

DEPARTMENT OF INDIAN AFFAIRS SEP 19 1916

CLARK & JACKSON
SOLICITORS FOR WESTERN LINES

September 13, 1916.

WINNIPEG, CANADA

PLEASE REFER TO OUR FILE NO. 46 W. N. YOUR NO.

493709

Superintendent General,
Dept. of Indian Affairs,
Ottawa, Ont.

Dear Sir:

RE- Lots 211, 212 St. Peter.

This property is effected by the right of way of the C.N.R. to the extent of 2.842 acres and before the present owner can give us clear title to our right of way, he requires to obtain a Confirmatory Deed from the Department of Indian Affairs, which we understand can be obtained on payment of $1.00 per acre. He has instructed us to forward to you, payment at this rate for the area occupied by the right of way and to make application for the necessary Deed. We do not know whether the Department will accept payment in this manner or whether they will insist on being paid for full area in lots 2, 11 and 12, or that portion of them owned by Mr. Heap.

LANDS BRANCH SEP 20 1916

Would you kindly let us have your advice on this subject at your convenience.

Yours truly,

Clark & Jackson

114
141

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091.

Ottawa, September 20, 1916.

Gentlemen,-

I have to acknowledge the receipt of your letter of the 13th instant, No. 46 W. N. in regard to right of way of the C. N. R. across lots 211 and 212, St. Peters reserve, and in reply to say that, as patents have issued for different portions of this lot, the Department is unable to identify the portion through which the right of way passes, but I may say that, in any case, it would be necessary for payment to be made by the owner of $1.00 per acre and interest from the 1st of June, 1915, at 5% for the land covered by patent acquired by him, upon receipt of which discharge of lien will be given.

Your obedient Servant,

J. D. McLean

Assistant Deputy & Secretary.

Messrs. Clark & Jackson,
Solicitors,
Canadian Northern Railway Co.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
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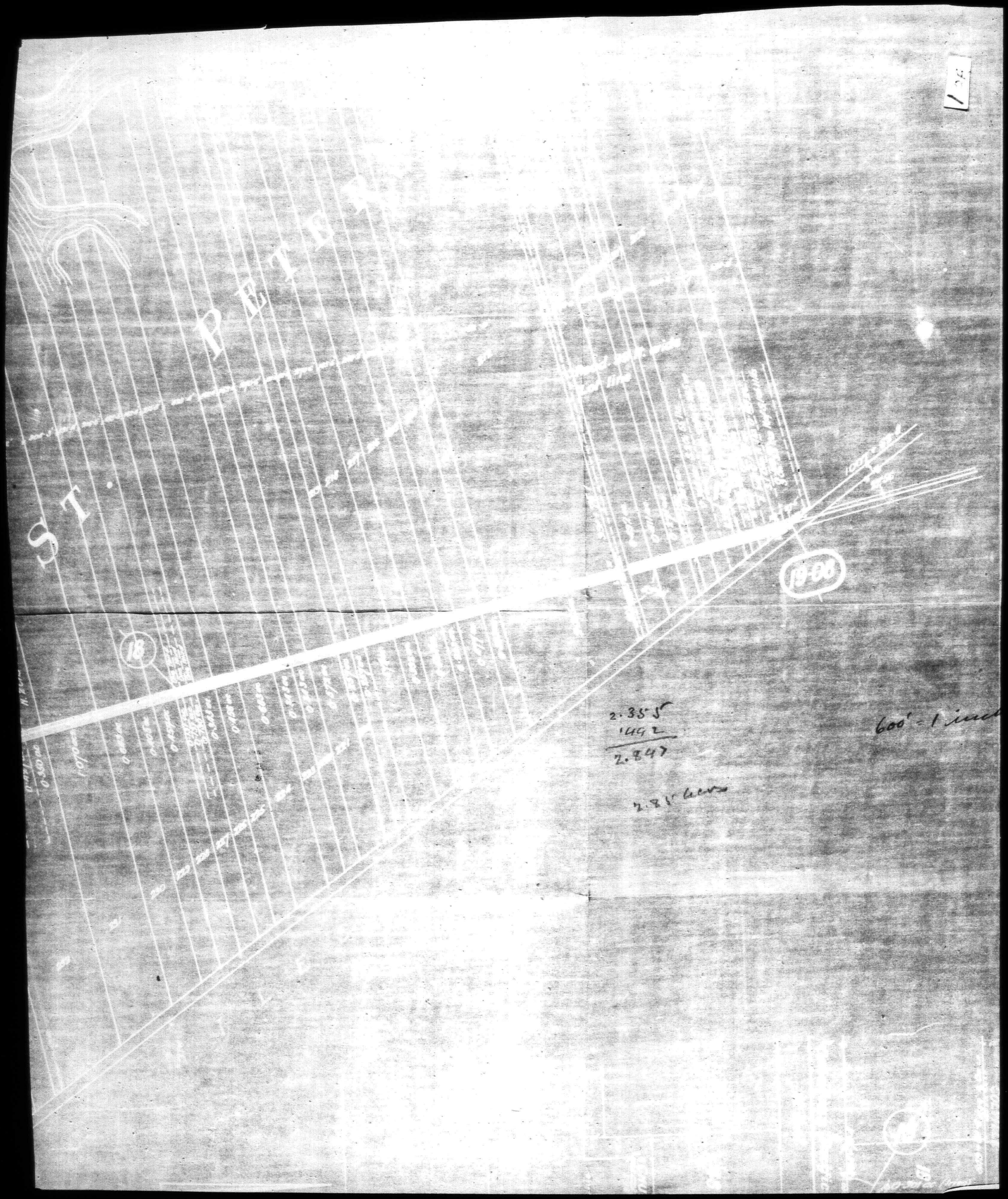
Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

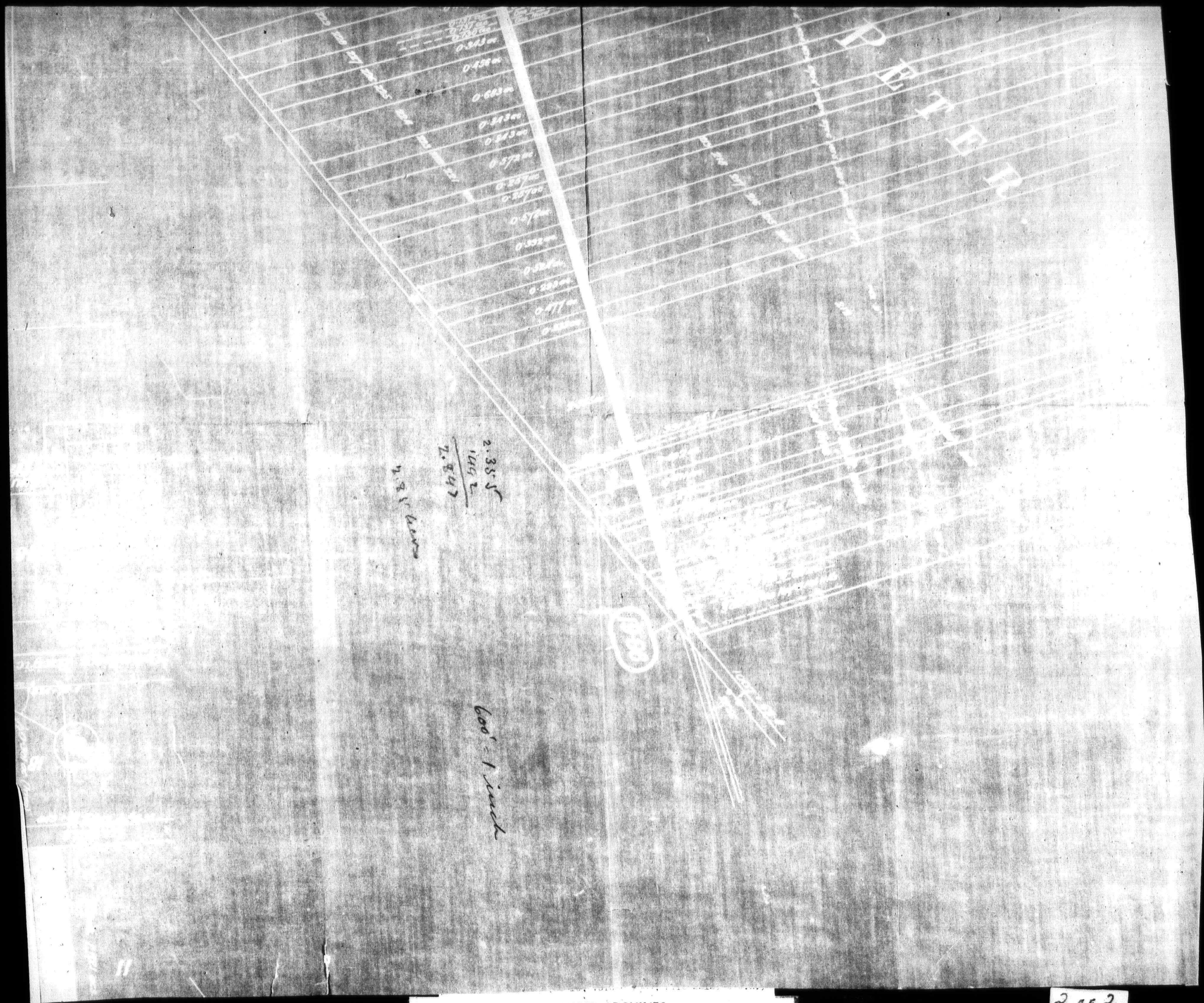
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

1 OF
ST. PETER
Road 99 ft. wide
Lot line
19
18
19·08
16
48
CHU
Canadian Pacific
No street
COLVILLE

2 of 2

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA


ST. PETER
19-00
18
2.355
.492
2.847
2.85 acres
600' = 1 inch



PUBLIC ARCHIVES
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CANADA

2 of 2

382091 378929

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITORS' DEPARTMENT

CLARK & JACKSON
SOLICITORS FOR WESTERN LINES

WINNIPEG, CANADA
Oct. 10th, 1916.

PLEASE REFER TO OUR FILE NO. 46-Wpg-Nr. YOUR NO. 382,091

DEPARTMENT OF INDIAN AFFAIRS OCT 13 1916

494389

INTERIOR DEP'T. OTTAWA OCT 13 1916 REGISTRATION BRANCH

Secretary,
Department of The Interior,
Ottawa, Ont.

Dear Sir:- re; Lots 211/212-St Peters.

We are in receipt of yours of the 20th ultimo, for which we thank you, and enclose herewith blue print showing Canadian Northern right-of-way through above Lots, and shall be obliged if you will let us know whether by payment of $1.00 per acre and interest from the 1st of June 1915 at 5% for the land covered by the C.N.R. right-of-way, Patent will issue to the Railway Company as to their right-of-way.

We shall be glad to hear from you.

Yours truly,

CLARK & JACKSON,

Per.

CAA/M.

DEPT. OF INDIAN AFFAIRS OCT 16 1916 SURVEYS

LAND BRANCH OCT 16 1916

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091

Ottawa, October 16, 1916.

Gentlemen,-

I have to acknowledge the receipt of your letter of the 10th instant, in regard to right of way through lots 211 and 212, St. Peters reserve, and in reply to say that, as these lands have been patented, the Department is not in a position to comply with your request for issue of patent to the Company. The portion of River lot 212 through which the right of way passes was patented on the 10th of December 1908, to Mr. Jacob Thomas, an Indian of the St. Peters reserve. The southerly portion of River lot 211 was patented to George William Smith, an Indian of the St. Peters Band, on the 5th of November, 1908, and the northerly part of lot 211 was patented to Charles Smith, an Indian of the St. Peters Band, on the 29th of October, 1908.

I may say that, upon your forwarding $1.00 per acre, being $2.85, and interest thereon from the 1st of June, 1915, at 5%, a discharge will be given the Company for lien created by Act of last session.

Your obedient Servant,

W. A. Orr.

In Charge Lands & Timber Branch.

WAD

Messrs. Clark & Jackson,

Solicitors, Canadian Northern Railway Co.,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382091

ACCOUNTANTS BRANCH

BANK RECEIPT No. 1003

Amt. $3 05 & 4 0

G.M.M. Date 11 1916

Entered Journal No. Folio

495560

DEPT. OF INTERIOR

Bank Receipt No. 36828

SURVEYS

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITORS' DEPARTMENT

CLARK & JACKSON
SOLICITORS FOR WESTERN LINES

WINNIPEG, CANADA

Nov. 16th, 1916.

PLEASE REFER TO OUR FILE NO. 46-Wpg.Nr. YOUR NO. 382091

Lands

Department of Indian Affairs,
Ottawa, Ont.

495560

Dear Sirs;-

We are in receipt of yours of the 16th ultimo, and as requested therein enclose herewith Express Order for $3.05, payable to yourself- namely $2.85 and interest at 5% from the 1st of June, 1915, to the 15th instant.

Kindly sign attached Receipt and return to us at your earliest convenience; also let us have a discharge of the Lien created by the Act of the last Session.

Yours truly,

CLARK & JACKSON,

Per.

CAA/B.

En.

Receipt signed & rec'd 20/11/16

Sale 1/2 1/2

R/W across Lots 211 & 212 St Peters

3.05
2.85
.20

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CERTIFICATE OF DISCHARGE

under the ST. PETERS RESERVE ACT, Chapter 24, 6 Geo. V., 1916

To the District Registrar of the Land Titles District of Winnipeg,—

I, Duncan Campbell Scott of the City of Ottawa, Canada, - - - - - Deputy Superintendent General of Indian Affairs, do certify that The Canadian Northern Railway Company - - - - -

382,091.

Ottawa, November 22, 1916.

Gentlemen,-

In compliance with request contained in your letter of the 16th instant, inclosing the sum of $3.05, being $1.00 per acre and interest for right of way of the Canadian Northern Railway Company across lots 211, and 212, St. Peters Reserve, I have to inclose certificate of discharge of lien.

Your obedient Servant,

W. A. Orr.

In Charge Lands & Timber Branch.

Messrs. Clark & Jackson,
Solicitors, Canadian Northern Railway Company,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
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CANADA

CERTIFICATE OF DISCHARGE

under the ST. PETERS RESERVE ACT, Chapter 24, 6 Geo. V., 1916

To the District Registrar of the Land Titles District of Winnipeg,—

I, Duncan Campbell Scott of the City of Ottawa, Canada, - - - - - Deputy Superintendent General of Indian Affairs, do certify that The Canadian Northern Railway Company - - - - -

382091

THE CANADIAN NORTHERN RAILWAY SYSTEM
SOLICITORS' DEPARTMENT

DEPARTMENT OF INDIAN AFFAIRS
DEC 4 1916

CLARK & JACKSON
Solicitors for Western Lines

WINNIPEG, CANADA

Nov. 30th, 1916.

Please Refer to Our File No. 46-Wpg.Norn. Your No. 382091

495795

SECRETARY,
Department of Indian Affairs,
OTTAWA, Ont.

Dear Sir;- re; Lots 211/212 St Peters.

We are in receipt of yours of the 22nd inst., enclosing Certificate of Discharge of Lien, which we return herewith as the description is faulty. Should not the description be: "River Lots 211 and 212 in accordance with the Dominion Government Survey of the Parish of St. Peters?" not "St Peters Reserve." This is how it is described in the Title.

If our contention is correct, please alter the Lien and return to us at your earliest convenience.

Yours truly,
CLARK & JACKSON,
Per

CAA/B.
Enc.

LAND BRANCH
DEC 7 1916

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091.

Ottawa, December 7, 1916.

Gentlemen,-

I have to acknowledge the receipt of your letter of the 30th ultimo, No. 46-Wpg. Norn., returning Certificate of Discharge of lien, for amendment in description, and in reply have to return a fresh certificate amended, as desired, in regard to description.

Your obedient Servant,

W. A. Orr,

In Charge Lands & Timber Branch.

Messrs. Clark & Jackson,
Solicitors,
Canadian Northern Railway,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

y 3115

382091

THOS. HAY

REAL ESTATE INVESTMENTS

Room [illegible] Commonwealth Block — 522 Main Street

Winnipeg, Man., May 15th 1917

L.H.D. BRANCH MAY 18 1917

DEPARTMENT OF MAY 1917

Sec Department Indian affairs Ottawa

500841

Dear Sir

I have been in correspondence With the Solicitor C.N. Ry Victoria Beach Branch Regarding the Right of way Through Sec 30 Township 16 Range 7 E. a Patent has been Issued to Campbell Frankman for this qr (161) acres With out any Reservation of C N R. Right of way - Commended No 393853 Granded June 22 (1916) Folio 148 The C N R People claim they hold Title from Department Indian affairs. Patent 24789. I cannot understand how this can be as I understand this land is not in the Broken head Indian Reserve Further this man has claim against the Co Damage by flooding his Property and Co Kindly giving me full information Regarding the matter

Thanking you

Yours truly Thos Hay

RW 16 85-9

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

F.382091

DEPARTMENT OF INDIAN AFFAIRS CANADA.

Ottawa, 19th May 1917.

Memorandum

Mr. Orr,-

The S.E.¼ of Section 30, Tp.16, R.7-E., referred to by Mr. Thomas Hay in his letter of the 15th instant is not a part of any Indian reserve or Indian land. The title referred to as having been issued to the C.N.R., for the right of way through this ¼ Section was probably issued by the Department of the Interior.

S. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

382,091.

Ottawa, May 21, 1917.

Sir,-

I have to acknowledge the receipt of your letter of the 15th instant, in regard to right of way of the Canadian Northern Railway across the S. E. ¼ of sec. 30, Tp. 16, Rge. 7, East, and in reply to say that this section is not a part of an Indian reserve. The title referred to as having been issued to the Canadian Northern for their right of way through this quarter section, was probably issued by the Department of the Interior, and it would be well for you to communicate with that Department in the matter.

Your obedient Servant,

W. A. Orr.

In Charge Lands & Timber Branch.

Thomas Hay, Esq.,
522 Main Street,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 C.N.

CANADIAN NATIONAL RAILWAYS
GRAND TRUNK PACIFIC RAILWAY
LEGAL DEPARTMENT

DEPT. OF INDIAN AFFAIRS
JUN 26 1922
RECORDS

R. H. M. TEMPLE,
General Solicitor.
G. M. [illegible] D. O. OWENS,
G. M. RUSSELL, J. R. BLACK,
ASST. SOLICITORS

WINNIPEG, MAN., June 22nd, 1922.

REFER TO FILE NO. 1015 A.

1 Survey
2 [illegible]

Department of Indian Affairs,
OTTAWA,
Ont.

568644

Dear Sirs:-

- re Legal Subdivision 16-24-14 5 East.-

The Railway Company have obtained title to their right of way through the above mentioned Legal subdivision, and we note that same is subject to a lien under the St Peters Indian Reserve Act 6 and 7 Geo.V. Cap. 24 1916, Canada. As the acreage taken in this case is 3.17/100ths acres more or less, I would be obliged if you would advise me of the amount necessary to have this land discharged from said lien.-

5/144

Yours truly,
R.H.M. Temple,
Per [illegible],
General Solicitor.

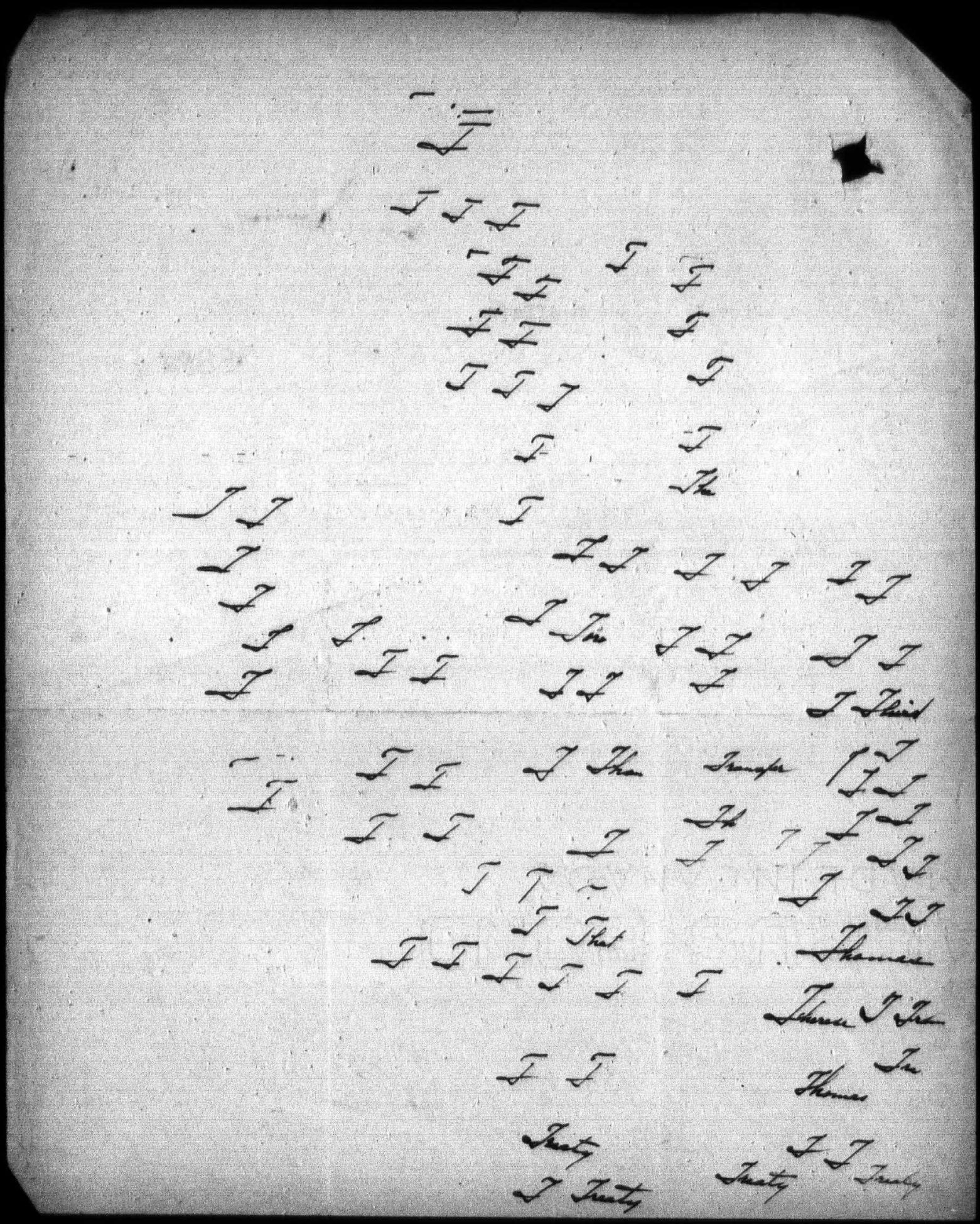
D/F.

5% from June 1-1922 to date

Sale 144

Pr $ 3.17
Int 1.13
Total $ 4.30

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA



Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 CN.
~~22165-6 CN~~

Ottawa, 10th July 1922

Sir,-

With reference to your letter of the 22nd ultimo and previous correspondence regarding the right of way of the Canadian Northern Railway through St. Peters Indian reserve, I beg to say that this Department received a plan which accompanied a letter of August 1st 1913 from Messrs. Clark & MacDonald which showed the right of way from the East boundary of the parish of St. Peters to the East boundary of the Indian reserve in Tp. 15, R. 6, E.P.M. A blueprint was also received accompanying a letter of the 8th April 1914 from R.M. Mitchell, Right of Way Agent, which showed the same right of way in addition to the right of way through the Parish lots affected. Neither of these plans show the connections with the section corners. I shall be obliged if you will be good enough to send us a plan showing the right of way with connections to the section or quarter section posts in the lots through which the line runs.

Your obedient servant,

J.D. McLean

(J.D. McLean)
Assistant Deputy and Secretary.

R.H.M. Temple Esq.,
General Solicitor,
Canadian National Railways,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

O.H.M.S.

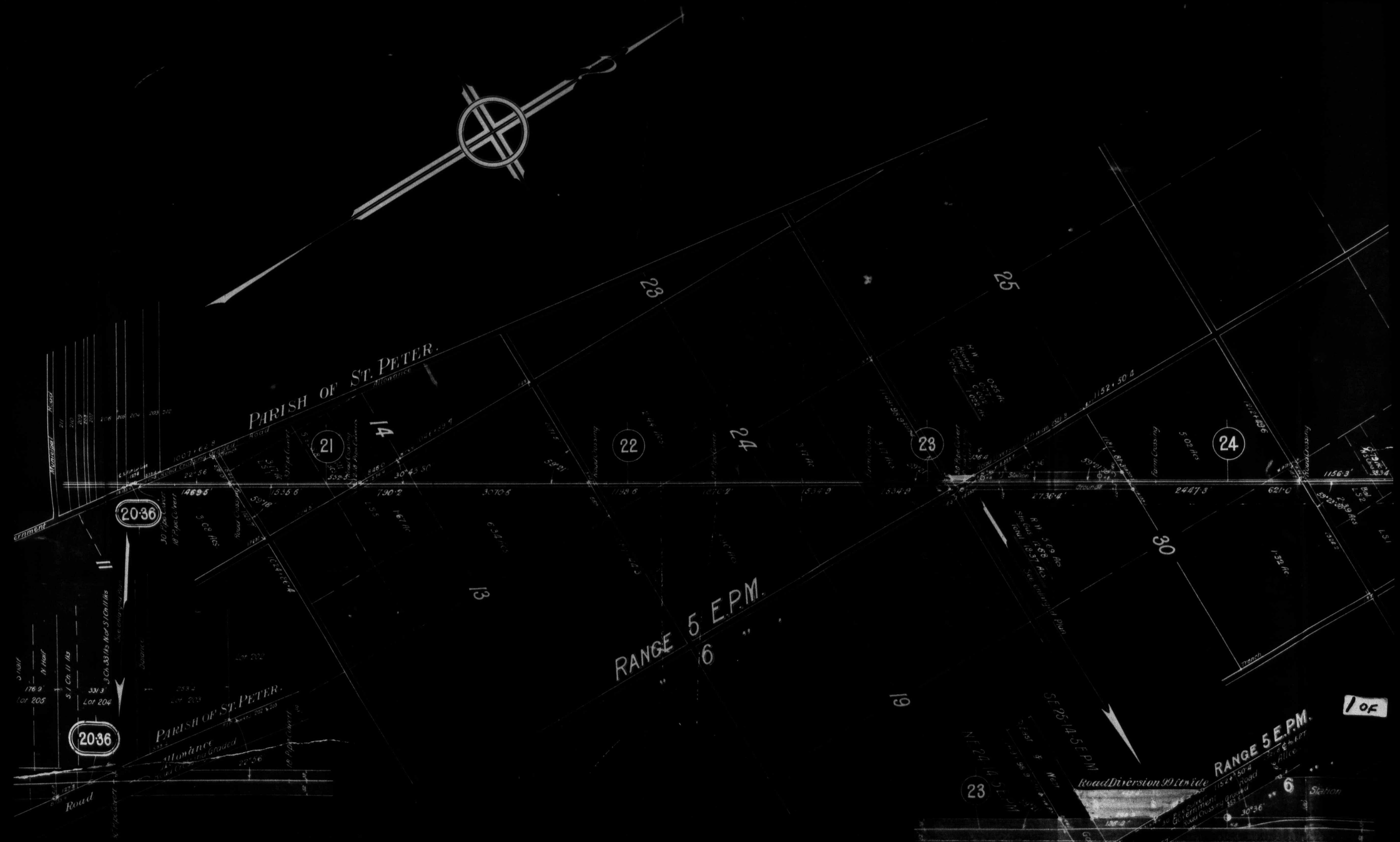
Secretary

Department of Indian Affairs,

Ottawa,

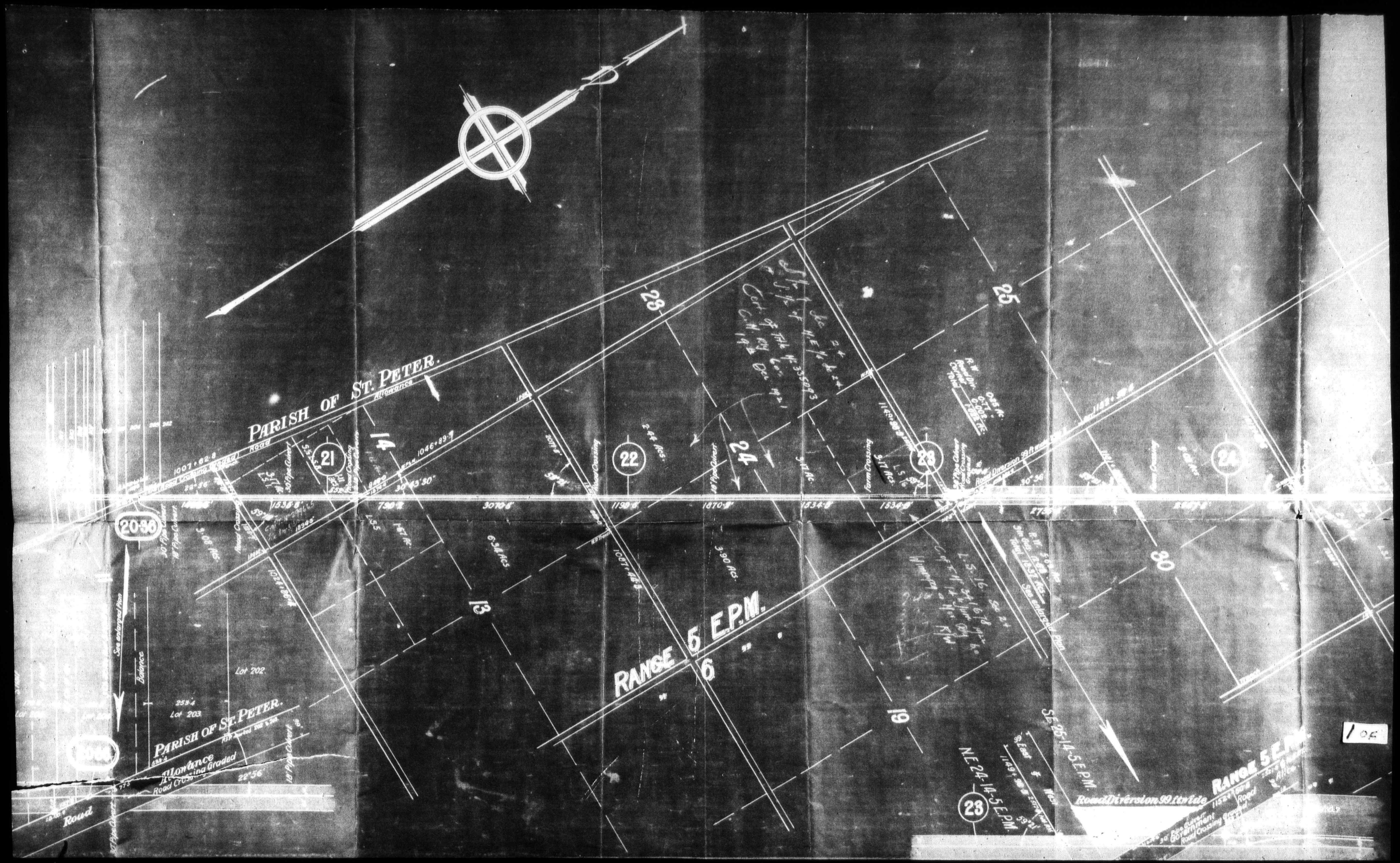
Ont.

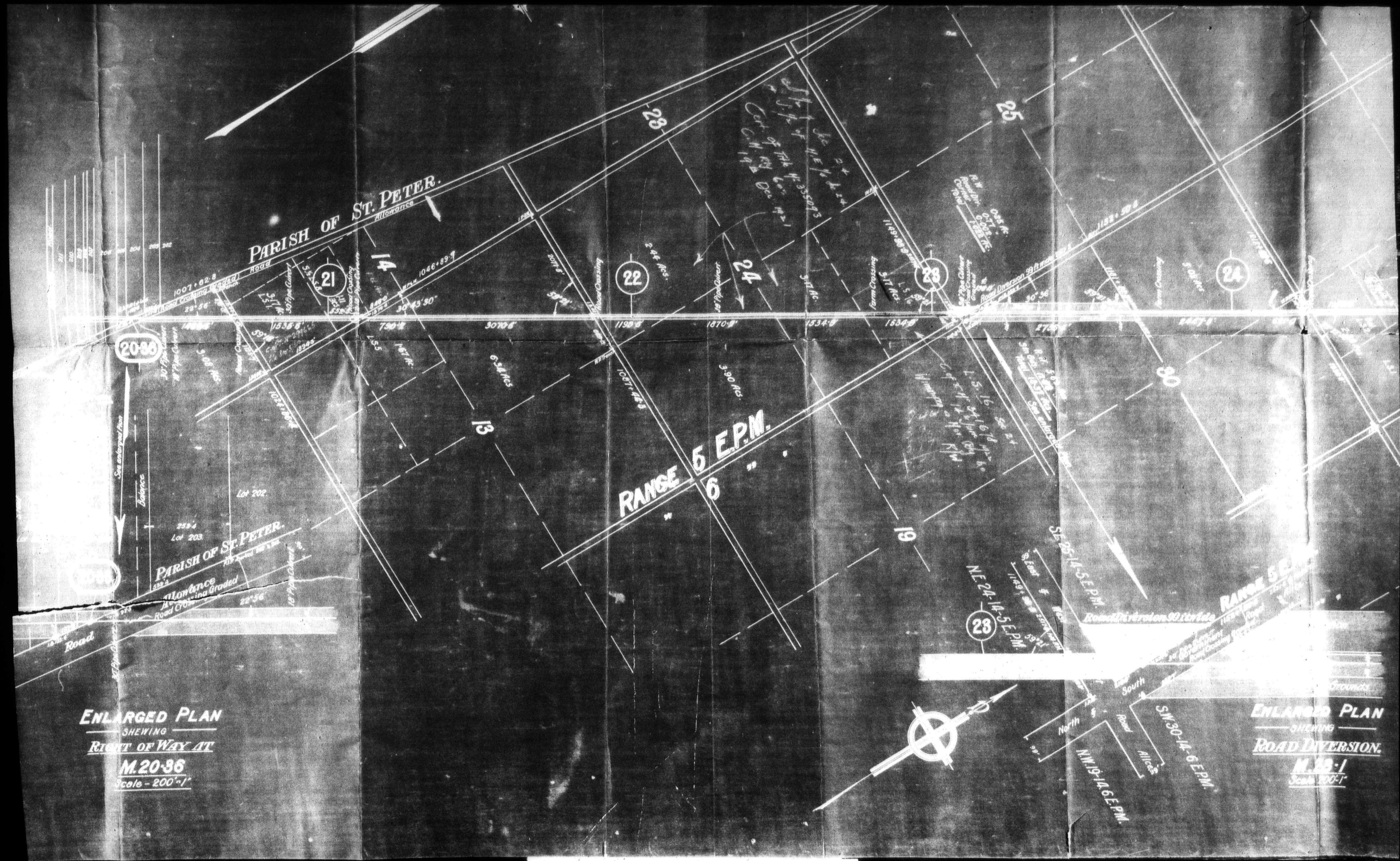
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA


PARISH OF ST. PETER.
Allowance
Road
Government
20·36
20·36
11
14
13
21
22
23
24
25
30
19
23
24
RANGE 5 E.P.M.
" 6 "
Road Diversion 99 ft wide
RANGE 5 E.P.M.
" 6 "
Station
1 OF

2 of 2

ARCHIVES PUBLIQUES
CANADA


PARISH OF ST. PETER.
Allowance
Road
Lot 202.
Lot 203.
PARISH OF ST. PETER.
Allowance
Road Crossing Graded
RANGE 5 E.P.M.
RANGE 6 "
Road Diversion 99.1 to 1 ale
N.E. 24-14-5 E.P.M.
S.E. 25-14-5 E.P.M.
Road Crossing
Farm Crossing
Bridge
See enlarged Plan
1 of



PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

2 of 2

CANADIAN NATIONAL RAILWAYS
GRAND TRUNK PACIFIC RAILWAY
LEGAL DEPARTMENT

22125-6 C.N.

R. H. M. TEMPLE.
GENERAL SOLICITOR.

G. M. HAIR, D. O'DOWD,
G. M. RUSSELL, J. R. [illegible]
ASST. SOLICITORS

WINNIPEG, MAN., July 26th, 1922.

REFER TO FILE NO. 1015-a W. & N. Line

DEPT. OF INDIAN AFFAIRS
JUL 31 1922.
SURVEYS

569917

DEPT. OF INDIAN AFFAIRS
JUL 29 1922
RECORDS

The Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

Re: Legal Subdivision 16, Sec. 24-14-5, East.

