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Indian Affairs. (RG 10, Volume 6050, file 265-5, part 6)

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Indian Affairs
School Files

(RG 10, Volume 6056)

File 265-5, part 5	Shubenacadie R.C. School-Building maintenance - Supplies - Accounts. 1938 - 1947.
File 265-5, part 6	Shubenacadie Residential School-Building maintenance - Supplies - Accounts. 1947 - 1949.
File 265-5, part 7	Shubenacadie Residential School-Building maintenance - Supplies - Accounts. 1949 - 1950.
 File 265-9, part 1	Shubenacadie R.C. Residential School. School Land. 1927 - 1936.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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265-9

No. ~~51-0-9~~

DEPARTMENT OF MINES AND RESOURCES

INDIAN AFFAIRS BRANCH

SHUBENACADIE R.C. RESIDENTIAL SCHOOL

SITE

1927
1936

PUBLIC ARCHIVES
RECORDS CENTER

[Handwritten signature]

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Indian Affairs. (RG 10, Volume 2000, File 265-9, part 1)

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June 13th. 1927.

Dear Mr. Lawlor,

We returned from our trip last week after an enjoyable and useful journey. You will remember our conversation at Shubenacadie and the Minister would like you to prepare your report on the farms which we were discussing. The acreage, improvements including fencing, and the price should all be mentioned. I should like to have the report at an early date.

With kind regards, I am,

Yours very truly,

D. Macdonald

Deputy Superintendent General.

DL
D. B. Lawlor, Esq.,

Indian Agent,

Shubenacadie, N.S.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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Re: *Ind. Affairs*
Minister of Indian Affairs
JUN 11 1927

DEPT. OF INDIAN AFFAIRS
JUN 15 1927
RECORDED
MINISTER'S OFFICE
JUN 11 1927
DEPT. OF INTERIOR

Shubenacadie, Nova Scotia, June 11, 1927

FOR ATTENTION
Charles Stewart,
Minister of Interior,
Supt Genl Indian Affairs Etc.

Dear Sir:-

As an old resident of this district, I was much pleased to hear the report that an Institution for the better education and training of Indians was to be located here.

Your recent brief visit could not give you the best idea of the district and I regret that I did not have the opportunity of showing you some of the real farms and beauties of the district.

The best agricultural land lies along the Shubenacadie river, the high marshes along the river being unsurpassed in any part of this country, suitable for any sort of crop and cultivation, and yielding continually an annual hay crop of from 2 to 3 tons per acre without any cultivation, and have to my personal knowledge been doing so for upwards of fifty years.

Shubenacadie is the best agricultural district in the Province of N.S.

A glance at map will show you that it is located exactly in the centre of the Province.

It has most excellent connections, by Highway, Rail Stages, Telegraph and Telephone with all parts.

It is located on the C.N.Ry, and the main highway through the Province.

It is one of the largest mail distributing points.

The Ry traffic at this station is greater than any station between Halifax and Moncton with the exception of Truro and Amherst.

The Indian Reserve of 1600 acres I think one of the largest in the Province, and excellent agricultural land is located within 5 miles of this station.

Shubenacadie has never been favoured one cents worth by either the Federal or Local Governments.

We have the County Exhibition Grounds but a few of we citizens put it up ourselves.

I have no desire to butt in or presume to advise you but I know the Province pretty well, and have no hesitation in saying that this is a most desirable location for your institution.

Thirty-five or forty years ago my father was Indian Agent here, and Shubenacadie was always rather regarded as headquarters of the Indians, and it would as a matter of history and sentiment, seem to be quite proper that the institution should be located here.

I realize fully that it would mean very much to this district if this institution be located here and feel that

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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I would be deficient in my duty as a public spirited citizen if I neglected to put the matter fairly before you.

I have already written Mr Ilsley, our representative on the matter and I know it will mean much to Mr Ilsley if it be located here.

As you are aware we only have two representatives from N.S. The Hon Minister of Defence and Mr Ilsley, and I have not the slightest doubt that Mr Ralston would confirm every word I have said to you as to the advantages of this location.

From what I have been able to learn from the Indian Act here, while I feel he might not tell me all he knows, I assume you require a good large farm, in a good location where it would show up well to the public, located on the main highway, with unfailing water supply for such an institution, and within a short distance from the Ry Depot, Post office, Telegraph office.

I know such a location would do much to popularize the movement, and tend to the success of the institution.

I have already written Mr Boyd Supt for N.S. along this line and giving him names of five farm owners with farms within $\frac{1}{2}$ mile of the depot and Post office here, and I take it that these would all be inspected by competent impartial men of your Dept and the Best taken.

Unfortunately or fortunately I am one of these owners, and while I protest my first thought is to get the institution located at Shubenacadie, and at the best location in Shubenacadie and I feel that I may be rather handicapped in urging Shubenacadie as the location because of the fact that I am a seller, and it might be thought my urgency was self interest.

I will therefore take a broader ground and say that I would be willing to place my farm and its location in competition with any location in Nova Scotia. *at the price and location*

I have one of the finest farms in N.S. On the main highway, with a good elevation, overlooking the highway, the C.N. Ry and the Shubenacadie River all of these three running parallel past the front of my farm.

It has an unfailing water supply, and could easily be made one of the show places of the Province.

On its front it has 32 acres of the finest marsh on the River as referred to above.

It is a large farm, some 400 acres The frontage adjoining highway being cultivated lands, and the rear wilderness.

It is two weeks earlier than any farm I know of. I will sell the front or cultivated part and keep the wilderness part, or will sell part of the front retaining the buildings, will sell it with or without the marsh.

In fact would do most anything to get this Institution located at Shubenacadie, and will not feel a bit sore if your Dept after fair inspection prefer some other farm to mine.

Give Shubenacadie a chance, because it has hitherto been neglected.

Yours sincerely,

Robert Lass

600070

file

June 14, 1927.

Dear Mr. Gass,-

I have to acknowledge the receipt of your letter of the 9th instant, addressed to Honourable Charles Stewart, with reference to the proposed Indian Residential School in Nova Scotia.

In reply I beg to state that while the site of the school has not yet been decided upon we are giving close attention to the matter.

Yours very truly,

Oct
Duncan Scott

Deputy Superintendent General.

Robert Gass, Esq.,
Shubenacadie, N.S.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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SITE NOT YET SELECTED
Annual Report June 1927
Hon. Charles Stewart Returns
From Maritimes Trip

Ottawa, June 3.—The site for the new Indian boarding school in Nova Scotia will not be decided until a further investigation is made, declared Hon. Charles Stewart, Minister of the Interior, today, who has just returned from a trip to the Maritimes. A number of likely locations for the schools were inspected by Mr. Stewart in the course of his visit in Nova Scotia.

The work of moving the Indians from outside the limits of Sydney, N.S., and placing them upon the new reserves there was proceeding very satisfactorily, stated Mr. Stewart. He hoped that in the course of the summer all the Indians would be removed to the new location, comfortably housed, with school accommodations provided on the reserve.

R

DEPT. OF INDIAN AFFAIRS
 JUN 11 1927

Stewart

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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Shubenacadie, N. S., June 6th., 1927.

A. J. Boyd, Esq.,
Superintendent Indian Affairs N. S.,
Cannes, C. B.

Dear Mr. Boyd:-

I was pleased to learn that through your effort there is a likelihood of an institution for Indians being established here, and regret that I did not at the time know of your visit.

I do not wish to butt in anywhere, but I presume that the first thing in your mind is a suitable location, at a reasonable price, for the popularity of the movement will depend much on the location.

I need not say to you that Shubenacadie village situate on the C. N. Ry. and on the main highway from Halifax to Truro, exactly in the centre of the Province, the best farming community in the Province, with excellent connection by Rail, Main highway, Stages, Telegraph and Telephone with all parts must be a desirable location, and the Indian Reserve of some 1800 acres is only five miles distant.

As a lifelong resident of the place, and for many years past Appraiser for the Canada Permanent Corporation I have perhaps a better knowledge of the farms here, and their values than others could have, AND I have no axe to grind.

I do know however if you can secure a suitable location and build this institution near our Town, and close to Ry Depot, Post Office, Tel and Tel offices Churches etc that it would mean much to the appearance and popularity of the Institution, and to the future of this Town.

I can well believe that a location on the main highway with a good elevation, ample water supply and opportunity for sewerage and with a good view would be the ideal, and several such can be obtained here, within $\frac{1}{2}$ mile of the Ry. Depot and Post Office.

While I repeat, That I have no axe to grind, and my first thought is the Best interests of the institution and this Town and community, I beg to say that I have one of the finest farms in the Province, within sight of the Town, less than $\frac{1}{2}$ mile from Ry Depot, on the main highway, at a good elevation overlooking the Shubenacadie River and in full view from the Railway, most excellent situation, splendid soil, about two weeks earlier than most farms, ample water supply for an institution and sewerage easily available, 32

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acres of the renowned Shubenacadie River marsh, the most prolific and easily cultivated of farm lands and yielding a continual annual crop of hay without cultivation, small orchard, a splendid flat for an institutional athletic grounds, a large barn capable of housing 50 head of cattle and storing 150 tons of hay and located where in my judgement it would not interfere with your other buildings.

I only bought farm last year. It had been rather neglected, but cut 120 Tons Hay and some grain crop but I expect in two years to be making it produce 200 tons hay besides other crops.

The whole farm contains around 400 acres, but I would sell the front or cultivated portion say 150 to 200 acres and retain the rear and wood lands for myself.

Now all this does not sound as though I have no axe to grind: But the fact remains that I am not anxious to sell it.

Besides there are a number of other places near the town, which can be bought and one or two of them at low prices.

S. J. Etter, George Gay, Fred Etter, Joseph Fleming, all have good locations and are worth while looking over, to get the best for the money.

My farm could easily be made one of the show places of the country, the view of and from the farm cannot be excelled.

The marsh alone is valued \$200.00 per acre or \$6400.00 but if you would not want the marsh I will keep it, and sell the upland portion, or any part of that.

While as I have said I am not anxious to sell, I am anxious that you get a property that will suit you entirely and within $\frac{1}{2}$ mile of our town, as I know that would mean a great deal to the future of this community.

Yours truly,

(Signed) Robert Gass.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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DEPARTMENT OF INDIAN AFFAIRS
CANADA



OFFICE OF
INDIAN AGENT



River Bourgeois, N. S.,
June 11th., 1927.

Dear Doctor Scott,-

I enclose herewith for your information a letter which explains itself. Although the gentleman who wrote it, Robert Gass, Esq., of Shubenacadie, N. S., protests that he has "no axe to grind", yet I think that the property, which he owns and describes, should not be overlooked in selecting the best site for the proposed residential school for Indian children.

Yours very truly,

Indian Superintendent.

Duncan C. Scott, Esq., Litt. D.,
Deputy Superintendent General,
Department of Indian Affairs,
Ottawa, Ont.

P. S. I am forwarding original of the enclosure to Hon. Mr. Stewart, Superintendent General.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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AC

June 16, 1927.

Dear Mr. Lawlor,-

I send you herewith a copy of a letter which Superintendent Boyd has sent me. The Honourable Mr. Stewart also received a letter from Mr. Gass. Would you kindly report on his farm when you are reporting on others.

Yours very truly,

act

W. Stewart
Deputy Superintendent General.

D.B. Lawlor, Esq.,
Indian Agent,
Shubenacadie, N.S.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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July 11, 1927.

Dear Mr. Lawlor:

I have to inform you that Mr. Russell Ferrier, Superintendent of Indian Education, and Mr. R. Gurney Orr, Department Architect, will arrive in Shubenacadie on Tuesday morning the 19th instant, at 10.15 o'clock. They have been instructed to look over the properties that are mentioned in your letters of the 17th and 22nd ultimo with a view to selecting a building site and purchasing a farm. Please arrange to meet them and to give whatever help you can. It might be well to notify the owners of suitable properties.

Yours very truly,

Duncan C. Scott

Deputy Superintendent General.

D.C. Scott

D. B. Lawlor, Esq.,
Indian Agent,
Shubenacadie,
N. S.

Reinds - 600070



Shubenacadie N.S. July 14th 1927

Duncan C. Scott Esq.

Depty Supt Genl Of Indian Affairs.

Ottawa.

Dear Sir:-

Re my former letters and the proposed purchase of a farm here by your Dept, I have been advised that your Engineers will shortly visit this place to make selection.

While you have a rough sketch of several offers I made through local Indian Agent, in making such sketch I was rather at a loss not knowing exactly what you required.

However I wish to remind you that I will allow you to select any portion of my farm you may consider most desirable for your purpose, with or without buildings, and will sell any portion you may select, without enhancing prices, and really at perhaps a little less than value.

I not only wish to sell the farm but as an old resident, and citizen who has always worked for the best interest of the community, I would like to see you get the best location possible for your institution.

I know I have one of the best farms in the country, **THE BEST SOIL**, a sandy loam free from stones easily cultivate and very productive. Best location, fronting on the Main Provincial Highway, which advantage none other has, within a short distance of Post Office, Ry Station, Telegraph Office, Churches, Schools, District Exhibition and athletic grounds.

AMPLE and never failing water supply and most convenient and inexpensive sewerage opportunity.

Good farm buildings, or plenty farm and excellent building sites without buildings, which no other obtainable has

Yours truly,

Robert Lasso

I desired you could obtain a railway siding just across highway, opposite front of farm.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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DEPARTMENT OF INDIAN AFFAIRS
CANADA

Shubenacadie, N.S.,
July 22, 1927.

We agree to sell this fall
our farm, composed, approximately of

1. — 17 acres marsh land,
2. — 65 acres upland on which the bldgs
are situate
3. — 50 acres wood lot.

but not including this years crop &
all chattels, personal effects for the
sum of (\$7000) Seven thousand dollars.

Witness
D. B. Fawcett.

George Guy
Minnie Guy

Shubenacadie N.S.
July 22/27

We hereby agree to sell our house and lot situated on the Gay Property, Maitland Road, Shubenacadie, to the Department of Indian Affairs, for the sum of Four Thousand (\$4000^{00/100}) Dollars, possession to be given them May 1st, 1928.

Signed:
Bertha E. Leutz Etter
Allan J. Etter

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DEPARTMENT OF INDIAN AFFAIRS
CANADA

- 1. Boundaries
 - 2. Old site
 - 3. Site
- Memorandum:

For the Commission
Embudo N.S.
12 + 11 Queen
Hants Kings
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147a
82a
11-60
AAA
Dec 16/27
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July 28, 1927.

DR. SCOTT.

On Tuesday, the 19th instant, we arrived at Shubenacadie, N. S., to examine properties there for the proposed Indian residential school. J. L. Ilsley, LL.B., of Kentville, M. P. for Hants-Kings, met us there and assisted until a final selection was made. At the outset, we had a preliminary look at the various sites that had been brought to your attention by letter, and, without much hesitation, we soon confined our interest to the Etter and Gay farms, which were carefully examined. Certain local persons with some influence were desirous that the Dewis property be included in the final examination, but Mr. Ilsley and ourselves could not agree that it was suitable enough to be worthy of comparison with the other two.

It was considered advisable to proceed to Halifax for the 20th and 21st, for the purpose of meeting the church authorities and to look into building materials and sources of supply. The final selection of a site was postponed until Friday, the 22nd. On that date the Etter and Gay farms were examined with considerable care. While the first named property appeared to possess more possibilities as a productive farm - a much wider choice of acreage being available for purchase - from every other angle the Gay property was more suitable.

The Gay property is situate one-half mile from the station at Shubenacadie - immediately on the outskirts of the village. The site is reached by a good road leading directly from the village - a distinct advantage over the other properties, in that it is not necessary to cross the railroad when travelling to and from Shubenacadie. When it is pointed out that this railroad is the main line of the C. N. R., over which there is heavy traffic, the importance of this to the staff and children will be understood. The farm consists of approximately 65 acres of cultivated upland, 50 acres of woodland - 10 of which have already been cleared sufficiently for pasture, and 17 acres of marshland, which produces hay perennially without attention. The properties surrounding it appear to be clean and well cultivated. We consider this Gay farm, which consists of 130 acres, more or less, large enough for the needs of the proposed institution for some time to come. The land appears to be clean and productive and is in one block. It should be mentioned that a fresh water lake, suitable for bathing, boating and fishing, just touches the northern boundary of the Gay farm.

50-4a
AAA

82a
11-60
AAA
Dec 16/27
147a

On this property is an ideal building site. It commands a view of the countryside in all directions and the building will be seen from the railroad and from all of the

POOR
COPY

five roads running in and out of Shubenacadie. The site selected also provides ample opportunity for excellent drainage and water supply, the Shubenacadie river being less than 100 yards from the spot for the building. Electric current and telephone connection are available.

We wish to point out that it was impossible to locate a building site on the Etter property which was at all close to the railroad or main highway, and the drainage facilities were not at all comparable with those of the Gay property. This also applies with more force to the Dewis property, but, in addition, the Dewis property's only possible site for the building was immediately over disfiguring gravel pits and generally rough ground. It was represented to us that a siding which was close to the Dewis property would be a big advantage. However, this feature was not worthy of serious thought as all materials would have to be unloaded from the cars into a vehicle and hauled up a difficult grade to the building. The Gay property, without railroad to cross and only a few hundred yards farther from a railroad station, had the distinct advantage of being near a post office and business community. We were warned by certain interested parties that the road leading to the Gay property, which happens to be the main road to Maitland, was flooded at certain seasons of the year. We made several enquiries from independent sources in this connection and we learned that the road was flooded for an hour or two a day in the spring of certain years only, but that it was not impassable even when flooded.

Mr. S. J. Etter wanted \$13,500 for his farm, which consists of 270 acres. A lot of the value of this property is tied up in the buildings, the most important of which would have to be removed in the event of an Indian residential school being erected there. Mr. George Gay, in his written offer to Mr. Indian Agent Lawlor, asked \$9,000 for his 130 acres, but we were able to secure from him an option on the property at \$7,000, provided he be allowed to harvest this year's crop. He promised to do the fall ploughing and otherwise prepare the fields for next year's farming operations.

Shuben

Shubenacadie

We wish to recommend that the farm of George Gay be surveyed at an early date, with a view to determining not only the exact size of the property but also the best building site. If everything is found as has been represented to us and the title is satisfactory, we believe it advisable to arrange the purchase. In our opinion it is easily the best property near Shubenacadie for an Indian residential school. When title is being searched, it should be ascertained what privileges the owners have in connection with the lake that touches the property and if there is a right of way around its southern extremity.