Referring to yours of the 10th instant, file 22125-6 C.N. ~~22125-6CN~~, as requested I now enclose herewith blue print showing right of way of the Canadian Northern Railway across the above land according to final plan registered as No. 2540.

I trust this shows sufficient information for your purposes, and shall be pleased to be advised what you will require before granting partial discharge of your lien insofar as right of way amounting to 3.17 acres is concerned.

Yours truly,

R. H. M. TEMPLE,

per:

General Solicitor.

JRB/O
Encl.

LANDS BRANCH
AUG 9 1922

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 C.N.
O'C/O'C

Ottawa, August 14th, 1922.

Sir:-

In connection with right of way of the Canadian National Railways through legal subdivision 16, Section 24, Township 14, Range 5 East, St. Peters Reserve, I am pleased to advise that the lien under the St. Peters Indian Reserve Act of one ($1.00) dollar per acre covering the 3.17 acres amounts to, as on the 15th instant, four dollars and thirty ($4.30) cents, made up of three dollars and seventeen ($3.17) cents principal and one dollar and thirteen ($1.13) cents interest.

On receipt of this amount, the Department will be pleased to issue Certificate of Discharge of Lien.

Your obedient servant,

J. D. Caldwell
In Charge Land & Timber Branch.

R. H. M. Temple, Esq.,
General Solicitor,
Canadian National Railways,
W I N N I P E G ,
Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6C N

Ottawa,19th August 1922

Sir,-

With further reference to your letter of the 26th instant,your file No.1015-a W.&.N. line,I have to request you to be good enough to supply us with a plan on tracing cloth of the final plan of the Canadian National railway through the St.Peters Indian reserve as registered under No.2540,for our records.

Your obedient servant,

J.D.McLean

(J.D.McLean)
Assistant Deputy and Secretary.

R.H.M.Temple Esq.,
General solicitor,
Canadian National railways,
Winnipeg,Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NATIONAL RAILWAYS
GRAND TRUNK PACIFIC RAILWAY
LEGAL DEPARTMENT

DEPT. OF INDIAN AFFAIRS
SEP 12 1922
RECORDS

R. H. M. TEMPLE,
GENERAL SOLICITOR.
G. M. HAIR, D. O. OWENS,
G. M. RUSSELL, J. R. BLACK,
ASST. SOLICITORS

WINNIPEG, MAN., Sept. 7th, 1922.

REFER TO FILE NO. 1015a W & N

571864

Department of Indian Affairs,

Ottawa, Ont.

Dear Sirs:-

L.S. 16, Sec. 24 - 14 - 5, East.
Your file No.22125-6 C.N.

In accordance with yours of August 14th, I am enclosing herewith Money Order in your favour for the sum of $4.30 being payment in full for discharge of Lien on and upon the right of way through the above land.

Kindly let me have official receipt, and also advise me when I may expect the Lien to be discharged.

Yours truly,

R. H. M. TEMPLE,
General Solicitor,

per:

D/O
Encl.

LANDS BRANCH
SEP 14 1922
ACCOUNTANT'S
SEP 18 1922
BRANCH
DEPT. OF INDIAN AFFAIRS
SEP 1922
SURVEYS
DEPT. OF INDIAN AFFAIRS
SEP 14 1922
SURVEYS

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 C.N.

BANK RECEIPT No. 4251

Amt $4 30 Ex M.O.

571864

Cert'd

Date 11th Sept 1922

Sale

Entered Journal No. 22 Folio 76

Pa-3.17
Sut-11 3
$4 30

59a

Dept. Receipt No. C 42967

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CERTIFICATE OF DISCHARGE

under the ST. PETERS RESERVE ACT, Chapter 24, 6 Geo. V., 1916

TO THE DISTRICT REGISTRAR OF THE LAND TITLES DISTRICT OF WINNIPEG,—

I John Douglas McLean of the City of Ottawa, Canada, Acting Deputy Superintendent General of Indian Affairs, do certify that The Canadian Northern Railway Company ~~XXXX~~ ~~XX~~ ~~XXXX~~ ~~XX~~ has paid and satisfied the lien of One Dollar per acre amounting to Three and 17/100 dollars, together with the annual interest on the same or on the unpaid portion thereof from the first day of June, 1915, amounting to One and 13/100 dollars, under the provisions of subsection C of section 2 of the St. Peters Reserve Act, Chapter 24, 6 Geo. V., 1916, on the lands hereinafter described, namely:—

The right of way of the Canadian Northern Railway through L. S. 16, Sec. 24, Tp. 14, R. 5, East, containing 3.17 acres more or less.

and that the said lien is therefore discharged.

Witness my hand and seal of office this 19th day of September 1922.

J. D. McLean

Acting *Deputy Superintendent General of Indian Affairs.*

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22,125/6C.N.

Ottawa, September 19, 1922.

Sir,-

I beg to acknowledge the receipt of your letter of the 7th instant, No. 1015a W & N, inclosing money order for $4.30, in connection with the lien on L. S. 16, Sec. 24, Tp. 14, R. 5, East, and in reply to say that we have made a credit entry of $3.17 principal and $1.13 interest.

I am inclosing the discharge of lien covering the right of way.

Your obedient Servant,

J. D. McLean.
Assistant Deputy & Secretary.

R. H. M. Temple, Esq.,
General Solicitor,
Canadian National Railways,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 C.N.

Survys

CANADIAN NATIONAL RAILWAYS
GRAND TRUNK PACIFIC RAILWAY
LEGAL DEPARTMENT

DEPT. OF INDIAN AFFAIRS
NOV 13 1922
RECORDS

R. H. [illegible]PLE,
GE[illegible] SOLICITOR.
G. M. HAIR, D. O. OWENS.
G. M. RUSSELL, J. R. BLACK,
ASST. SOLICITORS

WINNIPEG, MAN., November 10, 1922.

REFER TO FILE NO. 1015 A.W.&N.

Your file 22125-6 C.N.

574529

DEPT. OF INDIAN AFFAIRS
NOV 13 1922.
SURVEYS

Mr. J. D. McLean,
Assistant Deputy and Secretary,
Department of Indian Affairs,
OTTAWA, Ont.

Dear Sir,

As requested in yours of 19th August last, I have sent you under separate cover, tracing, on cloth, of final plan of C.N.R. right of way through St. Peter's Indian Reserve as registered under No. 2540.

Kindly acknowledge receipt.

Yours truly,

R. H. Temple

General Solicitor.

Recorded under No. RR-1318-A. 15th Nov. 1922 A/C.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 CN

EXD

Ottawa, 16th November 1922

Sir,-

I beg to acknowledge the receipt of your final plan of right of way of the Canadian National railway through the eastern portion of the St.Peters Indian reserve, as registered under No.2540. It has been recorded in our Department under No.1318A.

Your obedient servant,

(J.D.McLean)
Assistant Deputy and Secretary.

R.H.M.Temple Esq.,
General Solicitor,
Canadian National Railway,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

1257A-6-3

CANADIAN NATIONAL RAILWAYS

LEGAL DEPARTMENT—WESTERN REGION

DEPT. OF INDIAN AFFAIRS
AUG 7 1923
RECORDS

R. H. M. TEMPLE,
REGIONAL COUNSEL

G. M. HAIR, D. O. OWENS,
G. M. RUSSELL, J. R. BLACK,
SOLICITORS

WINNIPEG, MAN., Aug. 2nd, 1923.

REFER TO FILE NO. 1015 WN

Rahd

587268

Department of Interior,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sirs:-

W½ of S.W.¼ 5-15-6 El.

Kindly advise me if Patent has issued yet which covers the West Half of the S.W. ¼ of 5-15-6 East 1st, as I find that Abstract, of the Land Titles Office, District of Winnipeg, in my possession makes no mention thereof. If Patent has issued kindly advise me of the name and address to whom issued.

Yours truly,

R. H. M. Temple.
Regional Counsel,

per.....

A:E.

LANDS BRANCH
AUG 11 1923

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

125A-6-3.

Ottawa, August 13, 1923.

Sir,-

re W. ½ of S. W. ¼ 5-15-6. W. 1

I have to acknowledge the receipt of your letter of the 2nd instant, and in reply to say that patent has not been issued for the above described land, no request for same having been received.

Your obedient Servant,

J. D. Caldwell.
In Charge Lands & Timber Branch.

Dale 532

R. H. M. Temple, Esq.,
Regional Counsel,
Canadian National Railways,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 C.N. ~~1254-6-3~~

CANADIAN NATIONAL RAILWAYS
GRAND TRUNK PACIFIC RAILWAY
LEGAL DEPARTMENT

DEPT. OF INDIAN AFFAIRS RECORD

R. H. M. TEMPLE, GENERAL SOLICITOR.
G. M. HAIR, D. O. OWENS,
G. M. RUSSELL, J. R. BLACK,
ASST. SOLICITORS

WINNIPEG, MAN., August 16th, 1923

REFER TO FILE NO. 1015 W & N

587809

DEPT. OF INDIAN AFFAIRS
AUG 20 1923
SURVEYS

Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

Re: W.½ of S.W. ¼ of 5 - 15 - 6, East 1st.

I am in receipt of yours of the 13th instant, your file 125A-6-3.

I would be pleased to be advised what you consider a fair price per acre for the right of way required through the above land. I am advised that plan covering same on this quarter is on file in your Department, and so I would be pleased if you would advise me of the price per acre you require for the required land.

Yours truly,

R. H. M. TEMPLE,
Regional Counsel,

per:

D/O

Closed 16 Dec 1908
to the Senior Northern Land Cy
W.P.G.

Play full

LANDS BRANCH
AUG 20 1923

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22165-6 CN

DEPARTMENT OF INDIAN AFFAIRS

CANADA

Ottawa, 22nd August 1923

Memorandum

Lands Branch

The plan showing the right of way referred to is recorded in the Surveys Branch under No.1318-A.

The area shown as taken through the W.½ of the S.W.¼ Tp.5-15-6 E.P.M., is 4.58 acres.

It may be that settlement has not been completed by your Branch in connection with this railway through some of the other quarter sections affected and I am appending, therefore, a list of those quarter sections through which the railway passes according to the above mentioned plan,-

Sell 532 - S W 1/4 5-15-6-E
608 - W.½ of N.W.¼ 5-15-6-E.P.M.
E.½ 31-14-6-E.P.M.
W.½ of N.W.¼ 32-14-16-E.P.M.
W.E.¼ 30-14-6-E.P.M.
W.½ 30-14-6-E.P.M. Sell 7°
S.E.¼ 25-14-5-E.P.M.
E.½ 24-14-5-E.P.M.
S.W.¼ 24-14-5-E.P.M.
W.½ 13-14-5-E.P.M.
S.E.¼ 14-14-5-E.P.M.
N.E.¼ 11-14-5-E.P.M.
581 - S E 1/4 6-15-6 E

LANDS BRANCH AUG 28 1923

H. Wetson

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Ottawa, 30 August 1923.

Sir:-

In acknowledging receipt of your letter of the 16th instant No.1015W & N, with reference to the W.1/2 of the S.W.1/4 of 5-15-6-east 1st meridian I have to advise that this land was purchased on the 16th of December 1908 by the Selkirk and Northern Land Company, Winnipeg, Man, and still stands of record in their name.

In view of the fact that the purchase price in full has been received by the Department for this land many years ago we are not now in a position to advise as to the price per acre for the right of way required.

Your obedient servant,

J. C. Caldwell,

In charge of lands & timber branch.

R. H. M. Temple, Esq.,
Regional Counsel,
Canadian National Railways,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 C.N.

CANADIAN NATIONAL RAILWAYS

LEGAL DEPARTMENT—WESTERN REGION

R. H. M. TEMPLE,
REGIONAL COUNSEL

G. M. HAIR. D. O. OWENS.
G. M. RUSSELL. J. R. BLACK.
SOLICITORS

WINNIPEG, MAN., September 11th, 1923.

REFER TO FILE NO. 1015 W & N

R

DEPT. OF INDIAN AFFAIRS
SEP 15 1923
SURVEYS

DEPT. OF INDIAN AFFAIRS
SEP 14 1923
RECORDS

Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

Re: R/W through Sec. 11 - 14 - 5, East.

I am desirous of releasing our right of way across a fraction of Section 11 - 14 - 5, East in Manitoba, from Lien filed under the St. Peters Indian Reserve Act. The acreage contained in the said parcel is 3.08 acres, and covers our right of way across the land.

The description of the land to be released is as follows; and I would be pleased to be advised of the amount required to have same discharged:

"All that portion of Fractional Section Eleven in the Fourteenth Township and Fifth Range East of the Principal Meridian in Manitoba, according to a plan of same filed in the Winnipeg Land Titles Office as No. 2506, taken for the Right of Way of the Canadian Northern Railway as said Right of Way is shown on a plan filed in the said office as No. 2540."

Yours truly,

R. H. M. TEMPLE,
Regional Counsel,

per:

D/O

.76
.130
.270

Patented
P.O. 15 V 16 H 70

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Sale 270 C.N.R. R/W. ·85ac.
Sale 130 " " 1·55ac.
Sale 76 " " ·68ac

3·08ac

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22,125-6 C.N.

/O'C

Ottawa, September 19th, 1923.

Sir:-

I have your inquiry of the 11th instant, number 1015, W & N, with reference to the Right of Way through Section 11, Township 14, Range 5, East, St. Peters, and am pleased to advise that the amount necessary to discharge the lien on the 3.08 acres affected is computed at one ($1.00) dollar an acre with interest at five (5%) per cent from the first of June 1918 to the date of payment.

On receipt of this amount the Department will be pleased to issue the certificate.

Your obedient servant,

R. J. O'Connor,
Acting Officer in Charge.

R. H. M. Temple, Esq.,
Regional Counsel,
Canadian National Railways,
Legal Department,
Western Region,
WINNIPEG,
Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NATIONAL RAILWAYS

LEGAL DEPARTMENT—WESTERN REGION

R. H. M. TEMPLE,
REGIONAL COUNSEL

G. M. HAIR, D. O. OWENS,
G. M. RUSSELL, J. R. BLACK,
SOLICITORS

WINNIPEG, MAN., October 11th, 1923.

REFER TO FILE NO. 1015 W & N

R.

Department of Indian Affairs,

Ottawa, Ont.

Dear Sirs:-

Re: Sec. 11 - 14 - 5, East.

Referring to yours of the 19th ultimo, your file 22-125-6 C.N., I enclose herewith cheque in your favour for $3.90 covering partial release under the St. Peters Indian Reserve Act. Kindly let me have partial discharge of same covering release of 3.08 acres for right of way across Sec. 11 - 14 - 5, East.

Please date, sign and return Voucher attached to cheque and oblige.

ret'd 15/10/23

Yours truly,

R. H. M. TEMPLE,
Regional Counsel,

per:

D/O
Encl.

LANDS BRANCH
OCT 17 1923

ACCOUNTANTS
OCT 17 1923
BRANCH

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Sale - 76 - .68 -
" 130 - 1.55
" 270 - .85

3.08 acres - $3.08

1923 - 10 - 15
1918 6 1
5 - 4 - 14

Sales	Pr	Int
76	.68	18
✓ 130	1.55	41
✓ 270	.85	23
3.08		.82
82		
$3.90		

12) .15 40 (.0128
5%
.7200
.0582
0064
.7846
308
$3.86

$390
308
.82

3.08 = 82 × 68 / 308 (.18
77) 1394
77
624
616

3.08 = 41 × 1.55 / 3.08
154
1.55

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 C.N.

BANK RECEIPT No. 8374

Amt. $3.90 chg Pr $3.08 82

Entered sales 76-130 $2.70 Jut - $3.90

DEPT. OF INDIAN AFFAIRS RECORDS OCT 15 1923

Date 7.10.23 19

R

Entered Journal No. 22 Folio 236 Jut

Posted 2 Aug 29 a

Dept. Receipt No. Out 136

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CERTIFICATE OF DISCHARGE

under the ST. PETERS RESERVE ACT, Chapter 24, 6 Geo. V., 1916

TO THE DISTRICT REGISTRAR OF THE LAND TITLES DISTRICT OF WINNIPEG,—

I Duncan Campbell Scott - - - - of the City of Ottawa, Canada, - - - - - - Deputy Superintendent General of Indian Affairs, do certify that Canadian National Railways - - - - - - - - - - - - - - of the City - - - - - - of Winnipeg - - - - - in the Province of Manitoba - has paid and satisfied the lien of One Dollar per acre amounting to Three and ninety hundredths - dollars, together with the annual interest on the same or on the unpaid portion thereof from the first day of June, 1915, amounting to eighty-two hundredths - - - - - - - - - dollars, under the provisions of subsection C of section 2 of the St. Peters Reserve Act, Chapter 24, 6 Geo. V., 1916, on the lands hereinafter described, namely:—

All that portion of Fractional Section Eleven in the Fourteenth Township and Fifth Range East of the Principal Meridian in Manitoba, according to a plan of same filed in the Winnipeg Land Titles Office as No. 2506, taken for the Right of Way of the Canadian Northern Railway as said Right of Way is shown on a plan filed in the said office as No. 2540.

and that the said lien is therefore discharged.

Witness my hand and seal of office this 23rd day of October 1923.

Deputy Superintendent General of Indian Affairs.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 C.N.

CANADIAN NATIONAL RAILWAYS

LEGAL DEPARTMENT—WESTERN REGION

R. H. M. TEMPLE,
REGIONAL COUNSEL

G. M. HAIR. D. O. OWENS.
G. M. RUSSELL. J. R. BLACK.
SOLICITORS

WINNIPEG, MAN., January 16th, 1924.

REFER TO FILE NO. 1016 W & N

DEPT. OF INDIAN AFFAIRS
JAN 18 1924
RECORDS

DEPT. OF INDIAN AFFAIRS
JAN 18 1924
SURVEYS

Department of Indian Affairs,

Ottawa, Ont.

Dear Sirs:-

The Winnipeg & Northern Railway are desirous of obtaining title to the land required for right of way and other purposes across the following described land. Please advise me what you will require in order to have Patent issue to the Railway Company.

I have been advised that the said land was purchased by J. L. Hyland and later assigned to W. J. Christie. Upon being advised by you as to what will be required and the monies necessary to be paid to you I will arrange with Mr. Hyland or Mr. Christie for execution of the proper Deeds and payment of the monies to you. An early reply would be appreciated.

The following is the land to which we require title and which are all covered by Plan registered in the Winnipeg Land Titles Office as No. 2540 and which I believe is on file in your office:

476	N.W. 13-14-5, E.P.M.-	6.35 acres	6.34	
485	S.E. 25-14-5, E.P.M.-	(0.25 "		Right of Way
		485 (0.77 "		Road Diversion (not to be patented)
		485 (0.002 "		Corner.
206	N. 5 Chs. of L.S. 2 of Section 31.	(-14-6,E.P.M.	0.79 acres	Patented
118	Sly. 8 acres of L.S.8 of Section 31.	(-14-6,E.P.M.	0.15 "	Patented Ref. 15.254 Ref. 15.269
not patd 279 → 279	N.E. 31-14-6, E.P.M.	$600 @ acre	2.47 "	Patented
279	Part of W.½ of N.W. 32-14-6, E.P.M. Excepting N.E.¼ of L.S. 13, of said quarter section	)	2.59 "	Patented Ref. 15453

6.34 acs
1.03
7.34

Yours truly,
R. H. M. TEMPLE,
Regional Counsel,

per:

D/O

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Vouchers

476 - 6. 3/4 acs @ $4.50/ac = $28.55

485 - .25 " $8.00/ac - 2.00

.77 " $8.00/ac - 6.15

.002 " $8.00 - .15

$36.85

2

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Department of Indian Affairs

Ottawa, ... 192.....

Please state what patents have been issued including the rights of way in the lands hereunder.

W. Rowlette

The official plan has been recorded in the surveys branch under number 1318 A. Note that the area of the rights of way in the N.W. 13-14-5 E.P. on is given as 6.34 on the plan it is given as 6.35 in the letter.

When all the conditions required by your branch have been satisfied we can prepare description for patent.

W.R.W.

LANDS BRANCH
JAN 22 1924

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 C N

/O'C

Ottawa, February 13th, 1924.

Sir:-

I have your inquiry of the 16th ultimo, No. 1018, W & N, with reference to the Right of Way across certain St. Peters Reserve lands.

In reply I beg to advise that Patents have issued for the following lands:- All L.S.D's 2 and 8, and that part of 9 in Section 31, South of the Colonization Road, 14 - 6 East, also part of the West 1/2 of the N. W. 1/4 of Section 32, Township 14, Range 6, East.

The balance of the land covered by your inquiry has not been Patented.

The 6.34 acres in the N.W. 13-14-5 E.P.M. is valued at $28.60. That part of the S.E. 35-14-5 East as covered by the Right of Way, the Road Diversion and the Corner, making 1.022 acres, is valued at $8.20

On receipt of the above sums, totaling $36.80, the Department will be pleased to consider the issue of the Patent as requested.

Your obedient servant,

J. W. Caldwell
In Charge Land & Timber Branch.

R. H. H. Temple, Esq.,
Regional Counsel,
Canadian National Railways,
W I N N I P E G,
Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NATIONAL RAILWAYS

LEGAL DEPARTMENT—WESTERN REGION

DEPT. OF INDIAN AFFAIRS
MAR 24 1924
REGISTRY

R. H. M. TEMPLE,
REGIONAL COUNSEL

G. M. HAIR, D. O. OWENS,
G. M. RUSSELL, J. R. BLACK,
SOLICITORS

WINNIPEG, MAN., March 19th, 1924.

REFER TO FILE NO. 1016 W. & N.

R.

DEPT. OF INDIAN AFFAIRS
MAR 29 1924
SURV

The Department of the Interior,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sirs:-

Adverting to yours of the 13th ultimo, your file 22125-6 C N., I enclose herewith cheque in your favor for the sum of $36.80 being payment in full for land required for right of way across the North West quarter of Section 13, Township 14, Range 5, East and the South East quarter of Section 25, Township 14, Range 5, East, the latter parcel covering right of way, road diversion and corner cut off. This cheque is handed to you, of course, on the understanding that patent will issue to the Railway Company for the land required, as set forth in yours of the above above mentioned date. I would ask you to kindly acknowledge receipt and advise me when I may expect to receive the patents.

Yours truly,

R. H. M. Temple,
Regional Counsel.

Per:

Sales
Mr White 476 ✓
85

The description for Patents as shown in order as monies credited

LANDS BRANCH
APR 8 1924

SED/M.
Encl.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 C.N.

BANK RECEIPT No. .....

Amt. $36.80

Entered chg sales. 476 & 480

Date ..... 19.....

DEPT. OF INDIAN AFFAIRS MAR 23 1924

Entered Journal No. 22 Folio 204

59c

Dept. Receipt No. C 4655

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

6

22125-6

DEPARTMENT OF INDIAN AFFAIRS

CANADA

Ottawa, 11th April 1924

Description for Patent

All those parcels of land situate ~~in~~ the St. Peters Indian reserve, in the Province of Manitoba and Dominion of Canada, containing together by admeasurement seven acres and three hundred and sixty-two thousandths of an acre, more or less, being composed of the right of way of the Canadian ~~National railway~~ Northern Railway Company through

Firstly: the North-West quarter of Section Thirteen, Township Fourteen, Range Five, East of the Principal Meridian, more particularly described as a right of way ~~one hundred~~ Ninety feet wide, that is to say, thirty-eight feet on the westerly side of the and 52 feet on the easterly side of the centre line centre line through the said quarter section. The said centre line may be described as:-Commencing at a point on the North boundary of the said quarter section, distant six hundred and sixty-nine feet and nine-tenths of a foot westerly from the North-East corner of said quarter section; thence South-westerly on a straight line making ~~an~~ an angle of fifty-nine degrees and twenty-one minutes with the North boundary of said quarter section to the South boundary of the said quarter section. The portion hereby conveyed in this quarter

Ref. 20227

LANDS BRANCH APR 11 1924

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

section contains six acres and thirty-four hundredths of an acre, more or less.

Secondly: All that portion of the South East quarter of Section Twenty-five, Township Fourteen, Range Five, East of the Principal Meridian which lies to the South-West of a line parallel with and one hundred and four feet perpendicularly distant westerly from the centre line of the Canadian National railway through the said quarter section, containing by admeasurement one acre and twenty-two thousandths of an acre, more or less.

These parcels of land are shown on a plan of the Canadian Northern railway through Townships Fourteen and Fifteen, Ranges Five and Six, East of the Principal Meridian, certified by G.B. Bemister, Manitoba Land Surveyor, dated 27th August 1918, of record in the Surveys Branch of the Department of Indian Affairs under Number RR 1318-A. which plan is certified a true copy of the plan filed in the Winnipeg Land Title Office as plan No 2540

W R Wilde

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6

Ottawa, 11th April 1924

Description for Patent

~~All those parcels of land situate in the St. Peters~~ Indian reserve, in the Province ~~of Manitoba and Dominion of~~ Canada, containing together by admeasurement seven acres and three hundred and sixty-two thousandths of an acre, more or less, being composed of the right of way of the Canadian Northern Railway Company ~~National railway~~ through

Firstly) the North-West quarter of Section Thirteen, Township Fourteen, Range Five, East of the Principal Meridian, more particularly described as a right of way ~~one hundred~~ ninety feet wide, that is to say, thirty-eight feet on the westerly side of the and 52 feet on the easterly side of the centre line centre line through the said quarter section. The said centre line may be described as:-Commencing at a point on the North boundary of the said quarter section, distant six hundred and sixty-nine feet and nine-tenths of a foot westerly from the North-East corner of said quarter section; thence South-westerly on a straight line making an angle of fifty-nine degrees and twenty-one minutes with the North boundary of said quarter section to the South boundary of the said quarter section. The portion hereby conveyed in this quart

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

section contains six acres and thirty-four hundredths of an acre, more or less.

Secondly: All that portion of the South East quarter of Section Twenty-five, Township Fourteen, Range Five, East of the Principal Meridian which lies to the South-West of a line parallel with and one hundred and four feet perpendicularly distant westerly from the centre line of the Canadian National railway through the said quarter section, containing by admeasurement one acre and twenty-two thousandths of an acre, more or less.

These parcels of land are shown on a plan of the Canadian Northern railway through Townships Fourteen and Fifteen, Ranges Five and Six, East of the Principal Meridian, certified by G.B. Bemister, Manitoba Land Surveyor, dated 27th August 1918, of record in the Surveys Branch of the Department of Indian Affairs under Number RR 1318-A. which plan is certified a true copy of the plan filed in the Winnipeg Land Titles Office as plan No. 25-40

W.R.W.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 CN

O'C

Ottawa, April 16th, 1924.

Sir:-

Further with reference to your payment of thirty-six dollars and eighty ($36.80) cents covering inquiry number 1016 W & N of the 16th of January last, I beg to advise the credit entry has been made here and we are now prepared to issue the Patent.

May I ask you to kindly advise in what name the patent will issue to the Railway Company.

Your obedient servant,

J. C. Caldwell
In Charge Land & Timber Branch.

R. H. M. Temple, Esq.,
Regional Counsel,
Canadian National Railways,
W I N N I P E G ,
Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 C.N.

Patent TO AN ASSIGNEE Ace 579

INDIAN LAND SALE

Reference No. 20,~~221~~ 231

Sale Nos 476 & 485

Regn. No.

St. Peters Band of Indians

Grant to CANADIAN NATIONAL RAILWAYS,

$ 36.80 has been paid in full for the undermentioned Lands, viz:

all those parcel s of land

in the ~~Township of~~ St. Peters Indian Reserve,

in the Province of Manitoba, in our Dominion of Canada

being composed of

As per description herewith attached

DEPARTMENT OF INDIAN AFFAIRS,

OTTAWA, April 14th. 1924.

Certified,

In charge of Indian Lands and Timber

Form No. 77

22125-6 C.N.

DEPT OF INDIAN AFFAIRS
APR 28 1924
RECORDS

CANADIAN NATIONAL RAILWAYS

LEGAL DEPARTMENT—WESTERN REGION

R. H. M. TEMPLE,
REGIONAL COUNSEL

G. M. HAIR, D. O. OWENS,
G. M. RUSSELL, J. R. BLACK,
SOLICITORS

WINNIPEG, MAN., April 25th, 1924.

REFER TO FILE NO. 1016 Wpg. Ncr.

R

Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

Re: N. W. ¼ of 13 - 14 - 5, East.

I am in receipt of yours of the 16th instant your file 22125-6 CN, for which accept my thanks.

The Railway Company desire title to land so described to be taken in the name of the Canadian Northern Railway Company, and I trust you will be able to let me have our Patent in due course.

Yours truly,

R. H. M. TEMPLE,
Regional Counsel,

per:

SED/O

Sales
476 & 24 PS

LANDS BRANCH
APR 30 1924

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 C.N.

/O'C

Ottawa, May 5th, 1924.

Sir:-

In connection with your desire to have the Patents issue to the Canadian Northern Railway Company for right of way across the N. W. 1/4 of Section 13, Township 14, Range 5, E. P. M., I should like to refer to your letter of the 16th of January last, No. 1016 W.& N., and inquire if you have arranged with Mr. William John Christie, Winnipeg, the owner of this land, for the execution of the proper Deeds transferring the 7.342 acres covered by the right of way to your Company.

This Department would very much appreciate receipt of the Quit Claim Deed accompanied by the registration fee of three ($3.00) dollars.

At the same time it might be well for you to comply with the provisions of the St. Peters Reserve Act and forward the sum necessary to discharge the lien of One ($1.00) dollar an acre and interest computed thereon from the first of June 1915 to date of payment. On receipt of both principal and interest the Department will be pleased to forward the Certificate of Discharge for registration purposes.

Your obedient servant,

J. C. Caldwell
In Charge Land & Timber Branch.

R. H. M. Temple, Esq.,
Regional Counsel,
Canadian National Railways,
WINNIPEG,
Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Office of Indian Agent,

Lytton, B. C.

O. H. M. S.

LYTTON
PM
MR 21
25

THE SECRETARY,

DEPARTMENT OF INDIAN AFFAIRS,

OTTAWA, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 C N

CANADIAN NATIONAL RAILWAYS

LEGAL DEPARTMENT—WESTERN REGION

R. H. M. TEMPLE,
REGIONAL COUNSEL

G. M. HAIR. D. O. OWENS
G. M. RUSSELL. J. R. BLACK
SOLICITORS

WINNIPEG, MAN., April 27, 1925.

REFER TO FILE NO. 1015 W & N.

DEPT. OF INDIAN AFFAIRS
MAY 1 1925
SURVEYS

DEPT. OF INDIAN AFFAIRS
APR 30 1925
RECORDS

Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir:

Re: Your file 22125/6-C.N.
W.½ of L.S. 4 & 5. Sec. 5-15-6. East 1st.

Referring to your letter of August 30th, 1923, I am enclosing herewith Quit Claim Deed in duplicate from the Selkirk & Northern Land Company to the Canadian Northern Railway Company covering right of way across the West half of Legal Subdivisions 4 and 5, in Section 5, in Township 15, and Range 6, East of the First Meridian in Manitoba. Fee for the registration of the enclosed Deed will be forwarded to you as soon as received from our Local Treasurer. In the meantime, I would kindly ask you to have Patent issue covering our right of way as I am advised by the trustees of the Selkirk and Northern Land Company that they are preparing to withdraw the lien as registered under the St. Peters Indian Reserve Act.

Kindly acknowledge receipt of enclosures and advise when I might expect Patent covering the land.

LANDS BRANCH
MAY 13 1925

Yours truly,

R. H. M. TEMPLE,
Regional Counsel,

per:

SEB/O
Encl.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 CN

LANDS BRANCH
MAY 13 1925

DEPARTMENT OF INDIAN AFFAIRS

CANADA

Ottawa, 11th May 1925

Description for patent
part C.P.R. - St.Peter's

All that parcel of land situate in the St.Peter's Indian reserve in the Province of Manitoba and Dominion of Canada, containing by admeasurement four acres and fifty-eight hundredths of an acre, more or less, being composed of the right of way of the Canadian Northern Railway Company across legal subdivisions Four and Five in Section Five, Township Fifteen, Range Six, East of the Principal Meridian, more particularly described as a strip of land ninety feet in width as shown coloured in pink on a plan of the Canadian Northern railway through Townships Fourteen and Fifteen, Ranges Five and Six, East of the Principal Meridian, certified by G.B.Bemister, Manitoba Land Surveyor, dated the 27th August 1918, of record in the Surveys Branch of the Department of Indian Affairs under number 1318-A, which plan is certified a true copy of the plan filed in the Winnipeg Land Titles Office as plan Number 2540.

Patent Reference 20,472

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6CN

Ottawa, 11th May 1925

Sir,- Ref. Your file No. 1015 W.&.N.

Referring to your letter of the 27th ultimo, regarding right of way through L.S.4 and 5, Sec.5, Tp.15, R.6, E.P.M., I am enclosing a copy of the description which it is proposed to insert in the patent. Kindly check it and make any amendments or alterations you deem necessary and return it to this Department.

It is noted that the Quit-claim refers to plan in the Winnipeg Ladd Titles Office, No.2131, while our plan is certified a copy of plan No.2540.

Your obedient servant,

(J.D.McLean)
Assistant Deputy and Secretary.

R.H.M.Temple Esq.,
Regional Counsel,
Canadian National Railways,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125- 6 CN

Ottawa, 11th May, 1925.

Description for Patent. - Part C.P.R. - St. Peter's.

ALL that parcel of land situate in the St. Peter's Indian reserve in the Province of Manitoba and Dominion of Canada, containing by admeasurement four acres and fifty-eight hundredths of an acre, more or less, being composed of the right of way of the Canadian Northern Railway Company across legal subdivisions Four and Five in Section Five, Township Fifteen, Range Six, East of the Principal Meridian, were particularly described as a strip of land ninety feet in width as shown coloured in pink on a plan of the Canadian Northern railway through Townshipe Fourteen and Fifteen, Ranges Five and Six, East of the Principal Meridian, certified by G.B. Bemister, Manitoba Land Surveyor, dated the 27th August, 1918, of record in the Surveys Branch of the Department of Indian Affairs under number 1318-A, which plan is certified a true copy of the plan filed in the Winnipeg Land Titles Office as plan Number 2540.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

NATIONAL RAILWAYS

22125-6 C.N.

LEGAL DEPARTMENT—WESTERN REGION

DEPT. OF INDIAN AFFAIRS MAY 22 1925 RECEIVED

REGIONAL COUNSEL

M. HAIR, D. O. OWENS
G. M. RUSSELL, J. R. BLACK
SOLICITORS

WINNIPEG, MAN., May 18, 1925.

REFER TO FILE NO. 1015 W & N.

See 329

DEPT. OF INDIAN AFFAIRS
MAY 22 1925
SURVEYS

Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:

Re: Your file 22125-6CN.
L.S. 4 and 5. Sec. 5 - 15 -6. E.P.M.

Referring to your letter of the 11th instant regarding right of way through Legal Subdivisions 4 and 5 in Section 5 - 15 - 6, E.P.M., I wish to advise that your description is in order. When submitting the description previously the writer over-looked the fact that this parcel came under your Department and consequently the previous plan covering same was used instead of the one now on file in your office, namely: 2540.

Attached please find the description as requested.

Yours truly,

H. H. M. TEMPLE,
Regional Counsel

per:

SED/O
Encl.

LANDS BRANCH
MAY 23 1925

See 532
Page 259
St. Peters

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22,125-6-C.N.

Ottawa, June 16, 1925.

Sir,-

I beg to inform you that Letters Patent have been issued in the name of The Canadian Northern Railway Company, for right of way across L. S. 4 and 5, Tp. 15, Rge. 6, East, and have been forwarded direct to the Registrar of Titles, Selkirk.

Your obedient Servant,

P. J. O'Connor.
Acting In Charge Lands & Timber Branch.

R. H. M. Temple, Esq.,
Regional Counsel,
Canadian National Railways,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

File 22,125-6-C.N

Department of Indian Affairs

Canada

OTTAWA, June 16, 1925.

Sir,—

I beg to enclose for registration in your office, the following Crown Grants:

The Canadian Northern Railway Company,
for right of way across L. S. 4 and 5, Tp. 15,
Rge. 6, East,

Your obedient servant,

Registrar of Indian Lands Patents

The Registrar of Titles,

.....Selkirk,.....

.....Man.....

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 C.N.

DEPT. OF INDIAN AFFAIRS
JUN 25 1925
RECEIVED

CANADIAN NATIONAL RAILWAYS

LEGAL DEPARTMENT—WESTERN REGION

H. M. E.
REGIONAL COUNSEL

M. HAIR. D. O. OWENS.
M. RUSSEL. J. R. BLACK.
SOLICITORS

WINNIPEG, MAN., June 20, 1925.

REFER TO FILE NO. 1015 W & N

Supply Branch
Lands

EXD. R

DEPT. OF INDIAN AFFAIRS
JUN 25 1925
SURVEYS

Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:

Re: L.S. 4 & 5, Sec. 5 - 15 - 6, East.

I am in receipt of yours of the 16th instant, your file No. 22,125-6-C.N. with reference to Legal Subdivisions 4 and 5, in Sec. 5 - 15 - 6, East.

I note that you have forwarded the Patent to the Selkirk Land Titles Office. As this office has been closed recently no doubt Patent will be returned to you. If so, I would be pleased if you would forward direct to this office so that the necessary Affidavit, etc. can be drawn before Patent can be deposited in the Land Titles Office. If, however, the Patent has gone forward to Winnipeg, I will no doubt be advised of the receipt thereof very shortly.

Yours truly,

R. H. M. TEMPLE,
Regional Counsel

per: S. E. Dick

SED/O

LANDS BRANCH
JUN 25 1925

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22125-6 C.N. CLOSED

FROM 1/3/11

TO 20/6/25

290769

Indian Affairs. (RG 10, Volume 7669, File 22125-6 C.N.)

PUBLIC ARCHIVES
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CANADA

Indian Affairs
Headquarters Files

(RG 10, Volume 7669)

File 22124-7	1	Fort Frances Agency - Right-of-way for railways through Indian Reserves in the Rainy River District (plan, map). 1900 - 1911
File 22124-7	2	Fort Frances Agency - Right-of-way for a spur line of the Canadian National Railway through Rainy Lake 18B Reserve. 1911 - 1944
File 22125-6 C.N.		Clandeboye Agency - Right-of-way for Canadian National Railways through the St. Peter's Reserve and the Brokenhead Reserve. (plans) 1911 - 1925
File 22128-7 C.N.		The Pas Agency - Right-of-way for the Canadian Northern Railway System through part of The Pas Reserve (plans). 1905 - 1917

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

PUBLIC ARCHIVES
RECORDS CENTRE

22128-7 C.N.

390 72

No. ~~277030~~

Department of Indian Affairs.

1905

Ind. Commr.

Closed

26/29 June 1905

Re Canadian Northern Ry.
Report of Way Bills Rec.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

Office of the

27703

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 26 June 1905.

DEPT. OF INDIAN AFFAIRS
JUN 29 1905

Letter and
...
...oid Laird,
... Commissioner,
...innipeg, Man.

Sir,

The Canadian Northern Railway Company are about to commence construction of their line of railway from a point near Erwood on their Prince Albert branch northerly to the Saskatchewan River, and it will be necessary to cross the Pas Indian Reserve. The Company applies for permission to enter and take possession of the land required. Plans showing the proposed location of the line and the amount of land required are being prepared and will be sent as soon as they are completed. I would recommend that the usual consent by Order in Council be given the Company to enter upon the reserve.

Your obedient servant,

DEPT. OF INDIAN AFFAIRS
JUN 29
RECEIVED

Laird

Indian Commissioner.

Secretary,
Dept. Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030.

1 Dy Minister
2 Sec'y

NOT

Ottawa, 30th June, 1905.

Sir,-

In reply to your letter of the 26th instant, No. 81/31, I have to say that the Department has had in many cases great difficulty in arranging with Railway Companies for payment of the right of way taken by them through Indian reserves. It would appear that when a Railway Company has taken possession of the land and built its line, the payment for the right of way is quite a secondary consideration. The Department is, therefore, desirous of making a rule that a Railway Company shall not be allowed to commence construction in an Indian reserve until the right of way has been arranged for, or the Company has deposited with the Department a sum amounting approximately to the value of the right of way. I think, therefore, that it would be advisable for you to request the Company accordingly to deposit a sum of money which you consider should be sufficient to cover the value of the right of way through the Pas Indian reserve, including the individual improvements and damages.

S.B.

I have the honour to be,

Sir,

Your obedient servant,

Secretary.

Hon. David Laird,

Indian Commissioner,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

77030

The Canadian Northern Railway Company

Solicitor's Department
J. A. Lash, K.C.
Chief Solicitor
G. G. Ruel,
Assistant Solicitor

Toronto July 4th, 1905.

277330

JUL 5 1905

To the Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir, Re Crossing of Pas Indian Reserve.

I beg to advise you that I am sending under another cover two blue prints showing the proposed location of the Canadian Northern across the Pas Indian Reserve which forms part, I understand, of Township 55, Range 27, W.P.M. In order to advance as far as possible this season the work of connecting the Pas Mission with the Canadian Northern System it is desired to commence work of grading upon this reserve prior to the filing with the Railway Department of the official plans which are now in course of preparation. Would you be good enough to advise me whether this meets the approval of your Department, and, if so, kindly give instructions so that the work may be allowed to proceed. I am advised that the area actually required for the right of way will be approximately 53 acres. This may, however, be varied when the plans are completed for filing.

Truly yours,

G. G. Ruel

Assistant Solicitor.

DEPT. OF INDIAN AFFAIRS,
JUL 5 1905
SURVEYS

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277,020

Hx'd

Ottawa, 6th July, 1905.

Sir :-

In reply to your letter of the 4th inst. I beg to state that under the Act no portion of an Indian Reserve can be taken without the consent of His Excellency in Council. Application for an Order in Council authorizing this Department to sell the necessary Right of Way through the South part of Block A of the Pas Reserves will be immediately applied for.

As you require immediate possession and it will be sometime before the plans will be filed, and the sum to be paid for Right of Way and damages ascertained, I have to ask you to make a deposit with this Department. The line appears to pass through Indian improvements, it is therefore impossible to state even approximately the amount of compensation that should be paid. However, if you will deposit with the Department the sum of $200.00 on account of the same you may take possession as soon as the Order in Council above referred to is passed, with the understanding that the Right of Way shall be arranged for at as early a date as possible.

Your obedient servant,

J.D. McLean

Secretary.

G. G. Ruel, Esq.,
Assistant Solicitor,
The Canadian Northern Railway Company,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277486

(Copy)

Winnipeg, Man., July 5th, 1905.

Messrs. Munson, Allan, Laird & Davis,
Solicitors,
Winnipeg.

Dear Sirs,-

Re Right of Way Pas Mission Indian Reserve.

We require 53 acres for right of way and 18½ acres for station grounds on the Pas Mission Indian Reserve. We expect to start construction in a few days and would like to get this matter arranged as quickly as possible so as not to delay the contractors.

Yours truly,
(Sgd) M. H. MacLeod,
Chief Engineer.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277486

(Copy)

Winnipeg, Manitoba, July 5, 1905.

Dear Sir,-

Re right of way Pas Indian Reserve

Your letter of 4th inst. received. We have obtained and now beg to enclose you certificate of Chief Engineer of the Canadian Northern Railway, showing that 53 acres will be required for right of way and 18½ acres for station grounds on this Indian Reserve. We have forwarded a plan to the Head Office of the Railway Company at Toronto, with the request that they furnish same to the Department, showing approximately the proposed location of the line. In the meantime if you will let us know what you think will be a reasonable price to deposit, subject to subsequent arrangement as to the actual amount to be paid per acre, we will forward you cheque for same. We are not in a position to speak as to amount, if any, damages to individual improvements, but the Company will be quite willing to provide for same, if any, on being ascertained.

Yours truly,

"MUNSON, ALLAN, LAIRD, & DAVIS,

Per "M".

J. A. MacKenna, Esq.,

Assistant Indian Commissioner,

Winnipeg.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Office of the

277486

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 5th July 1905.

JUL 8 1905

In your reply refer to
No. 81/37
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

277030

Sir,-

Re right-of-way Pas Indian Reserve

Referring to my letter to you of yesterday, I send for your information a copy of a note of to-day's date from the solicitors of the Canadian Northern Railway Company in reply to mine to them of yesterday. You will observe that they have requested the head-office of the Company in Toronto to forward to the Department a plan showing approximately the location of the line through the reserve. I should be pleased if you would let me have two prints of the plan at as early a date as possible, so that one may be forwarded to the Agent at the Pas to enable him to make an exact ~~location~~ valuation. In the meantime I am asking him to give me, as nearly as he can from what he may know of the location of the line, his opinion as to the approximate value of the land required for right-of-way and station grounds. You will observe that the solicitors agree to make a deposit on our fixing the amount of the same. The total acreage required is 71½, being 53 for right-of-way and 18½ for station grounds. I do not think that we would be warranted in asking a larger deposit than $300.00, but I shall await your instructions in the matter before making the demand.

With the note from the solicitors I send you a copy of the certificate of the Chief Engineer of the Canadian

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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ARCHIVES PUBLIQUES
CANADA

277486

Canadian Northern as to the land required for right-of-way and station grounds on the Pas Indian Reserve.

You will note that the Company are to start construction work, and would like the matter of the right-of-way through the reserve settled promptly, so that the work of the contractors may not be delayed. I would therefore ask for an early reply.

Your obedient servant,

J. Asst. Indian Commissioner.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

277030

The Canadian Northern Railway Company

Solicitor's Department
Z. A. Lash, K.C.
Chief Solicitor
G. G. Reed,
Assistant Solicitor

Toronto July 7th, 1905.

R./15-21.
Dept. Ref. No. 277,030.

277483

DEPT OF INDIAN
JUL 8 1905

To the Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir, Re Pas Reserve.

I have your favour of the 6th of July and have made application for a cheque for $200.00 deposit as stated.

Truly yours,

G. G. Reed

Assistant Solicitor.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
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CANADA

Department of Indian Affairs.

Ottawa, July 8th 1905

Surveys 277486 Immediate

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 277030.

Memo.

Department of Indian Affairs,

Ottawa, 10th July, 1905.

The Deputy Supt. General,-

Referring to the letter, hereunder, of the 7th instant from the Assistant Solicitor of the Canadian Northern Railway, and previous correspondence, I beg to recommend that an Order in Council be immediately applied for authorizing this Department to sell to the said Company, when the necessary plans have been filed in the Department, the land required by that Company for right of way and station grounds in the South part of Block A of the Pas Indian reserves.

file plans for R.C. case to deal with

S. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030.

Ottawa, 10th July, 1905.

Sir,-

I beg to acknowledge the receipt of your letter of the 5th instant, and enclosure , relating to the right of way and station grounds required by the Canadian Northern Railway Company, in the South part of Block A of the Pas Indian reserves, and to inform you that the Assistant Solicitor of the Railway communicated with this Department on the 4th instant on this subject. He was informed that, if he would deposit with the Department the sum of $200. on account of the said lands, the Company might take possession as soon as an Order in Council giving authority for sale could be obtained, with the understanding that the right of way shall be arranged for at as early a date as possible.

A letter was received on the 8th instant from the said gentleman stating that he had made application for a cheque for the amount of $200. which will be sent here on deposit, until the actual amount of compensation is ascertained.

L.B.

The sketch which accompanied the first communication shows that only 53 acres were required, and on this area the requisition for $200. deposit was based. You recommend a deposit for $300., which is, however, based on a larger area. It is considered that the $200. already arranged for is sufficient.

Hon. David Laird,

Indian Commissioner,
Winnipeg, Man.

When

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

When the plan is received two blue print copies will be immediately prepared and forwarded to you, in accordance with your request in order that you may obtain the necessary valuation from the Indian Agent.

I have the honour to be,

Sir,

Your obedient servant,

Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

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CANADA

Office of the 277030 277413

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 4th July 1905.

In your reply refer to
No. 81/31
and date of this letter and address
Hon. David Laird
Indian Commissioner,
Winnipeg, Man.

Sir,-

Re right-of-way Pas Indian Reserve

277030 In acknowledging your letter of the 30th ultimo I beg to say that I have notified the solicitors of the Canadian Northern Railway Company in accordance with the terms thereof. I am not in a position to form any idea of what would be a sufficient deposit to cover the value of the right-of-way and any damages to individual improvements until a plan has been filed showing the location of the line and the amount of land required. This I have asked the solicitors of the Company to let me have as soon as possible. It will then of course be necessary to communicate with the Agent at the Pas for his report.

While I appreciate the anxiety of the Department to secure prompt payment from Railway Companies for land taken for right-of-way through Indian reserves, I fear that it will not be found practicable to insist upon the requirement of a deposit in advance covering the value of the right-of-way and the amount of damages to improvements. Railway work is now being expeditiously proceeded with. When it comes to an Indian reserve there is necessarily more delay in settling the price to be paid for land and improvements than there is in the case of individuals who can be directly dealt with by the right-of-way agent of the

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
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CANADA

the Company with the result that an immediate settlement is effected or arrangement is made for reference to arbitration under the law. In the case of an Indian reserve, however, application has to be made [redacted], consent has to be obtained to entering upon the reserve, then a valuation of the land and improvements has to be made by the Agent, which is passed upon by the Department and sometimes by this office as well. It would hardly be fair to a Company, nor would it be in the public interest, to insist that a railway should stop its work until all these arrangements preparatory to the fixing of the amount to be paid or deposited could be made. A railway corpor--ation is a responsible institution, and if the amount be agreed upon, in the event of failure to promptly pay proceedings can be taken to compel payment; and in the case of non-agreement arbitration can be resorted to under the law and payment similarly enforced. It occurs to me that there is doubt as to whether we can under the law insist on a deposit. It is provided that "no portion of any reserve shall be taken for the purpose of any railway, road, or public work without the consent of the Governor in Council", and that "if any railway, road, or public work passes through or causes injury to any reserve belonging to or in possession of any band of Indians compensation shall be made to them therefor in the same manner as is provided with respect to the land or rights of other persons". I take it that the first step is the consent of the Governor in Council, and that there is nothing under the law which would warrant the consent being made contingent upon the payment of a deposit to cover the

value

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

value of the land and of any improvements interfered with, but that consent being given payment is to be made by the Company as in the case of other persons, and in the event of failure to agree about the amount arbitration to be resorted to.

Your obedient servant,

J. P. Wiseman

Asst. Indian Commissioner.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

No. 189

Duplicate for Department.

$200.00

Bank of Merchants Bank of Canada
WINNIPEG

8 July 1905 190

Received from INDIAN COMMISSIONER

on account of The Pas Band of Indians

the sum of Two hundred & 00/100 Dollars

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

Ent'd. J

Jones 4 5 Ent'd

J. A. Neilson Mgr

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

277030

277764

Office of the

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 7th July 1905.

In your reply refer to
No. 81/31
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

277030

Sir,-

Re right of way Station Grounds Pas Indian Reserve

Referring to my letter to you in this matter of the 5th instant, I would say that I am to-day in receipt of a note from the Winnipeg solicitors of the Canadian Northern Railway Company informing me that they have received a telegram from the legal department of the Company at Toronto setting forth that the Department requires a deposit of $200.00 to enable work to be proceeded with on this reserve. With the note they enclosed me a cheque for the amount, for which I send you herewith a draft.

Your obedient servant,

Asst. Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

Acknowledged
11/7/05

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 277030.

Memo. See memorandum hereunder - please

Department of Indian Affairs,

Ottawa, 10th July, 1905.

The Deputy Supt. General,-

With reference to the draft of letter of the 10th instant addressed to the Hon. Mr. Laird, and the memorandum hereunder, regarding the right of way of the Canadian Northern Railway through a part of the Pas Indian reserve, I beg to state that this action has been taken in accordance with an understanding which appears to have been accepted in this Department that Railway Companies should not be allowed to enter on an Indian reserve until an Order in Council has been obtained authorizing the same.

I beg to state that, under the Indian Act, the Department has no power to sell or alienate any portion of an Indian reserve without the authority of His Excellency in Council. It is, however, evident that the Superintendent General may, and has in a great number of cases, allowed persons to occupy portions of an Indian reserve during pleasure. I, therefore, think that the same action might be taken with regard to Railways: that is to say when it is very much desired, as in the present instance, to proceed with the work immediately, that on the Department being satisfied either by receiving a deposit, or otherwise, the consent of the Superintendent General may be given for the occupation of the land required by the Railway during pleasure, and until the necessary Order in Council has been obtained, the compensation ascertained and paid and the patent finally issued.

With reference to Mr. McKenna's letter, just received, of the 4th instant, I beg to state that there appears to be no objection whatever to a Railway Company making a reasonable deposit when it requires to enter upon an Indian Reserve to work, before all the action necessary can be taken to sell the land to the Company

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

Company for the purpose. We have had considerable correspondence in the past regarding the dilatoriness of Railway Companies in this particular, and especially in the ~~[illegible]~~ case of the Candian Northern Railway; our correspondence in connection with the right of way through the Rainy River Indian reserves of this Railway extending over four years. I may add that my personal experience during a long engagement ~~as~~ a Civil Engineer in the employ of different Railway Companies is to the effect that when a Railway Company is once in possession of a piece of land they are never in any hurry to pay for it. I, therefore, beg to submit that the practice of asking for a deposit under the present citcumstances be continued. It is to be noted that the Railway Companies themselves have no objection whatever to make this deposit.

The Assistant Indian Commissioner states that the first step necessary is the consent of the Governor in Council. As pointed out in the previous part of this memorandum, it would appear that there is no objection whatever to the Superintendent General giving consent before obtaining the consent of His Excellency in Council.

S. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030.

Minister

1 Sub Sects

2

Hix.u.

ACCOUNTANTS BRANCH
JUL 26 1905

Ottawa, 25th July, 1905.

Sir,-

With reference to your letters of the 4th and 7th instant, No. 81/31, enclosing a cheque for $200., on account of the right of way and station ground of the Canadian Northern Railway through the Pas Indian reserve, and with further reference to my letter of the 10th instant, I have to request you to be good enough to instruct the Company to have a plan of the right of way and station ground prepared as soon as possible, and a copy forwarded to the Department. This copy should be certified in the usual manner by the Chief Engineer of Railways and Canals.

As soon as the plan has been received and accepted, copies will be sent you for your office and for the Indian Agent, in order that he may have the necessary information to make a valuation of the land and damages.

S.B.

I have the honour to be,

Sir,

Your obedient servant,

[illegible]

Secretary.

Hon. David Laird,

Indian Commissioner,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

Office of the 72030

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 28 July 1905.

In your reply refer to 81/31
No. .....
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Hx U.

278894

DEPT. OF INDIAN AFFAIRS, AUG 1 1905 SURVEYS.

DEPARTMENT OF INDIAN AFFAIRS JUL 31 1905

Call up 5 Feb

Sir,

Re Right of Way, Pas Indian Reserve.

I have your letter of the 25th. instant and would refer you to mine of the 5th., in which I advised you that the C. N. people here had forwarded a plan to the head office of the Company in Toronto, and had requested that office to send a copy to you.

Yours truly,

Asst. Indian Commissioner.

Secretary,
Dept. Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

279827

(Copy)

INDIAN AGENT'S OFFICE,
The Pas, Sask.,
3rd Augt.,1905.

No.556A.

Ref: Your letter 5th July 1905. No.81/33.

Sir,-

In reply to your letter asking for an approximate estimate of the value per acre of the land applied for by the C. N. Ry. Co. for station grounds on the Pas Reserve, I have the honor to say that the only part of the Reserve on the south side of the Saskatchewan River suitable for station grounds is where their trial line of survey crosses the river. It contains from 50 to 70 acres and is the only dry, clear, and habitable portion of the Reserve on this side of the River. On it there are thirty occupied Indian dwellings, the Agent's residence, and Govt. schoolhouse.

This piece of land is at the lowest calculation worth fifty dollars ($50.00) per acre exclusive of the value of the improvements thereon.

The remaining 14 or 15 hundred acres on this side is composed of muskeg swamp, hay meadows, and ridges of scrubby timber, and would be worth from twenty-five cents to five dollars per acre according to location.

I have the honor to be,
Sir,
Your obt. servant,

(Sgd) Joseph Courtney,
Ind. Agt.

Hon. D. Laird,
Ind. Comr.,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
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CANADA

Office of the 277030 279827

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 14th August 1905.

DEPARTMENT OF INDIAN AFFAIRS AUG 1905

In your reply refer to
No. 81/31
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

277030

LAND BRANCH AUG 17 1905

Sir,-

Re right of way & station grounds Pas Reserve

I send herewith a copy of a report received from Mr. Courtney on the valuation of the land applied for. I am asking Mr. Marlatt for a report on the same subject on his return from the Treaty payments.

Your obedient servant,

J. Pinsonneau

Asst. Indian Commissioner.

DEPT. OF INDIAN AFFAIRS, AUG 18 1905 SURVEYS.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

281686

(Copy)

Office of the

No.149. INSPECTOR OF INDIAN AGENCIES,

Lake Manitoba Inspectorate,

Portage la Prairie, Man., 26th Sep., 1905.

Your No.81/31.

Sir,-

Replying to your letter of the 14th ult. re Right of Way and Station Grounds, Pas Reserve, I have the honor to report as follows:-

When at the Pas I looked over the trial lines of the Canadian Northern Railway. Mr. Agent Courtney is correct in stating that there is only from 50 to 70 acres of high dry land on the south side of the river. This is the most valuable portion of the Reserve and is quite thickly populated, on this ground is located the Church of England Mission, the buildings of the Hudson's Bay Company, the Agency buildings and School-house, and about 30 Indian dwellings and gardens.

The Railway running through this portion of the reserve will cause serious damage, and is not at all desirable. If the Company find it necessary to run their line through this portion they should be confined to the actual right of way and locate their Station and yards on the North side of the River where there is plenty of room and the lay of the land suitable for their purpose.

My valuation of the land for Right of Way on the South side would be $75.00 per acre exclusive of improvements for the dry and habitable portion, and $2.00 per acre for the low Muskeg lands.

On the North side of the River my estimate is $20.00 per acre for all the dry land they require, and $2.00 per

J. A. J. McKenna, Esqr.,
Assistant Indian Commissioner,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

per acre for the Muskeg land.

I may say that the small portion of dry land on the South side of the River is the only high spot within 60 miles on that side of the River. On the North side there is a fine gravel ridge starting about three miles N.W. of the Agency and running in a North Westerly direction for at least 20 miles.

I shall be pleased to furnish any further information I can on this subject if you require it.

I have the honor to be,

Sir,

Your obedient servant,

(Sgd) S. R. MARLATT,

Inspector of Indian Agencies.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

Office of the 277030 ~~281686~~

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 27th September 1905.

In your reply refer to
No. 81/31
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Lefuels

Sir,-

Re right of way & station grounds Pas Reserve

277030

Referring to my letter of the 14th ultimo and previous correspondence, I now forward for your information a copy of a report from Mr. Marlatt.

We have not yet received a copy of the plan which was to be forwarded direct to the Department by the Canadian Northern people.

Your obedient servant,

J. A. Grassett

Asst. Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030.

Ex'd.

Ottawa, 3rd October, 1905.

Sir,-

Referring to your letter of the 27th ultimo, No. 81/31, I have to say that this Department has only received a sketch showing the centre line of the Canadian Northern Railway through the Southern portion of Block A, Pas reserve.

I have to request you to be good enough to urge the Company to forward without delay a copy of the plan of the right of way, in order that necessary action may be taken in connection wit the occupation of the right of way and station grounds by the said Company.

I have the honour to be,
Sir,
Your obedient servant,

J. D. McLEAN

Secretary.

Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

Office of the 277030

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 6th October 1905.

In your reply refer to
No. 81/31
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

282063

DEPARTMENT OF INDIAN AFFAIRS
OCT 9 1905

Sir,- Re right-of-way & station grounds Pas Indian Reserve

277030

I have your letter of the 3rd instant, and am calling the attention of the Canadian Northern Railway solicitors here to the nature of the plan furnished you and your requirements in the matter.

LAND BRANCH

I think it well, however, to suggest the consideration of the question raised in the third paragraph of Mr. Inspector Marlatt's report of the 26th ultimo, which I forwarded you on the 27th, pending the receipt of a complete plan; for if the Department should decide that the interest of the Indians of the Pas Reserve demands non-compliance with the application, that decision might better be announced in advance of further proceedings by the Company. There would be a question I suppose as to how far the acceptance of an advance payment on account of right-of-way to be fixed through a reserve would bind the Department to entertaining the application. There is first the question, I take it, for decision as to whether the road should be allowed through this small tract of land or not, and, secondly, whether a mere right-of-way should be allowed there and not station grounds. Then again, the Department should decide on the valuation of $75.00 an acre made by the Inspector or the minimum valuation of $50.00 an acre made by the Agent in his report

DEPT. OF INDIAN AFFAIRS
OCT 11 1905
SURVEYS.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

282063

report of the 3rd of August (which was forwarded to you on the 14th of that month). It may be that the Company on learning of the high price to be paid for the land would be prepared to consider if it could not get a cheaper right of way in the vicinity, or at least whether it would not pay it to secure less costly land for station purposes.

Your obedient servant,

J. Ruisennia

Asst. Indian Commissioner.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030.

Ottawa, 24th October, 1905.

Sir,-

Referring to your letter of the 7th July last, I beg to inform you that the Department has had a valuation made of the lands at "The Pas" through which the Canadian Northern Railway will pass. It appears that the high dry land on the South side of the Saskatchewan river is very small in area, and is all occupied. It is consequently valuable. The valuation is $70, per acre for the land alone to which will require to be added damages to improvements. The low muskeg land is valued at only $2. per acre.

The land appears to be very much more valuable than it was supposed when making the first communication to you on the subject. I have to request you to file your right of way plan as soon as possible, in order that the necessary authority to dispose of the land may be obtained from His Excellency in Council. Kindly give this matter your immediate attention.

S. B.
A.

Your obedient servant,

Signed D. Stewart.

Asst. Secretary.

G.C. Fuel, Esq.,
Asst. Solicitor,
Canadian Northern Ry. Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030.

H.Z.u.

Ottawa, 24th October, 1905.

Sir,-

I beg to acknowledge the receipt of your letter of the 5th instant, No. 81/31, and to inform you that the Department has communicated direct with the Canadian Northern Railway Company on the subject of its right of way through the Pas Indian reserve.

I have the honour to be,

Sir,

Your obedient servant,

Signed D. Stuart.

Asst. Secretary.

N.S.

S.B.

Hon. David Laird,

Indian Commissioner,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

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CANADA

Office of the 277030 283141

Indian Commissioner

for Manitoba and the Northwest Territories,

Winnipeg, 28th October 1905.

In your reply refer to
No. 81/31
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

LAND BRANCH. OCT 31 1905

DEPARTMENT OF INDIAN AFFAIRS OCT 31 1905

Sir,-

Re Right of Way & Station Grounds Pas Indian Reserve

277030

I have your letter of the 24th instant in acknowledgment of mine of the 6th, in which you inform me that the Department has communicated direct with the Canadian Northern Railway Company in the matter. Might I ask to be advised of the position taken by the Department on the points raised in my letter of the 6th, so that we may be in a position to deal intelligently with any enquiry that may be made in the matter?

DEPT. OF INDIAN AFFAIRS OCT 31 1905 SURVEYS.

Your obedient servant,

Asst. Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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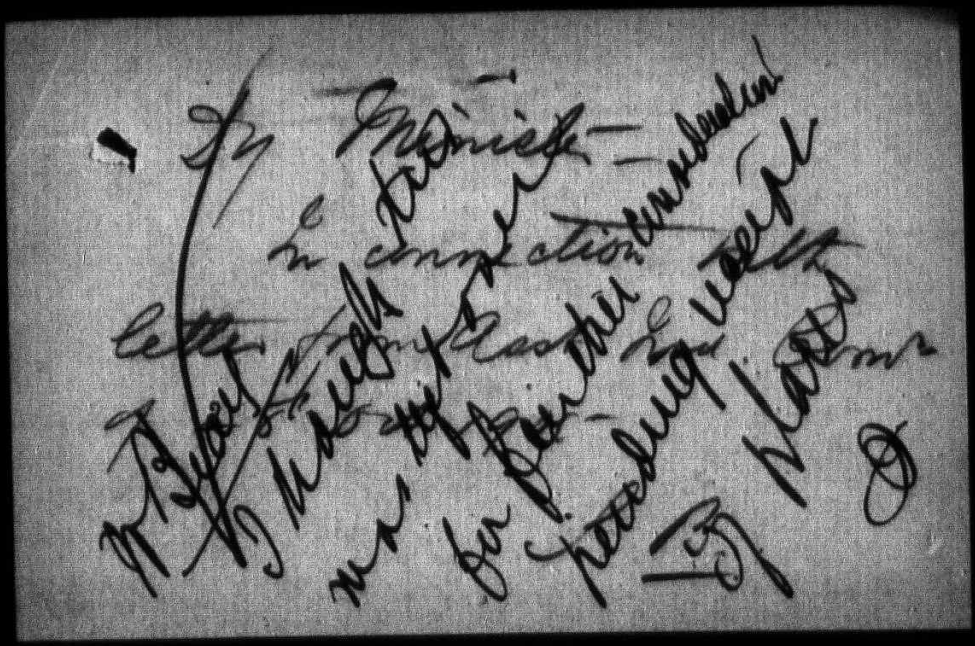
ARCHIVES PUBLIQUES
CANADA



Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030.

1 by Minister
2 Ask Sec'y

Ottawa, ~~7th~~ 3rd November, 1905.

Sir,-

With reference to my letter of the 24th ultimo, I have to say that a clerical error was made in the said letter. The valuation per acre is $75., not $70. as therein stated.

Kindly note by reference to letter of the 6th July last that the Department consented to the Company entering on the land required at the Pas as soon as the Order in Council authorizing the sale of the land had been passed, with the understanding that the right of way shall be arranged for at as early a date as possible. The necessary Order in Council has not yet been obtained, nor can it be until the plan of the right of way, duly certified by the Chief Engineer of Railways and Canals, has been received. Consequently your Company should not proceed with any work of construction until the said Order has been passed.

I have further to say that the Department has occasionally permitted a Railway Company to proceed with its work before the right of way has been paid for by having a deposit for the same made to the Department. This deposit requires to be greater than the supposed value of the

S.B.

G.G. Ruel, Esq.,
Asst. Solicitor,
Canadian Northern Ry. Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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CANADA

the land, and damages thereto, besides it should be shown that immediate possession of the land is practically necessary for the Company. The Department asked only a deposit (which you have made) of $200. A value has now been placed on the land, as above stated, of $75. per acre exclusive of improvements, and consequently a larger deposit should be made. The value of the improvements can be determined later on. It, however, appears that the Railway passes through the Pas settlement, and in all probability several houses will require to be removed or rebuilt. In view of the foregoing, I have to ask you to either make a deposit with the Department of $5,000., or not proceed with any work of construction in the Pas reserve until the right of way is settled for.

Your obedient servant,

Signed P. Stewart

Asst. Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

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CANADA

(Copy) Winnipeg, Nov.1st, 1905.

Dear Sir, Re Pas Mission, Indian Reserve.

We have your letter of the 27th ultimo. We advised the Engineering Department some time ago that the plan as forwarded was not satisfactory, and that it would be necessary as early as possible to file the proper plans of the line.

We understand that they have not sufficient data for preparing the plans of this entire line, but we are asking that if possible the plans of this part be prepared.

Yours truly,

Munson, Allan, Laird & Davis.

Gerard Ruel, Esq.,
Assistant Solicitor,
Canadian Northern Railway,
Toronto, Ont.

DEPT. OF INDIAN AFFAIRS,
NOV 7 1905
SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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CANADA

The Canadian Northern Railway Company

Solicitor's Department
F. A. Lash, K.C.
Chief Solicitor.
G. G. Ruel,
Assistant Solicitor.

Toronto November 4th, 1905.

Refer to
R. 15-21.

283389

R.G.10.

NOV 6 1905

RECEIVED NOV 7 1905

To the Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir, Re Pas Mission.

Replying to your favour of the 3rd inst. (No.277030) I beg to hand you a copy of a letter received to-day from Messrs. Munson, Allan, Laird & Davis, our Winnipeg agents, in respect to the filing of proper plans.

I have sent a copy of your letter of the 3rd inst. to Winnipeg. I understand that owing to the lateness of the season it is not intended to commence the work of construction this Fall, but will advise you with regard to this upon receipt of reply from Winnipeg.

Truly yours,

G. G. Ruel

Assistant Solicitor.

(Encl.)

DEPT. OF INDIAN AFFAIRS,
NOV 7 1905
SURVEYS.

DEPT. OF INDIAN AFFAIRS,
NOV 10 1905
SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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CANADA

277030.

D.X.H

Ottawa, 24th February, 1906.

Sir,-

In accordance with your verbal request, I sent you on the 20th instant a copy of the plan of Indian Reserves A, B, C, D, E, F and G, in the Pas Agency. This plan also shows the proposed Canadian Northern Railway through Indian Reserve A.

I am sending you to-day, under separate cover, a copy of the plan of Indian Reserves H, I, J and K, in the same Agency.

Your obedient servant,

J. D. McLEAN

Secretary.

S.R. Marlatt, Esq.,
Inspector of Indian Agencies,
Portage la Prairie, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030.

Ottawa, 14th April, 1906.

Gentlemen,-

In accordance with your verbal request, I enclose you a blue print copy of the plan of Indian reserves A. to G in the Pas Agency. This plan also shows approximately the proposed Canadian Northern Railway through Indian reserve A.

I also enclose a copy of the plan of Indian reserves H. to K, in the same Agency.

Your obedient servant,

D. McLEAN

Secretary.

Messrs. Davidson & Macrae,
Box 37,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
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CANADA

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Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

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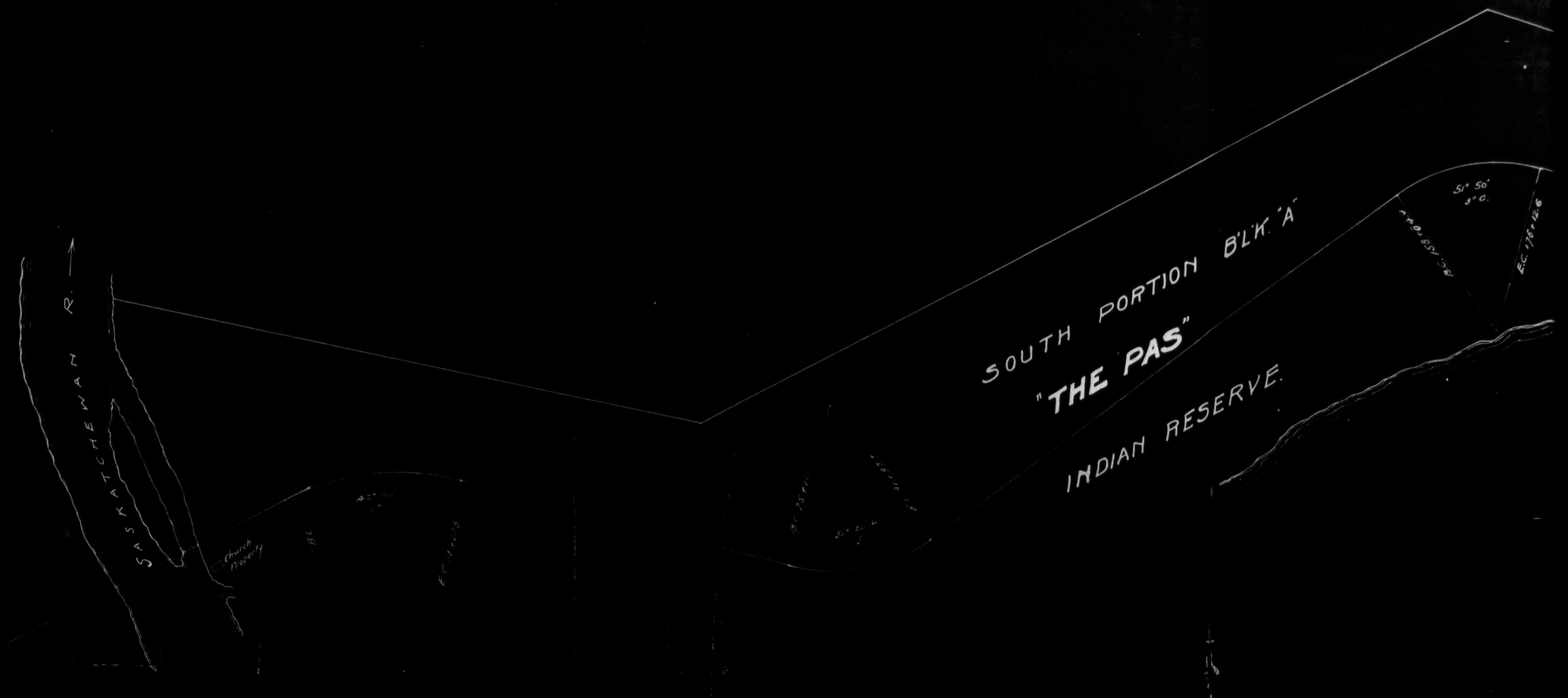
CANADA

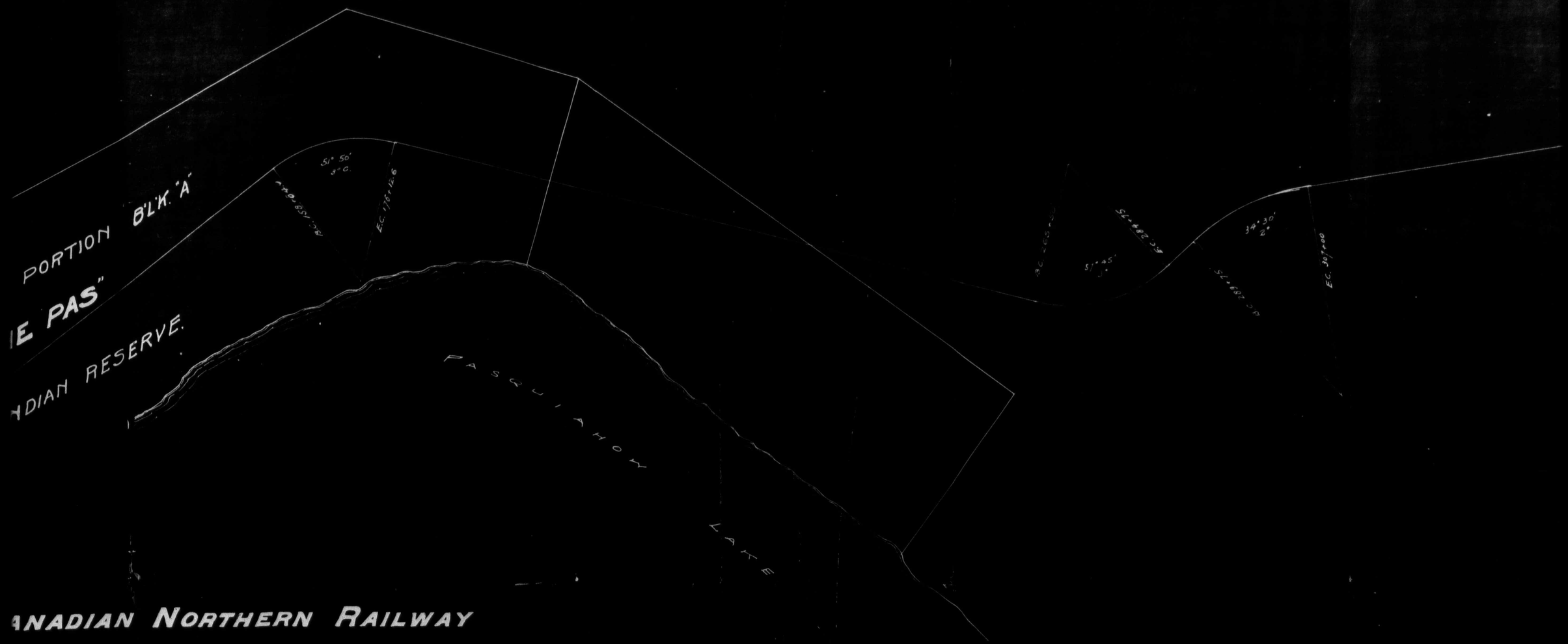


CANADIAN NORTHERN RAILW

PLAN SHEWING PROPOSED LOCATI
LINE ACROSS "THE PAS" INDIAN RE

Scale 800 ft = 1 in.