Some time ago, approximately one-eighth of an acre of this farm was sold for the site of a residence. Three

or four years ago. the purchaser, Mr. Allan S. Etter, erected a residence, which would make a very suitable home for the farm instructor and other male members of the staff of the proposed school. This residence and lot, which is situate on the entrance road to the property, can be purchased for \$4,000, which sum is less than would be required to erect a suitable farmer's residence. We strongly recommend that this property, also, be purchased.

[Handwritten initials]

Approved
[Signature]

Russell H. Herrier
Supt. of Indian Education.

[Signature]
Department Architect.



Ottawa, 6th August 1927

Sir:

A survey is required of the farm now owned by George Gay, including that portion sold to Bertha and Allan Etter, situate approximately half a mile north-west of the village of Shubenscadie, Nova Scotia. You are requested to post all the limits of the lots which are said to contain about 130 acres, and to show on your plan the limits of the Etter Lot, also the hay marsh, and the location of an elevation decided upon as a school site, and to submit a plan of that portion of the farm which will be pointed out by Indian Agent Lawlor as the site for the school, showing contours in elevation of 5 feet vertically. You should consult the Indian Agent Mr. D. B. Lawlor at Shubenscadie who has been requested to render you such assistance as he is able. The work should be economically but carefully performed. For this service you will be paid \$10.00 per day and reasonable expenses, provided receipts in duplicate for all expenditures accompany your account. Your returns will consist of plans, diary, and report. You are requested to undertake this work at your earliest convenience.

Your obedient servant,

(A. F. Mackenzie)

Acting Assistant Deputy and Secretary

R. W. McKenzie, Esq.,
Deputy Surveyor,
12 & 13 Queen Bldg.,
Halifax, N. S.

WRW/KB

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600070.

*Mr. W. H. ...
...
...*

Ottawa, August 10, 1927.

Sir:

I have to inform you that Mr. R. W. McKenzie, 12 Queen Bldg., Halifax, has been requested to survey the George Gay farm, the small lot of Allan S. Etter and the proposed building site for the Shubenacadie Indian Residential School. Please give him every possible assistance.

Your obedient servant,

A. F. MacKenzie

A. F. MacKenzie,
Acting Asst. Deputy and Secretary.

D. B. Lawlor
D. B. Lawlor

D. B. Lawlor, Esq.,
Indian Agent,
Shubenacadie,
N. S.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

PUBLIC ARCHIVES
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CANADA

POOR
COPY

600070



R. W. MCKENZIE, C. E.
SURVEYOR CROWN LANDS

SURVEYS & PLANS
SEWERAGE
WATER SUPPLY
SUBDIVISIONS

12 AND 13 QUEEN BLDG.

HALIFAX, N. S., CANADA

Scoble
R. W. McKenzie

Aug. 8, 1927.

Reference to No. 600070,
Dated Aug. 6, 1927.

Department of Indian Affairs,
Ottawa, Canada.

Mr. A. F. MacKenzie,
Acting Assistant and Secretary,

Dear Sir:-

I have your letter of Aug. 6,
and note requirements and instructions as to
the Survey of Properties situate at Shubenacadie,
Hants County, N. S.

I will attend to the work
in the very near future immediately I am able
to get the most pressing of my present engagements
off my hands.

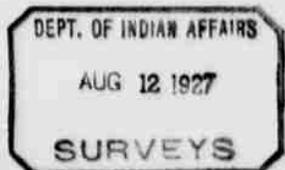
It would facilitate matters
and save me time and consequent expense if you
would forward me copies of descriptions and
abstract of title.

I remain,

Yours very truly,

R. W. McKenzie

RWMcK/DK



Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

*POOR
COPY*

Ottawa, 13th August 1927

Sir:

Instructions have been issued to Mr. R. W. McKenzie, 12 & 13 Queen Bldg., Halifax, N. S. to survey the George Gsy farm, including that portion sold to Allan and Bertha Etter. He says it will facilitate the survey and save cost if he is provided with copies of the descriptions and abstracts of title.

You are requested to procure the copies from the owners or from the registry office.

Your obedient servant,

(A. F. Mackenzie)
Acting Assistant Deputy and Secretary

D. B. Lawlor, Esq.,
Indian Agent,
Shubenacadie, N. S.

WRW/KB

WRW *ABM*

600070



Ottawa, 13th August 1927

Sir:

I have your letter of the 8th instant and note you are prepared to undertake the surveys of the Gay farm including the portion sold to Etter. Mr. Lawlor, Indian Agent, Shubenacadie has been requested to supply copies of the descriptions and abstracts of title.

Your obedient servant,

A. F. Mackenzie
(A. F. Mackenzie)
Acting Assistant Deputy and Secretary

R. W. McKenzie, Esq.,
Deputy Surveyor,
12 & 13 Queen Bldg.,
Halifax, N. S.

WRW/KB

WRW
KB

*2 letters
over*

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

POOR
COPY

600070
INDIAN OFFICE

DEPT. OF INDIAN AFFAIRS
AUG 27 1927
RECORDED

DEPT. OF INDIAN AFFAIRS
AUG 31 1927
SURVEYS

At Shubenacadie, N. S.

August 24, 1927

Sir:-

In reply to your letter of August 13th No. 60070., would say that I have procured the copies of the deeds from George Gay, and Allen and Bertha Etter, and can show same to Mr. R. W. McKenzie at any time now.

Your obedient servant.

D. B. Howler
Agent.

The Secretary
Indian Affairs
Ottawa, Canada

LANDS BRANCH
AUG 27 1927

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

POOR
COPY

CLXIII

Ottawa, 31st August 1927

Sir,-

Referring to our letter of the 13th instant, I may say that Mr. E. C. Lawlor, Indian Agent, Shubenacadie, N.S., informs us that he has procured the copies of the deeds from George Gay and Allen and Martha Etter and can show them to you at any time.

Your obedient servant,

A. F. MacKenzie

(A. F. MacKenzie)

For Assistant Deputy and Secretary.

MRW.

R. W. McKenzie Esq.,
Deputy Surveyor,
12 & 13 Queen Building,
Halifax, N.S.

McKenzie

600070



House of Commons
Canada

Kentville, N. S., Sept. 19, 1927.

Handwritten signatures and initials in the top left corner.



Duncan C. Scott, Esq.,
Deputy Superintendent *General Indian Affairs,*
~~General Indian Affairs,~~
Ottawa, Canada.

Dear Sir:

Mr. A. S. Etter, on whose house Messrs. Ferrier and Orr obtained an option of purchase for \$4,000.00, would like to find out if possible whether the Department will require his house so that he can take advantage of another bargain in a house that is now offering in Shubenacadie. Is the Department in a position to advise whether his property will be required? If not in such position now, how soon will it be before Mr. Etter will know?

g. g. g. g.

Yours truly,

J. H. [Signature]

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

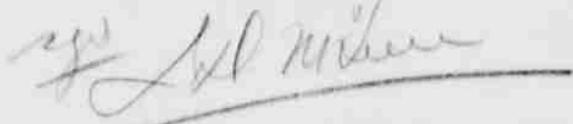
POOR
COPY

Sept. 22, 1927.

Dear Mr. Ilseley,-

Replying to your letter of the 19th instant, with reference to the purchasing of the property owned by Mr. A. S. Etter, in connection with the establishing of a Residential School at Shubenacadie, I may say that it is the intention of the Department to purchase this house. We are at present awaiting the survey which is being made, and on receipt of this steps will be taken to acquire the property.

Yours very truly,



Acting Deputy Superintendent General.

J. L. Ilseley, Esq., M. P.,
Kentville, N. S.



Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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CANADA

POOR
COPY

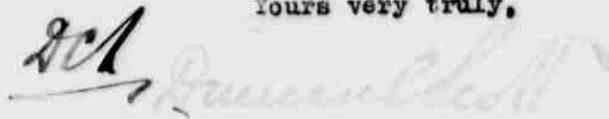
November 4th. 1927.

Dear Sir,

Having reference to the purchase of property for the purpose of a residential school at Shubenacadie, I have not heard from the surveyor since August 8th. when he stated that he would attend to the work in the near future, and asked to be supplied with copies of the description of the property and abstract of title. These copies were obtained for him in due course.

I am writing him today as I should like very much to have this work completed as soon as possible so that payment may be made during the current fiscal year. I should be grateful if you could do something to expedite the matter.

Yours very truly,



Deputy Superintendent General.

J. L. Halsey, Esq., M.P.,
Kentville, N.S.

51-0-9

~~SECRET~~

November 4th. 1927.

Dear Sir,

Having reference to your letter of August 8th. last regarding the survey of the property acquired by the Department at Shubenacadie, I should be glad to know by return mail what progress has been made. It is essential that the survey required should be completed this fall so that the property may be taken over by the Department and payment made out of funds now available which will expire at the end of the fiscal year.

OCJ

Yours very truly,

Deputy Superintendent General.

R. W. McKenzie, Esq.,
Deputy Surveyor,
12 & 13 Queen Building,
Halifax, N.S.

Indian Affairs. (RG 10, Volume 6058, file 265-9, part 1)

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CANADA

POOR
COPY



House of Commons
Canada

Kentville, N. S.
Nov. 8th. 1927.

Mr. Duncan C. Scott
Deputy Superintendent General
Indian Affairs,
Ottawa, Canada.

Dear Sir:

I have yours of the 4th instant, and in reply
beg to say that I have been trying to get the surveyor to
complete this matter for some time. I understand that it
will likely be completed very promptly.

Yours truly,

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

POOR
COPY

51-0-9

R. W. MCKENZIE, C. E.
SURVEYOR CROWN LANDS

SURVEYS & PLANS
SEWERAGE
WATER SUPPLY
SUBDIVISIONS

12 AND 13 QUEEN BLDG.

HALIFAX, N. S., CANADA

Nov. 3, 1927.

Mr. J. ...

Noted

NOV 12 1927

Duncan C. Scott,
Deputy Superintendent
Dept. of Indian Affairs
Ottawa, Canada.

Dear Sir:

Letter No. 600070

Yours of the 4th instant re Survey of
Gay Farm at Shubenacadie, Hants County, N. S. ~~is~~ hand to-
day and note that it is essential that the survey should
be completed as soon as possible.

In reply would say that the delay in
completing this survey has been almost entirely due to
the exceptionally wet weather for the entire late summer
and fall, which has constantly interfered with my arrange-
ments and caused not only loss of time but has in conse-
quence made it necessary for me to divide as best I could
the fine weather among several surveys, all of which should,
and under ordinary conditions would, have been completed
at least a month since.

This survey has been finished, with the
exception of one days Field work rechecking some of the
levels, and correcting one of the rear boundaries of the
lot which is a portion of the "base" or rear line of an old
Grant of which the property in question is a part, and the
proper establishment of which has proved both difficult and
tedious to an extent altogether out of proportion to its
length as forming one of the Gay boundaries.

I am preparing two plans, one of the
whole property, and a second on a larger scale showing the
immediate site of the existing buildings, river, boundary
between intervale and upland, and road frontages, on which

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

**PUBLIC ARCHIVES
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CANADA**

*POOR
COPY*

the five foot contour lines are also shown.

These plans will require about three days for completion, so that given a favorable day for the field work required during the present week, I should be able to have the plans ready for mailing by the 17th of the present month, at latest.

I remain,

Yours very truly,

R. W. MCKENZIE,

By *R.W.*

21-0-9

R. W. MCKENZIE, C. E.
SURVEYOR CROWN LANDS



SURVEYS &
SEWERAGE
WATER SUPPLY
SUBDIVISIONS

Handwritten signatures and initials, including 'R. W. McKenzie' and 'C.'

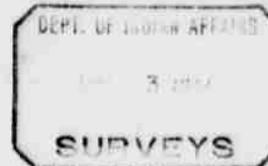
12 AND 13 QUEEN BLDG.

HALIFAX, N. S., CANADA

Nov. 30, 1927.

Refer to Letter No. 600070.

Duncan Scott, Esq.,
Deputy Superintendent General,
Dept. Indian Affairs,
Ottawa.



Re Gay Farm, Shubenacadie, N. S.

Dear Sir:

I send you by today's mail three blue prints of that portion of the Gay Farm at Shubenacadie, Hants County, N. S., which includes the road, River frontage opposite the buildings, the existing buildings including those on the lot sold to Allen Etter, the site of the proposed new buildings and drainage to the river.

On this plan I also show five foot Contour lines around the three sides of the comparatively level area which is the highest point and supposedly the site of the new buildings.

The Contour lines have not been carried around the rear of this last mentioned height as the ground there is rough and more or less broken and slopes more rapidly toward the small Pond shown northwardly of the buildings between which and the intervale there is a low and uncleared marsh or swamp.

The small scale plan of the entire property, with description according to the boundaries existing on the ground and located by my survey, will go forward by tomorrow's mail or by that of the day following, depending upon how soon I am able to get it from the blue printing concern.

I remain,

Yours very truly,

R. W. McKenzie

Handwritten notes: "See S.P. from Dept. of Indian Affairs, Ottawa"

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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CANADA

POOR
COPY

50-0-9



Mr. Ferguson

ILSLEY & DICKEY
Barristers, Solicitors, Notaries, Etc.
J. L. ILSLEY, LL.B. H. B. DICKEY, LL.B.
KENTVILLE, NOVA SCOTIA
CANADA

Dec. 6th, 1927.

Deputy Superintendent General of Indian Affairs,
Ottawa, Canada.

Dear Sir:

When Messrs. Farrier and Orr were at Shubena-
oachie they secured an offer from Robert Gass of 34
acres of marsh for \$400.00. Gass wants to sell this
marsh and has asked me to find out whether the Depart-
ment will require it. I may say that it would be
very agreeable to me if the Department should ^{decide to} purchase
it.

Yours truly,

J. L. Ilesley
J. L. Ilesley
M.P. for Hants-Kings.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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CANADA

POOR
COPY

December 16th, 1927.

Dear Mr. Ilsley,-

I have your letter of the 6th instant, with reference to the proposal that the Department purchase 34 acres of marsh land from Mr. Robert Gass for the use of the proposed Shubenacadie Indian Residential School. I believe it advisable to postpone adding to the farm which we are now about to purchase until after the school is turned over to the church authorities to manage. The Department will then be guided by whatever the Reverend Principal requests. The marsh land on the Gay property and the wood pasture may be quite sufficient for the school live stock for the time being.

I may say that Mr. McKenzie's survey is now to hand and, as everything appears to be satisfactory, I am about to arrange with the Department of Justice to have their agent search title and prepare the necessary papers. The house and lot of Allen S. Etter will, also, be acquired.

Wishing you the compliments of the season,

Yours very truly,

DCS
Duncan C. Scott

Deputy Superintendent General.

J.L.I.
J. L. Ilsley, Esq., L.L.B., M.P.,
Kentville,
N. S.

Description Lands situate at Shubenacadie, Hants Co., N. S.
Proposed to be Conveyed by George Gay to the Department of Indian Affairs

ALL that certain lot or tract of land situate, lying and being at Shubenacadie in the County of Hants and Province of Nova Scotia and more particularly bounded and described as follows, Viz:-

- Beginning at a stake driven at ordinary high water mark on the northern bank of the Shubenacadie River at the distance of 390 feet measured down stream in a straight line from the center of the most eastwardly railing on the small bridge by which the main public road leading from Shubenacadie Station to Maitland crosses a small stream formerly known as the "Mill Brook", the said point of beginning being shown on the hereunto annexed plan made and signed by R. W. McKenzie, C.E. dated Nov. 22, 1927, and thereon designated "A";
- thence north 34 degrees west crossing the old and now partially abandoned main public road, 40 feet or to a post at the southern end of the fence on the north eastern side of the present main public road leading from Shubenacadie to Maitland;
- thence along the said north eastern and eastern margin of the said road and by the several courses thereof, in direction generally northwardly 2461 feet to a point on the said road margin, the said last named point being shown on the before mentioned plan and thereon designated "B", and being distant measured along said road margin north eastwardly, 473½ feet from the center of the Old Indian Road, so called, at the point where the said Indian Road meets the road leading from Shubenacadie to Maitland;
- thence north 49 degrees 55 minutes west 3485.6 feet to an Iron Bar set on the rear or north western line of lands formerly granted by the Crown to Colonel Frederick Hamilton et al by Grant bearing date the eighth day of June in the year 1763 and recorded in the Crown Lands Office at Halifax in Book 4 page 202 as by reference thereto will more fully appear, the said last named point being shown on the said Plan and thereon designated "C";
- thence North 47 degrees east along the said last named Grant boundary and on the south eastern boundaries of lands now owned or occupied by Guy McKay and by Arthur Robinson as the said boundaries are at this date recognized and established 660 feet to an Iron Bar set on the south western line of lands owned by one, Snide, the said last named point being shown on the said plan and thereon designated "D";
- thence south 49 degrees 30 minutes east on the said last named line as marked at this date by a fence 3356 feet to the present fence on the north western margin of the aforesaid Main Public Road leading from Shubenacadie to Maitland, the said last named point being shown on the aforesaid Plan and thereon designated "K";
- thence continuing by the aforesaid south western boundary of the said Snide lands south 49 degrees 41 minutes east crossing the aforesaid Main Public Road and crossing "Snide's Lake" so called, and crossing the old and now partially abandoned Main Public Road first hereinbefore mentioned 2772 feet to an angle in the said line, the said last named point being shown on the aforesaid plan and thereon designated "E";
- thence south 39 degrees 48 minutes east by the south western boundary of an intervals lot owned or occupied by Wallace Gay and A. Grant 1230 feet to a stake set on the north western margin of the aforesaid Shubenacadie River at the line of ordinary high water mark, the said last named point being shown on the aforesaid plan and thereon designated "F";
- thence following the said River up-stream and by the several courses thereof in direction generally westwardly 2500 feet to the place of beginning, containing (exclusive of the aforesaid Main Public Road leading from Shubenacadie to Maitland, as the boundaries of the said road are marked and indicated by the fences) 146.6 acres more or less.