1 OF



ANADIAN NORTHERN RAILWAY

SHEWING PROPOSED LOCATION OF
E ACROSS "THE PAS" INDIAN RESERVE.

Scale 800 ft. = 1 in.

Winnipeg June 26. 1905.

2 OF

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CANADIAN NORTHERN RAILW

PLAN SHEWING PROPOSED LOCATI
LINE ACROSS "THE PAS" INDIAN RE

Scale 800 ft. = 1 in.

Winnipeg

Indian Affairs, (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
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CANADA

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CANADIAN NORTHERN RAILWAY

PLAN SHEWING PROPOSED LOCATION OF LINE ACROSS "THE PAS" INDIAN RESERVE.

Scale 800 ft = 1 in.

Winnipeg June 26. 1905.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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CANADA

5 OF

6 of 6

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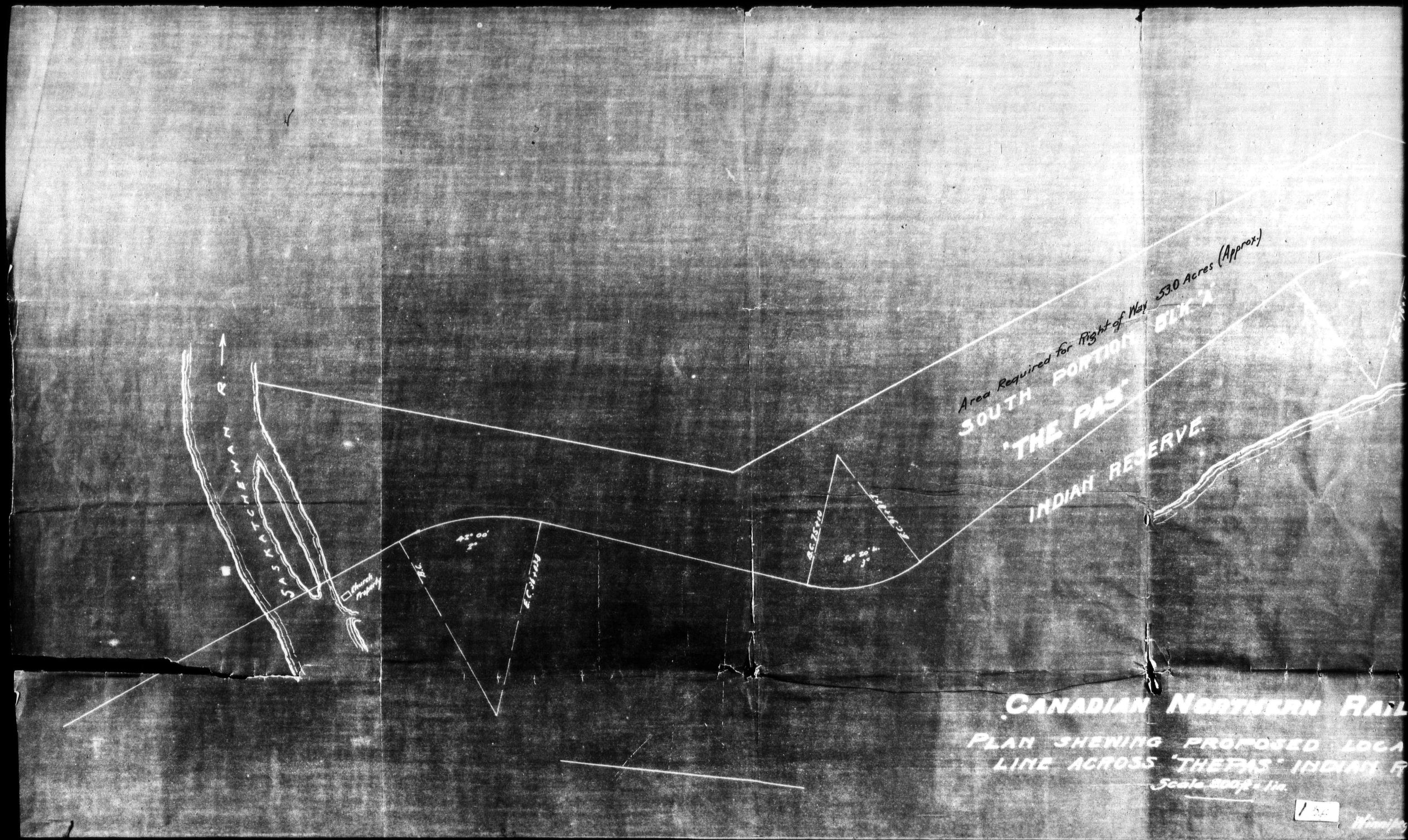
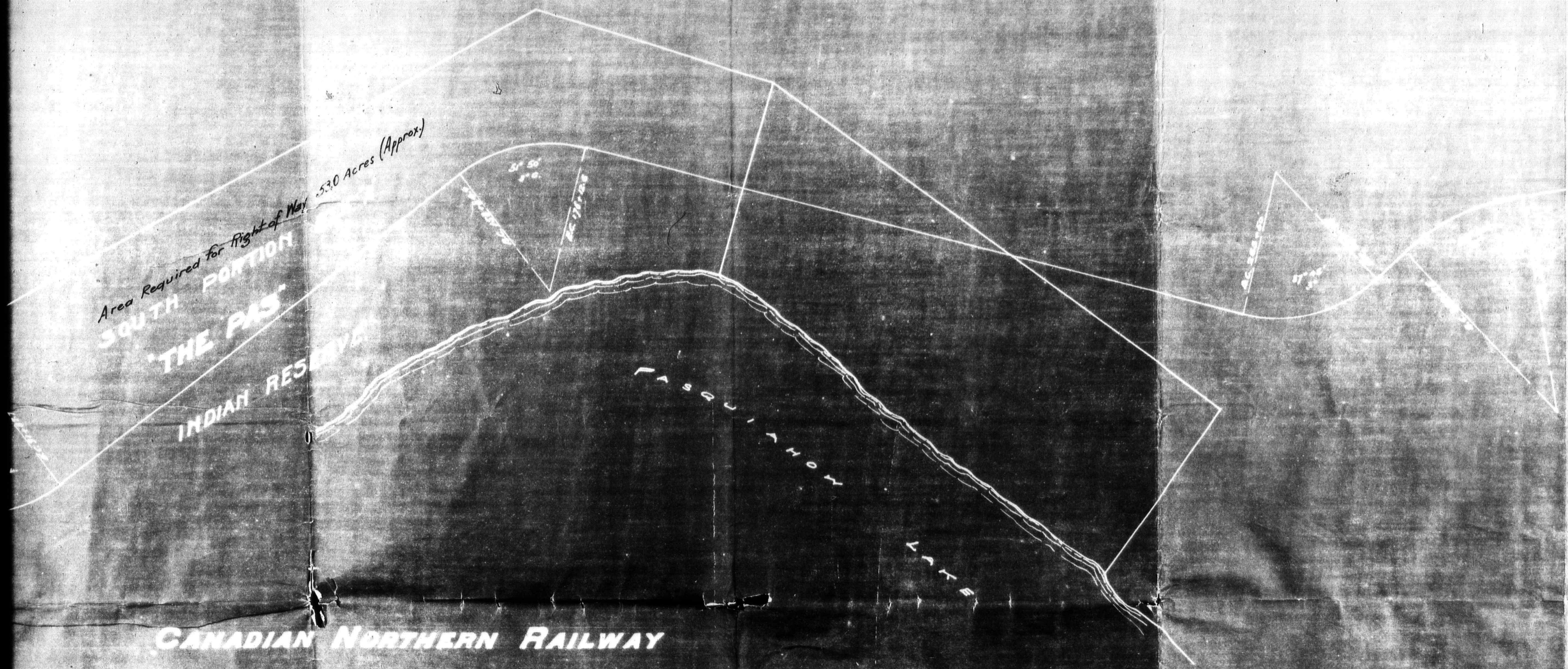
CANADA


Area Required for Right of Way 53.0 Acres (Approx.)
SOUTH PORTION BLK "A"
"THE PAS"
INDIAN RESERVE.
SASKATCHEWAN RIVER
Church Property
42° 00'
E.C. 14.64
B.C. 15.10
30° 20'
CANADIAN NORTHERN RAIL
PLAN SHEWING PROPOSED LOCA
LINE ACROSS "THE PAS" INDIAN R
Scale 200 ft = 1 in.



CANADIAN NORTHERN RAILWAY

PLAN SHEWING PROPOSED LOCATION OF LINE ACROSS "THE PAS" INDIAN RESERVE.

Scale 200 ft = 1 in.

Winnipeg June 26. 1905.

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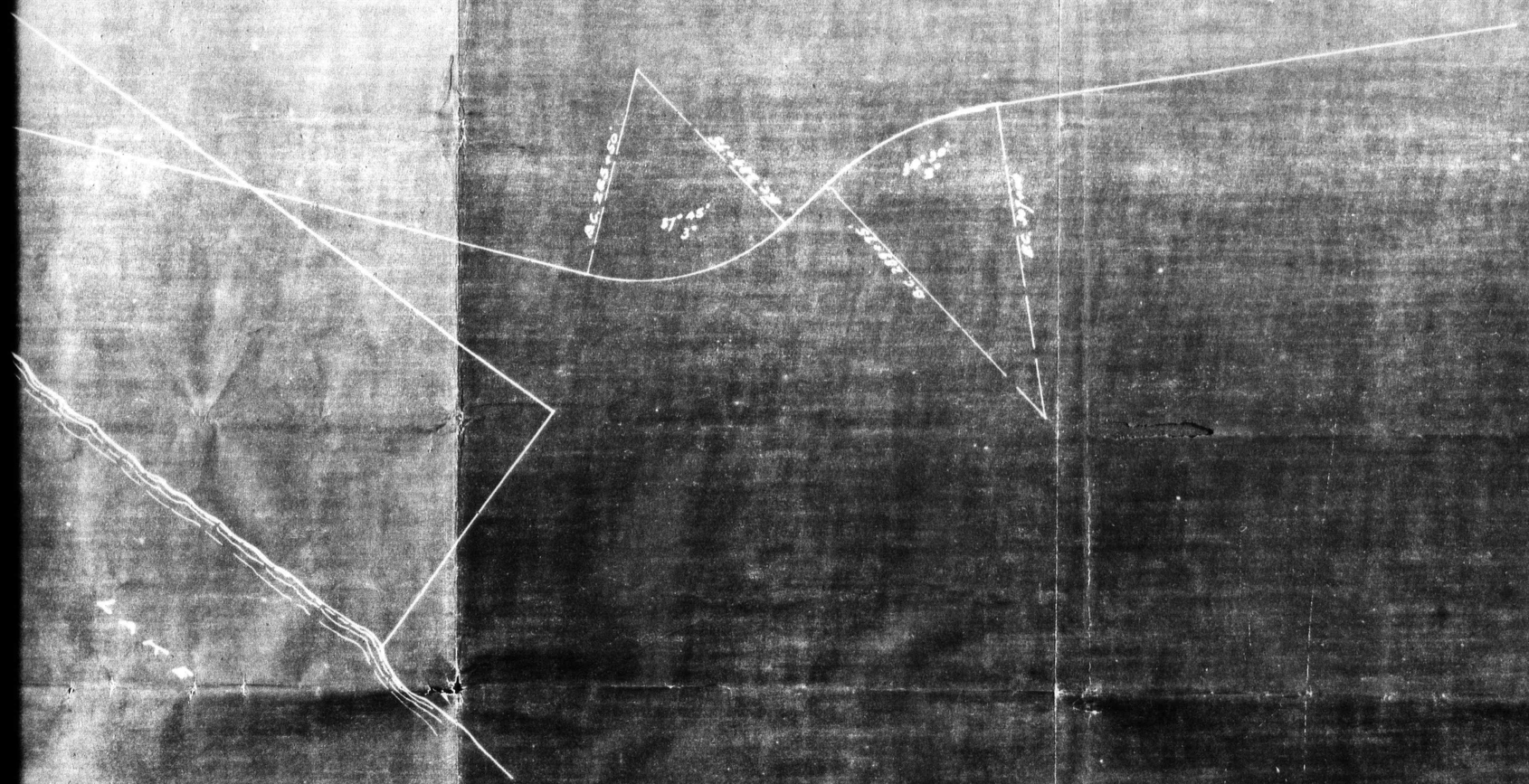

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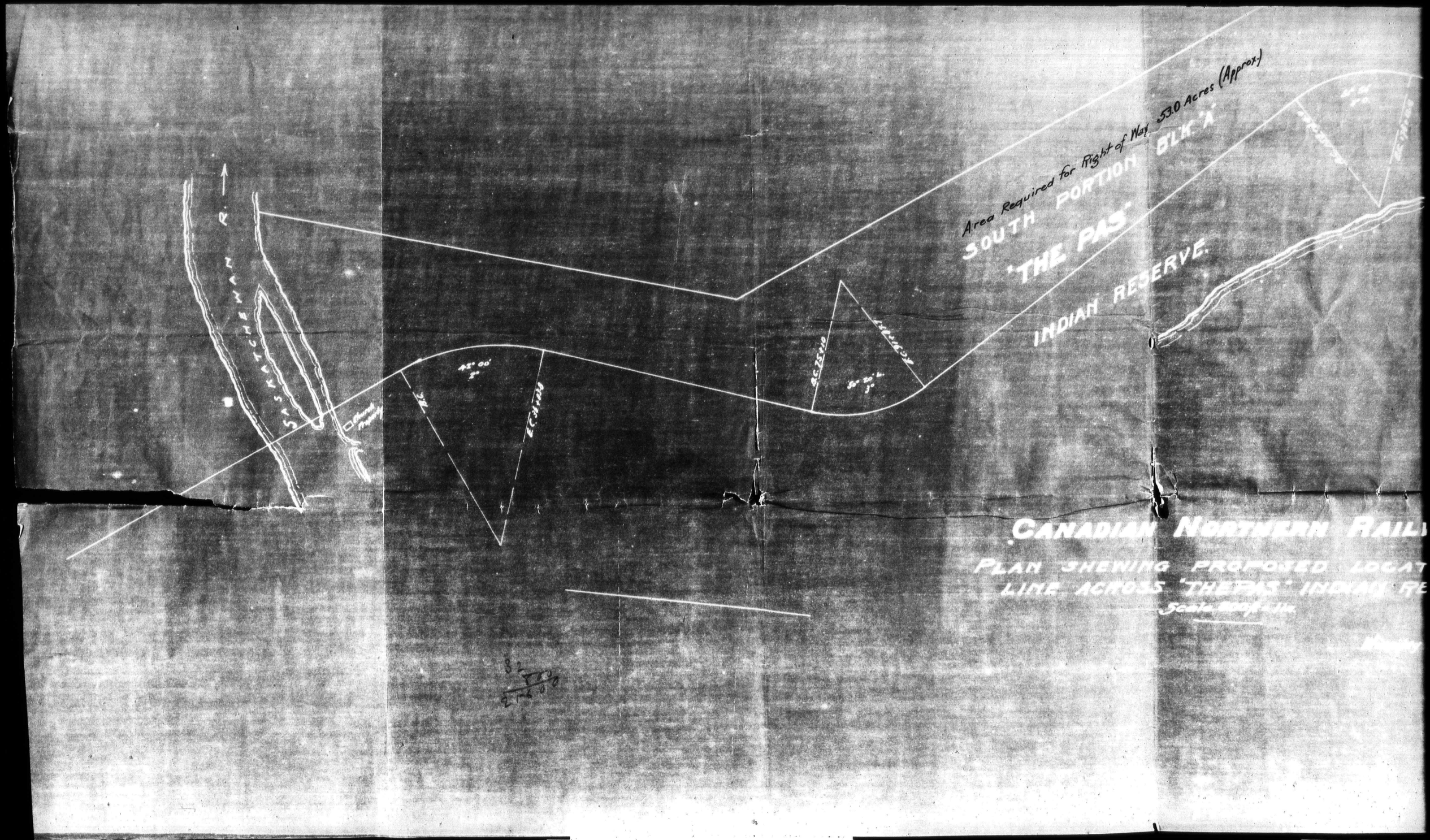

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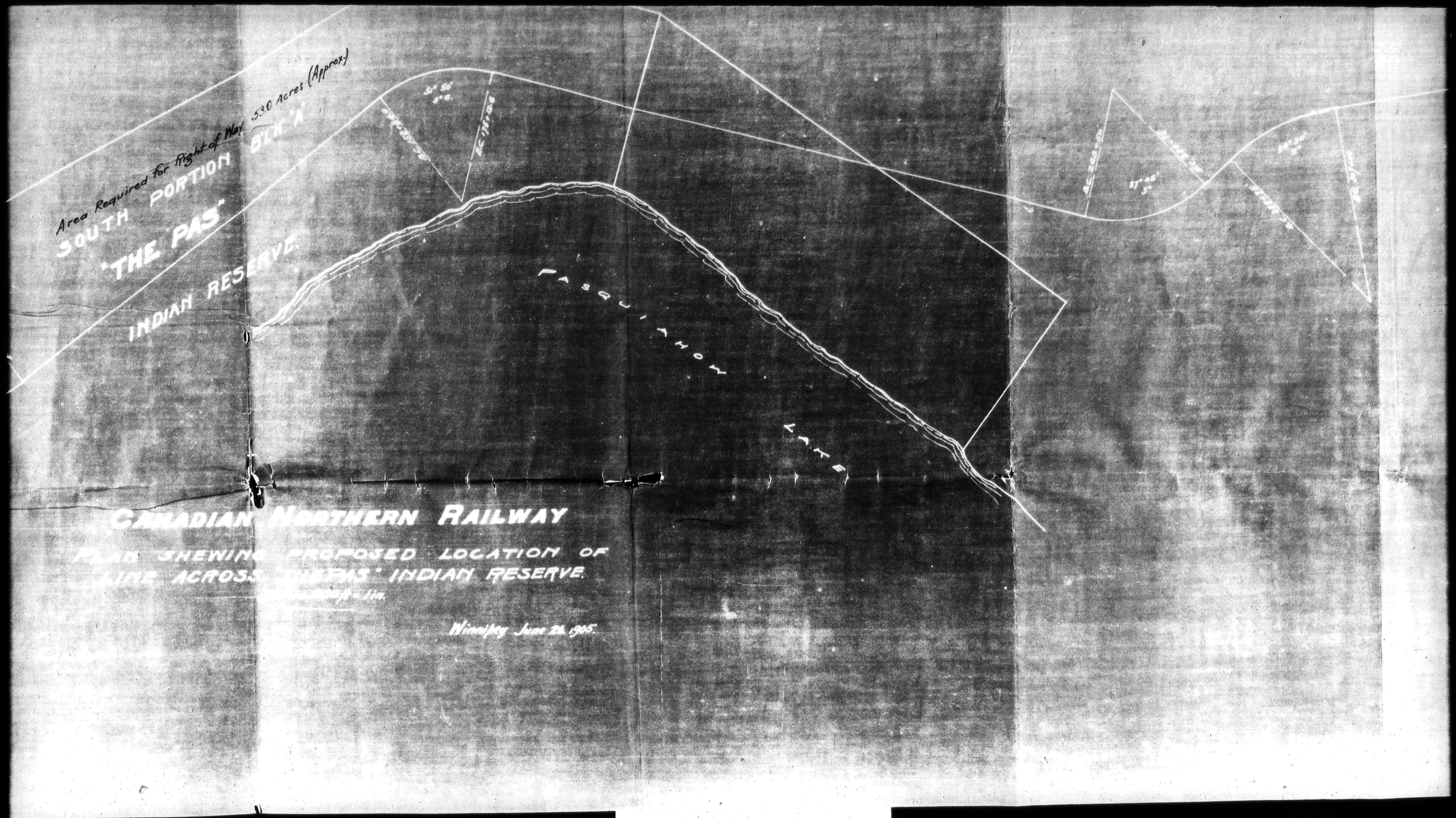
CANADA

4 of



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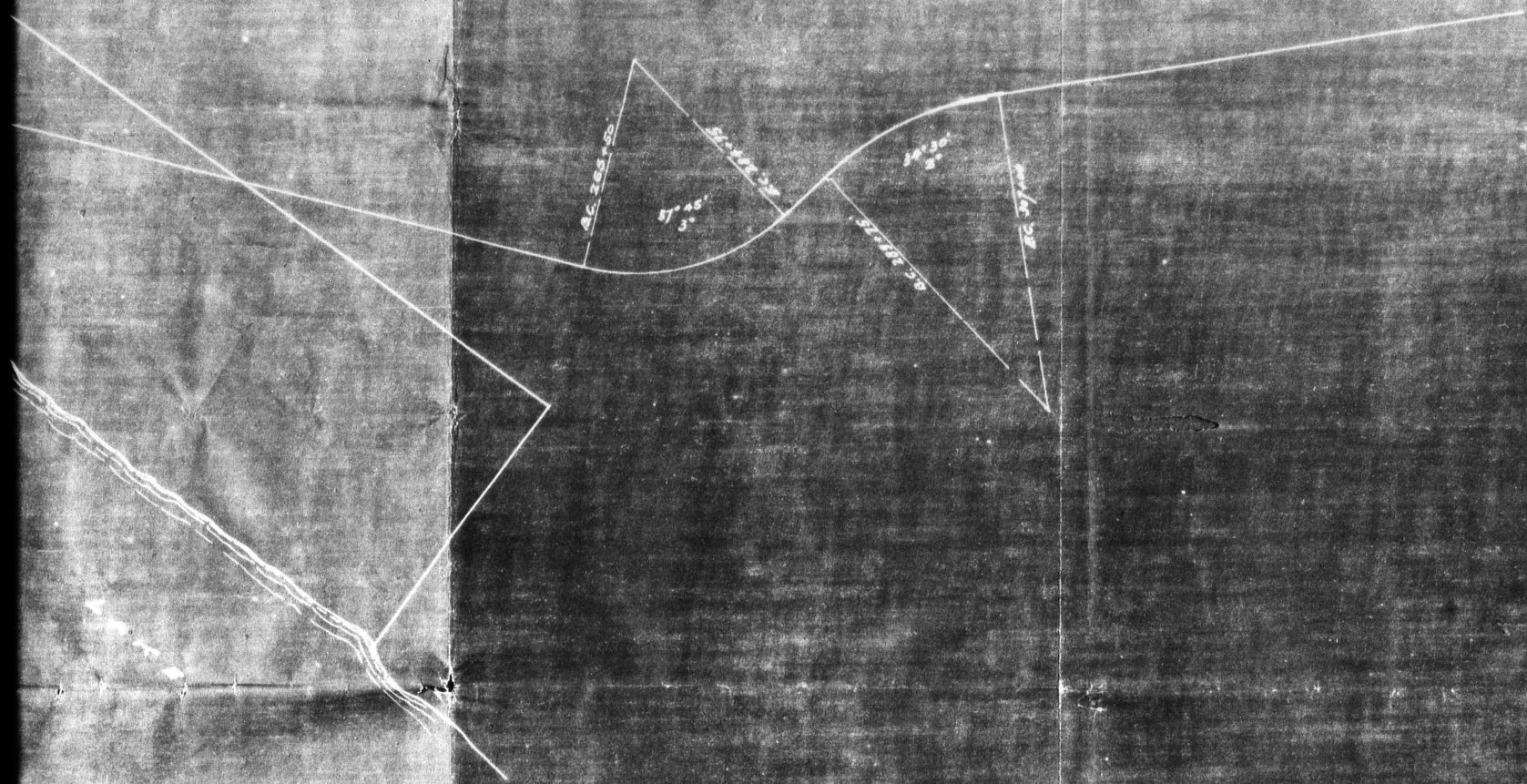
5 OF



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CANADA

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

32.9.3
29.9.3

277030.

Hx a.

Ottawa, 5th May, 1906.

Sir,-

I beg to acknowledge the receipt of your letter of the 1st instant enclosing a blue print which you state in your letter shows the lands required by the Canadian Northern Railway Company at the Pas Indian reserve The blue print, however, states that the land is required for a mill site.

Lands situated within an Indian reserve which are actually required for railway purposes may be taken under the provisions of Section 35, as amended, of the Indian Act. Lands in an Indian reserve required for other purposes cannot be taken without a formal surrender of the same by the Indians.

Form 1 D.

If you will submit all details in connection with the requirements for the mill site, and all other information for the proper understanding of the same, to the Department, it will then be in a position to judge whether it is desirable to ask the Indians to grant a surrender of the land required.

Your obedient servant,

[redacted]

Secretary.

A.D. Davidson, Esq.,
General Agent,
Canadian Northern Ry. Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030.

D.I.A.

Ottawa, 6th June, 1906.

Sir,-

With reference to your request of the 1st instant, No. 82/31, I beg to inform you that the Canadian Northern Railway Company has not yet filed a plan of the right of way through the Pas Indian reserve.

This Company has also not made a sufficient deposit with the Department to warrant the Department allowing it to proceed with its work within the said reserve.

I have the honour to be,

Sir,

Your obedient servant,

[redacted]

Secretary.

Hon. David Laird,

Indian Commissioner,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

Office of the 277030

Indian Commissioner

for Manitoba and the Northwest Territories,

In your reply refer to No. 81/31 and date of this letter and address Hon. David Laird, Indian Commissioner, Winnipeg, Man.

Winnipeg, 13 June 1906.

293453

DEPARTMENT OF INDIAN AFFAIRS JUN 16 1906

277030

Sir,

I beg to acknowledge the receipt of your letter of the 6th. instant advising me that the Canadian Northern Railway Coy. has not yet filed a plan of the Right of Way through the Pas Indian Reserve, and beg to say I am informed that the Company is taking in a large quantity of railway construction supplies to the Pas Reserve and it is the intention of the Company to proceed with the work from that end. I infer from this information that the Company has erected store and other houses on the proposed station grounds. Am I to understand from your letter that the Department is in communication with the Company on the subject or do you wish me to take the matter up with the Company; if so, kindly state what additional amount of deposit is to be asked for, and if it is not paid, am I to instruct the Agent to notify the Company to stay all work on the Right of Way and Station Grounds.

DEPT. OF INDIAN AFFAIRS. JUN 18 1906 SURVEYS.

Your obedient servant,

D. Laird

Indian Commissioner.

Secretary,
Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030.

1 Sir Minister
2 Sec'y

Hx'd.

Ottawa, 19th June, 1906.

Sir,-

In reply to your letter of the 13th instant, I beg to inform you that the Canadian Northern Railway was requested, on the 3rd November last, to file its plan of the right of way through the Pas Indian reserve, and, if immediate possession was required, a deposit of $5,000. should be made with the Department.

Neither the plan nor the deposit has been received. Please notify the Agent not to allow any work of construction on the right of way or station ground, until he has been informed that the Company has arranged for the land with the Department.

I have the honour to be,
Sir,
Your obedient servant,

S.B.: Sec'y

D. N. McLEAN

Secretary.

Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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CANADA

277030

The Canadian Northern Railway Company

Solicitor's Department
Z. A. Lash, K.C.
Chief Solicitor
G. G. Ruel,
Assistant Solicitor

Toronto September 8th, 1906.

293911

Refer to
M. 22-15.

Surveys

DEPARTMENT OF INDIAN AFFAIRS
SEP 29 1906

The Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir: Re Right of Way through Pas Mission, Indian Reserve.

Referring to your letter to G. G. Ruel of November 3rd, 1905, (No.277030) and his letter to you of November 4th, 1905, I beg to say that I am sending you, under separate cover, three copies of plan, showing the right of way through this Reserve. Will you be kind enough to acknowledge receipt. We shall be glad to have the Order in Council passed as soon as possible.

Yours truly,

Geo. Macdonell

Assistant Solicitor.

DEPT. OF INDIAN AFFAIRS,
OCT 1 1906
SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030.

Ottawa, 3rd October, 1906.

Sir,-

I beg to acknowledge the receipt of your letter of the 28th ultimo, and of the three copies referred to therein showing the right of way of the Canadian Northern Railway through the southern portion of Block A, in the Pas Indian reserve, No. 21.

The said plans have arrived here without the certificate of the Chief Engineer of Railways and Canals. They have been sent to that gentleman for the said certificate.

In this connection, I have to draw your attention to a letter dated the 3rd November last, addressed to G.G. Ruel, Esq., Asst. Solicitor, C.N. Ry. Co., Toronto, Ont., in which he was informed that, as it has appeared the land at the Pas is much more valuable than at first supposed, the deposit of $200. is not sufficient to warrant the Department taking action for your Company to take immediate possession.

Form 1
G.P.

As considerable time has elapsed since June, 1905, the date on which your Company first made application for this land, there appears to be now no reason why the Company should not at once close this matter.

As stated in the said former letter, the value put by the Indian Agent on the land taken for the right of way is $75. per acre. The area taken is 69.93 acres

Geo. F. Macdonnell, Esq.,
Asst. Solicitor,
Canadian Northern Ry. Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
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CANADA

acres; the sum, therefore, due on this alone is $5,244.75. The Indian Agent will be immediately requested to send the final valuation including the value of any damages that may be done to individual Indian improvements.

On the receipt of the plans from the Chief Engineer of Railways and Canals, an Order in Council will be applied for authorising the Department to sell the land to your Company. I shall feel obliged if you will be ~~that~~ ~~enough~~ to be prepared to pay for the said right of way as soon as the Agent's final valuation has been received.

Your obedient servant,

[illegible] McLEAN

Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030.

Ottawa, 3rd October, 1906.

Sir,-

I have sent you by mail a roll containing three copies of a plan showing the right of way of the Canadian Northern Railway through the Pas Indian reserve, Keewatin. I shall feel obliged if the Chief Engineer of Railways and Canals will be good enough to certify to them in the usual manner, provided the plans are in order.

Please return two copies of the plan to this Department; the third copy may be retained, to be of record in your Department, if so desired.

Form L
S.B.

Your obedient servant,

D. McLEAN

Secretary.

L.K. Jones, Esq.,
Secretary.
Dept. of Railways and Canals,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030.

Ottawa, 3rd October, 1906.

Sir,-

I beg to enclose herewith a blue print copy, showing the right of way of the Canadian Northern Railway through the southern portion of Block A, in the Pas Indian reserve. I have to request you to be good enough to make a final valuation of the land included in the right of way, and of the damages caused by taking the same.

The value of the land should be given separately from the value of the damages. Any houses or clearings, or other improvements should be described in detail and valued separately, and the names of the owners stated. Kindly attend to this matter with the least possible delay.

Your obedient servant,

D. McLEAN

Secretary.

Fred Fischer, Esq.,
Indian Agent,
The Pas, N.W.T.

Fwd
S.B.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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CANADA

277030

The Canadian Northern Railway Company

Solicitor's Department
F. A. Lash, K.C.
Chief Solicitor.
G. G. Ruel,
Assistant Solicitor.

Toronto October 5th, 1906.

Refer to
R./22-15.

299219

DEPARTMENT OF INDIAN AFFAIRS
OCT 6 1906

To the Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir,

I beg to acknowledge the receipt of your favour of the 3rd inst. (No.277030) with respect to the right of way of the Canadian Northern Railway through the Pas Indian Reserve.

Truly yours,

G. G. Ruel

Assistant Solicitor.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030 299917

Royal North-West Mounted Police,

Office of the Comptroller,

Ref. No. .....

Ottawa, 19th October, 1906.

Surveys
Reserves
Pas-Mr Orr

Sir,

I have the honour to acknowledge your letter of 16th inst., respecting Police supervision at The Pas.

I shall forward your communication, and its enclosure, to the Commissioner of the Mounted Police, but at the same time I may assure you that he is keenly interested in the necessity for extending Police protection North, East and West, as quickly as conditions demand.

I have the honour to be,

Sir,

Your obedient servant,

Thos. White

Comptroller.

DEPT. OF INDIAN AFFAIRS.
OCT 19 1906
SURVEYS.

DEPT. OF INDIAN AFFAIRS.
OCT 19 1906

The Acting Deputy Supt. General
of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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CANADA

KODAK SAFETY FILM

DO NOT WRITE ABOUT MORE THAN ONE SUBJECT IN THE SAME LETTER. — WRITE LEGIBLY YOUR FULL NAME AND ADDRESS.

DEPT. OF INDIAN AFFS. OCT 19 1906

2770 30

299918

DEPARTMENT OF RAILWAYS & CANALS
CANADA.

IN YOUR REPLY
PLEASE QUOTE THIS
FILE No. 6441.

L. K. JONES.
SECRETARY.

Ottawa, October 17 1906

Encl. 2 copies of plan.

Sub. C

Acting D.M. Scott
The O.C. should now be advised for the Right of way and Station Grounds is an area of 69.93 ac.

Sir,

Referring to your communication of the 3rd instant, I have the honour, by direction, to return herewith two copies of the plan shewing the right of way of a portion of the Canadian Northern Railway through the Pas Indian Reserve, Keewatin, the same having been duly certified on the 11th instant by the Deputy Minister and Chief Engineer of this Department, as required by your Department. The other copy remains on file here.

I have the honour to be,
Sir,
Your obedient servant,

H T Alward

Acting Secretary.

J. D. McLean, Esq.,
Secretary,
Department of Indian Affairs,
Ottawa

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
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CANADA

Ottawa, 30th October, 1906.

His Excellency

The Governor General in Council.