Being and comprising all those certain lands which were formerly conveyed to the said George Gay by Ezekiel Pineo by deed bearing date the 18th day of July in the year 1918 and recorded in the Office of the Registrar of Deeds at Windsor in the County of Hants and Province of Nova Scotia in Book 126 page 210 and therein described as follows:

"ALL that certain lot of land consisting of dyked marsh and upland known as the Charles Snide farm situate, lying and being at Shubenacadie in the County of Hants on the west side of the Shubenacadie River and described and bounded as follows: "That is to say":- Beginning at a water fence at low water mark on the west side of the said Shubenacadie River at a distance of six chains and thirty six links north eastward from the sluice at the mouth of the brook where the old saw mill stood;

"thence northward across the old road and along the north eastern boundary of the Indian Road so called, by the several courses thereof, thirty one chains and fifty links or until meeting the eastern boundary of the Maitland road so called;

"thence north eastward along the said boundary seven chains to a stake and stones set up for the purpose;

"thence north fifty three degrees west until meeting the base line of the Hamilton grant;

"thence north eastward along the said base line ten chains and twenty five links;

"thence south fifty three degrees east until meeting a ditch at the north eastern margin of the dyked marsh land;

"thence south forty one degrees east nineteen chains and seventy links or to the river aforesaid;

"thence south westward by the several courses of the said river to the place of beginning, containing ONE HUNDRED AND THIRTY-FIVE ACRES more or less."

But reserving and excepting from the said lands as hereinbefore described and conveyed by the said George Gay and wife to the said Department of Indian Affairs any portion or portions of any Main Public Road or Roads which are included within the boundaries given in the foregoing description, and also reserving and excepting from the hereinbefore described lands all that certain lot situate on the north western side of the aforesaid old and now partially disused Main Public Road which was formerly sold and conveyed to one Allan Etter by the said George Gay and Minnie Gay his wife, by deed bearing date the 7th day of December in the year 1921 and recorded in the Office of the Registrar of Deeds at Windsor in the County of Hants, N. S. in Book 135 page 276 as by reference thereto will more fully appear, and again conveyed by the said George Gay and Minnie Gay his wife, to the said Allan Etter for the purpose of nullifying and cancelling a certain condition or reservation contained in the said first Deed to the said Allan Etter, by a second Deed bearing date the 22nd day of April in the year 1926 and recorded in the Office of the Registrar of Deeds at Windsor in the said County of Hants in Book 140 page 360, and therein described as follows:-

"All that certain lot, piece or parcel of land and premises situate, lying and being at Shubenacadie in the County of Hants and described and bounded as follows, "That is to say":- Beginning at a stake on the west side of the road leading from the Maitland Road to Snides farm 259 feet distant northerly from the spout on the north side of the Maitland road and crossing the said Snide road;

"thence in a north easterly direction by a line of trees on the bounds of the said Snide Road, one hundred and ten feet to a stake;

"thence in a north westerly direction, at right angles, eighty feet to a stake;

"thence in a south westerly direction parallel with the first named line and distant therefrom eighty feet, one hundred and ten feet to a stake;

"thence in a south easterly direction eighty feet to the place of beginning."

The said last described lot containing as the boundary line are marked and have been located on the ground at this date, Viz:- November 30th, 1927, one-fifth part of one acre more or less.

The said last reserved and described lot being shown on the hereinbefore mentioned plan and thereon coloured in yellow and marked "Allan Etter", the boundary lines being designated "G-H", "H-I", "I-J" and "J-G" as by reference thereto will more fully appear.

NOTE: The bearings given in the foregoing description are as determined by angles turned on Transit circle from a Magnetic Meridian observed Sept. 26, 1927 at the point of beginning shown and indicated on the hereunto annexed plan by the letter "A".



R. W. MCKENZIE, C.E.,

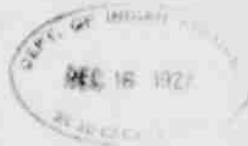
Provincial Land Surveyor,

Provinces of Nova Scotia

and New Brunswick.

51-0-9

R. W. MCKENZIE, C. E.
SURVEYOR CROWN LANDS



SURVEYS & PLANS
SEWERAGE
WATER SUPPLY
SUBDIVISIONS

*Admitted
S. Street*

12 AND 13 QUEEN BLDG.

HALIFAX, N. S., CANADA

Dec. 9, 1927.

Reference No. 600070.

Duncan C. Scott, Esq.,
Deputy Supt. General,
Dept. Indian Affairs,
Ottawa, Canada.

Dear Sir:-

Re Survey Geo. Gay Property

Shubenacadie, N. S.

*Rec'd
for
file
m-15*

I am forwarding you by today's mail three blue line prints of Plan of Survey of the property situate at Shubenacadie, N. S. owned by George Gay which has been purchased, or is under consideration of Purchase, by the Department of Indian Affairs.

I also forward with the before mentioned prints a description of the property according to the boundaries existing and now generally recognized as established, as the same have been located by my recent survey.

The several, but in general unimportant, differences between the boundaries of the property as found or established on the ground, and as described in former conveyances have been gone into fully in the Report which accompanies the Plan and new description.

I very much regret the delay that has occurred in the completion of this survey and plan, but an unprecedentedly wet late summer and fall and the necessity for giving partial attention to other unfinished work that was also, and for the same reason, long overdue, added to the altogether disproportionate amount of time which was taken up in attempting to adjust the small but annoying differences between adjoining owners, and to finally establish boundaries that would not only be accepted by those owners, but could if necessary be defended and maintained in the event of

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**PUBLIC ARCHIVES
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CANADA**

*POOR
COPY*

any action being brought at any future time before the Courts, and has resulted in the work only being now finally completed.

This matter of difficulties and adjustments has been gone into fully in the Report referred to, and I will here refer only briefly to the small area which the line B-C on the Plan cuts off from Mr. Gay's fenced but uncultivated clearing.

My reasons for finally establishing that line in the position in which I have placed it are given in detail in the report referred to, and I will only speak of it here in so far as to say that I am satisfied that it has been placed where any Court, having before it full evidence such as is contained in the old Deeds and local information, would uphold it as placed.

The small area (844 feet in length by 32 feet wide at one end and 21.8 feet at the other) which the present description does not include can probably be held by Mr. Gay by his own possession and that of his predecessors in title, but as that is a matter of some uncertainty and as the area and importance of the land involved are both practically negligible I would suggest that if it is thought desirable to include that lot in the conveyance, it should go in under a separate Quit Claim Deed as Mr. Gay is hardly in a position to safely include it in the Warranty.

The field notes, bill, and diary, will go forward in the course of a few days.

The large scale plan covering the buildings and surrounding area for a sufficient distance to contain information as to contours, location of roads, river, buildings now on the ground, etc. required by the Architect has already gone forward.

Should anything further be required I will be glad to furnish it.

I remain,

Yours very truly,

R. W. McKenzie

Given Under Seal
June 8th 1763

GRANT Book 4 page 202.

Grant to Lieutenant Colonel Frederick Hamilton, James and Gustavus Ducaret, a tract of land situate on the west side of the Shubenacadie River beginning about one mile below the old Indian Mass house and to measure from the said river on ungranted lands north 59 degrees west 72 chains; thence on to south 38 degrees west 208 chains; thence on ditto south 58 degrees east 158 chains till it meets the said river; thence by the said river to the bounds just mentioned containing in the whole by estimation 1900 acres more or less being in the county of Halifax and that in the following proportions, Viz: to the said Frederick Hamilton 900 acres, James Ducaret 500 acres, and Gustavus Ducaret 500 acres.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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ARCHIVES PUBLIQUES
CANADA

POOR
COPY

Given Under Seal
Jan 8th 1763

GRANT Book 4 page 202.

Grant to Lieutenant Colonel Frederick Hamilton, James and Gustavus Ducaret, a tract of land situate on the west side of the Shubenacadie River beginning about one mile below the old Indian Mass house and to measure from the said river on ungranted lands north 59 degrees west 72 chains; thence on to south 38 degrees west 208 chains; thence on ditto south 58 degrees east 158 chains till it meets the said river; thence by the said river to the bounds just mentioned containing in the whole by estimation 1900 acres more or less being in the county of Halifax and that in the following proportions, Viz: to the said Frederick Hamilton 900 acres, James Ducaret 500 acres, and Gustavus Ducaret 500 acres.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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CANADA

POOR
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51-0-9

R. W. MCKENZIE, C. E.
SURVEYOR CROWN LANDS

SURVEYS & PLANS
SEWERAGE
WATER SUPPLY
SUBDIVISIONS

12 AND 13 QUEEN BLDG.

HALIFAX, N. S., CANADA



Dec. 9, 1927.

Reference No. 600070

To Duncan C. Scott, Esq.,
Deputy Supt. General,
Department Indian Affairs,
Ottawa, Canada.

Report in Connection with Survey of
Lands situate at Shubenacadie, Hants County,
Nova Scotia and owned by George Gay .

Dear Sir:-

In connection with my recent survey of
above referred to property I beg to submit the following.

Upon receipt of instructions from your
Department to proceed with the survey of the above mentioned
Farm property I, as instructed, saw Mr. D. B. Lawlor,
Resident Indian Agent at Shubenacadie and had him procure for
me the description of the property as the same appears in the
Deed from Ezekiel Pineso to George Gay which is dated July,
18, 1918.

As upon looking over the front or
cultivated portion of the lands I found it to be for the most
part fenced and occupied, and as I was informed that the
boundaries were well established and marked, I did not at
that time consider it necessary to procure from the Registry
of Deeds at Windsor the older conveyances in order to check
the various descriptions through which the title passes from
the original Grantee, Hamilton, to the present owner.

I have a fair general knowledge of the
titles and what may be spoken of as the "state" of property
boundaries in that locality, and I already knew that the lands
in question are a portion of a grant of 1900 acres granted by
the Crown to Colonel Frederick Hamilton and James and Gustavus
Ducaret June 8, 1763, Book 4 page 202 Crown Lands Office Records,

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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a considerable portion of which was purchased by one Snide, an early settler in the District and an ancestor of the man of the same name who owns the Farm adjoining and north east of the Gay farm. Snide later set off by Deed or Will to certain of his Heirs the two portions of the original purchase, one of which is now owned by Gay and the other, adjoining Gay, by Allison McDonald.

That the description contained in Gay's Deed has been copied from a much older, probably the first, conveyance may be inferred from the reference to the Mill, Sluice, and roads.

The Mill has not been in existence within the memory of anyone now living but is said to have stood at approximately the point where the small Bridge is shown on the plan. This Brook was formerly known as "Saw Mill Brook" and some old timbers are still to be seen at low tide partially buried in the mud which appear to have been part of a building. The position of the Sluice is, of course, not known.

I have taken as the place of beginning the point at which ordinary high tide is intersected by a line which is approximately at right angles to the shore and Old Road at the point of termination of the fence on the eastern margin of the present Public Road leading from Shubenacadie to Maitland. The distance from the point of beginning as I have so fixed it to the center of the eastern or down stream rail of the small Bridge is 390 feet; that called for in the description from the Sluice to the same point is 419.8' or 6.36 chains.

I think the difference in distance may be disregarded as the starting point is reasonably well fixed by the junction of the Old and the Present roads and may be regarded as correctly located.

From the place of beginning the description calls for a course following the margin of the Indian Road 31.50 chains, to the Maitland Road and on that road an additional 7.00 chains to the point at which the line running to the rear of the lot is supposed to commence, or a total of 2541 feet; my measurement for the same distance is 2501 feet, but the difference may be and probably is due in part to my point of commencement being at ordinary high tide mark instead of at low tide, which would account for a part of it, and in part to the uncertainty as to the line upon which the first measurement was made as the "margin of the road." The road has been widened and to some extent straightened within recent years, and the River Bank has also altered more or less.

I found the distance from the center of the Indian Road to the point where the fence between Gay and McDonald intersects the Maitland road to be only 451.7 feet or 6.84 chains from the center, as against the 7.00 chains called for, from the north eastern margin of the Indian road.

It was not until this point had been reached that I learned that this line was claimed by McDonald, the abutting owner, to be wrongly placed and upon his property.

Mr. McDonald informed me that his Deed was not in his possession, but arranged that I was able to get it, pending which I continued the survey around the River and north east sides and across the Base.

The lines on the north east side are marked by fences or posts, that between the Wallace Gay and A. Grant lot and George Gay by the latter, the remains of an old fence, that between Gay and the Snide property by a post and wire fence which as will be apparent from the Plan, is in reasonably close agreement with the description contained in the Deed, and which while not perfectly straight throughout its entire length is so nearly so as to justify my having given only two bearings on it, one from the margin of the marsh to the Maitland road and a slightly different one from the road to the rear line.

On the rear line, which is supposed to and should coincide with the Base, or north west line of the Hamilton Grant, I again met with difficulty.

The line here was neither well marked nor otherwise satisfactory and was approximately ten degrees off the bearing.

The rear, or base, line of the Hamilton Grant, of which this line is a short section is described as 208.00 chains in length and is abutted on its outer or north western side by numerous smaller lots granted at a great many different periods. The Hamilton Grant has been split up into a number of lots such as those with which we are concerned, the widths of which on the base line are in general about ten chains.

As a natural consequence of these conditions the original Hamilton line has probably been lost for many years and the line now on the ground is the natural result of many disconnected surveys at various times of short sections each covering only the distance upon which some one property was bounded by that line, and as a result the Hamilton base at the present time appears to be instead of the straight line called for, a series of short lines, differing in bearing from one to three or four degrees.

For this and the further reason that this line, despite its irregularities, is for the most part recognized, fenced, occupied to, and in many places cultivated to, and neither the original corners of the grant nor any other one point upon it can be taken as more positively than another fixing the original

ation, I did not locate the corners and calculate a bearing that would describe a straight line between these corners, as I would have done had the circumstances been a little different.

I was informed that that portion of the Gay farm situate on the northwest side of the Road, was surveyed in or about 1897 by my Father, the late James McKenzie, and on looking up his Field Notes which are in my possession I found that he had started on the road at a point corresponding to that shown and marked "B" on my Plan and ran back the distance that I have taken, Viz: 3485 feet, and that he also ran the Base line from the last named point north eastwardly to a point at which he crosses the fence on the rear line of the Snide Property which was then and is now on the margin of the former clearing supposed to be on or up to the Base line.

I would say here that I am inclined to attach considerable importance to my Father's location of the lines in question, as apart from the fact that he was extremely careful in such matters he was then a man of upwards of seventy-five years of age, and had a lifetime's intimate acquaintance and familiarity with the titles and lot boundaries in that district.

According to my information the line set up by my Father was undisputed until about 1911 or 1912 at which time the Farm now owned by Mr. Gay was owned by one Cox who employed a surveyor named Archibald to resurvey the property.

The fence at the road shown on my Plan opposite and near the point "B", and marked "Fence S.50° 27' E, 844 ft." is said to be on the line set up Mr. Archibald, and the dotted line in rough prolongation of the fence (on which I found some line marks or Blazes corresponding in age to about the date of the Archibald survey) terminates at a Birch tree marked apparently for a corner and shown on the Plan near the point "C". This Birch tree, I am informed by Mr. McDonald, was the corner established by Mr. Archibald, who at the same time continued his survey across the rear and near the point "D" on the Plan, set a squared wooden post to mark the corner on the Snide lot. That post is still standing. See Plan.

The bearing of this last mentioned line is now N.38°25'E. and were it not for the corners having been established I would incline to the opinion that it was a trial line.

The base line of the Hamilton lot was originally N.38° E. and I would expect to find, and do find on the more reliable lines in that grant, nine degrees variation, which would make the bearing of that base line at this date, N.47°E., or differing by approximately nine degrees from the bearing taken by Mr. Archibald.

There is of course the possibility that the matter of the magnetic change was overlooked and the line set up on the original bearing.

The wire fence shown on the plan near the Point "C" was erected by Guy McKay whose land abutts on the Hamilton Grant as shown and it is said to have been put up by Mr. McKay on the supposition that the line as set up by Mr. Archibald had been properly located.

The fence on the rear of the Snide lands, shown running north eastwardly from the point "D", has also been supposed to be on the line but is in general irregular and appears from the evidence of the old clearing on the Snide Property to have been "swung" in near the Gay lot to meet the Archibald corner. The intermediate piece on the rear of the Gay property is unfenced.

I am also informed that immediately the Archibald line from "B" to "C" had been set up the, at that time, owner of the Gay Farm, Cox, cut the wood on the strip between that and the older line.

This appears to be, to at least some extent, true, but I succeeded finding a number of line marks corresponding in age to the date of the McKenzie survey, viz: 1897 (See noted on Plan) and after obtaining Mr. McDonald's Deed I had him point out as closely as he was able to do, the position of the McKenzie corner, some 30 feet at least north eastward of the corner I have set up, which last is some 25 feet north eastwardly of the Birch known as Mr. Archibald's corner.

After I had made a "needle" survey of practically the entire length of the Hamilton Base, and had looked up everything I was able to locate in either my own files which extend back to about 1900 and in my Father's notes of former surveys that could have any possible bearing on the case, particularly with regard to occupation, came to the conclusion that it was unnecessary to take the time and incur the expense incidental to going to Windsor in order to search the Records and obtain copies of the older descriptions as the difficulty appeared to me to be one that could and should be settled from the information at hand and for the most part dependent upon possession, or at least occupation, etc.

The two doubtful lines, viz: "B-C" and "C-D" have been established as shown on the plan as follows:

The most definite point mentioned in the description and the one least likely to have altered its position is the point on the Maitland Road distant 7.00 chains north eastwardly from the Old Indian Road. This is the point "B" on the Plan and appears to agree with that from which Jas. McKenzie started in 1897 at which time the stake and stones called for were probably still in existence. The road has been widened within the past four or five years which probably explains why they are not now to be found.

In selecting this point I give the doubt as to the width

the Indian Road in so far as possible to the Gay property, taking the margin of the Indian Road as that of the "travelled way" between ditches, twenty-three feet or at eleven and one-half feet from the center of the travelled way. I consider that at the time the description originated, that may and probably was, the margin from which the measurement was taken.

I assume that the direction of the line called for from the point "B" to "C" and described in the Deed as N.53°W. is intended to be parallel with the end lines of the original Hamilton Grant and with other division lines; if so, that line should be north 50° West at this date. (to the best of our ability to decide so rather doubtful a question.)

I also assume that the bearing was observed at the point "B" and I therefore have determined the course by carefully observing a bearing of north 50 degrees west at that point.

The bearing shown on my plan and given in the new description for this line is north 49 degrees 55 minutes west and is the bearing as deduced from the meridian observed at the point of commencement of the survey, "A" on the plan. The difference of five minutes being that between the two observations. The deduced bearing from the first meridian is given on the plan and in the description in order that it may correspond with other bearings shown which are deduced from the meridian observed at "A".

In other words N.49° 55'W. is the deduced bearing of the line in question, and N.50°W. the needle reading observed at the point "B".

This line passes through two or three old blazes supposed to be those made by James McKenzie at the rear of the clearing and some distance farther, before entering the cut out area, more blazes are found from four to ten feet to the north east.

The position of these marks indicate that the McKenzie line bore more northwardly and confirms Mr. McDonald's statement as to the approximate position of the corner.

My line passes 21.8 feet north east of the angle in the fence at "B" and 32 feet north eastwardly of the angle at the back of the clearing, 844.4 feet from the fence on the road margin, thus cutting a strip of the dimensions given off the enclosed pasture occupied by Mr. Gay.

Some marks of a line believed to be that made by Archibald are found approximately in prolongation of the fence and the line is quite well marked near the Birch tree marked for a corner at "C".

The Base Line across the Gay Lot was established as follows:

I was able to find a few old line marks probably the line set up by Jas. McKenzie, the bearing of which appeared to be S.47°W. by the needle. I ran a trial line on that bearing in both directions and found that near the intersection with "B-C" I was some feet to the right (N.W.) of another line tree which I had not previously found.

I then extended the trial line (by compass using the needle only) in the reverse direction N.47°E. and found that it crossed the Snide line at "D" 13 feet from the angle in the fence and 29 feet from the post set by Archibald for the corner and marked on its North east face "1911" and on the South east face "T.C" (Thos. Cox)

As the bearing as given by the needle was that showing the variation I had expected, I continued the trial line across the Snide lot about half a mile to and along a portion of the line where the fence has been well established for many years and the line has been and is cultivated to.

I found that while the fences were not straight and my trial line crossed first the Snide Base to a point some 12 to 15 feet north west of it at one point, it later crossed back and was undoubtedly bearing too far to the east by about one degree.

I also found the needle to be inconstant and in some places to read N.48°E.

Upon connecting the trial line with my Transit Survey I found the deduced bearing of the latter to be N.48° 5' east, and the different needle to correspond closely to that bearing except at and near my first Compass Station where there appears to be some local attraction.

Some part of the error is therefore instrumental, faulty needle. The transit needle checks up with several of my other instruments and may therefore be considered correct.

Making the correction required the line starts from the point of intersection with the fence on the Snide line ("D" on plan) at 11 feet from the angle in the fence and 27 feet from the Archibald Post; thence running south 47 degrees west (deduced bearing) it follows the old blazes, and at 660 feet, or 10.00 chains, intersects the line "B-C" at 3485 feet from the wire fence on, or approximately on, the road margin at "B".

The shortage in distance on the Base, viz: 25 links, (16.5 feet, is less than that were the James McKenzie corner accepted, and it is not improbable that it is due to encroachment from the north eastern side.

To sum up the situation I would say that I have entirely disregarded the Archibald Survey and also find myself unable to accept the McKenzie line on the course marked "B-C" on plan, although I do accept the latter survey on the Base line.

The reasons, or line of argument, will be sufficiently clear from the foregoing, but may be further explained as follows:

As to the rejection of the McKenzie and Archibald lines.

1st - The Archibald line "B-C". There is nothing in any of the former conveyances of which I am aware, or have seen to support or justify Mr. Archibald's location of this boundary. I am, I believe reliably, informed that Mr. Archibald was employed by Mr. Cox the owner of the property to be surveyed, and that no notice was given the abutting owner, McDonald. The surveyor was unaware of the existence of an older line, made no investigation on the ground, and so did not learn of its existence, asked for none of the descriptions contained in the Deeds of abutting owners or other information, and started at the road from a point said by his employer, Mr. Cox, to be a corner.

The abutting owner, McDonald, has I believe always protested that the line had been wrongly placed. He is a man past middle age and has lived on the farm he now occupies his entire life time, as did his father. He has always regarded the McKenzie line as correctly retracing the older line, having been so informed by his father. He, however, entered no action in the courts against Cox, who immediately after the Archibald line had been set up, cut the wood on the disputed strip. There is, however, ample evidence that he has always protested that the line made by Mr. Archibald had been wrongly placed.

2nd - The Archibald line on the rear or Base "C-D" on plan. This may be dismissed without further comment than to say that I am of the opinion that Mr. Archibald being totally unfamiliar with the district and without a more definite bearing for that line than "northeasterly" as in the deed, thought that the line upon which his corners were placed was the Base line. If so, he was clearly mistaken and, as already stated, were it not that his corners are still standing I would have no doubt that his line was intended for a trial line.

3rd - The McKenzie line approximately "B-C" on Plan. So far as I am able to form an opinion from the line marks still to be found, and such local information as I have been able to gather, the so-called, McKenzie line started on the road at my own starting point "B", then marked, admitted and acknowledged, and pointed out as the corner by the owners of the adjoining lands.

Were the other corner near "C" still standing or in

existence I would accept it and establish a direct line between the two corners, on the ground that there is not sufficient evidence to prove beyond doubt that the McKenzie line was wrongly placed, and had both corners been kept up I would consider that that line had also to support it usage and recognition for a number of years and that there was a reasonable assumption that it had been established with the consent or under the direction of both the interested parties, and might not unreasonably be considered as a conventional line.

The setting up of the Archibald line and subsequent cutting of the disputed strip by Cox, and Mr. McDonald's failure to take any action other than verbal protest, I think places the matter differently and in the position where it becomes necessary to establish the line called for in the Deed, and this I think I have done.

The small area enclosed by Mr. Gay's fence which my line cuts off from his clearing he may have had in occupation sufficiently long to have title to by possession.

I should not, however, think it safe for him to include that parcel in a Warranty Deed.

4th - The McKenzie line on the Base or Rear. I accept this line as it is on what I consider the proper bearing, and continued north eastwardly, will follow as closely as can be expected, although crossing and recrossing the existing fences, on the rear of the Hamilton Grant as now marked on the ground.

The acreage is as given in the description Viz: 146.6 acres exclusive of that portion of the Maitland road included in the description but assuming the road width to be as marked by the fences. It is not improbable that a greater width should have been given.

The old road, now only in use as far as the Gay and Snide farms, has not been deducted from the acreage as its width is also in doubt. The Etter lot containing one fifth of one acre is also included in the acreage given.

The reservation has been so worded as to take care of any part of both roads that has been included in the description.

The buildings have not been shown on the last (the property) plan as I understand they are to be removed and they are shown with other detail on the Contour plan.

I also thought that it would be convenient to have Blue line prints rather than blue prints, in case of its being necessary to add memo reference to new Buildings, etc.

The survey has been greatly interrupted and delayed by wet weather and to some extent also by the difficulty in the location of the rear and south western boundaries..

I attach hereto a copy of the description contained in the Grant from the Crown to Hamilton and others; there is no plan attached to the Grant.

I remain,

Yours very truly,

R. W. McKenzie

RWMcK:DK

2
McKenzie
Secretary

Ottawa, 22nd December 1927

Sir,-

I have your letter of the 9th instant with report of the survey of the George Gay farm and also accompanying description. Your description is being amended in two particulars,- The distance N.49°55' W is being changed from 3486.4 to 3485 feet and your distance S.49° 30' E is being changed from 3350 ft to 3355 ft, both to agree with the blueprint submitted.

There appears to be no doubt that you have a plan made on tracing linen and that plan is required by this Department for permanent record. If you desire a copy for yourself, a blueprint will be made and returned to you upon request. An early reply will be appreciated.

Your obedient servant,

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

For Assistant Deputy and Secretary.

H.W. McKenzie Esq., C.E.,
 Surveyor Crown Lands,
 12 & 13 Queen Building,
 Halifax, N.S.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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C O P Y

R. W. MCKENZIE, C. E.
Surveyor Crown Lands

12 and 13 Queen Bldg.,
Halifax, N. S., Canada
Dec. 9, 1927.

To Duncan C. Scott, Esq.,
Deputy Supt. General,
Department Indian Affairs,
Ottawa, Canada.

Report in Connection with Survey of
Lands situate at Shubenacadie, Hants County,
Nova Scotia and owned by George Gay.

Dear Sir:-

In connection with my recent survey of
above referred to property I beg to submit the following.

Upon receipt of instructions from your
Department to proceed with the survey of the above mentioned
Farm property I, as instructed, saw Mr. D. B. Lawlor,
Resident Indian Agent at Shubenacadie and had him procure for
me the description of the property as the same appears in the
Deed from Ezeziel Pineo to George Gay which is dated July
18, 1918.

As upon looking over the front or
cultivated portion of the lands I found it to be for the most
part fenced and occupied, and as I was informed that the
boundaries were well established and marked, I did not at
that time consider it necessary to procure from the Registry
of Deeds at Windsor the older conveyances in order to check
the various descriptions through which the title passes from
the original Grantee, Hamilton, to the present owner.

I have a fair general knowledge of the
titles and what may be spoken of as the "state" of property
boundaries in that locality, and I already know that the lands
in question are a portion of a grant of 1900 acres granted by
the Crown to Colonel Frederick Hamilton and James and Gustavus
Ducaret June 8, 1763, Book 4 page 202 Crown Lands Office Records

C Surveyor title

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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a considerable portion of which was purchased by one Snide, an early settler in the District and an ancestor of the man of the same name who owns the Farm adjoining and north east of the Gay farm. Snide later set off by Deed or Will to certain of his Heirs the two portions of the original purchase, one of which is now owned by Gay and the other, adjoining Gay, by Allison McDonald.

That the description contained in Gay's Deed has been copied from a much older, probably the first, conveyance may be inferred from the reference to the Mill, Sluice, and roads.

The Mill has not been in existence within the memory of anyone now living but is said to have stood at approximately the point where the small Bridge is shown on the plan. This Brook was formerly known as "Saw Mill Brook" and some old timbers are still to be seen at low tide partially buried in the mud which appear to have been part of a building. The position of the Sluice is, of course, not known.

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I think the difference in distance may be disregarded as the starting point is reasonably well fixed by the junction of the Old and the Present roads and may be regarded as correctly located.

From the place of beginning the description calls for a course following the margin of the Indian Road 31.50 chains, to the Maitland Road and on that road an additional 7.00 chains to the point at which the line running to the rear of the lot is supposed to commence, or a total of 2541 feet; my measurement for the same distance is 2501 feet, but the difference may be and probably is due in part to my point of commencement being at ordinary high tide mark instead of at low tide, which would account for a part of it, and in part to the uncertainty as to the line upon which the first measurement was made as the "margin of the road." The road has been widened and to some extent straightened within recent years, and the River Bank has also altered more or less.

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The line here was neither well marked nor otherwise satisfactory and was approximately ten degrees off the bearing.

The rear, or base, line of the Hamilton Grant, of which this line is a short section is described as 208.00 chains in length and is abutted on its outer or north western side by numerous smaller lots granted at a great many different periods. The Hamilton Grant has been split up into a number of lots such as those with which we are concerned, the widths of which on the base line are in general about ten chains.

As a natural consequence of these conditions the original Hamilton line has probably been lost for many years and the line now on the ground is the natural result of many disconnected surveys at various times of short sections each covering only the distance upon which some one property was bounded by that line, and as a result the Hamilton base at the present time appears to be instead of the straight line called for, a series of short lines, differing in bearing from one to three or four degrees.

For this and the further reason that this line, despite its irregularities, is for the most part recognized, fenced, occupied to, and in many places cultivated to, and neither the original corners of the grant nor any other one point upon it can be taken as more positively than another fixing the original

location, I did not locate the corners and calculate a bearing that would describe a straight line between these corners, as I would have done had the circumstances been a little different.

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The bearing of this lastmentioned line is now N.38° 25'E. and were it not for the corners having been established I would incline to the opinion that it was a trial line.

The base line of the Hamilton lot was originally N.38° E. and I would expect to find, and do find on the more reliable lines in that grant, nine degrees variation, which would make the bearing of that base line at this date, N. 47° E., or differing by approximately nine degrees from the bearing taken by Mr. Archibald.

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The two doubtful lines, viz: "B-C" and "C-D" have been established as shown on the plan as follows:

The most definite point mentioned in the description and the one least likely to have altered its position is the point on the Maitland Road distant 7.00 chains north eastwardly from the Old Indian Road. This is the point "B" on the Plan and appears to agree with that from which Jas. McKenzie started in 1897 at which time the stake and stones called for were probably still in existence. The road has been widened within the past four or five years which probably explains why they are not now to be found.

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of the Indian Road in so far as possible to the Gay property, taking the margin of the Indian Road as that of the "travelled way" or between ditches, twenty-three feet or at eleven and one-half feet from the center of the travelled way. I consider that at the time the description originated, that may and probably was, the margin from which the measurement was taken.

I assume that the direction of the line called for from the point "B" to "C" and described in the Deed as N. 53° W. is intended to be parallel with the end lines of the original Hamilton Grant and with other division lines; if so, that line should be north 50° West at this date (to the best of our ability to decide so rather doubtful a question.)

I also assume that the bearing was observed at the point "B" and I therefore have determined the course by carefully observing a bearing of north 50 degrees west at that point.

The bearing shown on my plan and given in the new description for this line is north 49 degrees 55 minutes west and is the bearing as deduced from the meridian observed at the point of commencement of the survey, "A" on the plan. The difference of five minutes being that between the two observations. The deduced bearing from the first meridian is given on the plan and in the description in order that it may correspond with other bearings shown which are deduced from the meridian observed at "A".

In other words N. 49° 55' W. is the deduced bearing of the line in question, and N. 50° W. the needle reading observed at the point "B".

This line passes through two or three old blazes supposed to be those made by James McKenzie at the rear of the clearing and some distance farther, before entering the cut out area, more blazes are found from four to ten feet to the north east.

The position of these marks indicate that the McKenzie line bore more northwardly and confirms Mr. McDonald's statement as to the approximate position of the corner.

My line passes 21.8 feet north east of the angle in the fence at "B" and 32 feet north eastwardly of the angle at the back of the clearing, 844.4 feet from the fence on the road margin, thus cutting a strip of the dimensions given off the enclosed pasture occupied by Mr. Gay.

Some marks of a line believed to be that made by Archibald are found approximately in prolongation of the fence and the line is quite marked near the Birch tree marked for a corner at "C".

The Base Line across the Gay Lot was established as follows:

I was able to find a few old line marks probably the line set up by Jas. McKenzie, the bearing of which appeared to be S. 47° W. by the needle. I ran a trial line on that bearing in both directions and found that near the intersection with "B-C" I was some feet to the right (N. W.) of another line tree which I had not previously found.

I then extended the trial line (by compass using the needle only) in the reverse direction N. 47° E. and found that it crossed the Snide line at "D" 13 feet from the angle in the fence and 29 feet from the post set by Archibald for the corner and marked on its North east face "1911" and on the South east face "T. C." (Thos. Cox)

As the bearing as given by the needle was that showing the variation I had expected, I continued the trial line across the Snide Lot about half a mile to and along a portion of the line where the fence has been well established for many years and the line has been and is cultivated to.

I found that while the fences were not straight and my trial line crossed first the Snide Base to a point some 12 to 15 feet north west of it at one point, it later crossed back and was undoubtedly bearing too far to the east by about one degree.

I also found the needle to be inconstant and in some places to read N. 48° E.

Upon connecting the trial line with my Transit Survey I found the deduced bearing of the latter to be N. 48° 5' east, and the different needle to correspond closely to that bearing except at and near my first Compass Station where there appears to be some local attraction.

Some part of the error is therefore instrumental, faulty needle. The transit needle checks up with several of my other instruments and may therefore be considered correct.

Making the correction required the line starts from the point of intersection with the fence on the Snide line ("D" on plan) at 11 feet from the angle in the fence and 27 feet from the Archibald Post; thence running south 47 degrees west (deduced bearing) it follows the old blazes, and at 660 feet, or 10.00 chains, intersects the line "B-C" at 3485 feet from the wire fence on, or approximately on, the road margin at "B".

The shortage in distance on the Base, viz: 25 links, or 16.5 feet, is less than that were the James McKenzie corner accepted, and it is not improbable that it is due to encroachment from the north eastern side.

To sum up the situation I would say that I have entirely disregarded the Archibald Survey and also find myself unable to accept the McKenzie line on the course marked "B-C" on plan, although I do accept the latter survey on the Base line.

The reasons, or line of argument, will be sufficiently clear from the foregoing, but may be further explained as follows:

As to the rejection of the McKenzie and Archibald lines,

1st- The Archibald line "B-C". There is nothing in any of the former conveyances of which I am aware, or have seen to support or justify Mr. Archibald's location of this boundary. I am, I believe reliably, informed that Mr. Archibald was employed by Mr. Cox the owner of the property to be surveyed, and that no notice was given the abutting owner, McDonald. The surveyor was unaware of the existence of an older line, made no investigation on the ground, and so did not learn of its existence, asked for none of the descriptions contained in the Deeds of abutting owners or other information, and started at the road from a point said by his employer, Mr. Cox, to be a corner.

The abutting owner, McDonald, has I believe always protested that the line had been wrongly placed. He is a man past middle age and has lived on the farm he now occupies his entire life time, as did his father. He has always regarded the McKenzie line as correctly retracing the older line, having been so informed by his father. He, however, entered no action in the courts against Cox, who immediately after the Archibald line had been set up, cut the wood on the disputed strip. There is, however, ample evidence that he has always protested that the line made by Mr. Archibald had been wrongly placed.

2nd- The Archibald line on the rear or Base "C-D" on plan. This may be dismissed without further comment than to say that I am of the opinion that Mr. Archibald being totally unfamiliar with the district and without a more definite bearing for that line than "northeasterly" as in the deed, thought that the line upon which his corners were placed was the Base line. If so, he was clearly mistaken and, as already stated, were it not that his corners are still standing I would have no doubt that his line was intended for a trial line.