5
258 1/2
Page 130

The undersigned begs to state that the Canadian Northern Railway Company has made application to the Department of Indian Affairs for right of way through and station grounds - comprising together an area of 69.93 acres - on the southern portion of Block A of The Pas Indian Reserve, No. 31, in the District of Keewatin, and has furnished a plan of the land required. The Chief Engineer of the Department of Railways & Canals has certified that the land is actually required for railway purposes and is such as the company should be allowed to acquire under the provisions of Sec. 35 of the Indian Act as amended.

As the undersigned knows of no objection to the railway company being allowed to acquire the land above referred to, he would respectfully recommend that, under the provisions of Sec. 35 of the Indian Act as amended by Sec. 5 of Chap. 33, Vic. 50-51, authority be given for the sale of the land to the said company upon such terms as may be agreed upon.

Jack Oliver

Superintendent General
of Indian Affairs.

To
Sir
31
31
3 nov.
P.C. 3

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
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CANADA

277,030

Some of the land to be taken
is muskeg, but most of it is
good land. The former is val-
ued by Inspector Marlatt at
about $2 per acre and the lat-
ter at about $75. per acre.
The Dept. has not decided upon
price, but is writing to
Indian Agent Fischer at The Pas
with a view to arriving at a
final valuation.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030.

Ottawa, 2nd November, 1906.

Sir,-

I beg to acknowledge the receipt of ~~xxxx~~ letter of the 31st ultimo, and of the cheque enclosed therewith for $5,044.75, being a payment on account of the right of way of the Canadian Northern Railway through Block A of the Pas Indian reserve, N.W.T.

Mr. Fischer, Indian Agent at the Pas, has been wired to permit your Company to proceed with its work on the said right of way.

Your obedient servant,

Signed S. Stewart.

Asst. Secretary.

S.B.

G.G. Ruel, Esq.,
Asst. Solicitor,
Canadian Northern Ry. Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
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CANADA

277080.

Ottawa, 2nd November, 1906.

Sir,-

I beg to confirm the following telegram sent to you to-day:-

" Canadian Northern Railway Company deposited
" in the Department Five Thousand and Forty-Four Dollars,
" on account of right of way through Pas Indian reserve.
" Permit Company to go on with its work".

In connection with the said telegram and with letter of the 3rd ultimo, I have to explain that Mr. Inspector Marlatt made the following valuation in connection with the said right of way:-

" My valuation of the land for right of way
" on the south side would be $75. per acre, exclusive of
" improvements for the dry and habitable portion, and $2.00
" per acre for the low muskeg lands".

The Department now requires, as stated in the said letter of the 3rd ultimo, a final valuation of the said right of way. This should be in detail: it should state the number of acres at $75. per acre, the number of acres at $2. per acre, and the value of the Indian improvements, if any, on the said right of way, together with the names

Fred. Fischer, Esq.,
Indian Agent,
The Pas, N.W.T.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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CANADA

names of each individual Indian entitled to the said improvements. I may add for your information that the value of the land will be credited to the general funds of the band, but the value of the improvements will be paid to each Indian entitled to the same. Kindly attend to this matter with as little delay as possible.

Please take care that the Railway Company is not molested in any legitimate work it may wish to undertake in the said right of way.

Your obedient servant,

Signed S. Stewart.

Asst. Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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CANADA

Mr Bray

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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CANADA

T. D. Form 2 B

Canadian Pacific Railway Company's Telegraph.

277030. **All Messages taken by this Company are subject to the following terms:**

It is agreed between the sender of the following message and this Company that the said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruption in the working of its lines, for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending same. To guard against errors, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon, at the following rates, in addition to the usual charges for repeating messages, viz.:—One per cent. for any distance not exceeding 1,000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender, and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages unless the same be claimed in writing, within sixty days after receipt of the telegram for transmission. No employee of the Company shall vary the foregoing.

T. G. SHAUGHNESSY, President. B. S. JENKINS, Gen. Supt., Winnipeg, Man. W. J. CAMP, Supt., Montreal, Que.
JAS. KENT, Manager Telegraphs. J. WILSON, Supt., Vancouver, B.C. A. W. BARBER, Supt., Toronto, Ont.

Sent No.	Sent By	Rec'd By	Time Sent.	Time Filed.	Check.

Send the following Message, subject to the above terms, which are hereby agreed to:

Fred Fischer, Ottawa, 2nd November, 1906.

The Pas, N.W.T.

Canadian Northern Railway Company deposited in the Department Five Thousand and Forty-Four Dollars, on account of right of way through ~~RRRR~~ Pas Indian reserve. Permit Company to go on with its work.

Charge D.I.A. S. Stewart,

Acting Deputy Supt. General of Indian Affairs

☞ **READ THE NOTICE AND AGREEMENT AT THE TOP.**

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

BANK OF MONTREAL.

No. 3543

Original, for the Depositor. 300521

$ 5044 75

Bank of Montreal.

190

Received from McKenzie & Mann Co

on account of Indian Funds

the sum of Five thousand forty four 75 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

R J Macdonald

Pro Manager

Ent'd

OTTAWA. NOV 3 1906

LAND BRANCH. NOV 1906

BANK OF MONTREAL.

No. 3543

Duplicate, for Department. 300521

$ 5044 75

Bank of Montreal.

190

Received from McKenzie & Mann Co

on account of Indian Funds

the sum of Five thousand forty four 75 Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

R J Macdonald

Pro Manager.

Ent'd

OTTAWA. NOV 3 1906

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

300521

277030

MACKENZIE, MANN & CO., LIMITED.

TORONTO, CANADA. Oct. 31st., 1906.

DEPT. OF INDIAN AFFAIRS NOV 5 1906

G. G. Ruel, Esq.,
Rideau Club,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS NOV 1906 SURVEYS.

Dear Sir:-

We herewith beg to enclose cheque for $5,044.75 in favor of the Secretary of the Department of Indian Affairs in connection with purchase of Right of Way through Pas Mission. This is in accordance with requisition received from Mr. Macdonnell on instructions from you.

Mr. Mackenzie instructs me to tell you that he wishes the Toronto-Ottawa matter to stand over as he might want to amend the line.

Yours truly,

MACKENZIE, MANN & CO. LIMITED.

By

ENCL.

Acknowledged Nov. 2nd.

Okay $5,044.75

1-11-06

a/c 233

Pay Rec. Gen. refund to Consolidated Fund of amount in connection with purchase of Indian lands at the Pas. #1308 File 22128-7

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
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CANADA

277030 301040

Extract from a Report of the Committee of the Privy Council, approved by the Governor General on the 8th November 1906.

PRIVY COUNCIL CANADA

DEPARTMENT OF INDIAN AFFAIRS NOV 16 1906

Records
Survey
S 258 1/2
Pile 120
F.C.

On a Memorandum dated 30th October 1906, from the Superintendent General of Indian Affairs, stating that the Canadian Northern Railway Company has made application to the Department of Indian Affairs for right of Way through and station grounds, comprising together an area of 69.93 acres, on the southern portion of block "A" of The Pas Indian Reserve, No.31 in the District of Keewatin, and has furnished a plan of the land required. The Chief engineer of the Department of Railways and Canals has certified that the land is actually required for railway purposes and is such as the Company should be allowed to acquire under the provisions of section 35 of the Indian Act as amended.

The Minister recommends, as there appears to be no objection to the railway Company being allowed to acquire the land above referred to, that under the provisions of section 35 of the Indian Act as amended by section 5 of chapter 33, 50-51 Vic. authority be given for the sale of the land to the said Company upon such terms as may be agreed upon.

The Committee submit the same for approval.

John J. McGee
Clerk of the Privy Council.

The Honourable
The Superintendent General of Indian Affairs.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Awaiting proper valuation
from Agent Fisher

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

301771

INDIAN AGENT'S OFFICE, PAS AGENCY.

DEPARTMENT OF INDIAN AFFAIRS DEC 1906

The Pas. Sask.

Nov 12th 1906

IN YOUR REPLY REFER TO
No. 113.
ALSO
TO DATE OF THIS LETTER

Ref.: Your Letter 3rd Oct 1906 No. 277030

Sir,

I have the honour to acknowledge the receipt of your letter regarding the valuation of the land required by the Canadian Northern Railway, for the right of way through the reserve here.

In reply I beg to inform you that I find this a difficult matter, as the land in question is of no value, it being muskeg, except the spruce growing on it, which is only small sized and fit for firewood, the demand for which is very limited.

The late agent here in a letter dated 3rd August 1905, written to the Indian Commissioner places the value of the land in question at from .75¢ to $1.00 per acre

However I think that $3.00 per acre a fair valuation

I presume that the land required

The Secretary
Department of Indian Affairs
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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CANADA

301771

required for Station Grounds re
will be dealt with as a Seperate
matter, the location showing it to be
within the area surrendered in
August last, and which is cleared
land, consequently of greater value.

Regarding damages I beg to
inform you that there are no
houses nor improvements within
the right of way.

I have the honour to be
Sir.
Your obedient Servant

Fred Fischer.
Indian Agent

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

1 Sy. Minister
2 Secty

D'XIH

LAND BRANCH. DEC 9 1906

Ottawa, Dec. 6, 1906.

Sir,-

I beg to acknowledge the receipt of your letter of the 12th inst., and have to note that you value all the lands required by the Canadian Northern Railway Co in The Pas Indian Reserve except that required for station grounds, at $3.00 per acre.

Mr. Inspector Marlatt valued the land in question as you were informed in letter of 2nd Nov., last, at $75.00 per acre for the dry and habitable portion, exclusive of improvements and $2.00 per acre for the low muskeg land. The Department has accepted this valuation and is not prepared at present to consider any other.

The points which I have to ask you to be good enough to decide are how many acres approximately are there of good and habitable land and how many there are of muskeg land.

You have already stated another point required, to the effect that there are no improvements on the lands in question.

I have to further to point out that this valuation includes the station grounds required by the company. The lands surrendered by the band is an entirely distinct matter.

Your obedient servant

D. MCLEAN

Secretary.

Fred Fischer, Esq.,
Indian Agent,
The Pas,
Sask.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

INDIAN AGENT'S OFFICE 302426

Summ

~~The Pas, Sask.~~

4 th. December, 190 6

IN YOUR REPLY REFER TO
No. 113
ALSO
TO DATE OF THIS LETTER

Ref.: Your Letter 21st November, 190 6 No. 277030

DEPT. OF INDIAN AFFAIRS
DEC 24 1906
SURVEYS

Sir,

I have the honour to acknowledge the receipt of your letter above quoted and in reply I beg to state that the following telegram was also received by mail.

" Canadian Northern Railway Company deposited in the Department five
" thousand and forty four dollars on account of right of way through
" Pas Indian Reserve. Permit Company to go on with its work.

In reply to your letter I beg to refer you to mine of the 12th Ult, of even number, in which I have placed the valuation of the right of way on the south side of the Saskatchwan River, at $ 3.00 per acre, this price I still think a fair one.

The right of way runs through only about one acre of dry and cleared land, the balance on both sides of the river is mostly low lying and muskeg land, covered with small spruce timber.

Therefore as the amount of dry and cleared land, is so little, I think that the average price of $ 3.00 per acre for the right of way through the Reserve, on both sides of the river, a just one. The acreage of the right of way on the South side of the river is

The. Secretary,
Department of Indian Affairs.
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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CANADA

302426

is shown on the Railway Company's plan as containing 53.83 acres.

I take it for granted that the land required for Station grounds, shown on the plan as containing 16.30 acres, will be dealt with as a separate matter, if not, I would place the value on this land at $ 50.00 per acre. This area is within the five hundred acres surrendered by this Band in August last. I might point out that the conditions of the surrender, mentioned that Messrs. Halcrow, Gordon and Larose, be permitted to acquire two acres of land each at the rate of fifty dollars per acre.

I also beg to inform you that there are no improvements nor houses on the right of way.

I have the honour to be,

Sir,

Your obedient servant.

Fred Fischer.

Indian Agent.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

To wait the Agents
reply to letter of 6th Dec

S.B

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

303558

INDIAN AGENT'S OFFICE,

DEPARTMENT OF INDIAN AFFAIRS. JAN 13 1907

The Pas. Sask.

31st, December. 1906

IN YOUR REPLY REFER TO
No. 113-
ALSO
TO DATE OF THIS LETTER

Ref.: Your Letter 6th, December. 1906 No. 277030

Sir,

I have the honour to acknowledge the receipt of your letter of the 6th Inst with further reference to the land required by the Canadian Northern Railway Co, in the Pas Indian Reserve.

In reply I beg to inform you that from the information at my disposal, there are about 37 acres of low lying and muskeg land, and about 32.93 acres of land which is comparatively dry but broken and stoney, which might be made habitable, but is at present, like the muskeg land, covered with spruce and tamarack timber, excepting one acre of actual cleared and dry land which is a portion of the reserve occupied by the Indians, but on which there are no buildings.

This one acre of bone fide cleared land, taken at Mr. Inspector Marlatt's figure $ 75.00, the balance at 69 acres at $ 2.00 would be $ 138.00 Total $ 213.00.

My valuation of the whole of land required both for the right of way as well as the station grounds, viz 70 acres @ $ 3.00 amount to $ 210.00, a difference of three dollars.

DEPT. OF INDIAN AFFAIRS, JAN 14 1907 SURVEYS.

I have the honour to be,

Sir,

Your obedient servant.

Fred. Fischer.

Indian Agent.

The Secretary.

Department of Indian Affairs.

Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Minister

Dy Min

1/2 Sec

Ottawa, January 21st, 1907.

Sir,-

I beg to refer you to your letter of the 25th Sept., last, No 149, and to inform you that being guided by your valuation in the said letter, the Department demanded, and has received a deposit from the Canadian Northern Railway Company of Five thousand and forty-four dollars on account of the Right of way through the Pas Indian reserve. The said deposit is held by the Department until the actual amount payable by the Company is determined.

Your valuation of the land for Right of way on the South side was $75.00 per acre, exclusive of improvements for the dry and habitable portion and $2.00 per acre for low muskeg land. A copy of the Right of way plan and station ground was sent to Mr. Fred Fischer, Indian Agent at the Pas to indicate and inform the Department the extent of dry and habitable land. Mr. Fischer appears to have at first misunderstood the request of the Department as he forwarded a valuation of the entire tract exclusive of the Station ground at $3.00 per acre. In a subsequent letter he stated that the Station ground should be valued at $50.00 per acre. The following is an extract from a letter just received from him, dated 31st ultimo.-

"I beg to inform you that from the information "at my disposal, there are about 37 acres of low land lying "and muskeg land, and about 32.93 acres of land which is "comparatively dry but broken and stony, which ~~may~~ might be habitabl "but is at present, like the muskeg land, covered with spruce and "tamarack timber, excepting one acre of actual cleared and dry

S.B.

Inspector Marlatt, Esq.,
Portage la Prairie

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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ARCHIVES PUBLIQUES
CANADA

" and dry land which is a portion of the reserve occupied by
" the Indians, but on which there are no buildings."

"This one acre of bone fide cleared land, taken at Mr
" Inspector Marlatt's figure $75.00, the balance 69 acres at
" $2.00 would be $138.00 total $213.00.

"My valuation of the whole of land required both for
" the right of way as well as the station grounds, viz, 70 acres
" at $3.00 amounts to $210.00, a difference of $3.00 ."

The area stated by Mr. Fischer is correct, that is to say the total area required by the Railway company is 69.93 acres. With the information given by the Agent and your knowledge of the locality, will you be good enough to state in detail the amount you consider the Department should finally demand from the Railway Company for the Right of way and station ground. At this stage we cannot very well consider the land required for station ground as a separate application; it should be considered together with the land required for the Right of way.

Your obedient servant

J. D. McLEAN

Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

In your reply refer to No. 149. to date of this letter.

m030

OFFICE OF THE

Inspector of Indian Agencies,

LAKE MANITOBA INSPECTORATE.

Portage la Prairie, Man.,

Agencies: Portage la Prairie, Manitoba, The Pas, Birtle.

DEPARTMENT OF INDIAN AFFAIRS. FEB 11 1907

Your No. 277030. 8th. Feb. 1907. 190

304447

Sir :-

I beg to acknowledge the receipt of your letter of the 21st. ultimo relative to price of Right of way, and Station grounds, of Canadian Northern Railway on the Pas Indian Reserve.

In your letter you refer me to my letter of the 25th, of September last, I find by a reference to my files that I did not address you on this subject on that date, I presume you intended my letter of the 26th, Sepr. 1905, addressed to Asst Indian Commissioner " McKenna ", in which I fix the price as quoted in your letter.

ND BRANCH FEB 12 1907

In reply to the main question, Viz :- My valuation of the Right of way, and Station grounds, as I have not received a copy of the plan of the Station grounds I am at a loss to get at the location exactly but presume that Mr. Agent Fischer is correct in his division of the lands. Taking his figures to be correct I would place a value of $75,00 per acre on 32,93 acres of comparatively high lands, and $2,00 per acre on 37 acres of Muskeg land, making a grand total of $2,543,75 for Station grounds, and that portion of Right of way south of Saskatchewan River in Block A.

$2469.75
74.00
2543.75

I am of opinion that $3,00 per acre would be the value of the Right of way north of the River, exclusive of improvements.

DEPT. OF INDIAN AFFAIRS. FEB 14 1907 SURVEYS.

I have the honour to be,

Sir,

Your obedient servant,

S. R. Marlatt

Inspector of Indian Agencies.

The Secretary.

Department of Indian Affairs.

Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Ottawa.Feb 15th,1907

Sir,-

Referring to your letter of the 4th Dec.,last, in which you state that there are no improvements nor houses on the Right of way of the Canadian Northern Railway through The Pas Indian Reserve I beg to refer you to the blue print copy of the plan of Right of Way herewith enclosed. You will note that near the River a building on the East side of the Railway track stands one half in the Right of way and one half outside,and on the West side a building is shown to be immediately adjacent to the Right of way. In both these cases the buildings should be removed. Please place a satisfactory value on the cost of the removal of each building or other damage, and give the name of the individual entitled to be paid for the removal and damage,also please give the name or names of the owners of the one acre of cleared land to which you refer. Kindly attend to this matter with as little delay as possible.

Form to O.T.B.

Your obedient servant

[illegible]

Secretary

Fred Fischer,Esq.,
Indian Agent
The Pas, Sask.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Hxd.

Ottawa, Feb. 15th, 1907.

Sir,-

I beg to acknowledge the receipt of your letter of the 8th instant and note the values you place on the lands taken for Right of way in the Pas Indian Reserve by the Canadian Northern Railway Company. I shall be obliged if you will inform me what is the extra value that should be charged for the acre of land cleared. This clearing will probably be an improvement claimed by the individual Indians for which they should be paid.

Enclosed for your information is a blue print showing the Right of way referred to.

Your obedient servant

D. McLean

Secretary.

S.B.

S.R. Marlatt, Esq.,
Inspector of Indian Agencies & Reserves,
Portage la Prairie, Man.

over

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

OFFICE OF THE 305011

Inspector of Indian Agencies,

LAKE MANITOBA INSPECTORATE.

Portage la Prairie, Man.,

Please refer to 149. also to date of this letter.

Address, Portage la Prairie, Lake Manitoba, The Pas, Birtle.

DEPARTMENT OF INDIAN AFFAIRS, 1907

Your No. 277030.

18th. Feb. 1907. 190

DEPT. OF INDIAN AFFAIRS, FEB 23 1907 SURVEYS.

Sir ;-

I beg to acknowledge the receipt of your letter of the 15th. inst. inquiring what is the extra value that should be charged the Canadian Northere Railway for the acre of land cleared in the Pas Indian Reserve and required by the Ry.

In reply would say that so far as individual Indian's are concerned they have no claim. In the settlement I made with them last Summer when taking the surrender all improvements made by Indian's on the surrendered portion were satisfied by a cash settlement at the time.

In making my valuation the acre of land mentioned was taken into consideration. I am of opinion that if the Railway Company settle on on the valuation placed in my letter of the 8th. inst. it will be highly satisfactory to the Band.

I have the honor to be,

Sir,

Your obedient servant.

S.R. Marlatt

Inspector of Indian Agencies.

The Secretary.

Department of Indian Affairs.

Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Ottawa, Feb 25th, 1907.

Memorandum for

Deputy Minister,-

Agent Fisher's valuation of the Right of way of the Canadian Northern Railway through the Pas Indian Reserve is rather confusing. His highest valuation would, however appear to be $3.00 per acre for the Right of way and $50. per acre for the station ground, an amount in all of $915.89 (33.63 acres at $3. and 16.30 acres at $50)

S 258 1/2

The Department had already approved of the valuation made by Indpector Marlatt of $55.00 per acre for dry land and $2.00 per acre for muskeg. We have ascertained that there are 32.93 acres of high or dry land and 37 acres of muskeg or low land. Mr. Marlatt's total valuation amounts to $2543.75.

Agent Fisher has been asked to place a value on two buildings which have to be removed from the Right of way (sufficient time has not elapsed to receive a reply to this letter) Mr. Marlatt, in the meantime, and in reply to an enquiry as to extra value for one acre of cleared land, says that when taking the surrender (of the 500 acres, not the Right of way) last summer, all improvements made by Indians on the surrendered portion were satisfied by a cas h settlement at the time.

As there is such a wide difference between the two valuations, I think we might accept Mr. Marlatt's valuation of $2543.75 and waive any extra payment for removal of buildings, with the understanding that if in the future it should appear that the owners of the said buildings are entitled to compensation, the same shall be considered to have been included in the said $2543.75 and be paid for from band funds. (The said compensation should be less than $100.00 for each building.)

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

KODAK SAFETY FILM

The Railway Company, in order to be allowed to proceed at once with their work deposited with the Department in July, last, $200. and in Nov., last, a further deposit of $5044.75 being a total sum of $5244.75.

I beg to recommend that the balance due ($5244.75 - $2543.75) $2701, if the foregoing is approved, be now refunded with the understanding that the Company will properly fence its line and construct all street, road and farm crossings and also construct all necessary cattleguards that may be required. The patent then to issue in due course. All other requirements relating to the filing of plans have been complied with and the O.C. has been duly obtained.

S. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

177030

Hxa.

Ottawa, April 2, 1907.

Sir,-

I beg to acknowledge the receipt of your letter of the 13th Feb., last, and note that you state when taking the surrender of the tract at the Pas of improvements made on the surrendered portion the Indians were satisfied by a cash settlement at the time.

Encl. On a blue print copy of the plan of a part of the Right of way of the Canadian Northern Railway through the Pas Reserve enclosed herewith one building is shown to stand half on the Right of way, and another immediately adjacent to it. Both buildings should apparently be removed. The question arises whether in your valuation the Railway Company should remove the buildings, or whether the Department should do this work and whether the structures shall be the property of the Department or of the Railway Company; it being understood that the Indian's claim thereto has been paid. I shall be obliged for a reply at your earliest convenience.

Your obedient servant

Secretary.

S.R. Marlatt, Esq.,
Inspector of Indian Agencies
Portage la Prairie,
Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

INDIAN AGENT'S OFFICE, PAS AGENCY.

DEPARTMENT OF INDIAN AFFAIRS. APR 9 1907

The Pas, Sask.

March 30th, 1907

306933

IN YOUR REPLY REFER TO
No. 113-
ALSO
TO DATE OF THIS LETTER

Re Your Letter February 15th, 1907 No. 277030.

Sir,

I have the honour to acknowledge the receipt of your letter above quoted and in reply beg to inform you that the two houses referred to in your letter, are not on the right of way.

These houses as shown on the blue print copy of the right of way, are probably only sketched in approximately.

The building shown on the east side belongs to Josiah. Whitehead and is 12 feet off the right of way, the one on the west side James. Noel is 28 feet off. Both of these men's houses are on part of the 500 acres surrendered last August, and have received respectively $ 75.00 and $ 25.00 as compensation of having to move their houses, in accordance with the terms of the surrender.

The one acre of cleared land referred to, is the amount contained in the right of way going through the cleared portion of the Reserve, and is the property of the Band in general.

DEPT. OF INDIAN AFFAIRS,
APR 10 1907
SURVEYS.

I have the honour to be,

Sir,

Your obedient servant.

Fred. Fischer.

Indian Agent.

The Secretary.

Department of Indian Affairs,

Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

In your reply refer to
No. I49.
also
to date of this letter.

OFFICE OF THE 307085

Inspector of Indian Agencies,

LAKE MANITOBA INSPECTORATE.

Portage la Prairie, Man.,

DEPARTMENT OF INDIAN AFFAIRS
APR 8 1907
Agencies
Portage la Prairie,
Manitowapah,
The Pas

Your No. 6th April 1907. 190

Sir,

In reply to your letter of the 2nd instant with reference to a building supposed to be partly on the right of way of the Canadian Northern Ry in the surrendered portion of The Pas Reserve, and another building that would appear to be immediately adjacent to it.

I beg to report that in making a settlement with the Indian's for buildings , and improvements,it was understood ~~tha~~ that they could do as they liked with their buildings.

The only stipulation was that they were to be removed from the surrendered portion, the settlement made was for improvements made on the land, and to assist them in removing their buildings to another location, therefore the buildings in question are not the property of either the Department, or the Railway Co.

A letter to Mr. Agent Fischer instructing him to notify the Indian owners to remove ~~xxxx

277030

April 12th, 1907.

Memorandum for

Deputy Minister.

With reference to the two letters hereunder from Messrs Marlatt and Fisher, I beg to refer you to memorandum of the 25th February last.

I beg to recommend that Mr. Marlatt's valuation be accepted as follows,-

32.93 acres of dry land at $75.00 per acre =		$2469.75
37.00 " " muskeg at $2.00 =		74.00
	Total	2543.75

The Railway Company deposited in July, 1905, $200.00 and in the following November $5944.75, being a total sum of on account of the Right of way, and to be held until the sum to be demanded has been ascertained.

If Mr. Marlatt's valuations are accepted there is a balance of $2701. due the Company, which I beg to recommend be refunded.

All requirements appear to be completed; the Patent for land may now be issued if desired.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

~~311182~~

MACKENZIE, MANN & CO., LIMITED.

DEPARTMENT OF INDIAN AFFAIRS
APR 15 1907

TORONTO, CANADA. April 12th., 1907.

Immediate

307338

Secretary, Department of Indian Affairs,

Indian Office, Parliament Bldgs.,

Ottawa, Ont.

Dear Sir:-

Will you kindly return to this office Vouchers #307, 1818 - 1906, which were forwarded to you some time ago, as it is absolutely necessary that we have these to fyle with our records and they are not meant to be retained by you.

Trusting that this will have your early attention, we are,

Yours truly,

MACKENZIE, MANN & CO., LIMITED,

Per John B. Robertson.

J.B.R.-M.F.C.

Vo. 307,--$152.25

Vo. 1818,--$5,044.75. ✓

Mr Mc
Pherson one cheque
& ask them
to give credit
for the one for
$152.25 we
sent here

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Ottawa, 16th April, 1907.

Sir,-

In compliance with the request contained in your letter of the 5th instant, I beg to return herewith your voucher No. 1218 for $5044.75. You will observe that the voucher has been signed.

With reference to your voucher No. 307 for $152.25 I beg to say if you will kindly state when the same was forwarded to the Department it will be returned to you.

Your obedient servant,

J. D. McLEAN

Secretary.

Messrs. Mackenzie, Mann & Co., Ltd.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

2770 30 Ans 11-7-

DEPARTMENT OF INDIAN AFFAIRS
APR 19 1907

MACKENZIE, MANN & CO., LIMITED.

307698

TORONTO, CANADA. April 18th., 1907.

307698

L. D. McLean, Esq.,

Secretary, Department of Indian Affairs,

Ottawa, Ont.

Dear Sir:-

Acknowledging yours of the 16th. with thanks, we would say that our Voucher No. 307, for $152.25, was forwarded to your Department about March 19th., 1906; and we would be glad if you would trace it and have it returned to us, duly signed.

202596

Yours truly,

MACKENZIE, MANN & CO., LIMITED,

Per John B. Robertson.

J.B.R.-M.F.C.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Returned

Ottawa ,30th April, 1907.

Sirs,

In compliance with the request in your letter of the 18th instant, I beg to return herewith, duly signed as requested, your voucher No 307 for $152.25.

Your obedient servant.

D. MCLEAN

Secretary.

Messrs McKenzie Mann & Co, Ltd,
Toronto, Ont.

Form to Mr. Bray

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

D.A.H.

1 Minister
2 Deputy Mr. R. McLean

April 26,1907.

Gentlemen,-

You deposited with the Indian Commissioner 8th,July,1905,the sum of $200 and with this Department 3rd,Nov,1906 the further sum of $5044.75 to be held until the amount was determined,which should be paid by the Canadian Northern Railway Company for Right of way and Station grounds in the Pas Indian Reserve,N.W.T.

Mr.R.S.Marlatt, Inspector of Indian Agencies and Reserves has made a valuation of the said Right of way and Station grounds amounting to $2543.75 which has been accepted by this Department. There is, therefore, a refund of $2701.00 due you,for which cheque is herewith enclosed.

Enclosed.

I have to inform you that the patent will issue for the land in question on the understanding that the Railway Company will properly fence its line and construct all necessary street,road and farm crossings.

Mr.J.K.McLean,D.L.S., of this Department will be at the Pas for several weeks during the present season, it is suggested that your Engineer should consult and decide with him as to the crossings that may be required at present or in the immediate future.

Your obedient servant

D. McLEAN

Messrs MacKenzie & Mann & Co.,
Canadian Northern Railway Company,
Toronto,Ont.

Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

The Great N[illegible] Telegraph Company of Can[illegible]

CABLE [illegible]E TO ALL THE WORLD.

TERMS AND CONDITIONS.

All messages are received by this Company for transmission, subject to the terms and conditions printed on their Blank [illegible] No. 2, which terms and conditions have been agreed to by the sender of the following message.
This is an unrepeated message, and is delivered by request of the sender under these conditions.

H. P. [illegible]IGHT, President — HEAD OFFICE: TORONTO. — L. McMICHAEL, Vice-President and General Manager.

111 N on m 734 pm. 319467 0 191

29 Collect

Winnipeg Man jan 17th

Secy Dep,t of indian affairs

Ottawa ont.-

Has Canadian northern railway settled in full with department for right of way at The Pas company desires immediate permission to lay fourteen hundred feet track on townsite.

D Laird.

DEPT. OF INDIAN AFFAIRS, JAN 18 1908 SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

The Great North Western Telegraph Co.

OF CANADA

FORM 2.

It is agreed between the sender of the following message and this Company, that said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruptions in the working of its lines, for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending the same.

To guard against errors, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon at the following rates, in addition to the usual charge for repeated messages, viz.: one per cent. for any distance not exceeding 1000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender and without liability therefor. The Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages, unless the same be claimed, in writing, within sixty days after receipt of the telegram for transmission.

No employee of the Company shall vary the foregoing.

H. P. DWIGHT, President. HEAD OFFICE: TORONTO. I. McMICHAEL, Vice-President and General Manager.

DIRECT CONNECTION WITH WESTERN UNION TEL. CO. CABLE SERVICE TO ALL THE WORLD.

CUSTOMERS' TYPE-WRITER BLANK.

SENT NO.	SENT BY.	REC'D BY.	TIME SENT.	TIME FILED.	CHECK.

Send the following message, subject to the above terms, which are hereby agreed to.

Ottawa Jan,18,1908.

DEPT. OF INDIAN AFFAIRS, JAN 18 1908 SURVEYS.

D.Laird,Esq.,

Indian Commissioner,

Winnipeg,Man.

C.N.R. paid in full for right of way at the Pas and may occupy same for railway purposes.

J.D.McLean.

chg.D.I.A.

Jan 18
J.B.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Minister

Hx'd

Ottawa Jan 20,1908.

Gentlemen,-

Referring to letter of the 26 April,last, I have to say that it appears there will be a deep fill on your line of Railway through The Pas Indian Reserve at First Street . This street crosses your line between the North end of the station ground and the Saskatchewan River. A copy of the plan of the town plot on which this street is shown will be forwarded to you as soon as it is prepared.

It is obvious that an under crossing at this point would be in the interests of the Railway and of the public generally,as it appears you are about to do some work of grading in The Pas Indian reserve,this matter is brought to your consideration in the hope that you will see your way to arrange for the undercrossing desired.

Your obedient servant

J. D. McLEAN

Secretary.

Messrs MacKenzie,Mann & Co.,

Canadian Northern Railway Company,

Toronto,Ont.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Minister

Ottawa January 24,1908.

Ex'd

Sir,-

Referring to your telegram of the 23rd instant I have to request you to be good enough to send a report in full relating to the request of the Canadian Northern Railway for permission to occupy, temporarily, a piece of land in The Pas town-site for the purpose of constructing a Wye thereon. Kindly send a sketch showing the location of the proposed Wye.

Your obedient servant

J. D. McLEAN

Secretary.

Hon.D.Laird,

Indian Commissioner,

Winnipeg,

Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

INDIAN AGENT'S OFFICE,

Pas Agency.

(Copy)

The Pas, N.W.T.

IN YOUR REPLY REFER TO
No. 121
ALSO
TO DATE OF THIS LETTER

321741

February 27th, 1908.

DEPARTMENT OF INDIAN AFFAIRS. MAR 9 1908

ACCOUNTS BRANCH MAR 12 1908

D.X.H.

Sir,—

Referring to your letter of

No.

I have the honour to state for your information that the Canadian Northern Railway Co, do not intend to operate that section of the line running into this place, until the road bed is properly ballasted, which is very indefinite, there is however now installed a telephone, by which in the event of it being required a message can be phoned from Etoimami to this place.

FORWARDED FOR THE INFORMATION OF THE DEPARTMENT
MAR 5 1908
WINNIPEG
Asst INDIAN COMMISSIONER.

DEPT. OF INDIAN AFFAIRS MAR 10 1908 SURVEYS.

I have the honour to be,
Sir,
Your obedient servant.

Fred Fischer.
Indian Agent.

Honourable David Laird.
Indian Commissioner.
Winnipeg, Man:

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Office of the 2770.20

Indian Commissioner

for the Northwest Provinces and Territories.

DEPARTMENT OF INDIAN AFFAIRS. APR 14 1908

In your reply refer to
No. 81/31
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 11th April, 1908.

LETT. OF DEPARTMENT. APR 16 1908 SURVEYS.

323624

Sir,-

I transmit a plan filed by the Canadian Northern Railway Company showing the location required for the Wye within the town plot of Le Pas. The acreage is 1.89. The Company desire to know what consideration will be required for the land. As Mr. Surveyor McLean laid out the town plot and made, I understand, the valuation, I take it that he would be the most competent person to assess the amount which should be paid by the Company for the land.

I have received no information as to the value placed upon the lots in the town plot. I have heard it rumoured that an arrangement has been made by the Department with the Company for the putting of the lots on the market on a partnership basis. It would be well if I were advised as to whether that rumour is well-founded or not.

Your obedient servant,

D. Laird

Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

PLAN OF

THE TOWNPLOT OF

LE PAS

ON BLOCK A OF THE PAS INDIAN

RESERVES ON THE

SASKATCHEWAN RIVER

N.W.T.

Scale 200 Feet = 1 Inch.

PLAN OF

THE TOWNPLOT OF

LE PAS

ON BLOCK A OF THE PAS INDIAN

RESERVES ON THE

SASKATCHEWAN RIVER

N.W.T.

Scale 200 Feet - 1 Inch.

2 OF

3 OF

ARCHIVES PUBLIQUES
CANADA

4 of 4.