3rd- The McKenzie line approximately "B-C" on Plan. So far as I am able to form an opinion from the line marks still to be found, and such local information as I have been able to gather, the so-called, McKenzie line started on the road at my own starting point "B", then marked, admitted and acknowledged, and pointed out as the corner by the owners of the adjoining lands.

Were the other corner near "C" still standing or in

existence I would accept it and establish a direct line between the two corners, on the ground that there is not sufficient evidence to prove beyond doubt that the McKenzie line was wrongly placed, and had both corners been kept up I would consider that that line had also to support its usage and recognition for a number of years and that there was a reasonable assumption that it had been established with the consent or under the direction of both the interested parties, and might not unreasonably be considered as a conventional line.

The setting up of the Archibald line and subsequent cutting of the disputed strip by Cox, and Mr. McDonald's failure to take any action other than verbal protest, I think places the matter differently and in the position where it becomes necessary to establish the line called for in the Deed, and this I think I have done.

The small area enclosed by Mr. Gay's fence which my line cuts off from his clearing he may have had in occupation sufficiently long to have title to by possession.

I should not, however, think it safe for him to include that parcel in a Warranty Deed.

4th - The McKenzie line on the Base or Rear. I accept this line as it is on what I consider the proper bearing, and continued north eastwardly, will follow as closely as can be expected, although crossing and recrossing the existing fences, on the rear of the Hamilton Grant as now marked on the ground.

The acreage is as given in the description viz. 146.6 acres exclusive of that portion of the Maitland road included in the description but assuming the road width to be as marked by the fences. It is not improbable that a greater width should have been given.

The old road, now only in use as far as the Gay and Snide farms, has not been deducted from the acreage as its width is also in doubt. The Etter lot containing one fifth of one acre is also included in the acreage given.

The reservation has been so worded as to take care of any part of both roads that has been included in the description.

The buildings have not been shown on the last (the property) plan as I understand they are to be removed and they are shown with other detail on the Contour plan.

I also thought that it would be convenient to have Blue line prints rather than blue prints, in case of its being necessary to add memo reference to new Buildings, etc.

- 10 -

The survey has been greatly interrupted and delayed by wet weather and to some extent also by the difficulty in the location of the rear and south western boundaries.

I attach hereto a copy of the description contained in the Grant from the Crown to Hamilton and others; there is no plan attached to the Grant.

I remain,

Yours very truly,

(Sgd.) R. W. McKenzie.

RWMcK:DK.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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Description Lands situate at Shubenacadie, Hants Co., N. S.Proposed to be Conveyed by George Gay to the Department of Indian Affairs.

ALL that certain lot or tract of land situate, lying and being at Shubenacadie in the County of Hants and Province of Nova Scotia and more particularly bounded and described as follows, Viz:-

- Beginning at a stake driven at ordinary high water mark on the northern bank of the Shubenacadie River at the distance of 390 feet measured down stream in a straight line from the center of the most eastwardly railing on the small bridge by which the main public road leading from Shubenacadie Station to Maitland crosses a small stream formerly known as the "Mill Brook," the said point of beginning being shown on the hereunto annexed plan made and signed by R. W. McKenzie, C. E. dated Nov. 22, 1927, and thereon designated "A";
- thence north 34 degrees west crossing the old and now partially abandoned main public road, 40 feet or to a post at the southern end of the fence on the north eastern side of the present main public road leading from Shubenacadie to Maitland;
- thence along the said north eastern and eastern margin of the said road and by the several courses thereof, in direction generally northwardly 2461 feet to a point on the said road margin, the said last named point being shown on the before mentioned plan and thereon designated "B", and being distant measured along said road margin north eastwardly, 473 feet from the center of the Old Indian Road, so called, at the point where the said Indian Road meets the road leading from Shubenacadie to Maitland;
- thence north 49 degrees 55 minutes west 3485. feet to an Iron Bar set on the rear or north western line of lands formerly granted by the Crown to Colonel Frederick Hamilton et al by Grant bearing date the eighth day of June in the year 1763 and recorded in the Crown Lands Office at Halifax in Book 4 page 202 as by reference thereto will more fully appear, the said last named point being shown on the said Plan and thereon designated "C";
- thence north 47 degrees east along the said last named Grant boundary and on the south eastern boundaries of lands now owned or occupied by Guy McKay and by Arthur Robinson as the said boundaries are at this date recognized and established 660 feet to an Iron Bar set on the south western line of lands owned by one Snide, the said last named point being shown on the said plan and thereon designated "D";
- thence south 49 degrees 30 minutes east on the said last named line marked at this date by a fence 3355 feet to the present fence the north western margin of the aforesaid Main Public Road from Shubenacadie to Maitland, the said last named point being shown on the aforesaid Plan and thereon designated "K";
- thence continuing by the aforesaid south western boundary of the said Snide lands south 49 degrees 41 minutes east crossing the aforesaid Main Public Road and crossing "Snide's Lake" so called, and crossing the old and now partially abandoned Main Public Road first hereinbefore mentioned 2772 feet to an angle in the said line, the said last named point being shown on the aforesaid plan and thereon designated "E";
- thence south 39 degrees 48 minutes east by the south western boundary an intervale lot owned or occupied by Wallace Gay and A. Grant 1230 feet to a stake set on the north western margin of the aforesaid Shubenacadie River at the line of ordinary high water mark, the said last named point being shown on the aforesaid plan and thereon designated "F";
- thence following the said River up-stream and by the several courses

B description

thereof in direction generally westwardly 2500 feet to the place of beginning, containing (exclusive of the aforesaid Main Public Road leading from Shubenacadie to Maitland, as the boundaries of the said road are marked and indicated by the fences) 146.6 acres more or less.

Being and comprising all those certain lands which were formerly conveyed to the said George Gay by Ezekiel Fineo by deed bearing date the 18th day of July in the year 1918 and recorded in the Office of the Registrar of Deeds at Windsor in the County of Hants and Province of Nova Scotia in Book 126 page 210 and therein described as follows:

"ALL that certain lot of land consisting of dyked marsh and upland known as the Charles Snide farm situate, lying and being at Shubenacadie in the County of Hants on the west side of the Shubenacadie River and described and bounded as follows: "That is to say":- Beginning at a water fence at low water mark on the west side of the said Shubenacadie River at a distance of six chains and thirty six links north eastward from the sluice at the mouth of the brook where the old saw mill stood;

"thence northward across the old road and along the north eastern boundary of the Indian Road so called, by the several courses thereof, thirty one chains and fifty links or until meeting the eastern boundary of the Maitland road so called;

"thence north eastward along the said boundary seven chains to a stake and stones set up for the purpose;

"thence north fifty three degrees west until meeting the base line of the Hamilton grant;

"thence north eastward along the said base line ten chains and twenty five links;

"thence south fifty three degrees east until meeting a ditch at the north eastern margin of the dyked marsh land;

"thence south forty one degrees east nineteen chains and seventy links or to the river aforesaid;

"thence south westward by the several courses of the said river to the place of beginning, containing ONE HUNDRED AND THIRTY-FIVE ACRES more or less."

But reserving and excepting from the said lands as hereinbefore described and conveyed by the said George Gay and wife to the said Department of Indian Affairs any portion or portions of any Main Public Road or Roads which are included within the boundaries given in the foregoing description, and also reserving and excepting from the hereinbefore described lands all that certain lot situate on the north western side of the aforesaid old and now partially disused Main Public Road which was formerly sold and conveyed to one Allan Etter by the said George Gay and Minnie Gay his wife, by deed bearing date the 7th day of December in the year 1921 and recorded in the Office of the Registrar of Deeds at Windsor in the County of Hants, N. S. in Book 135 page 276 as by reference thereto will more fully appear, and again conveyed by the said George Gay and Minnie Gay his wife, to the said Allan Etter for the purpose of nullifying and cancelling a certain condition or reservation contained in the said first Deed to the said Allan Etter, by a second Deed bearing date the 22nd day of April in the year 1926 and recorded in the Office of the Registrar of Deeds at Windsor in the said County of Hants in Book 140 page 860, and therein described as follows:-

"All that certain lot, piece or parcel of land and premises situate, lying and being at Shubenacadie in the County of Hants and described and bounded as follows, "That is to say":-Beginning at a stake on the west side of the road leading from the Maitland

"Road to Snides farm 259 feet distant northerly from the spout on
"the north side of the Maitland road and crossing the said Snide
"road;
"thence in a north easterly direction by a line of trees on the bounds
"of the said Snide Road, one hundred and ten feet to a stake;
"thence in a north westerly direction, at right angles, eighty feet to
"a stake;
"thence in a south westerly direction parallel with the first named
"line and distant therefrom eighty feet, one hundred and ten
"feet to a stake;
"thence in a south easterly direction eighty feet to the place of
"beginning."

The said last described lot containing as the boundary
lines are marked and have been located on the ground at this date.
Viz:- November 30th, 1927, one-fifth part of one acre more or less.

The said last reserved and described lot being shown on
the hereinbefore mentioned plan and thereon coloured in yellow and
marked "Allan Etter", the boundary lines being designated "G-H",
"H-I", "I-J" and "J-G" as by reference thereto will more fully appear.

NOTE: The bearings given in the foregoing description are
as determined by angles turned on Transit circle from
a Magnetic Meridian observed Sept. 26, 1927 at the point of beginning
shown and indicated on the hereunto annexed plan by the letter "A".

(Sgd.) R. W. MCKENZIE, C. E.,
Provincial Land Surveyor,
Provinces of Nova Scotia
and New Brunswick.

"Road to Snides farm 259 feet distant northerly from the spout on
"the north side of the Maitland road and crossing the said Snide
"road;
"thence in a north easterly direction by a line of trees on the bounds
"of the said Snide Road, one hundred and ten feet to a stake;
"thence in a north westerly direction, at right angles, eighty feet to
"a stake;
"thence in a south westerly direction parallel with the first named
"line and distant therefrom eighty feet, one hundred and ten
"feet to a stake;
"thence in a south easterly direction eighty feet to the place of
"beginning."

The said last described lot containing as the boundary
lines are marked and have been located on the ground at this date,
Viz:- November 30th, 1927, one-fifth part of one acre more or less.

The said last reserved and described lot being shown on
the hereinbefore mentioned plan and thereon coloured in yellow and
marked "Allan Etter", the boundary lines being designated "G-H",
"H-I", "I-J" and "J-G" as by reference thereto will more fully appear.

NOTE: The bearings given in the foregoing description are
as determined by angles turned on Transit circle from
a Magnetic Meridian observed Sept. 26, 1927 at the point of beginning
shown and indicated on the hereunto annexed plan by the letter "A".

(Sgd.) R. W. MCKENZIE, C. E.,
Provincial Land Surveyor,
Provinces of Nova Scotia
and New Brunswick.

51-0-9

C O P Y

R. W. MCKENZIE, C. E.,
Surveyor Crown Lands

12 and 13 Queen BLDG.,
Halifax, N. S., Canada,
Dec. 9, 1927.

Duncan C. Scott, Esq.,
Deputy Supt. General,
Dept. Indian Affairs,
Ottawa, Canada.

Dear Sir:-

Re Survey Geo. Gay Property
Shubenacadie, N. S.

I am forwarding you by today's mail three blue line prints of Plan of Survey of the property situate at Shubenacadie, N. S. owned by George Gay which has been purchased, or is under consideration of purchase, by the Department of Indian Affairs.

I also forward with the before mentioned prints a description of the property according to the boundaries existing and now generally recognized as established, as the same have been located by my recent survey.

The several, but in general unimportant, differences between the boundaries of the property as found or established on the ground, and as described in former conveyances have been gone into fully in the Report which accompanies the Plan and new description.

I very much regret the delay that has occurred in the completion of this survey and plan, but an unprecedentedly wet late summer and fall and the necessity for giving partial attention to other unfinished work that was also, and for the same reason, long overdue, added to the altogether disproportionate amount of time which was taken up in attempting to adjust the small but annoying differences between adjoining owners, and to finally establish boundaries that would not only be accepted by those owners, but could if necessary be defended and maintained in the event of

*Original Copy
sent to Dept of Justice
51-0-9 file
Jan 9/28
RM*

*A Surveyor's
interim
letter*

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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any action being brought at any future time before the Courts, and has resulted in the work only being now finally completed.

This matter of difficulties and adjustments has been gone into fully in the Report referred to, and I will here refer only briefly to the small area which the line B-C on the Plan cuts off from Mr. Gay's fenced but uncultivated clearing.

My reasons for finally establishing that line in the position in which I have placed it are given in detail in the report referred to, and I will only speak of it here in so far as to say that I am satisfied that it has been placed where any Court, having before it full evidence such as is contained in the old Deeds and local information, would uphold it as placed.

The small area (844 feet in length by 32 feet wide at one end and 21.8 feet at the other) which the present description does not include can probably be held by Mr. Gay by his own possession and that of his predecessors in title, but as that is a matter of some uncertainty and as the area and importance of the land involved are both practically negligible I would suggest that if it is thought desirable to include that lot in the conveyance, it should go in under a separate Quit Claim Deed as Mr. Gay is hardly in a position to safely include it in the Warranty.

The field notes, bill, and diary, will go forward in the course of a few days.

The large scale plan covering the buildings and surrounding area for a sufficient distance to contain information as to contours, location of roads, river, buildings now on the ground, etc. required by the Architect has already gone forward.

Should anything further be required I will be glad to furnish it.

I remain,

Yours very truly,

(Sgd.) R. W. McKenzie.

*In Reply
to Mr. Jones
for C.C. please
D.C.S.*

January 9, 1928.

Dear Sir:

This Department proposes to purchase the farm of George Gay and a lot and house of Allan Etter, situate near Shubenacadie, N. S., as described in enclosures herewith. These properties are for the purpose of an Indian residential school which we are about to establish. I am enclosing (A) a copy of interim letter of R. W. McKenzie, C. E., Surveyor of Crown Lands, of Halifax, (B) his description of the Gay property which includes by way of an exception a description of the Etter lot, (C) a copy of Mr. McKenzie's letter relative to his description, and (D) Mr. McKenzie's plan showing the properties in question.

I should be grateful if you would have your agent at Windsor investigate the titles to these two properties and, if found satisfactory, to prepare conveyances to "His Majesty as represented by the Superintendent General of Indian Affairs." The consideration in the case of the George Gay farm is \$7,000 and for the Etter lot with residence, \$4,000. It will not be necessary to prepare a bill of sale in either case, as we are not acquiring any chattels.

I understand that Mr. McKenzie is one of the best informed surveyors in Nova Scotia, and he has made such a careful and detailed report, that I believe it advisable to forward the enclosures mentioned for the attention of your agent. May I refer to enclosure marked "A", on the second page of which will be found a suggestion of Mr. McKenzie's that a narrow strip of the Gay property be included in the conveyance under a separate quit claim deed. Please have your agent comment on our right to dispose of sewage in the Shubenacadie river at this point. He should also ascertain what bathing and other rights we would have in the small body of water known as Snide Lake, which touches the Gay farm on the north.

sd
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Whereas funds are available this fiscal year, I should be grateful if you would ask your agent to use despatch in the matter. I am taking steps to secure an Order in Council authorizing the purchases.

Yours very truly,

Duncan C. Scott

Deputy Superintendent General.

Encl.
D.C.S.

The Deputy Minister,
Department of Justice,
Ottawa, Ont.

Ottawa, January 19, 1928.

51-0-9

His Excellency

The Governor General in Council.

The undersigned begs to report that it has been decided to establish a Residential School to provide for the needs of certain classes of Indian children in the Province of Nova Scotia and New Brunswick.

Officers of the Department of Indian Affairs have selected suitable properties for this purpose, which may be described as follows:-

" All that certain lot or tract of land situate, lying and being at Shubenacadie in the County of Hants and Province of Nova Scotia and more particularly bounded and described as follows, viz:-

Beginning at a stake driven at ordinary high water mark on the northern bank of the Shubenacadie River at the distance of 390 feet measured down stream in a straight line from the center of the most easterly railing on the small bridge by which the main public road leading from Shubenacadie Station to Maitland crosses a small stream formerly known as the "Mill Brook", the said point of beginning being shown on the hereunto annexed plan made and signed by R. W. McKenzie, C.E. dated November 22nd, 1927, and thereon designated "A"

THENCE north 34 degrees west crossing the old and now partially abandoned main public road, 40 feet or to a post at the southern end of the fence on the north eastern side of the present main public road leading from Shubenacadie to Maitland;

THENCE along the said north eastern and eastern margin of the said road and by the several courses thereof, in direction generally northwardly 2461 feet to a point on the said road margin, the said last named point being shown on the before mentioned plan and thereon designated "B", and being distant measured along said road margin north eastwardly, 373½ feet from the center of the Old Indian Road, so called, at the point where the said Indian Road meets the road leading from Shubenacadie to Maitland;

THENCE

north 49 degrees 55 minutes west 3485 feet to an Iron Bar set on the rear or north western line of lands formerly granted by the Crown to Colonel Frederick Hamilton et al by Grant bearing date the eighth day of June in the year 1763 and recorded in the Crown Lands Office at Halifax in Book 4 page 202 as by reference thereto will more fully appear, the said last named point being shown on the said Plan and thereon designated "C";

THENCE

north 47 degrees east along the said last named Grant boundary and on the south eastern boundaries of lands now owned or occupied by Guy McKay and by Arthur Robinson as the said boundaries are at this date recognized and established 660 feet to an Iron Bar set on the south western line of lands owned by one, Snide, the said last named point being shown on the said plan and thereon designated "D";

THENCE

south 49 degrees 30 minutes east on the said last named line as marked at this date by a fence 3355 feet to the present fence on the north western margin of the aforesaid Main Public Road leading from Shubenacadie to Watland, the said last named point being shown on the aforesaid Plan and thereon designated "K";

THENCE

continuing by the aforesaid south western boundary of the said Snide lands south 49 degrees 41 minutes east crossing the aforesaid Main Public Road and crossing "Snide's Lake" so called, and crossing the old and now partially abandoned Main Public Road first hereinbefore mentioned 2772 feet to an angle in the said line, the said last named point being shown on the aforesaid plan and thereon designated "M";

THENCE

south 39 degrees 48 minutes east by the south western boundary of an intervale lot owned or occupied by Wallace Gay and A. Grant 1230 feet to a stake set on the north western margin of the aforesaid Shubenacadie River at the line of ordinary high water mark, the said last named point being shown on the aforesaid plan and thereon designated "F";

THENCE

following the said River up-stream and by the several courses thereof in direction generally westwardly 2500 feet to the place of beginning,

containing (exclusive of the aforesaid Main Public Road leading from Shubenacadie to Maitland, as the boundaries of the said road are marked and indicated by the fences) 146.6 acres more or less.