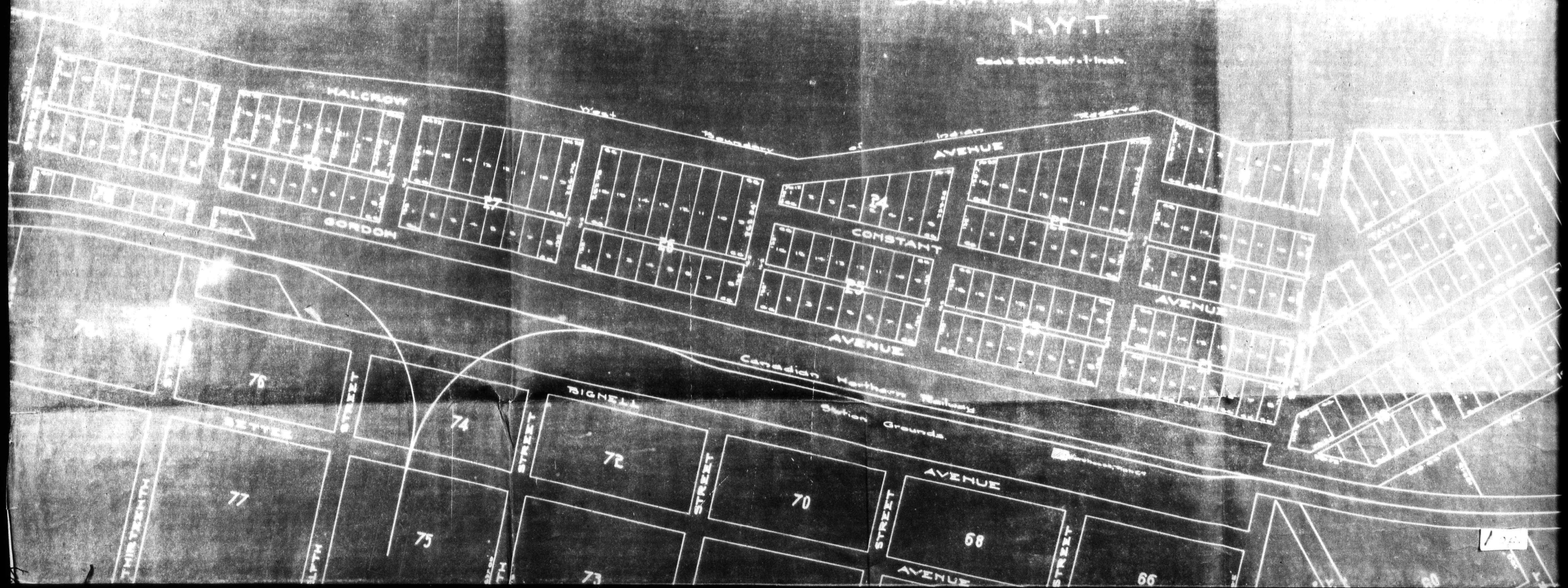
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

KODAK SAFETY FILM

PLAN OF THE TOWNPLOT OF LE[illegible]

ON BLOCKS [illegible] THE [illegible] IND[illegible]
RESERVES ON THE
SASKATCHEWAN RIVER
N.W.T.

Scale 200 Feet = 1 Inch.

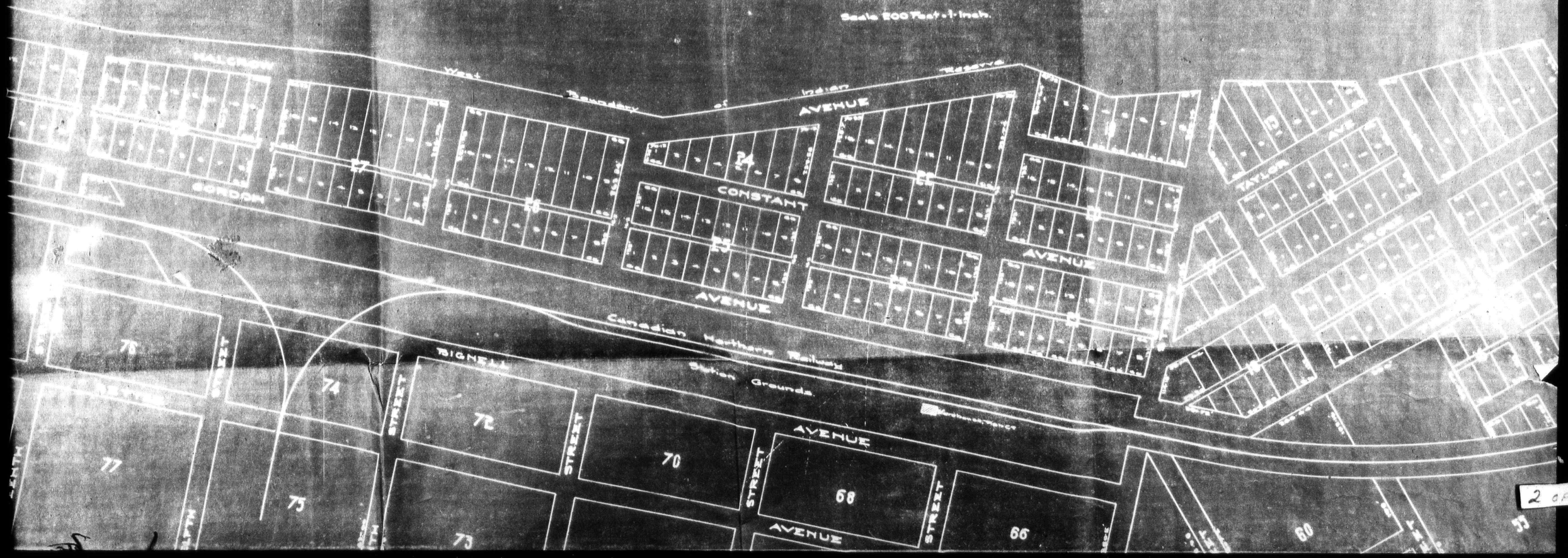


INDIAN OFFICE
APR 4 1908
WINNIPEG, M.

PLAN OF THE TOWNPLOT OF LE PAS

ON BLOCK A OF THE PAS INDIAN RESERVE ON THE SASKATCHEWAN RIVER N.W.T.

Scale 200 Feet = 1 Inch.



2 of

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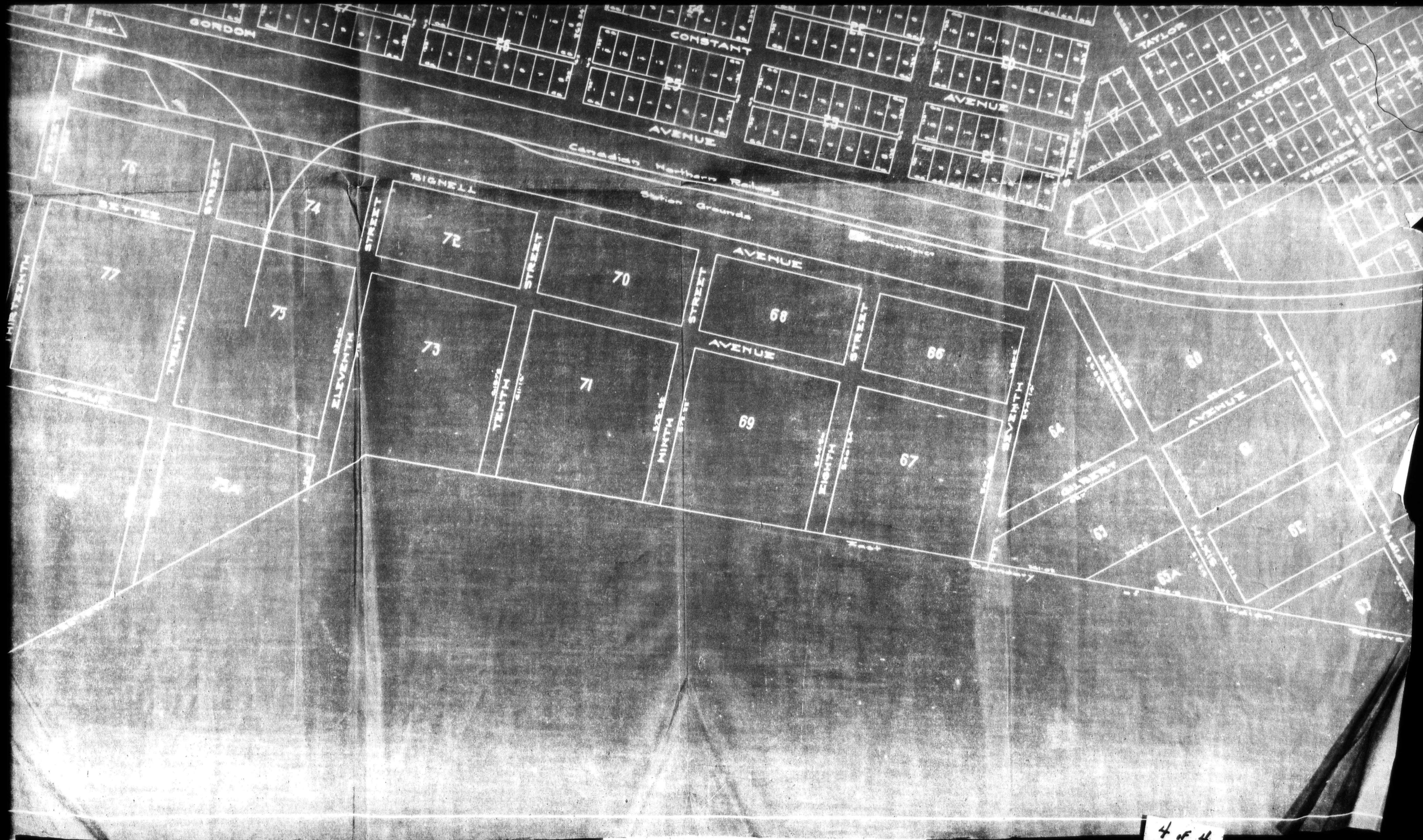
CANADA



4 of 4.

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPARTMENT OF INDIAN AFFAIRS CANADA

Ottawa April I5,I908.

Memorandum for

Deputy Minister,-

With reference to the land required by the Canadian Northern Railway for a Wye at The Pas I beg to submit the following valuations,-

Block 74-	I.I0 acres at $I20.00 per ac=	I32.00
Block 75-	.79 acres at $I00.00 per ac=	79.00
		2II.00

J B M Gran

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Minister

1 Dy
2 Dep

Ottawa April 15, 1908

Sir,-

In reply to your letter of the 11th instant I beg to state that it has been decided to sell the land required for a Wye in the town plot of "The Pas" (not "Le Pas") to the Canadian Northern Railway for the sum of $211.00 being the valuation placed upon it by Mr. Surveyor McLean.

Kindly inform the Company accordingly and that on the payment of the said sum the Company may take possession of the land. Please also inform them that a better plan is required. It should be prepared on tracing cloth and should show measurements to the nearest corners of blocks, radius of curvature, distances along the limits of the land taken and widths. It is presumed this can be furnished when the wye is actually located on the ground.

Your obedient servant

S. B. Fort

J. D. McLean

Secretary.

Hon. D. Laird,
Indian Commissioern,
Winnipeg,
Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

81/31 Winnipeg, 24th April, 1908.

Sir,-

Referring to your letters of the 3rd and 9th instant, I would say that the Department agrees to the sale of the land, namely, an acreage of 1.89, required for a Wye in the town plot of Le Pas, for the sum of $211.00.

I am directed to advise you that upon payment of that amount the Company may take possession of the land; but that a better plan is required by the Department. The kind of plan required by the Department is thus described,- "It should be prepared on tracing cloth, and should show "measurements to the nearest corners of blocks, radius of "curvature, distances along the limits of the land taken "and widths."

Yours truly,

Indian Commissioner.

Letter of Commissioner taken from Winnipeg file

C. R. Stovel, Esq.,
Right of Way Agent,
Canadian Northern Railway Co.,
Winnipeg.

R.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN NORTHERN RAILWAY

OFFICE OF THE RIGHT OF WAY AND CLAIMS AGENT

INDIAN OFFICE MAY 7 1908 WINNIPEG, MAN.

81/31

IN YOUR REPLY REFER TO FILE No. _____

WINNIPEG, MAN. May 6, 1908.

re wye at Pas Mission

Taken from Winnipeg File

Honorable David Laird,

Indian Commissioner,

W I N N I P E G, Man.

Dear Sir,

I am in receipt of your favor of the 24th ultimo No 81/31

I have to say that I am taking this matter up with the Company and when I am in receipt of instructions I will advise you as to whether or not the Company wish me to close on the terms stated. I am also requesting the Engineering Department to furnish me with a plan such as you describe and will hand the same to you on receipt.

Yours truly,

L. R. Stovel

M-B RIGHT OF WAY AGENT.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPARTMENT OF INDIAN AFFAIRS CANADA

Ottawa April 15,1908.

Memorandum for

Deputy Minister,-

DXH

Referring to a visit of Col.A.D.Davidson,C.N.Rwy. Toronto, Hon.Mr.Laird has forwarded a plan from the said Railway Company showing the location of the Wye to which Col. Davidson referred as being required at The Pas for terminal purposes. The Company will be asked to furnish a better plan when they have actually located the Wye on the ground giving the necessary measurements .

Mr.J.K.McLean has valued the land and damages in the sum of$211.00 . There appears to be no objection to allowing the Company to acquire the land. As it is located in the town plot which has already been surrendered for sale no other action appears to be necessary than the decision of the Department in the matter of the sale. Please see draft of letter hereunder.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Office of the

Indian Commissioner

for the Northwest Provinces and Territories.

DEPARTMENT OF INDIAN AFFAIRS. APR 27 1908

In your reply refer to
No. 81/31
and date of this letter and address
Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 24th April, 1908.

324649

DEPT. OF INDIAN AFFAIRS, APR 30 1908 SURVEYS.

Sir,-

In my letter to you of the 11th instant I described the plan transmitted as showing the location required for the Wye within "the town plot of Le Pas." In yours of the 15th you correct me and say "the town plot of "The Pas" (not "Le Pas")".

277030

If the Department desires to have the town plot known as "The Pas", it is rather unfortunate that the town plot was not so named upon the map made by the Department, which is entitled, "Plan of the Town Plot of Le Pas", the words "Le Pas" being in strikingly bold letters. With the plan before me so entitled, I did not feel free to designate the town plot by any other name. I may also remark that in a map issued by authority of the Minister of the Interior showing the proposed line of railway to Hudson's Bay and lines followed by several exploring parties, the point of departure of the suggested road to Hudson's Bay is described on the said map as "Le Pas".

I have advised the Company as directed of the amount to be paid for the land required for the Wye, and of the sort of plan required by the Department.

Your obedient servant,

D. Laird

Indian Commissioner.

The Secretary,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Ex.

Ottawa May 2,1908.

Sir,-

Referring to your letter of the 24th ultimo No.81-31 I beg to inform you that the name "Le Pas" originated in its unauthorized use on a map prepared in the Department of the Interior. The Geographical Board has expressed a very decided opinion that the name "The Pas" should not be changed as that point has been so known for a great number of years. This Department thinks that in this case the opinion of the said Board should govern. A blue print showing the town plot with distances reduced to feet (scale 264 feet = 4 chains, to an inch) and with the title "The Pas" has been sent you under separate cover. I shall be obliged if you will destroy all previous plans with the title "Le Pas".

Your obedient servant

J. D. McLEAN

Secretary.

Hon.D.Laird,

Indian Commissioner,

Winnipeg,

Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

INDIAN AGENT'S OFFICE,

Pas Agency.

The Pas, N.W.T.

373200

October 1st 1910.

DEPARTMENT OF INDIAN AFFAIRS
OCT 10 1910

IN YOUR REPLY REFER TO
No. 133-
ALSO
TO DATE OF THIS LETTER.

Sir,

Referring to your letter of ----------

No. --------

I have the honour to inform you that the Canadian Northern Railway have cut out a spur line going to the Finger Lumber Co's mill, and that this line will take up approximately about 2 3/4 acres of the Townplot property.

I have not been advised as yet by the Department if this property has been aquired by the Railway Co, this land has not been yet subdivided into lots only blocked out, the lots in the vicinity are listed at $ 30.00 per lot, which would represent a value of the land taken up by this spur at the rate of $ 150.00 per acre.

DEPT. OF INDIAN AFFAIRS
OCT 19 1910
SURVEYS.

I have the honour to be,

Sir,

Your obedient servant.

J. Trevor Fischer.

Indian Agent.

The Secretary.

Department of Indian Affairs.

Ottawa.

Note this is different from usual memorandum under Hope

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

EXD

Ottawa Oct 13th,1910.

Sir,-

This Department has been informed that the Canadian Northern Railway have cut out a spur line at The Pas to the Finger Lumber Co's mill.

I have to request you to forward a plan of this spur to this Department at an early date. I may also say that provision must be made for a crossing at each street. The blocks not already subdivided in the town plot may be divided next Season.

Your obedient servant

D. M. MOGRAH

Asst. Deputy Superintendent General.

C.R.Stovel,Esq.,
Right of way Agent,
Canadian Northern Railway Co.
Winnipeg,Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

373775

DEPARTMENT OF INDIAN AFFAIRS OCT 20 1910

IN YOUR REPLY REFER TO FILE No. 1 PasMission.

WINNIPEG, MAN. Oct.17th,'10.

Re.Spur to Finger Lumber Company's Mill, PasMission, Your #277030.

EXD.

DEPT. OF INDIAN AFFAIRS, SURVEYS.

J. D. McLean, Esq.,
Assistant Deputy Superintendent General,
Department of Indian Affiars,
Ottawa, Ont.

Dear Sir:-

I am in receipt of your favor of the 13th instant requesting the Company to forward plan of above spur for filing with your Department. I have requested our Engineering Department to arrange to forward this plan to you, as early as possible.

Yours truly,

C. R. Stovel,
Right of Way Agent.

B.M.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

This is a copy of the
plan forwarded with letter
of 30th Jany 1911 - & BR
A. S. Sandison

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

PLAN OF
THE TOWNPLOT OF

THE PAS

ON BLOCK A OF THE PAS INDIAN
RESERVES ON THE
SASKATCHEWAN RIVER

N. W. T.

Scale 264 Feet to 1 Inch

Surveyed by J.K. McLean D.L.S. in 1907.

SASKATCHEWAN RIVER
PAS RIVER
MISSION ISLAND
Hudson Bay Company
English Church Mission
Agency Grounds
Reserve
Indian
Taylor Ave
G. Halcrow
LaRose
Fischer
Edwards
Railway
Fifth
Fourth
Street
Ave
J.H. Gordon
Ross
Cook
Lundin
Patrick
Crossley
Head
Paul
Sixth
Gilbert
Marsh
RAILWAY
68
66
154
2 OF

Deputy Superintendent General of Indian Affairs

3 of

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

NOTE — All regular lots are 66 ft. x 132 ft.
Streets are 66 ft. wide.
Lanes are 16½ ft. wide.

J. Brian
Chief Surveyor
Dept. of Indian Affairs.

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

4 of 4. 846

PLAN OF
THE TOWNPLOT OF

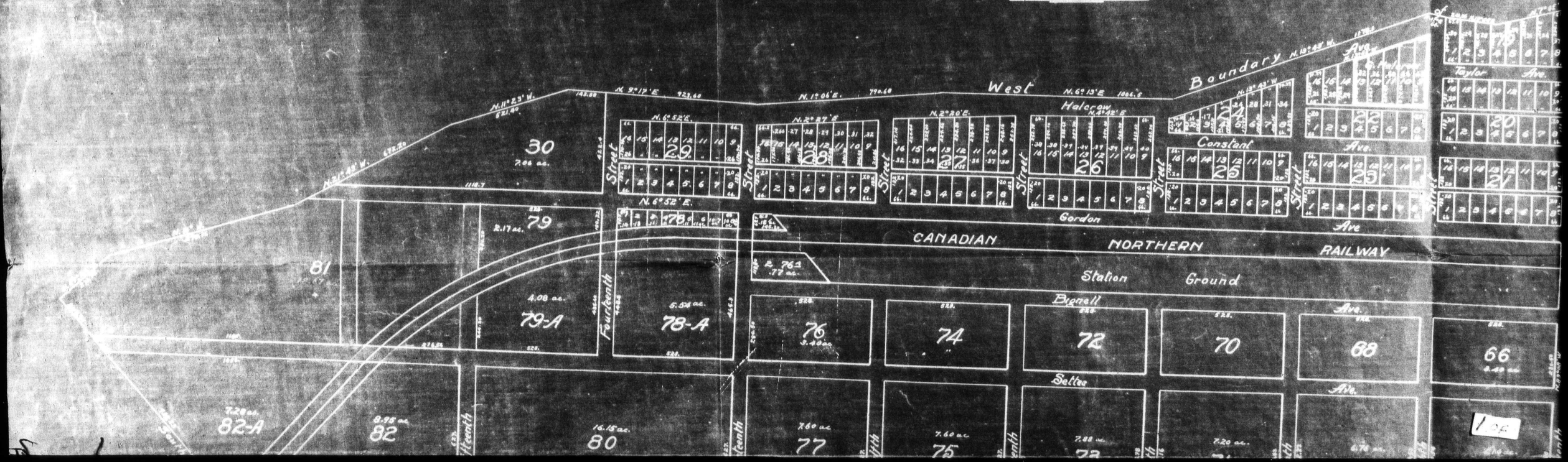
THE PAS

ON BLOCK A OF THE PAS INDIAN
RESERVES ON THE
SASKATCHEWAN RIVER

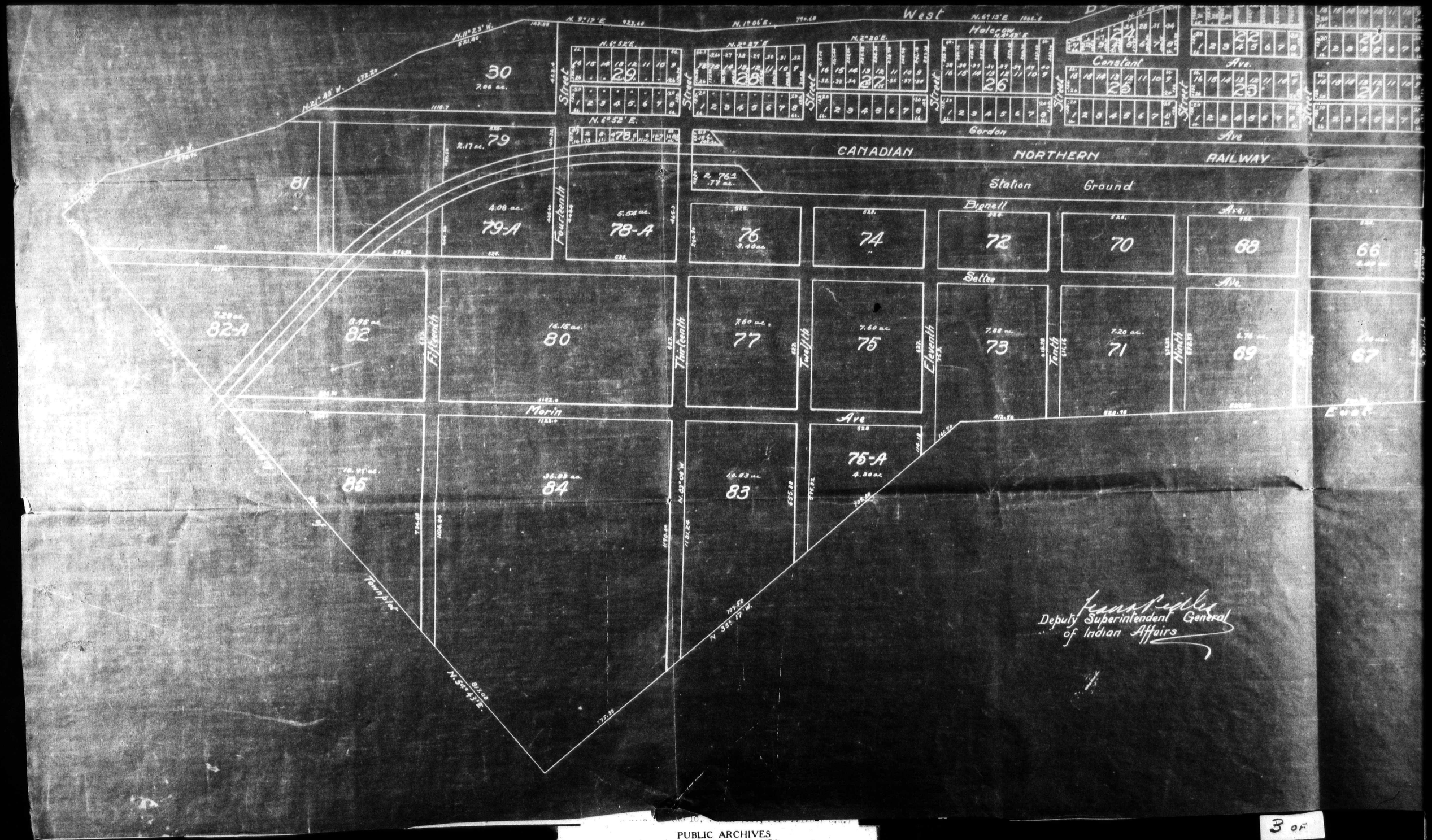
N. W. T.

Scale 264 Feet to 1 Inch

Surveyed by J. K. McLean D.L.S. in 1907.



SASKATCHEWAN RIVER
PAS RIVER
Hudson Bay Company
English Church Mission
Agency Grounds
MISSION ISLAND
Reserve
Indian Ave.
Taylor Ave.
Fifth Ave.
Fourth Ave.
Third Ave.
Second Ave.
Fischer
Edwards
Ross
Cook
Kathlin
Patrick
Crossley
Gilbert
Sixth Ave.
Street
Railway
Hudson Bay Railway
Head
Marsh
RAILWAY
J. H. Gordon
2 of



Deputy Superintendent General of Indian Affairs

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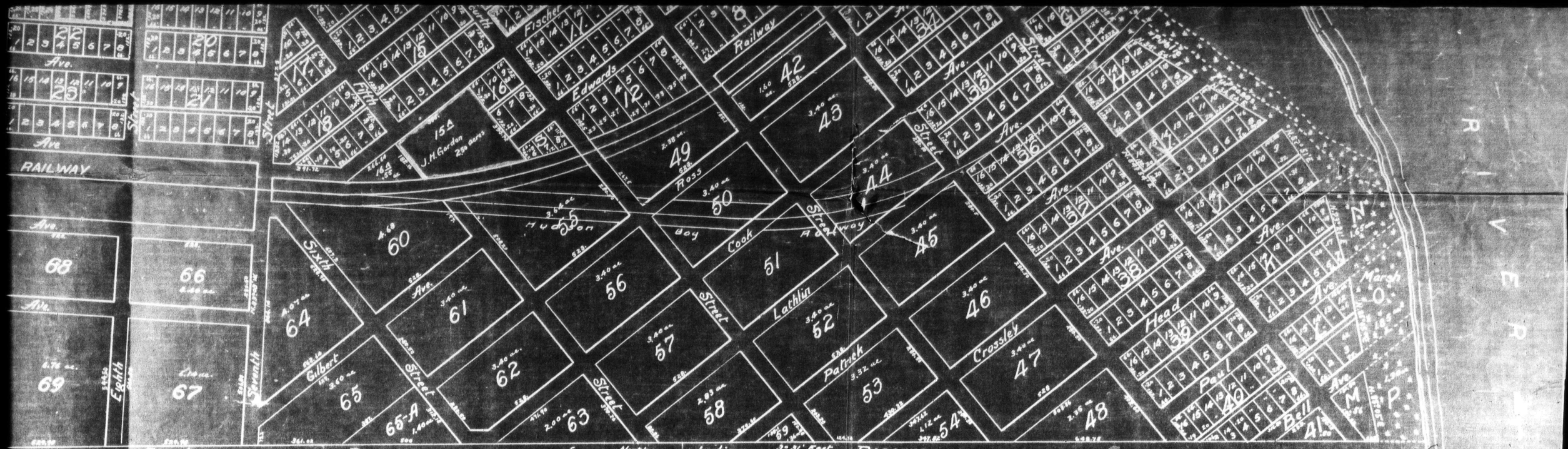
ARCHIVES PUBLIQUES
CANADA

3 of



NOTE – All regular lots are 66ft. x 132 ft
Streets are 66ft wide.
Lanes are 16½ft. wide.

S. Bray
Chief Surveyor
Dept. of Indian Affairs.

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

4 of 4.

846

277030

INDIAN AGENT'S OFFICE,

Pas Agency.

The Pas. N.W.T.

November 29th, 1910.

IN YOUR REPLY REFER TO
No. 133-
ALSO
TO DATE OF THIS LETTER.

376457

DEPARTMENT OF INDIAN AFFAIRS
DEC 5 1910

Sir,-

Referring to your letter of ----------

No. ----------

In further reference to my letter of the 1st October last of even number, I have the honour to enclose herewith the location plan of the Hudson's Bay Railway on which I have had plotted the spur line from the main line, through the town plot to the Finger Lumber Co's mill, this spur was put in by the Canadian Northern Railway. Will you have the kindness to direct that the enclosed plan be returned to me.

DEPARTMENT OF INDIAN AFFAIRS
DEC 9 1910
SURVEYS.

I have the honour to be,

Sir,

Your obedient servant.

Geo. Lisciner.

Indian Agent.

The Secretary.

Department of Indian Affairs.

Ottawa.

The plan has been returned this day to Agent F. Fischer in accordance with his request. F.B. 3 Feby 1911

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Ottawa Dec 15th,1910.

Sir,-

With reference to your letter of the 17th Oct.last regarding land taken for a spur to Finger & Co.Lumber Mill at The Pas,I have to again request you to forward to this Department at an early date, a plan on tracing cloth of this spur.

Your obdient servant

J. D. McLEAN

Assistant Deputy and Secretary.

C.R.Stovel,Esq.,
Right of way & Lease Agent,
Can.Northern Railway,
Winnipeg,Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Ottawa Dec 15th,1910.

Sir,-

I beg to refer you to letter of the 24th April,1908 from the Indian Commissioner,Winnipeg, regarding the sale of land required by the Canadian Northern Railway for a Wye at the town plot of The Pas and your answer of May 6th following

I shall feel obliged if you will forward as soon as possible, a plan on tracing cloth,of this Wye as well as the sum of $211.00 payment for 1.89 acres,the area shown on the blue print as taken.

Your obedient servant

J. D. McLEAN

Assistant Deputy and Secretary.

C.R.Stovel,Esq.,
Right of way and Lease Agent,
Can.Northern Railway Co.
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF IN... DEC 27 1910

377305

IN YOUR REPLY REFER TO FILE No. 1 Pas Mission.

WINNIPEG, MAN. Dec. 21/10

Re spur to Finger Lumber Mills at The Pas.

Mr J. D. McLean

Assistant Deputy & Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir:-

With reference to your letter of the 15th. inst. in connection with the above matter. I have again requested our Engineering Department to have a plan of this spur prepared and filed with your Department as quickly as possible.

Yours truly,

C. R. Stovel

Right ~~of Way~~ Agent.

B.AW

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF IND. AFFS. DEC 27 1910

IN YOUR REPLY REFER TO FILE No. 1 Pas Mission

WINNIPEG, MAN. Dec. 21/10

Re Wye at Pas Mission.
Your file No. 277030.

377791

Mr J. D. McLean
Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

With reference to your favor of the 15th. inst., in connection with sale of land required for Wye at the above point. I have written our Engineering Department several times requesting plans of this Wye, but have not yet received same. I am taking the matter up again with them, and will forward plans immediately upon receipt.

Yours truly,

C. R. Stovel

Right of Way Agent.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22128-7 C.N.

277030

Jan 30th, 1911.

Description for Patent.

All that parcel of land situate in the unsurrendered portion of Block A Indian Reserve No.21, ~~and~~ The Pas, and the surrendered portion of the same or the Town Plot of The Pas in the North West Territories in the Dominion of Canada containing together by admeasurement sixty-eight acres and sixty-seven hundredths of an acre be the same more or less being composed of the right of way of the Canadian Northern Railway in said unsurrendered portion of said Block and the Right ~~Bank~~ of way and Station grounds of said Railway in ~~said~~ surrendered portion or said town Plot as shown on a plan of the same certified to by J. Butler, Deputy Minister of Railways and Canals on the 11th October, 1906 and of record in the Department of Indian Affairs and which may be described as follows, Commencing at the South-east corner of said unsurrendered portion of said Reserve, Thence North 28 degrees and 30 minutes East along the East boundary of said Reserve 7392 feet more or less to where said East boundary of said reserve bears North 8 degrees and thirty minutes East, Thence South 28 degrees and 30 minutes West along said East boundary 4577 feet more or less to the intersection with the Centre line of said Railway, Thence North 8 degrees and 22 minutes East along said centre line 6324.9 feet, Thence following a three degree Curve to the left 1727.7 feet Thence North 43 degrees and 29 minutes West along said Centre line 6426.9 feet, Thence following a three degree curve to the right 1679.4 feet, Thence North six degrees and fifty-three minutes East along said Centre line 570 feet more or less to the intersection of said centre line with a line drawn at right angles to that portion of said East boundary of said Reserve which bears South 35 degrees and thirty minutes

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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CANADA

East from the intersection with that portion of said East boundary of said Reserve which bears North two degrees and nineteen minutes East and includes a width of 49 feet six inches on Each side of said Centre line or centre line produced from said East boundary of said Reserve to said line at right angles to said East boundary. Thence North six degrees and fifty-three minutes East along said centre line 3456.5 feet and including a width of 180 feet on the East side thereof and 120 feet on the West side thereof from said East line drawn at right angles to said East boundary, Thence along a two degree curve to the left 2108.3 feet, Thence North 35 degrees and seventeen minutes West along said Centre line 1674.5 feet more or less to the North boundary of said Indian Reserve and including a width of 49 feet six inches on each side of said Centre line and excepting therefrom and thereout the street crossings on Settee Avenue and on First, Second, Third, Fourth, Seventh, Thirteenth, and Fourteenth Streets in said town plot of The Pas as surveyed by J.K.McLean, Dominion Land Surveyor and shown on a plan of the same dated 17th February 1908 and of record in the Department of Indian Affairs.

H M Lean

DLO

Must except more street crossings

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

2270 30. 22128-7 C.N.

CANADIAN NORTHERN RAILWAY

LAND, IMMIGRATION AND INDUSTRIAL DEPARTMENTS.

DAVIDSON & McRAE, GENERAL AGENTS.

CANADIAN NORTHERN BUILDING,

TORONTO, ONT. May 1st. 1906.

29 1456

Frank Pedley, Esq.,

Deputy Superintendent General,

Indian Department, OTTAWA. Ont.

291456

Dear Sir,

We hand you herewith Blue Print showing lands required by the Canadian Northern Railway at the Pas Indian Reserve.

Yours very truly,

A. H. Davidson

Genl. Agt.

INDIAN AFFAIRS, 5 1906 SURVEYS.

-R.T.

DEPARTMENT OF INDIAN AFFAIRS, MAY 4 1906

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

EXT.

Ottawa Jan 30th,1911.

Sir,-

Referring to your recent visit at the Department I beg to enclose herewith a copy of the description it is proposed to insert in the patent to be issued to the Canadian Northern Railway Company for the Right of way and Station ground in The Pas Indian Reserve and town plot. I shall be obliged if you will be good enough to examine the said description and signify your concurrence with the same.

Please note that there are no crossings provided for on Morin Avenue or on Fifth Street, and that no crossings are provided across the station ground. I may also say that Fiftsenth Street has been stopped at Sattee Ave. and jogged to the South in order to avoid a Railway Crossing. A plan print copy of the Town plot of The Pas has been sent you by mail for your information.

Your obedient servant

Assistant Deputy and Secretary.

Col.A.D.Davidson,
Land Department,
Can.Northern Railway,
Toronto,Ont.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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CANADA

Original No. 1043 in Railway drawer

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF INDIAN AFFAIRS MAR 21 1911

IN YOUR REPLY REFER TO FILE No. 1 Pas Mission.

WINNIPEG, MAN. Mar. 17/11.

Re Spur to Finger Lumber Mills, Pas Mission.
Your file No. 77020.

DEPT. OF INDIAN AFFAIRS, MAR 21 1911 SURVEYS.

383225

Mr J. D. McLean,
Assistant Deputy and Secretary,
Department of Indian Affairs,
Ottawa, ont.

Dear Sir:-

I am advised by our Engineering Department that plans of the above spur have been forwarded to your office for filing. I would be very much obliged if your Department would place a valuation on the right of way required for this spur, and advise me the lowest price your Department is willing to accept for same.

Yours truly,

C. R. Stovel

RIGHT OF WAY AGENT.

B.AW

Plan not required 23rd Mar 1911 P.B.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

THE CANADIAN NORTHERN RAILWAY COMPANY.

SOLICITOR'S DEPARTMENT

DEPARTMENT OF INDIAN AFFAIRS
MAR 27 1911

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

PLEASE REFER TO FILE NO. 2803.

Antyap

WINNIPEG, CANADA March 24th, 1911.

363814

Asst. Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:-

Re Spur to Finger Lumber Company's Mills at Pas Mission.

We are sending you per express 2 Linen Tracings and 2 White Prints of proposed spur to Finger Lumber Company's Mills at Pas Mission. We believe that all the lots and blocks affected by this line are owned by the Indian Department. We are not certain who we should serve with a copy of this plan or where same should be registered. If you are the proper party to be served might we ask you to endorse your approval on the plans afterwards returning them to us. If you can offer us any information regarding the proper place to regist these plans we shall appreciate it very much.

Yours truly,
Clark & Sweatman,
per

AW.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
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CANADA

277030.

Memo

Valuation of Right of Way, Canadian Northern Railway Spur line to Fingers Lumber Co. mills through Town Plot of the Pas.

Block 51	—	$50.00
Block 52	—	2.50
Block 45	—	27.50
Block 46	—	42.50
Block 47	—	32.00
Block 48	—	5.00
Lot 1 Block 39	—	25.00
Lot 14 Block 40	—	10.00
Lot 15 Block 40	—	15.00
Lots 3 & 4 Block 40	—	15.00
~~Lot 5 Block 40 &~~ [redacted]	—	~~2.50~~ sold previously

Total Valuation ~~$227.00~~ 224.50

See Block 41 omitted in table

J. H. McGraw

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

277,030.

Minister
1 Dy
2 Secy

Ottawa, April 3, 1911.

Gentlemen,-

Referring to your letter of the 24th ultimo, I beg to inform you that in reply to enquiry from Mr. C.R.Stovel, Right of Way Agent, C.N.Rwy., he has been informed that the land shown on the plan (and copies) received from you, as being required for the spur line to the Finger Lumber Company's Mill, has been valued at $227.00 and that this sum should be forwarded to this Department.

I have to say it is not in the province of this Department to approve Railway plans. Plans of lands in Indian reserves required by Railways should be certified by the Board of Railway Commissioners. In the present case the land required is situated in a part of the Pas Indian reserve which has been surrendered by the Indians for sale; the certificate of the Board is not required.

Application for lands under the control of this Department should be accompanied by a plan on tracing linen (and two copies) certified by the Board of Railway Commissioners. The copies you have sent will be sufficient for the present call.

In reply to your enquiry I would say that the Pas being situated in unorganized territory and the lands being under the control of the Department of the Interior, plans should be filed with that Department as well as with the Board of Railway Commissioners.

Your obedient servant,

Messrs. Clark & Sweatman,
Solicitors,
Canadian Northern Rwy.,
Winnipeg, Man.

Asst. Deputy and Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
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CANADA

277030.

Ottawa, April 3, 1911.

Sir,-

I beg to inform you that there has been sent you for your information and record in your office a plan showing the spur line of the Canadian Northern Railway in the Pas town-plot, as located to the Finger Lumber Company's Mill.

Your obedient servant,

Asst. Deputy and Secretary.

S. B. Smith

Fred Fischer, Esq.,
Indian Agent,
The Pas,
Via. Hudson Bay Junction,
N.W.T.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
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CANADA

Minister / Ex'c

277,030.

1 Dr. 2 Sect.

Ottawa, April 3, 1911.

Sir,-

In reply to your letter of the 17th ultimo, I beg to inform you that the land in the town-plot of "The Pas" required by the Canadian Northern Railway for a spur line to Finger Lumber Company's Mills has been valued at $227.00 and I have to request that the said sum be forwarded to the Department.

The said valuation is of the land required as shown on a plan recently received from Messrs. Clark and Sweatman, Winnipeg, dated February 22, 1911.

Your obedient servant,

J. D. McLEAN

Asst. Deputy and Secretary.

G. R. Stovel, Esq.,
Right of Way Agent,
Canadian Northern Rwy.,
Winnipeg, Man.

Encl.
S.B.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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CANADA

277030

THE CANADIAN NORTHERN RAILWAY COMPANY.

SOLICITOR'S DEPARTMENT

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

DEPARTMENT OF INDIAN AFFAIRS
APR 13 1911

PLEASE REFER TO
FILE NO. 2800.

WINNIPEG, CANADA April 10, 1911.

305323

Asst. Deputy & Secretary, Dept. Indian Affairs,

Ottawa, Ontario.

Dear Sirs,

-- re SPUR TO FINGER LUMBER CO'S. MILLS
AT PAS MISSION --

We are in receipt of your favor of the 3rd inst., No. 277030, and have noted contents. If you will return to us two linen tracings and one blue print of plan, we will file same with the Board of Railway Commissioners, and also with the Department and in due course forward to you linen tracings of plan and two certified copies for your records.

DEPT. OF INDIAN AFFAIRS,
APR 13 1911
SURVEYS.

Yours truly,

CLARK & SWEATMAN,

per,

AWW.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

191.

IN YOUR REPLY REFER TO FILE No. 1 Pas Mission.

WINNIPEG, MAN. April 10th, 1911.

Re. Finger Lumber Company's Spur, Pas Mission. Your #27703.

385441

DEPT. OF INDIAN AFFAIRS.
APR 19 1911
SURVEYS.

J. D. McLean, Esq.,
Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir:-

I acknowledge receipt of your favor of the 3rd instant, advising that a valuation of $227.00 has been placed on the land required for right of way of the above spur, and will communicate with you further in connection with this matter within a short time.

Yours truly,

C. R. Stovel,
Right of Way Agent.

B.M.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277,030.

Ottawa, April 19, 1911.

Gentlemen,-

Referring to your letter of the 10th instant I have to say that applications for lands in Indian reserves required for Railway purposes should be made to this Department and should be accompanied by one plan on tracing linen certified by the Board of Railway Commissioners and two blue print copies.

Sale 394 1/2

As the spur to the Finger Lumber Company's Mills is located on Indian lands that has been surrendered and is held by this Department to be sold, the plan (and copies) as filed is sufficient. It is of record in the Survey Branch of this Department under No. 1043.

Your obedient servant,

Sgd. S. Stewart

Asst. Deputy and Secretary.

Messrs. Clark & Sweatman,

Solicitors, Canadian Northern Rwy.,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

THE CANADIAN NORTHERN RAILWAY COMPANY

SOLICITOR'S DEPARTMENT

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

PLEASE REFER TO FILE NO. 2803.

WINNIPEG, CANADA May 26th, 1911.

Surveys

Lands - On the plan which the Department has been sold - please give the names of the purchasers

Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir;-

Re Spur to Finger Lumber Company's Mills at Pas Mission.

With further reference to your letter of the 19th ult., No.277,030 on referring to plans which we filed with you, you will notice that the book of reference does not show the names of the registered owners of the lands crossed by the proposed spur. We should feel obliged if you would advise us the present owners' names in order that we may have the book of reference completed.

367
363
333
106

Yours truly,

Clark & Sweatman,

per.....

AW.

DEPARTMENT OF INDIAN AFFAIRS MAY 29 1911

DEPARTMENT OF INDIAN AFFAIRS MAY 31 1911 SURVEYS.

LANDS BRANCH MAY 31 1911

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277,030.

Ottawa, June 10th, 1911.

Gentlemen:-

I beg to acknowledge the receipt of your letter of the 26th ultimo with reference to the Spur to Finger Lumber Company's Mills at The Pas, and in reply to advise that the names of the owners of the lands crossed by the proposed spur are as follows:-

Block 41, H. C. Beatty, Saskatoon, Sask.
Lot 16, Block 39, W.E.Walsh, Le Pas.
Lot 2, " " Ed. Miller, " "
Lot 16, " 40, D.H.Doherty, " "
lot 3 block 40 W.7 Rue de Pas

Your obedient servant,

J. D. McLEAN

Asst. Deputy and Secretary.

Messrs. Clark & Sweatman,
The Canadian Northern Railway Co.,
Solicitors Department,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPARTMENT OF INDIAN AFFAIRS
JUN 5 1911

IN YOUR REPLY REFER TO FILE No. 1 Pas Mission.

WINNIPEG, MAN. May 31--1911.

Re. Spur to Finger Lumber Mills, Pas Mission.

389150

J. D. McLean, Esq.,
Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir,

With reference to your favor of April 3rd, your file #277030, placing a valuation of $227.00 on the right of way in the town plot of "The Pas" for the spur of the Finger Lumber Mill. Please advise if all the right of way required through the various blocks affected is still under the control of your Department and if the above valuation covers all the right of way shown on the plan sent you.

Yours truly,

DEPT. OF INDIAN AFFAIRS
JUN 12 1911
SURVEYS.

C. R. Stovel,
Right of Way Agent.

B.M.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277,030.

Ottawa, June 23, 1911.

Gentlemen,-

With further reference to your letter of the 31st ultimo regarding the valuation of Right of Way through the townplot of "The Pas" for the spur to Finger Lumber Mill, I begto state the valuation has been amended to $224.50 as lot 5, block 40, of which a very small corner is taken, has been sold to Mr. W. F. Rose, Le Pas. The valuation of $224.50 includes that part of the said Right of Way through blocks 51,52,45,46,47,48 and lot 1, block 39 & lots 3,4,14, and 15 block 40. Lots 16 and 2, block 39 lot 5 block 40 and block 41 through which the Right of Way passes have been sold and are not under the control of this Department.

Your obedient servant,

Sgd. J. D. McLean

Asst. Deputy and Secretary.

Sale 394½

Messrs. Clark and Sweatman,
The Canadian Northern Railway Company,
Solicitors' Department,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277,030.

Ottawa, June 26, 1911.

Sir,-

Referring to your letter of the 31st ultimo file 1, Pas Mission, regarding the valuation of the Right of Way of the spur to Finger Lumber Company through the Townplot of The Pas, I beg to state that t the valuation has been amended to $224.50 as lot 5, block 40, of which a small corner is taken, has been sold to W. F. Rose, Le Pas. The valuation of $224.50 includes that part of the said Right of Way through blocks 51,52,45,46,47,48, lot 1, block 39, and and lots 3,4,14 and 15, block 40.

Lots 16 and 2 block 39, lot 5 block 40 and block 41 have been sold and are not under the control of this Department.

Your obedient servant,

Sydney J. D. McLean

Asst. Deputy and Secretary.

Sale 394 1/2

Legal R. W. S. B.

C. R. Stovel, Esq.,
Right of Way Agent, C. N. Ry.
Winnipeg Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

THE CANADIAN NORTHERN RAILWAY COMPANY.

SOLICITOR'S DEPARTMENT

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

PLEASE REFER TO
FILE NO. 2803.

WINNIPEG, CANADA June 19th, 1911.

Surveys

Asst. Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ont.

390253

Dear Sir;-

We beg to thank you for your letter of the 10th inst., No.277,030. Are we right in assuming that the balance of the lots and blocks affected by this spur are still owned by the Indian Department.

Yours truly,
Clark & Sweatman
per.....

AW.

DEPT. OF INDIAN AFFAIRS
JUN 27 1911
SURVEYS.

DEPT. OF INDIAN AFFAIRS
JUN 27 1911
SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

CANADIAN NORTHERN RAILWAY

Office of the Right of Way Agent

WINNIPEG, MAN., 30th June 1911.

Refer to File #1 PasMission.

DEPARTMENT OF INDIAN AFFAIRS JUL 8 1911

DEPT. OF INDIAN AFFAIRS JUL 12 1911 SURVEYS

390962

J. D. McLean, Esq.,
Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir,

I acknowledge receipt of your favor of the 26th instant, file #277,030, regarding the valuation of right of way through the Town Plot at the Pas for the spur to the Finger Lumber Company's Mill, and note that certain lands are not under your control.

I would be obliged if you would advise me the names of the purchasers of Lots 16 and 2, in Block 39, also Block 41, to enable me to arrange for right of way required on same.

Yours truly,

LANDS BRANCH JUL 13 1911

B.M.

C. R. Stovel,
Right of Way Agent.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277,030-

Ottawa, 15th July, 1911-

Sir,

I have to acknowledge the receipt of your letter of the 30th Ultimo, asking for the names of certain purchasers of Lots in the Townplot of The Pas, and in reply have to state that they are as follows, viz:-

Lot 2, Block 39, Ed. Miller, The Pas.

Lot 28, Block 39, N.E. Walsh, The Pas.

Block 41, H. C. Beatty, Saskatoon.

Your obedient servant,

J. D. McLEAN

Asst. Deputy & Secretary.

C. R. Stovel, Esq.
Right of Way Agent,
Can. Northern Railway.
Winnipeg,
Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

DEPT. OF INDIAN AFFAIRS JUL 17 1911

IN REPLY REFER TO F. No. 1 PasMission.

WINNIPEG, MAN. 12th July 1911.

-- Re. Spur to Finger Lumber Company's Mill, Pas Mission --

SURVEYS BRANCH JUL 20 1911

Surveys

DEPT. OF INDIAN AFFAIRS JUL 19 1911 SURVEYS.

391597

J. D. McLean, Esq.,
Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ontario.

Dear Sir,

With further reference to your letter of June 23rd, last, your file #277,030, regarding ammended valuation of land required for right of way of the above spur line.

I have instructed our Solicitors to forward you cheque for $224.50, and to arrange to complete title to the property mentioned in your letter.

Kindly reply to my letter of the 30th ultimo inquiring the names of purchasers of lots 16 and 2, block 39, also block 41.

Will you be good enough to quote me a price for the 2.29 acres taken for right of way through the Indian Reserve outside of the town-plot.

Yours truly,

C. R. Stovel,
Right of Way Agent.

The East boundary of the town-plot is also the East boundary of the Indian Reserve: the 2.29 acres referred is not on the Reserve
J. D. McL
20 July 1911

B.M.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

377,030.

Ex'd

Ottawa, July 20, 1911.

Sir,-

I beg to acknowledge the receipt of your letter of the 12th instant, in connection with land in The Pas townplot, and in reply to say that lot 16, block 39, has been sold to W. E. Walsh, of Le Pas.

Lot 2, block 39, has been sold to Ed. Miller, Le Pas.

Block 41 has been sold to H. G. Beatty, of Saskatoon, Sask.

As regards the 2.29 acres taken for right of way, I beg to say that the east boundary of the townplot is also the east boundary of the Indian Reserve, and the 2.29 acres referred to is not in the Reserve.

Your obedient Servant,

J. D. McLEAN

Asst. Deputy and Secretary.

G. R. Stovel, Esq.,
Right of Way Agent,
Canadian Northern Railway Company,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

CANADIAN NORTHERN RAILWAY COMPANY

OFFICE OF THE RIGHT OF WAY AND CLAIM AGENT

PLEASE REPLY REFER TO FILE NO. 1 Pas Mission.

WINNIPEG MAN. Feb.17th,1911.

Re. Wye at Pas Mission, Your File #277030

Enclosed J. D. McLean

331599

EX'D.

DEPT. OF INDIAN AFFAIRS. FEB 25 1911 SURVEYS.

Mr. J. D. McLean,
Assistant Deputy & Secretary,
Department of Inian Affairs,
Ottawa, Ontario.

Dear Sir:-

With reference to your favor of December 15th, last, in connection with Wye at above point, I enclose herewith plan and blueprint of the Wye at Pas Mission for filing with your Department.

Yours truly,

C. R. Stovel,
Right of Way Agent.

B.M.

Plan see Sales on No 1039

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

THE CANADIAN NORTHERN RAILWAY COMPANY.

SOLICITOR'S DEPARTMENT

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

PLEASE REFER TO
FILE NO. 2803

WINNIPEG, CANADA July 19th, 1911.

1 Letter
2 Acct
M W Bray

Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Sale
394/2

Dear Sir,

Re Spur to Finger Lumber Company's Mills at The Pas.

Referring to your letter of the 23rd of June in this connection we now enclose cheque in your favor for $224.50 being the purchase price for right of way through Blocks 51 & 52, 45, 46, 47 and 48, and Lot 1 Block 39 and lots 3, 4, 14 and 15 Block 40. We shall be pleased to hear from you with title in due course.

Yours truly,
Clark & Sweatman,
per.

AW
Encl.

1 Acct Cheque herewith for
$224.50
2 As Land Lease

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

BANK OF MONTREAL

2170 277030

Original for the Depositor.

Bank of Montreal.

$224.50

OTTAWA

19

Received from Canadian Valley Co

Indian Funds

on account of

the sum of Two hundred & Twenty four Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate.

Pro Manager.

Ent'd.

JUL 22 1911

JUL 25 1911

BANK OF MONTREAL

No. 2170

Duplicate, for Department.

Bank of Montreal.

$224.50

OTTAWA

JUL 22 1911

19

Received from Canadian Valley Co

Indian Funds

on account of

the sum of Two hundred & Twenty four Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate.

Pro Manager.

Ent'd.

LANDS BRANCH JUL 31 1911

JUL 25 1911

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Department of Indian Affairs,

Ottawa, 1st Aug. 1911

1st Surveys

To prepare description for patent of Ry. Rt. of way through certain Blocks and Lots. North of Cook Ave. The Par Townplot as per Corrn. under

2nd Lands.

W. A. Ors

N.E.K.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

m.e.r. Translation from the French.

The Minister of Crown Lands.

Sir,

I would like to know if the road (right way) that there is in the centre, that is to say for the site of Le Pas, Sask, belongs to the C.N.R. or to the Government. I have arrived here with my family and there is no land on the market.

Your servant,

(Sgd.) Louis Cuillérier
Le Pas, Sask.

July 31st, 1911.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

592970

Au ministre — les terres de Canada

INTERIOR DEPT. OTTAWA
AUG 8 1911
REGISTRATION BRANCH

Monsieur

Je voudrais savoir si le vieux (right way) qu'il y a dans le centre pour ainsi dire du site de, Le Pas. Sask.) est au C.N.R. ou bien au gouvernement. Je suis arrivé ici avec ma famille et il n'y a pas de terrain sur le marché

Votre serviteur
Louis Cuillerier
Le Pas. Sask

31 juillet 1911

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

m.e.r. Translation from the French.

DEPARTMENT OF INDIAN AFFAIRS
AUG 10 1911

The Minister of Crown Lands.

592970

INTERIOR
AUG 9 1911
REGISTRATION BRANCH

Sir,

I would like to know if the old right of road (right way) that there is in the centre, that is to say for the site of Le Pas, Sask, belongs to the C.N.R. or to the Government. I have arrived here with my family and there is no land on the market.

Your servant,

(Sgd.) Louis Cuillérier

Le Pas, Sask.

July 31st, 1911.

DEPT. OF INDIAN AFFAIRS,
AUG 10 1911
SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277,030

Ottawa, 12th. August, 1911.

Gentlemen;-

I beg to inclose a copy of the description it is proposed to insert in the patent to be issued to the Canadian Northern Railway Company for the right of way of the Finger Lumber Company spur through the townplot of the Pas. I shall be obliged if you will be good enough to examine the said description and signify your concurrence with the same or any suggestions you deem necessary.

Your obedient servant,

Geo. S. McLean

Assistant Deputy and Secretary

Messrs. Clarke and Sweatman,
Solicitors Canadian Northern Railway,
Winnipeg,
Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

22128-7 C.N.

279.030-1

479

Description for Patent.

Sale 3941/2

Ref. 16418

~~All that parcel of land situate in "The Pas" townplot in the surrendered portion of The Pas Indian Reserve in the Province of Saskatchewan and Dominion of Canada~~ containing together by admeasurement one acre and eight thousand four hundred and twenty-five ten thousandths of an acre more or less ~~being composed of~~ the right of way of the Finger Lumber Company spur through block fifty-one, fifty-two, ~~and fifty~~-five, forty-six, forty-seven, forty-eight, and lot one block thirty-nine and lots three, four fourteen and fifteen block forty of said townplot, which may be more particularly described as a strip of land fifty feet wide, that is to say twenty-five feet in width on each side of the centre line of said right of way through said blocks which said centre line may be described as follows;-

Firstly-

Commencing at a point thirty-six feet and three tenths of a foot measured south thirty-five degrees and six minutes east along the west limit of Lathlin Avenue from the north-east corner of block fifty-one, thence approximately south twenty-six degrees and twenty minutes ~~east~~ west two hundred and sixteen feet, thence on a four degree curve to the left to the east limit of Cook Avenue, including a width of twenty-five feet on each side and excepting thereout that part taken by the right of way of the Hudson Bay Railway and containing three ~~hundred~~ thousand four hundred and eighty-eight ten thousandths of an acre more or less.

Secondly

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Secondly

A triangular portion at the north west corner of block fifty-two containing one hundred and eighty-six ten thousandths of an acre.

Thirdly.

Commencing at a point one hundred and twenty-three feet and two tenths of a foot measured north fifty-four degrees and fifty-four minutes east along the north limit of third street from the south west corner of block forty-five thence on a tangent approximately north twenty-six degrees and twenty minutes east to a point on the west limit of Patrick Avenue, eighty-four feet and seven tenths of a foot measured north thirty-five degrees and six minutes west from the south east corner of said block forty-five and including a width of twenty-five feet on each side of the said centre line, and containing two thousand and fifty-five ten-thousandths of an acre more or less.

Fourthly

Commencing at a point one hundred and twenty-feet and three tenths of a foot measured north thirty-five degrees and six minutes west along the east limit of Patrick Avenue from the south west corner of block forty-six thence on a tangent approximately north twenty-six degrees and twenty minutes east to a point on the east limit of said block two hundred and fifty-six feet measured south thirty five degrees and six minutes east from the north east corner of said block and including a width of twenty-five feet on each side of said centre line and containing three thousand six hundred and forty-four ten-thousandths of an acre more or less.

Fifthly

Commencing at a point sixty-eight feet and one tenth of a foot measured south thirty-five degrees and six

minutes

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

minutes east along the west limit of Head Avenue from the north east corner of block forty-seven thence approximately south twenty-six degrees and twenty minutes west to the west limit of said block and including a width of twenty-five feet on each side of the centre line and containing three thousand six hundred and sixty-seven ten thousandths of an acre more or less.

Sixthly.

Commencing at a point thirty-one feet and five tenths of a foot measure south thirty-five degrees and six minutes east along the east limit of Head Avenue from the north west corner of block forty-eight thence approximately north twenty-six degrees and twenty minutes east to a point on the north limit of said block fifty-eight feet measured north fifty-four degrees and fifty-four minutes east from the north west corner of said block and including a width of twenty-five feet on each side of said centre line and containing by admeasurement seven hundred and fifty-six ten thousandths of an acre more or less.

Seventhly

All that portion of lot one block thirty-nine included within a strip fifty feet wide that is twenty-five feet on each side of the centre line of said right of way which said centre line may be described as follows;- commencing at a point one hundred and two feet and four-tenths of a foot measured south fifty-four degrees fifty-four minutes west along the north limit of Second Street from the south east corner of said lot one thence approximately north twenty six degrees and twenty minutes east to a point fifty-four feet and five tenths of a foot measured north thirty-five degrees and six minutes west along the west limit of Paul Avenue from the said south east

corner

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

corner of said lot one, and containing one thousand one hundred and ninety-six ten thousandths of an acre.

Eighthly

All that portion of lots fourteen and fifteen and three and four in block forty included within a strip fifty-feet wide that is to say twenty-five feet on each side of the centre line of said right of way, which said centre line ~~xfxxxxxxrightxxfxxxxx~~ may be described as follows;- Commencing at a point ninety-one feet measured north thirty-five degrees and six minutes west along the east limit of Paul Avenue from the south west corner of block forty thence approximately north twenty-six degrees and twenty minutes east to a point thirty-one feet and seven tenths of a foot measured north thirty-five degrees and six minutes west along the west limit of Bell Avenue from the intersection of said west limit of Bell Avenue with the east limit of said townplot and containing together three thousand four hundred and thirty-three ten thousandths of an acre more or less.

As the said right of way is shown on a plan of the same dated at Winnipeg on the twenty-second day of February in the year 1911, and signed by D.D.Mann, Vice-President and M.H.MacLeod, Chief Engineer of the Canadian Northern Railway and of record in the survey branch of the Department of Indian Affairs under number one thousand and forty-three.

J.R. White

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277,030

Ottawa, 12th. August, 1911.

Sir;-

Referring to your favor of the 31st. ultimo, I beg to say that the old right of way of the Canadian Northern Railway belongs to that company.

Your obedient servant,

E J D McLean

Assistant Deputy and Secretary

J.A.C.
R.W.

Mr. Louis Cuillérier,
Le Pas,
Sask.

DEPT. OF INDIAN AFFAIRS,
AUG 14 1911
SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

THE CANADIAN NORTHERN RAILWAY COMPANY.

SOLICITOR'S DEPARTMENT

DEPARTMENT OF INDIAN AFFAIRS
AUG 28 1911

[redacted]K & SWEATMAN
SO[redacted]RS FOR WESTERN LINES

PLEASE REFER TO
FILE NO. 2803.

AW.

WINNIPEG, CANADA 18th August, 1911.

Assistant Deputy & Secretary,

303795

Department of Indian Affairs,

Ottawa, ONT.

Dear Sir,-

We are in receipt of your letter of the 12th instant file 277030 and have submitted the description enclosed in this letter to our engineering department. We shall write you further as soon as they have examined this description.

Yours truly,

Clark & Sweetman,

per

DEPT. OF INDIAN AFFAIRS,
AUG 28 1911
SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

THE CANADIAN NORTHERN RAILWAY COMPANY.

SOLICITOR'S DEPARTMENT

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

PLEASE REFER TO FILE NO. 2803.

WINNIPEG, CANADA

Sept. 25th, 1911.

305753

Asst. Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir;-

Re Finger Lumber Company's Spur, Pas Mission.

With further reference to your letter of 12th of August, file No.277,030, our engineers today advise that the description submitted in this letter is satisfactory to them if you will make the small correction which you will notice in red on the first page of the description.

Yours truly,
Clark & Sweatman,
per.

AW.
Encl.

DEPARTMENT OF INDIAN AFFAIRS SEP 28 1911

DEPT. OF INDIAN AFFAIRS OCT 3 1911 SURVEYS.

LANDS BRANCH OCT 2 1911

DEPT. OF INDIAN AFFAIRS, SEP 30 1911 SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277,050.

Ottawa, October 27, 1911.

Gentlemen,-

In reply to your letter of the 25th ultimo, regarding right of way of the Canadian Northern Railway Company for the Finger Lumber Company's spur through The Pas townplot, I beg to say that Letters Patent have been issued to the Company in accordance with description submitted, with small correction made, and have been forwarded direct to D. Blanchet, Esq., Registrar North-West Territories Land Titles, Interior Department, Ottawa.

Your obedient Servant,

S. STEWART

Assistant Secretary.

Messrs. Clark & Sweatman,
Canadian Northern Railway Company,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277,030.

Ottawa, October 27, 1911.

Sir,-

I beg to draw your attention to letter to you of the 30th January last, with which was enclosed a draft of the description proposed to be entered in the patent for the Right of Way and Station ground in the Pas Indian reserve and Town-plot; kindly forward a reply to the said letter.

Your obedient servant,

Sgd. D. Stewart,

Asst. Secretary.

Col. A. D. Davidson, Esq.,
Land Department,
Canadian Northern Rwy.,
Toronto, Ont.

S.B.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
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CANADA

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DO NOT WRITE ABOUT MORE THAN ONE SUBJECT IN THE SAME LETTER — WRITE LEGIBLY YOUR FULL NAME AND ADDRESS

DEPT. OF INDIAN AFFAIRS
JAN 11 1912
SURVEYS

277030

DEPARTMENT OF INDIAN AFFAIRS
JAN 9 1912

L. K. JONES.
SECRETARY.

IN YOUR REPLY
PLEASE QUOTE
FILE No.
9930.

Ottawa, January 9th 1912.

Encl. one plan.

402346

Sir,

I have the honour to inform you that the Department is in receipt of a communication, dated the 27th ultimo, from the Canadian Northern Railway Company, with which they transmit a plan and profile, in duplicate, in respect of a spur desired to be constructed by them for the Finger Lumber Company through the south portion of Block "A", Le Pas Indian Reserve, District of Keewatin, and ask that the same be approved by the Minister, as, they state it will be observed, the said spur is to be built on a portion of the right of way of the Hudson Bay Railway, in order to make a connection with their railway.

I enclose ~~a copy of~~ the plan in question, and have to ask whether your Department has any objection to the same being approved by the Minister, as desired by the Company.

Be pleased to return the plan with your reply.

I have the honour to be,

Sir,

Your obedient servant,

L. K. Jones

Secretary.

To the Asst. Deputy Supt.-General
and Secretary,
Department of Indian Affairs,
Ottawa.

H. B. Rem — on file
367071

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Minister
Sy. Secty

Ottawa, Jan. 16, 1912.

Sir,-

With reference to your letter of the 9th instant No. 9930 I beg to refer you to your letter of Jan. 5, 1911, in which you stated that your Department was not then in a position to deal with the matter of the right of way of the Hudson Bay Railway through the Pas Indian Reserve.

In September last a surveyor from this Department was instructed to sub-divide into town lots the remaining blocks in the Pas Indian Reserve. The said Gentlemen reported to the Department under date of Sept. 22nd. last that Mr. Armstrong, the engineer in charge, had informed him that the present track is only a temporary approach to the bridge across the Saskatchewan at the Pas and was subject to alteration. The surveyor therefore recommended that the sub-division of the townplot should be made without reference to the proposed right of way of the Hudson Bay Railway and it has been made in accordance with the surveyor's suggestion.

S. B.

L. K. Jones, Esq.,

Asst. Deputy Minister,

Department of Railways & Canals,

Ottawa.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

As the right of way of the Hudson Bay Railway has not been finally decided nor compensation therefor arranged this Department is of the opinion that no use should be made of the said right of way until it has been duly paid for or definite arrangements made with regard to compensation.

In accordance with your request the plan accompanying your letter is returned to you herewith.

Your obedient servant,

Sgd. J. D. McLean

Assistant Deputy and Secretary.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

CANADIAN NORTHERN RAILWAY SYSTEM

LEGAL DEPARTMENT

F. H. PHIPPEN, K. C.,
General Counsel
GERARD RUEL,
Chief Solicitor
R. H. M. TEMPLE
A. J. REID, K. C.
S. PERCY BIGGS
Asst. Solicitors

DEPARTMENT OF INDIAN AFFAIRS FEB 17 1912

TORONTO. February 16th, 1912.

REFER TO T./66-66.

403405

J. D. McLean, Esq.,
Asst. Deputy Supt. General and Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:

I beg to advise you that I am sending you express to-day three tracings of our right of way "as constructed" through Pas Mission Indian Reserve No. 21, mileage 83.93 to 88.49, District of Keewatin. If these plans are approved, we would be glad to have two certified copies returned to us.

Yours truly

R H M Temple

Mr. McLean
referred to
[illegible]

DEPT. OF INDIAN AFFAIRS
FEB 20 1912
SURVEYS.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277,030

Ottawa, February 23, 1912.

Sir;-

I beg to call your attention to letter from this Department dated December 15, 1910, regarding the land required by your railway for a wye in the town plot of The Pas.

The plan forwarded with your letter of the 16th inst. changes the area taken slightly, being in Block 75- 0.64 AC. and in Block 74 - 1.11 acres a total of 1.75 acres.

By the plans originally filed with this Department you required 1.89 acres.

The amount to be paid for this land is $197.20 instead of $211.00.

I shall feel obliged if you will send a cheque for the above amount at an early date.

Your obedient servant,

(Sgd.) J. Dougan

Assistant Deputy and Secretary

R. H. M. Temple, Esq.,
Assistant Solicitor,
Canadian Northern Railway,
Toronto,
Ont.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

6667
22128½

Original plans dated Sept 8th 1906 and approved by M. J. Butler on Deputy Minister of Railways and Canals on Oct 11th 1906.

Present plans are practically the same except a slight difference in the distances and also in Bearings

Present Plans Dated December 18th 1911

Surrender of 500 acres obtained in August 1906, and ~~part~~ Town plot surveyed in August and Sept 1907, with town lots plans dated 17th February 1908.

Although the C.N.R. had acquired their right of way only a small portion had been graded within the town Plot at the time of the survey, being in patches by Station Gang.

~~Both the~~ Park of Town Plot ~~was~~ or 500 acres, on each side of the was surveyed into small lots, the remainder being blocked into part lots. The part lots were again subdivided into small lots ~~the~~ the past season (1911).

The following crossings should now be allowed by the Railway Co.

First Street, an under crossing

2nd, 3rd, 4th ~~and~~ 7th, 13th, 14th ~~and Sec~~ Streets and St Settee ~~Streets~~ Avenue, ~~& level~~ crossings

an about street alay South Finish of Town Plot

Await Roadfoot Plan

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

CANADIAN NORTHERN RAILWAY SYSTEM

LEGAL DEPARTMENT

DEPARTMENT OF INDIAN AFFAIRS
FEB 27 1912

F. H. PHIPPS, GENERAL COUNSEL
GERARD RUEL, CHIEF SOLICITOR
R. H. M. TEMPLE
A. J. REID, K. C.
S. PERCY BIGGS
ASST. SOLICITORS

TORONTO, February 26th, 1912.

REFER TO T./66-66.

406076

J. D. McLean, Esq.,
Assistant Deputy and Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir: Re C.N.R. "as constructed" through Pas Mission Indian Reserve No. 21.

This will acknowledge receipt of your favor of the 23rd instant (No.277030). I have written to our Western Office for a cheque for $197.20, as requested.

Yours truly,

R. H. M. Temple

Canadian Bank of Commerce, 2 Blue Prints The Pas with Pencil Forms plan, one to Winnipeg other Head Office

See R. H. McNeill Esq Hudson Bay Rd Copy The Pas.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277,030.

Minister
Deputy

Ottawa, March 7, 1912.

Sir,

I beg to acknowledge the receipt of your letter of the 16th ultimo and of plans therein mentioned showing the right of way of the Canadian Northern Railway as constructed through The Pas Indian Reserve and to inform you that they have been returned to you by express to be amended by showing all the necessary street crossings. In this connection I beg to refer you to our letter of Jan. 30, 1911, addressed Colonel A. D. Davidson.

Enclosed with the said plans is a copy of the plan of the townplot of The Pas. It may be noted by reference to the said plan the crossings that are required. It is considered that all crossings should be definitely shown on the plans before they are finally accepted. I shall be obliged if you will be good enough to have this matter attended to.

Your obedient servant,

Sgd. J D McLean

Assistant Deputy and Secretary.

R. H. M. Temple, Esq.,
Asst. Solicitor,
Canadian Northern Rwy.,
Toronto, Ont.

S. B.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

LEGAL DEPARTMENT

H. PHIPPEN, K. C.,
GENERAL COUNSEL
BERNARD RUEL,
CHIEF TRANSLATOR
R. H. M. TEMPLE
A. J. REID, K. C.
G. PERCY BIGGS
ASST. SOLICITORS

REFER TO T./66-66.

TORONTO, March 12th, 1912.

DEPT. OF INDIAN AFFAIRS
MAR 16 1912
SURVEYS.

J. D. McLean, Esq.,

Assistant Deputy and Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir: Re C.N.R. as constructed through the Pas Indian Reserve.

This will acknowledge receipt of your favor of the 7th instant (No.277,030), and of the plans referred to. I have sent these to our Winnipeg Office for amendment, as requested.

Yours truly,

R. H. M. Temple.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

THE CANADIAN NORTHERN RAILWAY COMPANY.

SOLICITOR'S DEPARTMENT

CLARK & SWEATMAN
SOLICITORS FOR WESTERN LINES

WINNIPEG, CANADA

March 14th, 1912.

PLEASE REFER TO OUR FILE NO. 3373. YOUR NO.

DEPARTMENT OF INDIAN AFFAIRS MAR 20 1912

J. D. McLean, Esq.,
Asst. Deputy & Secretary,
Department of Indian Affairs
Ottawa, Ont.

407603

Dear Sir;-

Re C.N.R. as constructed through Pas Mission Indian Reserve.

Referring to your letter of the 23rd of February to Mr.R.H.M.Temple, we now beg to enclose herewith cheque in your favor for $197.20 being payment for our right of way through blocks 75 and 74. We shall be pleased to hear from you with title to our right of way in due course.

Yours truly,
Clark & Sweatman,
per.....

LANDS BRANCH APR 4 1912

AW.
Encl.

1 Cert. Cheque herewith for $197.20
2

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

BANK OF MONTREAL.

No. 5423

Original, for the Depositor.

DEPT. OF INDIAN AFFAIRS. MAR 22 1912 SURVEYS.

Bank of Montreal. OTTAWA. MAR 1 1912 19

$197 20

Received from Clarke & Swratman

on account of Indian Funds 20

the sum of One hundred & ninety seven Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

Pro Manager.

Ent'd

3213

407603

BANK OF MONTREAL.

No. 5423

DEPT. OF INDIAN AFFAIRS. MAR 22 1912 SURVEYS.

Duplicate, for Department.

Bank of Montreal. OTTAWA. MAR 1 1912 19

$197 20

Received from Clarke & Swratman

on account of Indian Funds 20

the sum of One hundred & ninety seven Dollars,

which amount will appear at the RECEIVER GENERAL'S credit with this Bank.

Signed in Triplicate,

DEPT. OF INDIAN AFFAIRS. MAR 20 1912

Pro Manager.

Ent'd.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

CANADIAN NORTHERN RAILWAY SYSTEM

LEGAL DEPARTMENT

F. H. PHIPPEN, K. C.,
GENERAL COUNSEL
GERARD RUEL,
CHIEF SOLICITOR
R. H. M. TEMPLE
A. J. REID, K. C.
S. PERCY BIGGS
ASST. SOLICITORS

TORONTO. March 19th, 1912.