Being and comprising all those certain lands which were formerly conveyed to the said George Gay by Ezekiel Pineo by deed bearing date the 18th day of July in the year 1918 and recorded in the Office of the Registrar of Deeds at Windsor in the County of Hants and Province of Nova Scotia in Book 126 page 210 and therein described as follows:

" ALL that certain lot of land consisting of dyked marsh and upland known as the Charles Snide farm situate, lying and being at Shubenacadie in the County of Hants on the west side of the Shubenacadie River and described and bounded as follows: "That is to say":- Beginning at a water fence at low water mark on the west side of the said Shubenacadie River at a distance of six chains and thirty-six links north eastward from the sluice at the mouth of the brook where the old saw mill stood;

THENCE

northward across the old road and along the north eastern boundary of the Indian Road so called, by the several courses thereof, thirty one chains and fifty links or until meeting the eastern boundary of the Maitland road so called;

THENCE

north eastward along the said boundary seven chains to a stake and stones set up for the purpose;

THENCE

north fifty three degrees west until meeting the base line of the Hamilton grant;

THENCE

north westward along the said base line ten chains and twenty-five links;

THENCE

south fifty three degrees east until meeting a ditch at the north eastern margin of the dyked marsh land;

THENCE

south forty one degrees east nineteen chains and twenty links or to the river aforesaid;

THENCE

south westward by the several courses of the said river to the place of beginning, containing ONE HUNDRED AND THIRTY-FIVE ACRES more or less.

But reserving and excepting from the said lands as hereinbefore described and conveyed by the said George Gay and wife to the said Department of Indian Affairs any portion or portions of any Main Public Road or Roads which are included within the boundaries given in the foregoing description, and also reserving and excepting from the hereinbefore described lands all that certain lot situate on the north western side of the aforesaid old and now partially disused Main Public Road which was formerly sold and conveyed to one Allan Etter by the said George Gay and Minnie Gay, his wife, by deed bearing date the 7th day of December in the year 1921 and recorded in the Office of the Registrar of Deeds at Windsor, in the County of Hants, in the Province of Nova Scotia, in Book 135 page 276 as by reference thereto will more fully appear, and again conveyed by the said George Gay and Minnie Gay, his wife, to the said Allan Etter for the purpose of nullifying and cancelling a certain condition or reservation contained in the said first Deed to the said Allan Etter, by a second Deed bearing date the 22nd day of April in the year 1926 and recorded in the Office of the Registrar of Deeds at Windsor in the said County of Hants in Book 140 page 260, and therein described as follows:-

" ALL that certain lot, piece or parcel of land and premises situate, lying and being at Shubenacadie in the County of Hants and described and bounded as follows: "That is to say": Beginning at a stake on the west side of the road leading from the Maitland Road to Snides farm 259 feet distant northerly from the spout on the north side of the Maitland road and crossing the said Snide road;
THENCE
in a north easterly direction by a line of trees on the bounds of the said Snide Road, one hundred and ten feet to a stake;
THENCE
in a north westerly direction, at right angles, eighty feet to a stake;
THENCE
in a south westerly direction parallel with the first named line and distant therefrom eighty feet, one hundred and ten feet to a stake;
THENCE
in a south easterly direction eighty feet to the place of beginning."

The said last described lot containing as the boundary lines are marked and have been located on the ground at this date, viz:- November 30th, 1927, one-fifth part of

one acre more or less.

The said last reserved and described lot being shown on the hereinbefore mentioned plan and thereon coloured in yellow and marked "Allan Etter", the boundary lines being designated "G-H", "H-I", "I-J", "J-G" as by reference thereto will more fully appear.

NOTE: The bearings given in the foregoing description are as determined by angles turned on Transit circle from a Magnetic Meridian, observed September 26, 1927, at the point of beginning shown and indicated on the hereunto annexed plan by the letter "A".

(Sgd) R.W. MCKENZIE, C.E.

Provincial Land Surveyor
Provinces of Nova Scotia
and New Brunswick. "

The price to be paid for the above mentioned properties is Seven Thousand Dollars for the George Gay Farm as hereinabove described, and Four Thousand Dollars for the Etter Lot and Residence as hereinabove described. The Officers who made the selection for the Department are fully satisfied that these prices are fair and reasonable.

The Title to these properties is being investigated by the Department of Justice.

The undersigned has the honour to recommend that authority be granted for the purchase by the Department of Indian Affairs of the aforesaid properties on the terms and for the purpose hereinabove mentioned. The necessary funds were provided by Parliament in the Vote for Indian Education for the current Fiscal Year.

Superintendent General
of Indian Affairs.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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January 19,

28.

To authorize purchase of property, near Shubenacadie, N.S., known as the George Gay Farm and the Utter Lot at \$7,000.00 and \$4,000.00 respectively, for the purpose of an Indian Residential School in the Province of Nova Scotia; the said price being considered fair and reasonable by officers of the Department of Indian Affairs who selected the properties.

W. H. Murray *scd*

Indian Affairs. (AG 10, Volume 6056, file 265-9, part 1)

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Certified to be a true copy of a Minute of a Meeting of the Committee of the Privy Council, approved by His Excellency the Governor General on the 28th JANUARY 1928

The Committee of the Privy Council have had before them a report, dated 19th January, 1928, from the Superintendent General of Indian Affairs, stating that it has been decided to establish a residential school to provide for the needs of certain classes of Indian children in the Provinces of Nova Scotia and New Brunswick.

Officers of the Department of Indian Affairs have selected suitable properties for this purpose, which may be described as follows:

" All that certain lot or tract of land situate, lying and being at Shubenacadie in the County of Hants and Province of Nova Scotia and more particularly bounded and described as follows, viz:-

Original in General Agents 2/13/28

Beginning at a stake driven at ordinary high water mark on the northern bank of the Shubenacadie River at the distance of 500 feet measured down stream in a straight line from the centre of the most easterly railing on the small bridge by which the main public road leading from Shubenacadie Station to Leitland crosses a small stream formerly known as the "Mill Brook", the said point of beginning being shown on the heretofore annexed plan made and signed by R. W. MacLennan, C.E., dated November 22nd, 1927, and thereon designated "A"

THENCE north 24 degrees west crossing the old and now partially abandoned main public road, 40 feet or to a post at the southern end of the fence on the north eastern side of the present main public road leading from Shubenacadie to Leitland;

THENCE along the said north eastern and eastern margin of the said road and by the several corners thereof, in direction generally northwesterly 2621 feet to a point on the said road & vice, the said last named point being shown on the before mentioned plan and thereon designated "B", and being distant measured

along

The Honourable
The Superintendent General
of Indian Affairs.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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CANADA

POOR COPY

along said road margin north easterly, 473 1/2 feet from the center of the Old Indian Road, so called, at the point where the said Indian Road meets the road leading from Shubenacadie to Maitland;

THENCE

north 49 degrees 55 minutes west 2485 feet to an Iron Bar set on the rear or north western line of lands formerly granted by the Crown to Colonel Frederick Hamilton et al by Grant bearing date the eighth day of June in the year 1763 and recorded in the Crown Lands Office at Halifax in Book 4 page 300 as by reference thereto will more fully appear, the said last named point being shown on the said Plan and thereon designated "C";

THENCE

north 47 degrees east along the said last named Grant boundary and on the south eastern boundaries of lands now owned or occupied by Guy Holby and by Arthur Robinson as the said boundaries are at this date recognized and established 600 feet to an Iron Bar set on the south western line of lands owned by one, Snide, the said last named point being shown on the said plan and thereon designated "D";

THENCE

south 49 degrees 30 minutes east on the said last named line as marked at this date by a fence 3255 feet to the present fence on the north western margin of the aforesaid Main Public Road leading from Shubenacadie to Maitland, the said last named point being shown on the aforesaid Plan and thereon designated "E";

THENCE

continuing by the aforesaid south western boundary of the said Snide lands south 49 degrees 41 minutes east crossing the aforesaid Main Public Road and crossing "Snide's Lake" so called, and crossing the old and now partially abandoned Main Public Road first heretofore mentioned 2772 feet to an angle in the said line, the said last named point being shown on the aforesaid plan and thereon designated "F";

THENCE

south 39 degrees 46 minutes east by the south western boundary of an intervale lot owned or occupied by Wallace Gay and A. Grant 1820 feet to a stake set on the north western margin of the aforesaid Shubenacadie River at the line of ordinary high water mark, the said last named point being shown on the aforesaid plan and thereon designated "G";

THENCE

Following the said River up-stream and by the several courses thereof in direction generally westerly 2100 feet to the place of beginning, containing (exclusive of the aforesaid Main Public Road leading from Shubenacadie to Maitland, as the boundaries of the said road are marked and indicated by the fences) 146.6 acres more or less.

Bojar

Being and comprising all those certain lands which were formerly conveyed to the said George Gay by Ezekiel Pince by deed bearing date the 18th day of July in the year 1918 and recorded in the Office of the Registrar of Deeds at Windsor in the County of Kent and Province of Nova Scotia in Book 186 page 210 and therein described as follows:

" All that certain lot of land consisting of dyked marsh and upland known as the Charles Snide farm situate, lying and being at Shubenacadie in the County of Kent on the west side of the Shubenacadie River and described and bounded as follows: "That is to say":-

Beginning at a water fence at low water mark on the west side of the said Shubenacadie River at a distance of six chains and thirty-six links north eastward from the sluice at the mouth of the brook where the old saw mill stood:

THENCE

northward across the old road and along the north eastern boundary of the Indian Road so called, by the several courses thereof, thirty-one chains and fifty links or until meeting the eastern boundary of the Haitland road so called;

THENCE

north eastward along the said boundary seven chains to a stake and stones set up for the purpose;

THENCE

north fifty three degrees west until meeting the base line of the Hamilton grant;

THENCE

north eastward along the said base line ten chains and twenty-five links;

THENCE

south fifty three degrees east until meeting a ditch at the north eastern margin of the dyked marsh land;

THENCE

south forty one degrees east nineteen chains and seventy links or to the river aforesaid;

THENCE

south westward by the several courses of the said river to the place of beginning, containing One Hundred and Thirty-five Acres more or less.

But reserving and excepting from the said lands as hereinafore described and conveyed by the said George Gay and wife to the said Department of Indian Affairs any portion or portions of any Main Public Road or Roads which are included within the boundaries given in the foregoing description, and also reserving and excepting from the hereinafore described lands all that certain lot situate on the north western side of the aforesaid old and now partially disused Main Public Road which was

formerly

formerly sold and conveyed to one Allan Eber by the said George Kay and Minnie Kay, his wife, by deed bearing date the 7th day of December in the year 1921 and recorded in the Office of the Registrar of Deeds at Windsor, in the County of Kent, in the Province of Nova Scotia, in Book 125 page 274 as by reference thereto will more fully appear, and again conveyed by the said George Kay and Minnie Kay, his wife, to the said Allan Eber for the purpose of making and cancelling a certain condition or reservation contained in the said first deed to the said Allan Eber by a second deed bearing date the 28th day of April in the year 1926 and recorded in the Office of the Registrar of Deeds at Windsor in the said County of Kent in Book 126 page 100, and therein described as follows:

" All that certain lot, piece or parcel of land and premises situate, lying and being at Hubbardsville in the County of Kent and described and bounded as follows: "That is to say":

Beginning at a stake on the west side of the road leading from the Railroad road to Guide's Farm 250 feet distant northerly from the point on the north side of the Railroad road and crossing the said Guide road;

THENCE

in a north easterly direction by a line of trees on the base of the said Guide Road, one hundred and ten feet to a stake;

THENCE

in a north westerly direction, at right angles, eighty feet to a stake;

THENCE

in a south westerly direction parallel with the first named line and distant therefrom eighty feet, one hundred and ten feet to a stake;

THENCE

in a south easterly direction eighty feet to the place of beginning.

The said last described lot containing as the boundary lines are marked and have been located on the ground at this date, viz: November 30th, 1927, one-fifth part of one acre more or less.

The said last reserved and described lot being shown on the heretofore mentioned plan and thereon coloured in yellow and marked "Allan Eber", the boundary lines being designated "A-B", "B-C", "C-D", "D-E" as by reference thereto will more fully appear.

NOTE: The location given in the foregoing description and as delineated by lines traced on "Census" circles from a domestic building, observed September 26, 1927, at the point of beginning shown and indicated on the heretofore mentioned plan by the letter "A".

(Sgd) H. McKeown, C.S.
Provincial Land Surveyor, Province of Nova Scotia and New Brunswick.

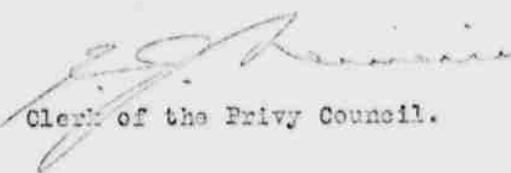
Enc

The price to be paid for the above mentioned properties is Seven Thousand Dollars for the George Gay Farm as hereinabove described, and Four Thousand Dollars for the Ritter Lot and Residence as hereinabove described. The Officers who made the selection for the Department are fully satisfied that these prices are fair and reasonable.

The title to these properties is being investigated by the Department of Justice.

The Minister recommends that authority be granted for the purchase by the Department of Indian Affairs of the aforesaid properties on the terms and for the purpose hereinbefore mentioned. The necessary funds were provided by Parliament in the Vote for Indian Education for the current Fiscal Year.

The Committee concur in the foregoing recommendation and submit the same for approval.


Clerk of the Privy Council.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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ABSTRACT OF TITLE RE LANDS OF
GEORGE GAY.

No. Bk. Page.
1 4 202
Crown Lands Office, Halifax.

GRANT dated June 8, 1763.

JONATHAN BELCHER, Lieutenant-Governor and Commander in Chief to COLONEL FREDERICK HAMILTON, JAMES DUCARET and GUSTAVUS DUCARET, their heirs and assigns.

"A tract of land situate, lying and being upon the West side of the River Shubenacadie, beginning about one mile below the old Indian Mass House, and to measure from the said River on the granted land, North fifty-eight degrees, West seventy-two chains, thence on do. South, thirty-eight degrees, West two hundred and eight chains, thence on do. South fifty-eight degrees, East one hundred fifty-eight chains till it meets the said River, thence by the said River to the bounds as mentioned containing in the whole by estimation, nineteen hundred acres more or less. Nine hundred acres to Colonel Frederick Hamilton, Five hundred acres to James Ducaret, and Five hundred acres to Gustavus Ducaret.

2. 8 331

POWER OF ATTORNEY dated December 20, 1787, recorded December 11, 1809.

GERARD GUSTAVUS DUCARET to JOHN BUTLER DIGHT.

Gives power to sell certain lands on the West side of Shubenacadie River, hereinafter described.

3. 8 331

POWER OF ATTORNEY dated March 29, 1787, recorded December 11, 1809.

JANE HAMILTON, JAMES MORICE AND JOHN BEVNS to JOHN BUTLER DIGHT.

"Do make, constitute, appoint and duly authorize and empower, John Butler Dight of Halifax, Province of Nova Scotia, to be their true and lawful authority for absolute sale and disposal thereof of certain lands situate on the Shubenacadie River, hereinafter described."

4 8 325

DEED dated July 11, 1798, recorded December 11, 1809.
Consideration \$250.

JANE HAMILTON, REV. JAMES MORICE, JOHN BEVNS, GERARD GUSTAVUS DUCARET to JAMES ELLIS.

"Whereas by certain grant or patent bearing date the 8th of June, 1763, Jonathan Belcher, Esquire, Lieutenant-Governor of the Province aforesaid, granted to Lieutenant-Colonel Frederick Hamilton, James Ducaret and the said Gerard Gustavus Ducaret, their heirs and assigns, a certain tract of land hereinafter described, situate, lying and being in the Shubenacadie River aforesaid, as by reference to the said grant will more fully appear. And Whereas the said Frederick Hamilton, since deceased and the said Jane Hamilton, James Morice and James Bevns are by his last will and testament, bearing date the 7th day of May, 1784, appointed trustees and officers of all the real and personal estate of any kind or nature whatsoever, as by reference to the said will and testament do more fully appear.

ABSTRACT OF TITLE RE LANDS OF
GEORGE GAY.

No. Bk. Page.
1 4 202
Crown Lands Of-
fice, Halifax.

GRANT dated June 8, 1763.

JONATHAN BELCHER, Lieutenant-Governor and Commander in Chief to COLONEL FREDERICK HAMILTON, JAMES DUCARET and GUSTAVUS DUCARET, their heirs and assigns.

"A tract of land situate, lying and being upon the West side of the River Shubenacadie, beginning about one mile below the old Indian Mass House, and to measure from the said River on un-granted land, North fifty-eight degrees, West seventy-two chains, thence on do. South, thirty-eight degrees, West two hundred and eight chains, thence on do. South fifty-eight degrees, East one hundred fifty-eight chains till it meets the said River, thence by the said River to the bounds as mentioned containing in the whole by estimation, nineteen hundred acres more or less. Nine hundred acres to Colonel Frederick Hamilton, Five hundred acres to James Ducaret, and Five hundred acres to Gustavus Ducaret.

2. 8 331

POWER OF ATTORNEY dated December 20, 1787, recorded December 11, 1809.

GERARD GUSTAVUS DUCARET to JOHN BUTLER DIGHT.

Gives power to sell certain lands on the West side of Shubenacadie River, hereinafter described.

3. 8 331

POWER OF ATTORNEY dated March 29, 1787, recorded December 11, 1809.

JANE HAMILTON, JAMES MORICE AND JOHN BEVNS to JOHN BUTLER DIGHT.

"Do make, constitute, appoint and duly authorize and empower, John Butler Dight of Halifax, Province of Nova Scotia, to be their true and lawful authority for absolute sale and disposal thereof of certain lands situate on the Shubenacadie River, hereinafter described."

4 8 325

DEED dated July 11, 1798, recorded December 11, 1809.
Consideration \$250.

JANE HAMILTON, REV. JAMES MORICE, JOHN BEVNS, GERARD GUSTAVUS DUCARET to JAMES ELLIS.

"Whereas by certain grant or patent bearing date the 8th of June, 1763, Johnson Belcher, Esquire, Lieutenant-Governor of the Province aforesaid, granted to Lieutenant-Colonel Frederick Hamilton, James Ducaret and the said Gerard Gustavus Ducaret, their heirs and assigns, a certain tract of land hereinafter described, situate, lying and being in the Shubenacadie River aforesaid, as by reference to the said grant will more fully appear. And Whereas the said Frederick Hamilton, since deceased and the said Jane Hamilton, James Morice and James Bevns are by his last will and testament, bearing date the 7th day of May, 1784, appointed trustees and officers of all the real and personal estate of any kind or nature whatsoever, as by reference to the said will and testament do more fully appear.

No. Bk. Page
4 8 325
Cont.

And Whereas the said James Ducaret has also since deceased, and has, by his last will and testament, left the whole of his estate, excepting certain legacies, to the said Gerard Gustavus Ducaret, his brother; And Whereas the said James Ellis has been in possession of the said tract of land before mentioned, for twenty years, past and upwards, by permission of the said Frederick Hamilton, James Ducaret, and Gerard Gustavus Ducaret, and their respective agents and trustees, and he, the said James Ellis, now desires to purchase the said tract of land of John Butler Butler, Esquire, late John Butler Dight, and is duly authorized by letters of attorney as well from the said trustees of Frederick Hamilton, as the said James Ducaret, to sell and dispose thereof.

All that certain tract of land, situate, lying and being upon the West side of the River Shubenacadie, aforesaid, beginning about one mile below the old Indian Mass House and to measure from the said River on the ungranted lands, North fifty-eight degrees, West seventy-two chains, thence on the granted lands, South thirty-eight degrees, West two hundred and eight chains, thence on the said lands, South fifty-eight degrees, East one hundred fifty-eight chains till it meets the said River, thence by the said River to the bounds as mentioned, conveying in the whole, by estimation, nineteen hundred acres more or less and subject always to the exceptions and restrictions of the said grant.

5 8 312 DEED dated December 15, 1803, recorded November 15, 1809. Consideration 2600.

JAMES ELLIS to THOMAS ELLIS

"A certain tract of land situate, lying and being on the West side of the River Shubenacadie, commonly called the Mass House Farm, beginning on the mouth of the brook where the old saw mill stood, thence North fifty-eight degrees, West to the back line of Colonel Frederick Hamilton's Grant, thence on said line Northwardly on said line, until a right angle will strike the River Shubenacadie, fifteen rods below the mouth of the said James Ellis's Grist Mill Brook, thence following the several courses of the River to the bounds first mentioned, containing Five Hundred Acres more or less, being part of a tract of land granted to Colonel Frederick Hamilton."

6 12 434 MORTGAGE dated October 14, 1818, recorded October 17, 1818. Consideration 2100.

THOMAS ELLIS, 3rd. to HENRY GOGSWELL

Mortgages above lands (Not marked released.)

7 16 40 MORTGAGE dated January 29, 1823, recorded January 31, 1823.

THOMAS ELLIS, 3rd. to SAMUEL CUNARD.

Consideration 2256

Mortgages above property.

8 22 195 CHANCERY DEED dated May 26, 1834, recorded July 5, 1834. Consideration 2725

NATHANIEL W. WHITE, MASTER IN CHANCERY, to EDWARD CUNARD.

Foreclosed above mortgage property as described.

No. Bk. Page
9

CONVEYANCE dated December 19, 1836, recorded January 11, 1837. Consideration £1100.
EDWARD CUNARD ET UX to DANIEL SNIDE.
Conveys above property. Warranted and defended.

10 37 325

CONVEYANCE dated April 1, 1856, recorded May 21, 1856.
DANIEL SNIDE ET UX to CHARLES HARDEN SNIDE.

"All that certain lot of land consisting of dyked marsh and upland, situate on the West side of the River Shubenacadie, in the county and province aforesaid, and being part of a tract of land conveyed to the said Daniel Snide by Edward Cunard and Mary Jane, his wife, of Halifax in the province aforesaid by deed bearing date December 19th 1836, which said lot hereby conveyed or intended so to be is described as follows; namely, Beginning at a water fence at low water mark on the West side of the said River, at a distance of six chains and thirty-six links Northeastward from the sluice at the mouth of the brook where the old saw mill stood, thence Northwestward across the old road and along the Northeastern boundary of the Indian Road, so called, by the several courses thereof, thirty-one chains and fifty links, or until meeting the eastern boundary of the Maitland Road, so called, thence Northwestward along the said boundary seven chains to a stake and staves set up for the purpose, thence North fifty-three degrees, West until meeting the Base line of the Hamilton Grant, thence Northeastward along the said Base line, ten chains and twenty-five links, thence South fifty-three degrees, East until meeting a ditch at the Northeastern margin of the dyked marsh land, thence Northeastward by the said ditch seven chains and eighty-two links, thence South forty-one degrees, East nineteen chains and seventy links to the River aforesaid, thence Southwestward by the several courses of the said River to the place of beginning containing One Hundred and Fifty Acres more or less. (Saving and excepting that the said Daniel Snide reserves to himself and his heirs and assigns, a right of way of two rods in width as heretofore and at present used, the same being part of the old highway.)"

11 42 161

CONVEYANCE dated May 12, 1860, recorded June 9, 1860.
Consideration £150

CHARLES H. SNIDE ET UX to JOHN WALLACE.

"A certain lot, piece or parcel of dyked marshland, situate in Shubenacadie and described as follows: Beginning at a ditch at the margin of the upland at Daniel Snide's South line of the marsh and following along said line seventy-seven and one half rods to the Shubenacadie River thence upstream of said River ten rods and nine and one half links to a stake, thence North forty-one degrees West to the aforementioned ditch at the upland, thence along said ditch to the place of beginning, containing Five Acres more or less, and furthermore, the said Charles Snide grants unto the aforesaid John Wallace, his heirs and assigns, the privilege of using the marsh road at all times."

No.Bk. Page.
12 42 164

CONVEYANCE dated May 12, 1860, recorded June 9, 1860.
Consideration \$150.
CHARLES H. SNIDE ET UX to GEORGE AINSLIE

"Conveys that certain lot, piece or parcel of dyked marsh land situate in Shubenacadie in the County of Hants and described as follows: Beginning at a ditch at the margin of the upland at John Wallace's Corner and running South forty-one degrees, East to the Shubenacadie River, thence up stream said River ten rods and nine and one half links to a stake, thence north forty-one degrees West to the aforementioned ditch, thence northerly along said ditch to the place of beginning containing Four Acres more or less and furthermore the said Charles H. Snide grants unto the aforesaid George Ainslie, his heirs and assigns the privilege of the use of the marsh road at all times."

13 45 587

CONVEYANCE dated October 1, 1861, recorded June 2, 1863.
Consideration \$150
CHARLES H. SNIDE ET UX to JOHN GRANT.

"Conveys part of land conveyed by deed from Daniel Snide described as follows: Beginning at a stake at low water mark on the West side of the said River at George Ainslie's southerly corner and running along said Ainslie's line seventy-five and one quarter rods to the ditch at the margin of the upland, thence southerly and Westerly along said ditch ten rods and sixteen and one half links to a stake there, South forty-one degrees East to a stake at the River thence down stream of said River to the place of beginning containing Five Acres more or less. (Saving and excepting that the said Charles H. Snide reserves to himself, his heirs and assigns, a right of way one rod in width as heretofore and at present used.)"

14 79 348

CONVEYANCE dated April 2, 1891, recorded May 9, 1891.
Consideration \$4000.00

CHARLES H. SNIDE ET UX to JOSEPH MOXON

"Conveys part of land conveyed to the said Charles H. Snide by Daniel Snide by deed dated the 1st. April 1856, which said lot hereby conveyed or intended so to be is described as follows:
Beginning at a water fence at low water mark on the West side of the said River at a distance of six chains and Thirty links, Northeastward from the sluice at the mouth of the Brook where the old saw mill stood thence Northwestward across the old road and along the Northeastern boundary of the Indian Road, so called, by the several courses thereof, thirty-one chains and fifty links or until meeting the Eastern boundary of the Maitland Road, so called, thence Northeastward along the said boundary seven chains to a stake and staves set up for the purpose, thence North fifty-three degrees West until meeting the Baseline of the Hamilton grant, thence Northeastward along the said Base line ten chains and twenty-five links, thence South fifty-three degrees East until meeting a ditch at the Northwestern margin of the marshland, thence South forty-one degrees, East nineteen chains and seventy links or to the River aforesaid, thence Southwestward by the several courses of the said River to the place of beginning containing One Hundred and Fifty Acres more or less. (Save and except that the said Daniel Snide reserved to himself and his heirs and assigns a right of way of two rods in width as heretofore, and at present, used, the same being part of the old highway and what is now viewed.)"

15 79 351

MORTGAGE dated May 11, 1891, recorded May 14, 1891.
Consideration \$2500.00

No.	Bk	Page	JOSEPH MOXON ET UX to EDWARD CASEY
15	79 Cont.	351	Consideration \$2500.00 Mortgages above land. Released Book 87, page 549.
16	84	445	<u>WILL</u> dated February 1, 1893, recorded October 10, 1894. <u>JOSEPH MOXON to MARGARET ELIZABETH MOXON</u> Wills all real and personal estate situate in Shubenacadie to his wife, Margaret. Probate granted 7th March, 1893, no inventory filed or estate settled.
17	87		<u>CONVEYANCE</u> dated April 20, 1897, recorded April 22, 1897. Consideration \$2300.00 <u>MARGARET E. MOXON to ROBERT C. ERVIN</u> "Conveys last as described in Book 79, page 348, subject to Mortgage \$2500.00.
18	87	392	<u>ASSIGNMENT OF MORTGAGE</u> dated April 9, 1897, recorded May 7, 1897. <u>EDWARD CASEY to MARGARET E. MOXON</u> "Assigns mortgage Book 79, page 351. Released Book 87, Page 549.
19	87	550	<u>MORTGAGE</u> dated June 23, 1897, recorded July 14, 1897. Consideration \$3000.00 <u>ROBERT C. ERVIN ET UX to ELIZABETH T. PARKER, JOHN B. ETTER, AND F. P. McHEFFEY, EXECUTORS EST. F. R. PARKER.</u> Mortgage lands as described above. Assigned Book 136, page 776.
20	88	755	<u>CONVEYANCE</u> dated July 8, 1898, recorded July 8, 1898. <u>ROBERT C. ERVIN ET UX to JOHN C. GASS.</u> "Conveys land as described as follows; viz., Beginning at a water fence at low water mark on the West side of the said River at a distance of six chains and thirty-six links, Northeastward from the sluice at the mouth of the brook where the old sawmill stood, thence Northwestward across the old road and along the Northeastern boundary of the Indian Road, so called, by the several courses thereof, thirty-one chains and fifty links or until meeting the Western boundary of the Maitland Road, so called, thence Northeastward along the said boundary seven chains to a stake and staves set up for that purpose, thence North fifty-three degrees, West until meeting the base line of the Hamilton Grant, thence Northeastward along the said base line ten chains and twenty-five links, thence South fifty-three degrees, East until meeting a ditch at the Northeastern margin of the dyked marsh land, thence South forty-one degrees East nineteen chains and seventy links or to the River aforesaid, thence Southwestward by the several courses of the said River to the place of beginning containing in the whole, One Hundred and Thirty-five Acres more or less. Saving and excepting that the said Daniel Snide reserves to himself, his heirs and assigns a right of way two rods in width as heretofore and at present used, the same being part of the highway. Subject to a mortgage of \$3000.00 recorded in Book 87, page 550.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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No.	Bk.	Page.	DEED
21	89	20	dated July 12, 1898, recorded July 20, 1898. Consideration \$4300.00 <u>JOHN C. GASS ET UX</u> to <u>THOMAS COX</u> "Conveys lands as above subject to Mortgage Book 87, page 550."
22	124	572	DEED dated November 3, 1917, recorded December 12, 1917. Consideration \$4500.00 <u>THOMAS COX ET UX</u> to <u>EZEKIEL PINEO AND RUPERT PINEO.</u> "Conveys land as above described subject to Mortgage Book 87, page 550."
23	126	124	DEED dated June 25, 1918, recorded July 12, 1918. <u>JAMES R. PINEO ET UX</u> to <u>EZEKIEL PINEO.</u> "Conveys undivided half interest in described lands."
24	126	210	DEED dated July 18, 1918, recorded August 14, 1918. Consideration \$2200.00 <u>EZEKIEL PINEO ET UX</u> to <u>GEORGE GAY</u> "Conveys lands as described in Book 88 page 555 subject to Mortgage Book 87, page 550."
25	126	213	MORTGAGE dated July 18, 1918, recorded August 14, 1918. Consideration \$1500.00 <u>GEORGE GAY ET UX</u> to <u>EZEKIEL PINEO</u> "Mortgages lands as described subject to Mortgage Book 87, page 550."
26	127	254	ACKNOWLEDGMENT OF PART PAYMENT dated April 22, 1919, recorded April 23, 1919. <u>EZEKIEL PINEO</u> to <u>GEORGE GAY</u> "Acknowledgment of payment of \$500.00 on account of Mortgage, Book 126, page 213."
27	136	776	ASSIGNMENT OF MORTGAGE dated March 23, 1923, recorded October 20, 1923. <u>ELIZABETH T. PARKER, EXECUTRIX, JOHN B. ETTER AND F. P. MCHEFFEY, EXECUTORS OF ESTATE OF F. R. PARKER</u> to <u>GEORGE S. WITHROW.</u> Consideration \$3000.00 Assigns Mortgage Book 87, page 549. Not signed by John B. Etter.
28	136	806	ASSIGNMENT OF MORTGAGE dated October 16, 1923, recorded November 27, 1923. <u>EZEKIEL PINEO</u> to <u>ALLAN S. ETTER.</u> "Assigns above mortgage, Book 126, page 213."

No. Bk. Page.

28 144 760

ASSIGNMENT OF MORTGAGE dated April 22, 1926, recorded
July 25, 1927.

ALLEN S. ETTER to GEORGE S. WITHEROW.

"Assigns above mortgage, Book 126, page 213."

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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COPY

ABSTRACT OF TITLE OF LANDS OF

ALLAN ETTER.

First part of title same as that of George Gay.

No. Bk. Page.
1 135 276

DEED dated December 7, 1921, recorded October 20, 1922.

GEORGE GAY ET UX to ALLAN ETTER.

"Conveys land described as follows: Beginning at a stake in the West side of a road leading from Maitland Road to Snide's farm, two hundred and fifty-nine feet distant (northerly) from the spout on the North side of the Maitland Road and crossing the said Snide Road, thence in a Northeasterly direction by a line of trees, on the bounds of the said Snide Road, one hundred and ten feet to a stake, thence in a Southwesterly direction parallel with the first named line, and distant therefrom eighty feet, one hundred and ten feet to a stake, thence in a South easterly direction, eighty feet to the place of beginning, subject however, to the following reservations and conditions; viz., that the said Allan Etter, his heirs and administrators and assigns, may not and shall not, sell, mortgage, lease or otherwise dispose of the said land and premises to any person or persons objectionable as a neighbor, to the said George Gay, his heirs, executors or assigns, without the consent in writing of the said George Gay, his executors, administrators or assigns.

2 140 859

DISCHARGE OF RESERVATION dated April 15, 1926, recorded May 11, 1926.

GEORGE GAY ET UX to ALLAN ETTER.

"Releases and discharges reservation in Deed Book 135, page 276."

3 140 860

QUIT CLAIM DEED dated April 22, 1926, recorded May 11, 1926.

GEORGE GAY ET UX, GEORGE S. WITHROW ET UX to ALLAN ETTER.

"Quits claims to lands described in Deed Book 135, page 276."

I hereby certify that the foregoing is a correct abstract to the title of the lands of Mr. George Gay and Allan Etter, at Shubenacadie in the County of Hants, proposed to be purchased by the Department of Indian Affairs, taken from the books of the Registry for Deeds for the County of Hants, and that the title of the said lands is good and free from encumbrances with the exception of the following:

1. Mortgage, Thomas Ellis to Henry Cogswell. \$100. Recorded in Book 12, page 434. This is not marked released. It being over 100 years old and a Chancery Deed dated May 26, 1834, Book 22, Page 195, being subsequent in date, it would furnish a good root of title and I am of the opinion that this Mortgage has either been paid off and no release recorded, or has long since been outlawed.

2. In Deed from Daniel Snide to Charles Harden Snide, Book 37, page 325, there is a reservation of roads.

3. In Deed from Charles Harden Snide to John Wallace and George Ainslie, there is a grant of the use of the marsh road at all times.

4. The said lands are subject to a mortgage for \$3000.00 recorded in Book 87, page 550, and assigned to George S. Withrow in Book 136, page 776. This assignment is not signed by one of the executors, John B. Etter.

5. The said lands are also subject to a mortgage for \$1000.00, Book 126, page 213, assigned to George S. Withrow, Book 144 page 760.

Dated at Windsor, N. S. in the county of Hants this ~~17~~th day of February, A. D. 1928.

W. W. Dunlop

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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ABSTRACT OF TITLE OF LANDS
OF GEORGE GAY AND ALLAN
ETTER, SHUBENACADIE, N.S.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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COPY.

WILLIAM C. DUNLOP,
Windsor, N. S.

February 14th, 1928.

The Deputy Minister of Justice,
Ottawa, Canada.

Sir:

B. 5494

With further reference to your letter to me under date of January 23rd last, re disposal of sewage in the Shubenacadie River, from the farm proposed to be purchased by the Department of Indian Affairs from George Gay, I beg to report that I have gone carefully into the matter, and am of the opinion that the Crown has the right to dispose of sewage into this River at any point on the foreshore that lies in front of this farm. The only objection that could arise would be that of pollution, and in view of the fact that this is a tidal River, the amount of sewage to be disposed of small, this question in my opinion could not be successfully urged.

With reference to the small body of water known as Snide Lake, a part of which is within the boundaries of this farm, the Crown would have the right to use part of the water for ordinary domestic purposes, to cut ice on the said Lake, to fish therein, and to use it as a place for bathing.