REFER TO T./66-66

DEPT. OF INDIAN AFFAIRS,
MAR 22 1912
SURVEYS.

DEPARTMENT MAR 20 1912

007685

To the Assistant Deputy & Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Payment for the Wye

Dear Sir:-

With reference to your letter of the 23rd ult., (277,030) we are advised by our Solicitors in Winnipeg as follows:-

"Referring to your letter 26th of February, we beg to advise that we have today forwarded to the Assistant Secretary of Indian Affairs, cheque for $197.20."

Yours truly,

R. H. M. Temple.

The patent to not issue pending settlement of Street Crossings, MGM

Re Payt on Wye
Jas Mun Rs

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277,030.

Ottawa, Dec. 5, 1912.

Sir,

I beg to refer you to your letter of March 12, last, No. T/66-66, and to inform you that the amended plan of the right of way of the Canadian Northern Railway through The Pas Townplot showing street crossings, has not yet been received.

I may say that the preparation of the patent for these lands is being held until the said amended plan has been received. Will you kindly have this matter looked into,

Your obedient servant,

Assistant Deputy and Secretary.

R. H. M. Temple, Esq.,
Ass't Solicitor,
Canadian Northern Rwy. Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

DEPARTMENT OF INDIAN AFFAIRS
DEC 7 1912

CANADIAN NORTHERN RAILWAY SYSTEM

LEGAL DEPARTMENT

F. H. PHIPPEN, K.C.,
General Counsel
GERARD RUEL,
Chief Solicitor
R. H. M. TEMPLE
A. J. REID, K.C.
S. PERCY SIGGS
Asst. Solicitors

TORONTO, December 6th, 1912.

REFER TO T/66-66

EXD.

J. D. McLean,

Assistant Deputy and Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir:-

I am in receipt of your letter of the 5th instant (277,030) and have written a reminder to our Winnipeg Office with reference to the plans.

Yours truly,

R. H. M. Temple.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

C

277030

CANADIAN NORTHERN RAILWAY SYSTEM

LEGAL DEPARTMENT

F. H. PHIPPEN, K.C.,
General Counsel
GERARD RUEL,
Chief Solicitor
R. H. M. TEMPLE
A. J. REID, K. C.
S. PERCY BIGGS
Asst. Solicitors

REFER TO T/66-66

TORONTO, February 21st, 1913.

Surveys

E

431,52

DEPARTMENT OF INDIAN AFFAIRS
FEB 22 1913

DEPT OF INDIAN AFFAIRS,
FEB 24 1913
SURVEYS.

To the Assistant Deputy and Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir:- File 277030

With further reference to your letter of the 5th of December last pointing out that you had not received our amended plan through the Pas town plot, I sent your letter on to our Winnipeg Office asking them to hurry this matter but they refer me to your letter of the 7th of March in which you speak of your letter of the 30th of January, 1911, addressed to Colonel A. D. Davidson. I have been unable to trace this letter in Colonel Davidson's office and our Solicitors in Winnipeg are asking whether we can get them a copy of it with reference to preparing the amended plans. I would be very much obliged, therefore, if you could send me a copy of this letter.

Yours truly,

R H M Temple

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277,030.

Ottawa, Feb.26, 1913.

Sir,

In accordance with your e re uest of the 21st instant , No. T-66-661 I beg to enclose herewith a copy of the letter of Jan. 30, 1911, addressed to Col. A.D. Davidson to which you refer, also a copy of the description of the right of way and station ground of the Canadian Northern Railway through The Pas Townplot and a blue print copy of the townplot of The Pas referred to in the said letter.

Your obedient servant,

Assistant Deputy and Secretary.

R. H. M. Temple, Esq.,
Ass't Solicitor,
Canadian Northern Railway Co.,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277080

CANADIAN NORTHERN RAILWAY SYSTEM

LEGAL DEPARTMENT

F. H. PHIPPEN, K.C.,
General Counsel

GERARD RUEL,
Chief Solicitor

R. H. M. TEMPLE
A. J. REID, K.C.
S. PERCY SIGGS
Asst. Solicitors

DEPARTMENT OF INDIAN AFFAIRS
MAR 1 1913

TORONTO, February 28th, 1913.

REFER TO T/66-65

To the Assistant Deputy and Secretary,

Department of Indian Affairs,

Ottawa, Ont.

Dear Sir:-

This will acknowledge receipt of your letter of the 26th instant, together with the papers referred to therein, for which we are much obliged.

Yours truly,

R. H. M. Temple

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

The Great North Western Telegraph Company of Canada

CABLE SERVICE TO ALL THE WORLD.

TELEGRAMS & NIGHT LETTERS accepted by telephone at any hour. Call No. 4500

TERMS AND CONDITIONS.

All messages are received by this Company for transmission, subject to the terms and conditions printed on their Blank Forms No. 2, which terms and conditions have been agreed to by the sender of the following message.
This is an unrepeated message, and is delivered by request of the sender under the same conditions.

Z. A. LASH, President. HEAD OFFICE: TORONTO. GEO. D. PERRY, General Manager.

149 N.F. 7.55PM.

26.N.L.

437271

Sec The Pas.Man May 17th-1913

Dept Indian Affairs.

Ottawa.

Please give radius and location beginning and end of curve of centre line of canadian northern railway north of station grounds at the Pas.

J.R.Clark

Agt Dom Lands.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Form 2.

Great North Western Telegraph Co.

OF CANADA

It is agreed between the sender of the following message and this Company, that said Company shall not be liable for damages arising from failure to transmit or deliver, or for any error in the transmission or delivery of an unrepeated telegram, whether happening from negligence of its servants or otherwise, or for delays from interruptions in the working of its lines, for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending the same:

To guard against errors, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon at the following rates, in addition to the usual charge for repeated messages, viz.: one per cent. for any distance not exceeding 1000 miles, and two per cent. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender and without liability therefor. The Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages, unless the same be claimed, in writing, within sixty days after receipt of the telegram for transmission.

No employee of the Company shall vary the foregoing.

H. P. DWIGHT, President. HEAD OFFICE: TORONTO. GEO. D. PERRY, General Manager

DIRECT CONNECTION WITH WESTERN UNION TEL. CO. CABLE SERVICE TO ALL THE WORLD.

CUSTOMERS' TYPE-WRITER BLANK.

Sent No.	Sent By.	Rec'd By.	Time Sent.	Time Filed.	Check.

Send the following message, subject to the above terms, which are hereby agreed to.

Ottawa, May 19,1913.

J. R. Clark, Esq.,

Dominion Lands Agent,

The Pas, Man.

Curve North of Station Grounds in The Pas begins sixteen plus seventy-four point five ends at North end of Station Ground thirty-seven plus eighty-two point eight radius two thousand eight hundred and sixty-five feet.

Charge Dept. I.A.

J. D. McLean.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

Form No. 27.
300 rms. 21-841.

DEPARTMENT OF INDIAN AFFAIRS
JUN 4 1913

No.
File No.

Department of the Interior,

DOMINION LANDS AND CROWN TIMBER OFFICE,

The Pas. Manitoba. May29th. 1913

438385

DEPT. OF INDIAN AFFAIRS
JUN 5 1913
SURVEYS.

Sir:-

Referring to my wire of the 17th. inst.

Please give radius and location beginning and end of curve of centre line of Canadiah Northern Railway north of Station Grounds at The Pas . and your reply to same , I may say that there are certain surveyors at present working upon location of certain lots belonging to private owners, it being found necessary to have them located owing to the original posts being missing.

The surveyors commenced working ffrom the Canadian Northern Railway right of Way plan, and after a while found that it did not in any way agree with the Plan issued by your department. Upon being several times consulted upon the matter I suggested that I wire you as above.

Upon receipt of your wire and laying out the curve , it was found that the right of way of the Canadian Northern Railway cut thru Block S, 12, 8, 4, and D, running almost thru the centre of these blocks, I at once knew that some mistake had been made, and enquired at the Land Titles Office Neepawa whether the Canadian Northern Railway Had registered a right of way plan, and was informed that they had not.

While this is not anything to do with my office, I was consulted upon the matter, and am anxious to have you know how things are actually on the ground, hoping to save you future bother I have tried to explain matters as they are.

Your obedient servant

Joe R. Clark

Agent Dom. Lands

Secretary
Department of Indian Affairs
Ottawa. Ont.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277,030

EXT

Ottawa, June 6, 1913.

Sir,

I beg to acknowledge the receipt of your letter of the 29th ultimo and with reference to the location of the centre line of the Canadian Northern Railway North of the station ground at The Pas, I would say that there should be very little difficulty in locating this right of way as the measurements of the different blocks are shown from which the tangents and tangent points can be located with a great degree of accuracy.

It should therefore be not very difficult to run the curve between them. In any case the right of way for the railway should conform to the said right of way as shown on the registered plan of the Indian Reserve.

Your obedient servant,

S. d. O'Meara

Assistant Deputy and Secretary.

J. R. Clark, Esq.,
Dominion Lands Agent,
The Pas, Man.

Fol. 6
S. 15.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277030

INDIAN AGENT'S OFFICE,

456813

The Pas, Man.

IN YOUR REPLY REFER TO
No. 780/113
ALSO
TO THIS LETTER.

March 6th, 1914.

Sir,—

Will you kindly inform me if the Department allowed McMillan Brothers to preserve and sell the wood off the right of way through that portion of the Pas Reserve, which was surrendered by the Indians last March, comprising the south portion of Block A., and east of the C.N.R. track. A right of way is cut through this land to approach the terminals, the wood is corded up and sold. I would like to know if the Indians have anything coming to them from this wood or not. This wood is now being hauled away.

Your obedient servant,

W. R. Taylor

Indian Agent.

Asst. Deputy & Secretary,
Dept. of Indian Affairs,
Ottawa, Can.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

FORM 2.

The Great North Western Telegraph Co.

OF CANADA

N[illegible] between the sender of the following message and this Company, that said Company shall not be liable for damages arising from failure to transmit or deliver, or for any [illegible] the transmission or delivery of an unrepeated telegram, whether from negligence of its servants or otherwise, or for delays from interruptions in the working of its [illegible] for errors in cypher or obscure messages, or for errors from illegible writing, beyond the amount received for sending the same.
To guard against errors, the Company will repeat back any telegram for an extra payment of one-half the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.
(Corrections in the transmission of messages can be insured by contract in writing, stating agreed amount of risk, and payment of premium thereon at the following rates, in addition to the usual charge for repeated messages, viz.: one per cent. for any distance not exceeding 1000 miles, and two per cent. for any greater distance.
This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender and without liability therefor. The Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to assent to these conditions for the sender. This Company shall not be liable in any case for damages, unless the same be claimed, in writing, within sixty days after receipt of the telegram for transmission.
No employes of the Company shall vary the foregoing.

H. P. DWIGHT, President. HEAD OFFICE: TORONTO. I. McMICHAEL, Vice-President and General Manager.

DIRECT CONNECTION WITH WESTERN UNION TEL. CO. CABLE SERVICE TO ALL THE WORLD.

CUSTOMERS' TYPE-WRITER BLANK.	SENT NO.	SENT BY.	REC'D BY.	TIME SENT.	TIME FILED.	CHECK.

Send the following message, subject to the above terms, which are hereby agreed to.

11th March 1924.

To

W.R.Taylor.

Indian Agent.

The Pas. Manitoba.

No authority given McMillan Bros.to cut wood off right-of-way through portion of Reserve indicated.Seize wood where-ever found and report.Writing.

J.D.McLean.

Charge Dept. of I.A.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277 030

Ottawa, 12th March, 1914-

Sir,

I beg to acknowledge the receipt of your letter of the 6th Instant, No. 780/113, asking for information as to whether the Department allowed McMillan Bros. to sell wood off the right of way through a portion of the Pas Reserve, and to state that a reply was sent to you by telegraph, of which the following is a copy:-

"No authority given Mc. Millan Bros. to cut "wood off the right of way through portion of Reserve "indicated. Seize wood wherever found, and report. Writing."

Enclosed you will receive a blue print plan of part of The Pas Reserve, and I have to request you to shew thereon by outlines, exactly where the wood was cut, and to submit a full report of the facts and particulars in connection with the right of way to which your letter refers.

Your obedient servant,

J. D. McLEAN

Assistant Deputy & Secretary-

W. R. Taylor, Esq.
Indian Agent,
The Pas,
Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

277080

INDIAN AGENT'S OFFICE,

The Pas, Man.

IN YOUR REPLY REFER TO
No. 795/113
ALSO
TO DATE OF THIS LETTER.

March 13th, 1914.

LANDS BRANCH
MAR 17 1914

INDIAN AFFAIRS
MAR 17 1914

457223

Sir,—

Acting on telegram of 11th, inst., I beg to say that I have notified parties interested of seizure of cordwood cut on right of way to terminals, through that portion of reserve No. 21 Block A., surrendered by the Pas Band last March. McMillan Brothers' foreman states they sold 210 cords to H. W. Johnston, but on looking over the wood, I don't think it will run that quantity. I would say 185 cords more or less, as the piles seem very small. I did not measure the wood. The greater part of it is hauled into town.

LANDS BRANCH
MAR 17 1914

McMillan Bros' foreman was in to see me yesterday. He says thay had instructions from the engineer's department of the H.B.Railway to go ahead and cut the right of way through this part of the reserve, and they were given the privilege of making the timber into cordwood, and selling it. They thought they had better make a little out of it, rather than burn it.

Mr. Johnston is paying $1.75 per cord for this wood. He wants the wood, and says it makes no difference to him who he pays, He would as well pay the Department of Indian Affairs, the $1.75 per cord as pay it to McMillan Bros.

I have allowed Mr. Johnston to continue hauling the wood, as by all appearances the season will soon be breaking up, and if the wood is left on the right of way it may be burnt when operations begin

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on the track to terminals. I trust my action in this will be approved of by the Department. Besides with the wood all in here and piled up we can then derive at correct cordage.

Your obedient servant.

W. R. Taylor.

Indian Agent.

Asst. Deputy & Secretary,

Dept. of Indian Affairs,

Ottawa, Can.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

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277 030-

Ottawa, 18th March, 1914-

Sir,

In reply to your letter of the 13th Instant, reporting seizure of wood cut without authority on The Pas Reserve, by McMillan Bros. I have to state that you may collect payment from Mr. Johnston, at $1.75 per cord, and transmit the amount to the Department.

If any claim is made for the cutting, the Department will be in a position to give it proper consideration, when full information concerning it shall have been received.

Your obedient servant,

J. D. McLEAN

Assistant Deputy & Secretary-

W. T. Taylor, Esq.
Indian Agent,
The Pas,
Man.

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457647

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

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CANADA

Tom Lean

Acting Deputy Superintendent General
of Indian Affairs

1 OF

Acting Deputy Superintendent General of Indian Affairs

Chief Surveyor
Dept. of Indian Affairs.

PLAN

OF PART OF

THE PAS INDIAN RESERVE SASKATCHEWAN RIVER

INCLUDING PORTIONS

	Contents
A. South side of River	Acres 1559.19
B. A quarter Section S. of River	160.00
C. Hay Land S. of River	32.85
D. " " "	20.95
E. North Side of River and East	

2 OF

646 31X22

343

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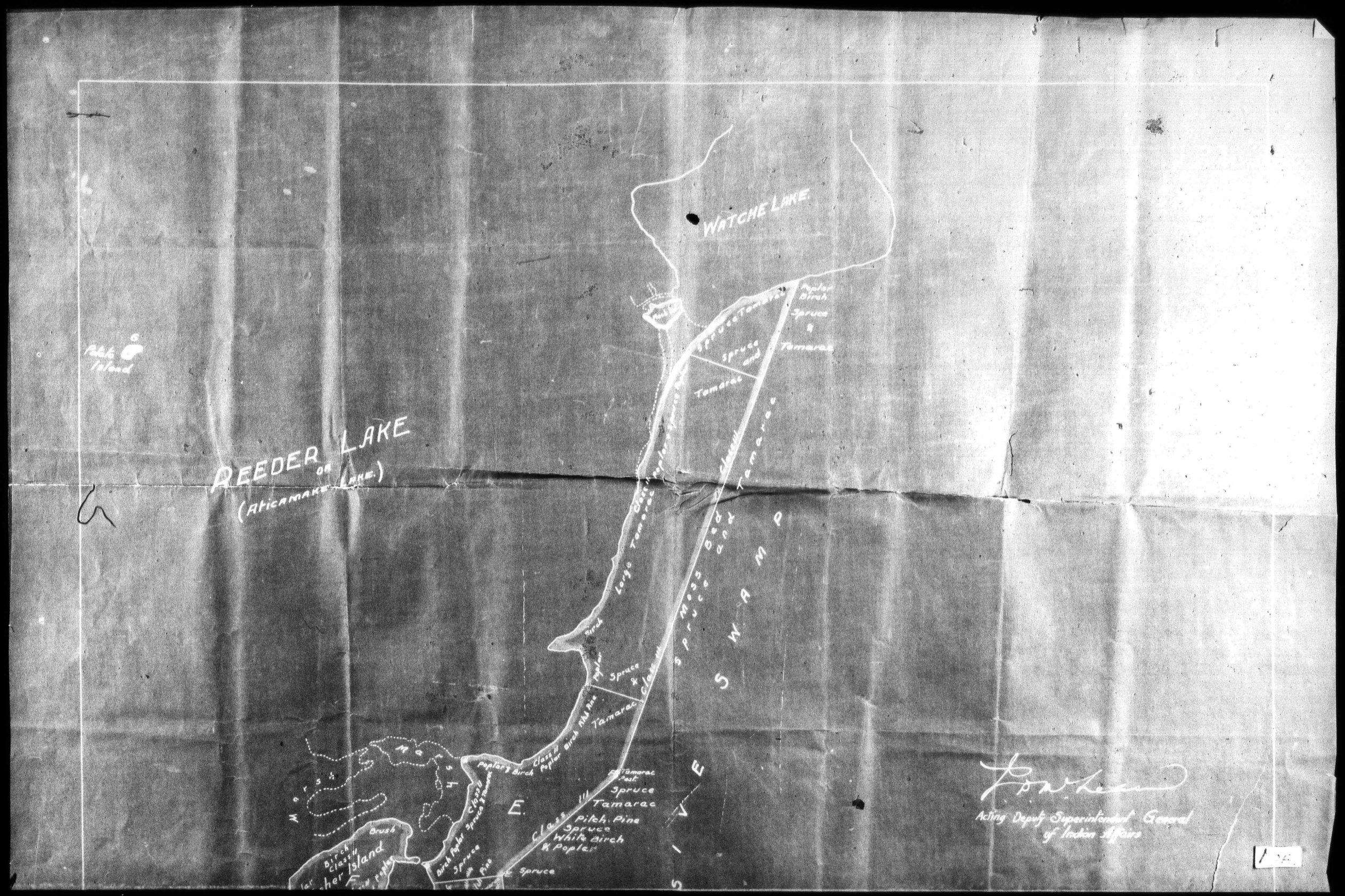
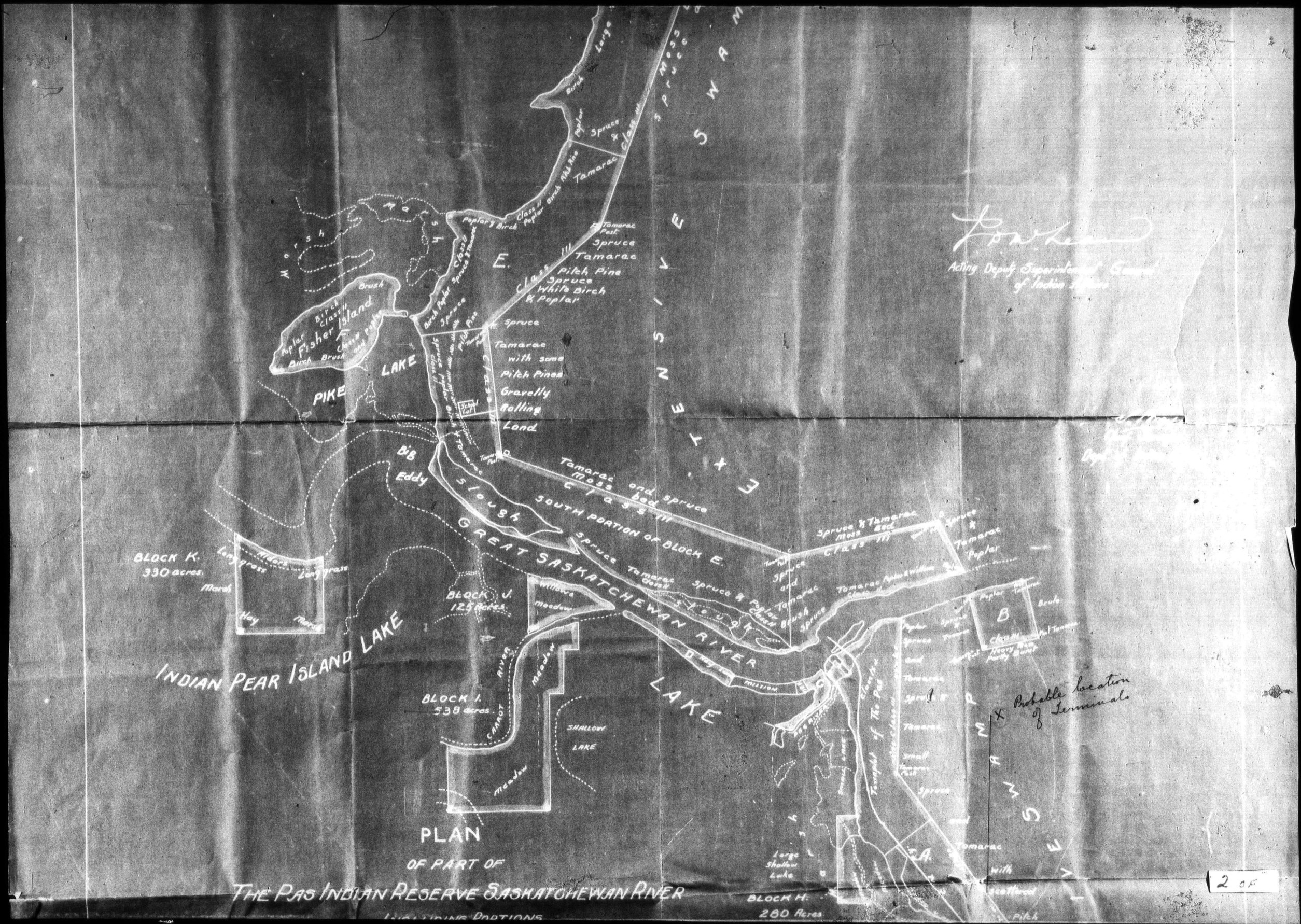
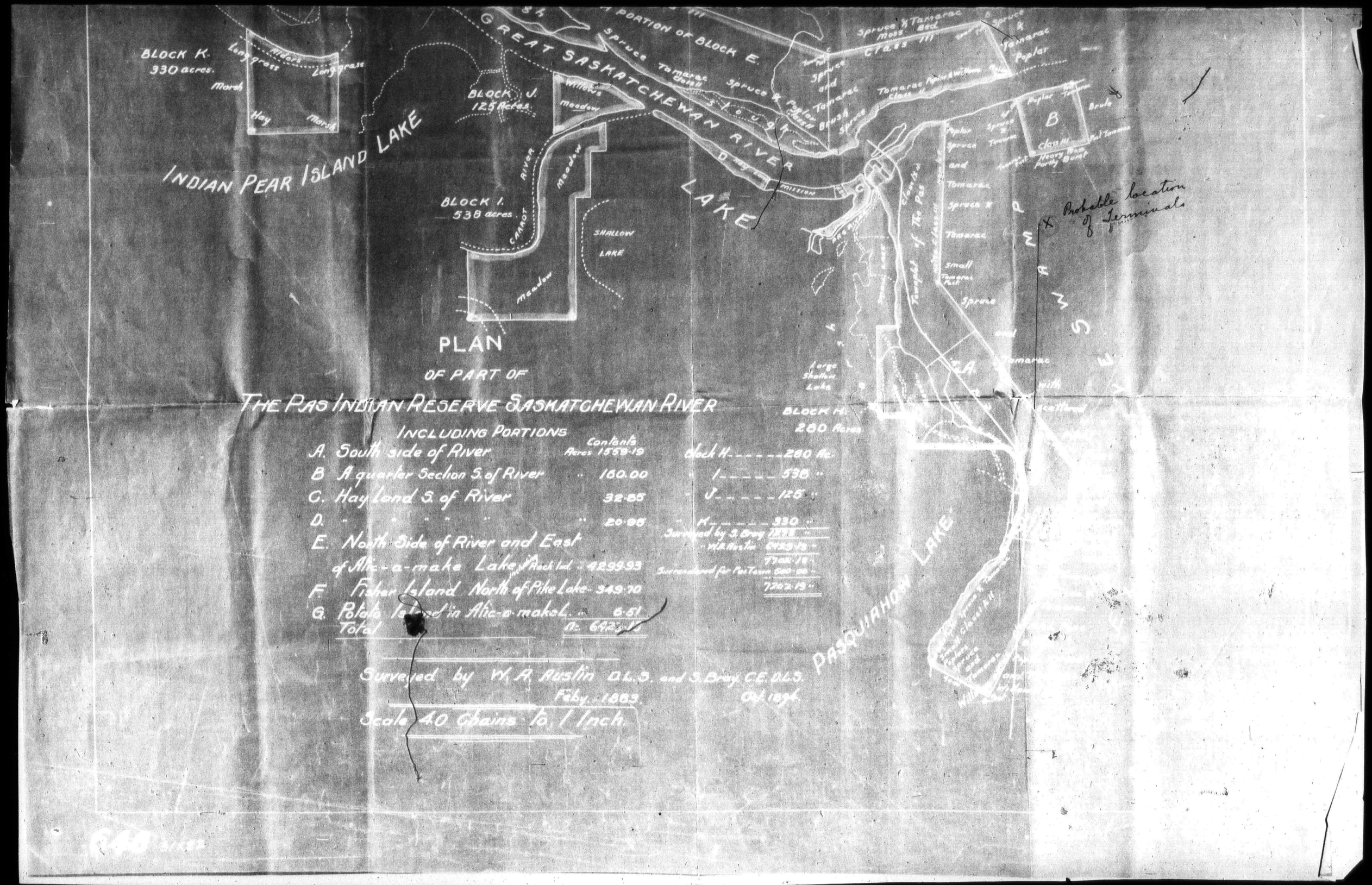


Acting Deputy Superintendent General of Indian Affairs

1


Acting Deputy Superintendent General of Indian Affairs
Probable location of Terminals
PLAN
OF PART OF
THE PAS INDIAN RESERVE SASKATCHEWAN RIVER
INCLUDING PORTIONS
GREAT SASKATCHEWAN RIVER
INDIAN PEAR ISLAND LAKE
PIKE LAKE
Fisher Island
Big Eddy
Slough
SOUTH PORTION OF BLOCK E.
BLOCK K.
330 acres.
BLOCK J.
125 Acres.
BLOCK I.
538 acres.
BLOCK H.
280 Acres
SHALLOW LAKE
Large Shallow Lake
Triangle of The Pas
CARROT RIVER
Meadow
Marsh
Hay
Long grass
Willows
Brush
Tamarac
Spruce
Pitch Pine
White Birch
Poplar
Gravelly
Rolling
Land
Tamarac Moss and spruce bog
Spruce & Tamarac Moss Bog
Tamarac with some Pitch Pines
Tamarac with scattered Pitch
Class I
Class II
Class III
E.
B
A.
2 of



PLAN

OF PART OF

THE PAS INDIAN RESERVE SASKATCHEWAN RIVER

INCLUDING PORTIONS

	Contents Acres	
A. South side of River	1559.19	Block H. - - - - - 280 Ac.
B. A quarter Section S. of River	" 160.00	" I. - - - - - 538 "
C. Hay land S. of River	32.85	" J. - - - - - 125 "
D. " " " "	" 20.95	" K. - - - - - 330 "
E. North Side of River and East of Alic-a-make Lake, Pitch Isl.	4299.93	Surveyed by S. Bray 1883 " W.A. Austin 6425.19 " 7708.19 " Surrendered for Pas Town 5805.00 " 7702.19 "
F. Fisher Island North of Pike Lake	349.70	
G. Potato Island in Alic-a-make L.	6.51	
Total	Ac. 6422.19	

Surveyed by W. A. Austin D.L.S. and S. Bray C.E. D.L.S.
Feby. 1883. Oct. 1884.

Scale 40 Chains To 1 Inch.

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277030 See - 367071

INDIAN AGENT'S OFFICE,

INDIAN AFFAIRS MAR 28 1914

The Pas, Man.

March 18th, 1914.

IN YOUR REPLY REFER TO
No. 802/113
ALSO
TO DATE OF THIS LETTER.

File Copy

Sir,

DEPT. OF INDIAN AFFAIRS, MAR 24 1914 SURVEYS.

457647

Anderson Davis hold file till he requires about right-of-way whether road is such 1914

Referring to Department letter No. 277 030 dated Mar. 12th, 1913., I beg to say that I have marked on blue print as nearly as I can the location of this right of way. It is cut from or near a point on the C.N.R., track marked "(86) and 1727.7" and runs nearly north through the reserve, the course may be just a little west of north. It must be 200 feet or more wide. The clearing then extends East of Pas Annex & Pas Centre to a point south of Block B of the Pas Reserve, to where the terminals are located. They do not touch Block B. See blue print. The clearing also extends from terminals to a junction with the H.B.R., line crossing the river. This will cross portions of Blocks 53, 45 and 36.

I reported on wood in my letter No. 795/113 dated March 13th, 1914.

LANDS BRANCH MAR 25 1914

Your obedient servant.

W. R. Taylor

Indian Agent.

Asst. Deputy & Secretary,
Dept. of Indian Affairs,
Ottawa, Can.

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File No. 13.

Mr. Roche

MINISTER'S OFFICE
APR 20 1914
DEPARTMENT INTERIOR

Department of Indian Affairs,
Winnipeg, 15th April, 1914.

Hon. Dr. Roche,
Minister of the Interior,
Ottawa, Ont.

My Dear Dr,-

Mr. Malcolm McMillan of the Company who have charge of the right-of-way on the Hudsons Bay Railroad has come in to interview me with reference to a matter which is of somewhat great importance to him. As you know he clears the right-of-way on the land expropriated or bought for the Hudsons Bay Railway. On the south end of the Reserve at Le Pas. A surrender was taken of some 540 acres by Inspector Jackson. On 29 acres at the south boundary or thereabouts of this land the right-of-way is laid out. The Engineer in charge of the work there put the McMillan Bros. on to clear this. It is muskeg land covered by dwarf timber, only useful for fuel and not very good at that. Ordinarily those who are clearing a right-of-way burn up all rubbish and brush and do not utilize it for any purpose, but on this occasion owing to the fact that there were very many men out of work at Le Pas and practically starving, McMillan Bros. instead of piling and burning

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the timber, had it cut into cordwood for which they paid the men $1.25 per cord. They took this action not so much on account of the possibility of making a few dollars off this wood but more with the desire to give employment and remuneration to men who otherwise could not pay their board. I understand now that after this cordwood has been hauled into the Town of Le Pas for the use of the citizens, that the Indian Department has given instructions to Agent Taylor at that point to seize all piles of cordwood which came off those 29 acres. Further I understand this action is taken on account of the fact that the Railway Department of Canada have not settled with the Indian Department for the lands affected. In this latter case the Department is departing from the precedent established with regard to the Calgary Power Company's trespass at Kananaskis. When first I heard of this trespass I wired to stop all work until such time as settlement was effected but the Department insisted that a Corporation working under the Railway Act should not be stopped, in their work. Had my action in that case been permitted by the Department, we would not now be paying hundreds of dollars for legal fees and running the chance of having mutiny among our Indians at Morley. If it is good law to stop work on Indian lands which have been surrendered for Government Railway purposes which have not been paid for, it is surely better law that work should be stopped on Indian lands for which no surrende

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has been taken when these lands are being exploited by an outside Corporation.

Will you be kind enough to advise the Department what shall be done in the case of the Messrs. McMillan's wood at Le Pas. The firm has already paid out the amount per cord which it cost to cut and haul it. They were working under instructions from the authorities who give them orders ever since the inception of the building of the Government Railroad to Hudson Bay, and it seems a hardship that action such as has been taken should interfere with their business relations with the Railway authorities as well as the Government. I will be glad to know at your earliest convenience what further action will be taken and would ask you to be good enough to advise Mr. Malcolm McMillan, Contractor, Winnipeg as well as the Agent at Le Pas.

Yours with regards,

Glen Campbell

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DEPARTMENT OF INDIAN AFFAIRS CANADA

OFFICE OF THE DEPUTY SUPERINTENDENT GENERAL

OTTAWA April 21st. 1914.

MEMORANDUM

Mr. Gray -

Please let me know if any instructions have been given to Agent Taylor at the Pas to seize the cord-wood which was removed from the 29 acres comprised in the right of way of the Hudson Bay Railway Company on the Pas Reserve.

DEPT. OF INDIAN AFFAIRS
APR 21 1914
SURVEYS

Duncan C. Scott

D. S. G. I. A.

LANDS BRANCH
APR 22 1914

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

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Ottawa, April 23rd 1914.

File 367,071

Memorandum for the Deputy Minister.

In reply to your memo hereunder of the 21st Inst. I beg to state that on inquiring at the Lands Branch, it appears that no instructions have been given to Agent Taylor at the Pas to seize the cord-wood which was removed from the 29 acres comprising the Right of Way of the Hudson Bay Company on the Pas Reserve.

Please note in letter to the Chief Engineer of the Railway of the 26th March last hereunder that he was requested to make no entry for construction purposes on the said Right of Way and to cease any operations until the Right of Way had been paid for.

S. Bray

Chief Surveyor.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

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April 25th. 1914.

My dear Chief Inspector,

The Hon. the Superintendent General has transferred to me your letter to him of the 15th. April. I cannot find that the Department has issued any instructions to Agent Taylor to seize the cord-wood which was removed from the 29 acres comprised in the right of way of the Hudson Bay Railway Company on the Pas Reserve. If you have any additional information on this point kindly let me know.

Yours sincerely,

Duncan C. Scott

Deputy Superintendent General.

Glen Campbell, Esq.,
Chief Inspector of Indian Agencies,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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CANADA

~~36707~~

OFFICE OF THE

Chief Inspector of Indian Agencies,

DEPARTMENT OF INDIAN AFFAIRS AUG 7 1914

Winnipeg, August 4th, 1914.

466059

Secretary,
Department of Indian Affairs,
Ottawa, Ont.

Dear Sir:

Referring further to the cord wood cut by McMillan Bros. at Le Pas on surrendered Indian lands, and later seized by our Agent, you wrote me that our Agent had no authority from the Department to seize this wood. I wrote him asking under what authority he had seized the same. His reply is to the effect that he had authority from you to seize the wood. McMillans want the wood released and as the lands on which it was cut are surrendered by the right-of-way I think authority should be given to Mr. Taylor to release it.

Yours, etc.

Glen Campbell
Chief Inspector. Per JB

LANDS BRANCH AUG 8 1914

C/B

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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FORM 2.

The Great North Western Telegraph Co.

OF CANADA

H. F. DWIGHT, President.

HEAD OFFICE, TORONTO.

I. McMICHAEL, Vice-President and General Manager.

DIRECT CONNECTION WITH WESTERN UNION TEL. CO. CABLE SERVICE TO ALL THE WORLD.

CUSTOMERS' TYPE-WRITER BLANK.

Sent No.	Sent By.	Rec'd By.	Time Sent.	Time Filed.	Check.

Send the following message, subject to the above terms, which are hereby agreed to.

F. 277,030

Ottawa, August 11, 1914.

Glen Campbell, Esq.,

Chief Inspector of Indian Agencies,

Winnipeg, Man.

Reference to your letter fourth instant, instruct Agent Taylor to release cordwood cut by McMillan Bros. from seizure.

J. D. McLean.

Acting Deputy Minister.

Chge. D. I. A.

W.A.D.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)

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277,030.

Ottawa, August 13, 1914.

Sir,-

I beg to acknowledge the receipt of your letter of the 4th. instant, in regard to the wood cut by McMillan Bros. at The Pas, and seized by Agent Taylor, and in reply to state that in accordance with your explanations and acting on your suggestion, a telegram was addressed to you to instruct Agent Taylor to release the wood from seizure, of which the following is a copy. -

"Reference to your letter fourth instant, instruct Agent Taylor to release cordwood cut by McMillan Bros. from seizure."

Your obedient servant,

J. D. McLEAN

Asst. Deputy and Secretary.

Glen Campbell, Esq.,
Chief Inspector of Indian Agencies,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 7669, File 22128-7 C.N.)
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