Your obedient servant,

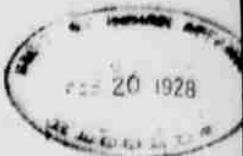
"W. C. Dunlop"

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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POOR
COPY

51-0-9



CPV/GR

PLEASE ADDRESS
THE DEPUTY MINISTER OF JUSTICE
OTTAWA

OTTAWA.....18th February.....1928

[Handwritten signature]

Dear Sir, -

B. 5494

with reference to the proposed purchase of lands near Shubenacadie for an Indian school, I have to inform you that I am now in receipt of a report from our agent which is to the effect that the title of the vendor is good, subject to certain mortgages and reservations mentioned in the last page of the abstract of title enclosed herewith.

Our agent's report as to the right to dispose of sewage in the river and to bathe in Snide Lake is contained in a letter of February 14th, copy of which is enclosed herewith.

If you will issue a cheque for the purchase price in favour of the owners and Mr. William C. Dunlop, I will have the transfers completed.

Yours truly,

[Handwritten signature]

Asst. D. M. J.

The Deputy Superintendent General,
Department of Indian Affairs,
O t t a w a .



"Encl."

2 cheques

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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Department of Indian Affairs

To George Gay and
William C. Dunlop, jointly.

DATE	DESCRIPTION	AMOUNT
1928		
Feb. 23	To purchase Farm of approximately 147 acres for the use of the Shubenacadie Indian Residential School in Nova Scotia, as authorized by P. C. 144, dated 26th January, 1928.	\$7,000.00
<p>Certified Correct</p> <p><i>Russell T. Ferrier</i></p> <p>Russell T. Ferrier, Supt. of Indian Education, 23/2/28.</p> <p>6036 with letter.</p>		<p>TOTAL, \$7,000.00</p>

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.

Department of Indian Affairs

To Allan S. Etter and

William C. Dunlop, jointly.

DATE	SERVICE.	AMOUNT.
1928		
Feb. 23	<p>To purchase House and Lot, formerly part of the George Gay farm, which is being secured for the use of the Shubenacadie Indian Residential School in Nova Scotia, as authorized by P. C. 144, dated 26th January, 1928.</p> <p style="text-align: center;"> Certified Correct <i>Russell F. Ferrier</i> Russell F. Ferrier, Supt. of Indian Education, 23/2/28. </p> <p style="text-align: right; margin-right: 50px;"><i>with letter</i> <i>6035</i></p>	<p>\$4,000.00</p> <p style="text-align: right;">TOTAL, \$4,000.00</p>

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.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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COPY

51-0-9

February 23rd, 1928.

With 2 cheques.

Dear Sir,-

I have your B-5494 of the 18th instant, with enclosures, concerning the proposed purchase of lands near Shubenacadie for an Indian residential school. I am enclosing cheques for \$7,000. and \$4,000. in favour of George Gay and A. S. Etter and your agent jointly in each case.

Yours very truly,

Duncan C. Scott

Deputy Superintendent General.

[Handwritten signature]

sel

The Deputy Minister of Justice,
O t t a w a.

[Handwritten notes and signatures]

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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DEPT OF INDIAN AFFAIRS
APR 11 1928
RECORDED

57-0-9

SPV/GR

PLEASE ADDRESS
THE DEPUTY MINISTER OF JUSTICE
OTTAWA

OTTAWA, 7th April, 1928

SCHOOLS BRANCH
APR 14 '28

SCHOOLS BRANCH
APR 11 1928

[Handwritten signatures and initials]

Dear Sir, -

B. 5494
re: Saubenscady school.

I enclose herewith documents
of title in this matter together with
our agent's account for professional
services in duplicate, which I have
certified for payment at \$101.65.

Yours truly,

J. Christensen

Asst. D. M. J.

Minister,
Department of Indian Affairs,
O t t a w a.

General Pay
[Signature]

31
sent April 23/28

"Encl."

*Ent'd
4025
1026
1027*

*Originals in
General Register
2/11/28*

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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CANADA

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O.H.U.S.

The Secretary

Dept. of Indian Affairs
Ottawa

Ont.

Indian Affairs. (RG 10, Volume 6056, file 281-9, part 1)

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CANADA

POOR
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TO ALL TO WHOM THESE PRESENTS SHALL COME, I,
GEORGE S. WITHROW of Shubenacadie in the county of Hants
and Province of Nova Scotia, FARMER, SEND GREETING:

W H E R E A S, in and by a certain Indenture of
Mortgage bearing date the 23rd day of June A. D. 1897, and
duly registered in the Registry of Deeds at Windsor in
the county of Hants in Libro 87, Folio 550, and made be-
tween ROBERT C. ERVIN of Shubenacadie in the county of
Hants, FARMER, and JANE R. ERVIN his wife, of the ONE
PART, and ELIZABETH T. PARKER, Executrix, JOHN B. ETTER and
F. P. MCHEFFEY, Executors, Estate F. R. Parker, of the
OTHER PART, the said ROBERT C. ERVIN and JANE F. ERVIN, did,
subject to a proviso for the redemption thereof in the said
Indenture contained, convey and confirm to the said ELIE-
ABETH T. PARKER, Executrix, JOHN B. ETTER and F. P. MCHEFFEY,
Executors Estate F. R. Parker, their heirs and assigns, cer-
tain lands and premises situate at Shubenacadie in the county
of Hants and in said Indenture more fully described, to
secure the repayment of the sum of Three Thousand Dollars
of lawful money of Canada with interest in manner and form
and at times therein set forth.

A N D W H E R E A S, by Indenture dated the 23rd
day of March A. D. 1923, and registered in the Registry of
Deeds at Windsor aforesaid in Libro 136, Folio 776, the said
ELIZABETH T. PARKER, Executrix, JOHN B. ETTER and F. P. MC-
HEFFEY, Executors of the Estate of F. R. Parker, did assign
the said Mortgage to George S. Withrow.

A N D W H E R E A S, the said GEORGE GAY is now
the owner of the equity of redemption in the said mortgaged
premises.

A N D W H E R E A S, the said GEORGE GAY has fully

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

**PUBLIC ARCHIVES
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CANADA**

POOR
COPY

paid off and satisfied the said Mortgage and the principal and interest due thereon and has requested a release of the same.

N O W K N O W Y E that I, the said GEORGE S. WITHROW, for and in consideration of the premises and of the sum of One Dollar to me in hand well and truly paid by the said GEORGE GAY at or before the ensailing and delivery of these presents, the receipt whereof is hereby acknowledged, have granted, released, ^{remised} discharged and forever quitted claim to and by these presents, do GRANT, RELEASE, REMISE, DISCHARGE and forever quit claim to as well the said MORTGAGE and the BOND given therewith, and the sum thereby secured as all interest due thereon together with the said premises, and all and singular the appurtenances thereof, and all the estate, right, title, interest, claim, property and demand whatsoever, both at law and in equity of me the said GEORGE S. WITHROW under and by virtue of the said Mortgage.

T O H A V E A N D T O H O L D, the said lot of land and premises with all and singular the appurtenances to the said GEORGE GAY, his heirs and assigns to his and their behoof forever absolutely acquitted, discharged and released of and from the said in part recited Indenture of Mortgage and the sum thereby secured.

I N W I T N E S S W H E R E O F, I, the said party to these presents have hereunto my Hand and Seal subscribed and set this 2nd day of March A. D. 1928.

Signed, Sealed and Delivered)
in the presence of)

Geo. S. Withrow

Chas. G. Kirk

)
)
)
)

PROVINCE OF NOVA SCOTIA,)
COUNTY OF HANTS, S.S.)

On this eighth day of March A. D. 1928,
before me the subscriber personally came and ap-
peared Charles F. Reid
the subscribing witness to the foregoing release,
who having been by me duly sworn made oath and
said that GEORGE S. WITHROW one of the parties
thereto duly executed the same in his presence.

Robert Fries

A Commissioner of the Supreme Court
of Nova Scotia.

REGISTRAR DEEDS OFFICE
HANTS COUNTY

I Certify that the foregoing instrument has been
duly registered
Page 123 this 13th March 1928
at the hour of 11:30

John G. Robinson
Registrar

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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145 725 321
Dated 2nd March A. D. 1928.

GEORGE S. WETHROW

TO

GEORGE GAY.

6723

RELEASE OF MORTGAGE.

Original in General Register

2/11/68

Es

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

**PUBLIC ARCHIVES
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**POOR
COPY**

Plan shewing the George Gay Farm situate at

Shubenacadie Hants Co. Nova Scotia

Scale 50 ft. to 1 inch.

Plaster Formation
(Potholes)

Rough Land

Pond
Elev. 86.00

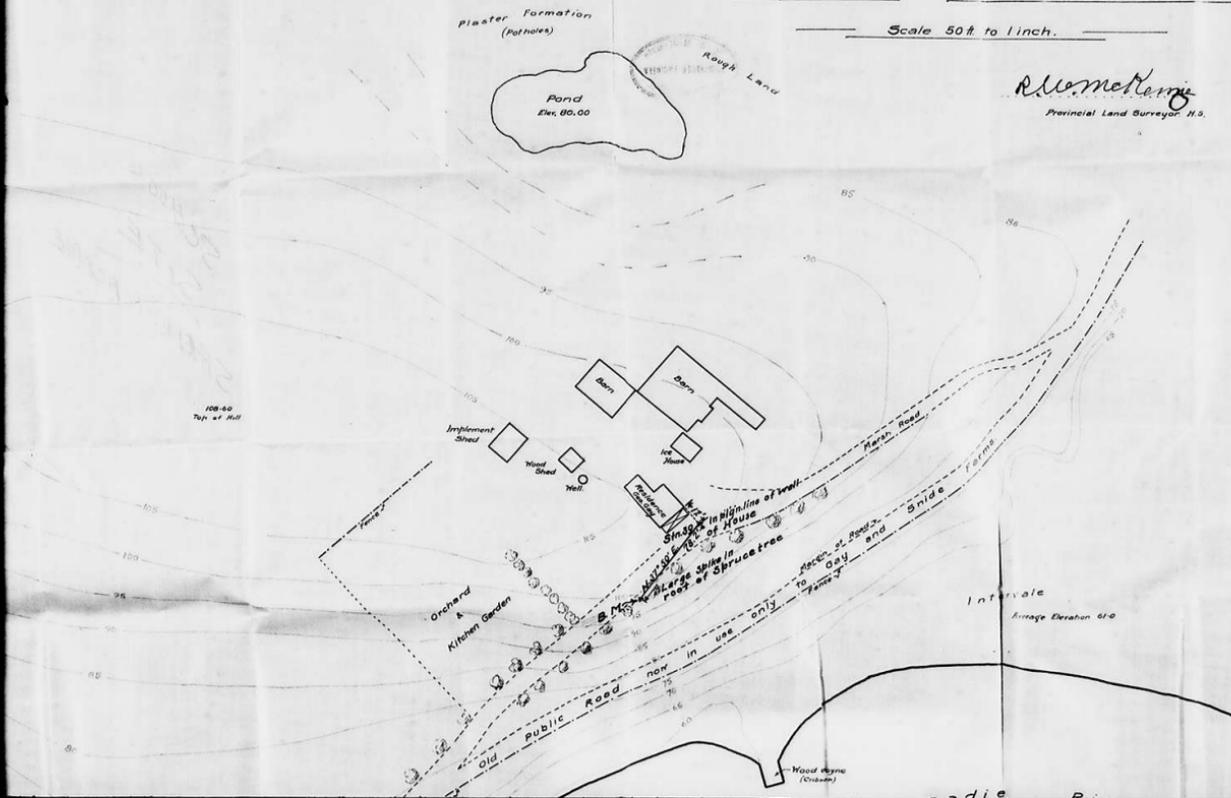
R. W. McKeown
Provincial Land Surveyor N.S.



True
North

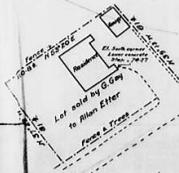
Magnetic North

18



Bench Mark - Iron bolt driven in root of large
Spruce tree on south side of road
leading to Gay house taken as 100-00 ft.

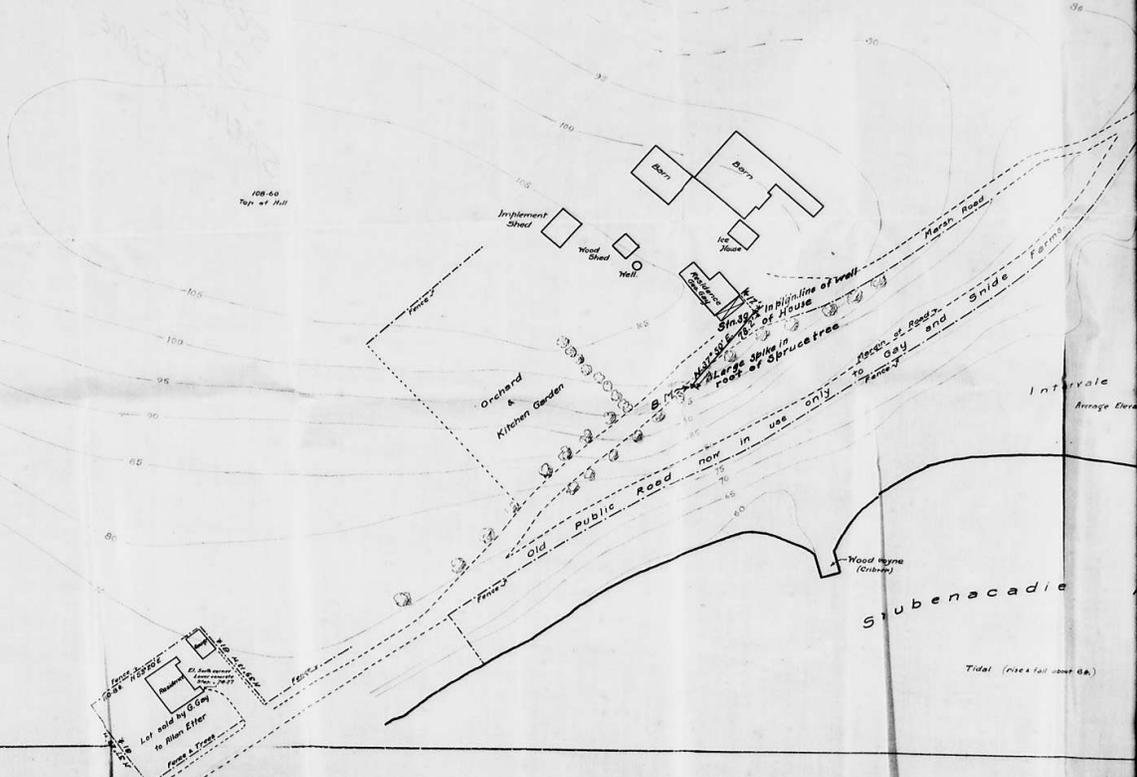
242



Indian Affairs. (31 10, Volume 400, file 260-6, part 1)

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COPY



9 LIMITS CRUISED AND ESTIMATED
RY LINES

P. O. BOX 666
TEL. SACKVILLE 766

R. W. MCKENZIE, C. E.
SURVEYOR CROWN LANDS



SURVEYS & PLANS
SEWERAGE
WATER SUPPLY
SUBDIVISIONS

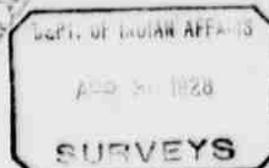
12 AND 13 QUEEN BLDG.

HALIFAX, N. S., CANADA

April, 16, 1928.

Reference No. 600076
Reference No. 51-0-9

Duncan C. Scott, Esq.,
Deputy Supt. General,
Dept. of Indian Affairs,
Ottawa, Canada.



Re Survey Geo. Gay Property in
connection with Indian College, Shubenacadie, N.S.

Dear Sir:-

I am forwarding as per request contained in letter of December 22, 1927 signed A. F. McKenzie, tracing of Plan of property boundaries, also that of the Plan of building site showing existing buildings, natural and other features and five foot contour lines.

You, of course, have Blue line prints of both these Plans.

It will not be necessary to furnish me with Blue prints to replace the tracings on my files as I have the Vandykes and a print of each.

I have also on March 3rd, mailed to Mr. Wm. G. Dunlop, Barrister, of Windsor, N. S., (at his request) a blue line print of the Property. This was to be placed on Record in the Office of the Registrar of Deeds with the Deed.

I note the changes made, referred to in your letter of December 22, last, as having been made in the two courses of the description where the described distances did not agree with the Plan and would say in explanation of the discrepancy, that owing to some difficulty in fixing the rear line and consequent alteration in its position affecting the length of the two boundaries in question, the original description was altered. As my copy has been found to contain the same error it is clear that the corrected description was destroyed by mistake.

*Plan of property recorded under No. M. 2264
Plan of location in connection with
10/3/1928*

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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I will forward Diary covering the period over which the work extended, also account with receipted bills for same as soon as roads are in condition to go to Shubenacadie, as while practically all bills incurred have been paid I have not as yet taken the receipts in duplicate as required by your Department.

It is also my intention to see that the corners set are properly in place and have not been accidentally or otherwise removed or disturbed.

Should you require the services of a Surveyor in further laying out the building site or grounds I would be very glad to undertake the work and could arrange to attend to anything required at short notice.

I remain,

Yours very truly,

R. W. McRae

51-0-1

51-0-9

[Handwritten signature]

SCHOOLS BRANCH
SEP 14 1928

Shubenacadie, N.S.

DEPT. OF INDIAN AFFAIRS
13 1928
RECORDS

Sept. 11th. 1928

Dear Sir:

Will you please let me know if the School property here is subject to any taxation by the municipality.

Yours very truly,

Mr. A.F. MacKenzie
Acting Asst. Deputy & Secretary
Dept. of Indian Affairs
Ottawa.

[Handwritten signature: R. J. P. Mackay]

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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Ottawa, September 14, 1928.

Reverend Sir:

I have your letter of the 11th instant, with reference to municipal right to tax the property of the Shubenacadie Indian Residential School. In reply I have to inform you that lands, title to which is in the Crown, are not subject to such taxation.

Your obedient servant,

A. F. Mackenzie
A. F. Mackenzie,
Acting Asst. Deputy & Secretary.

J. P. Mackey
Rev. J. P. Mackey,
Shubenacadie,
N. S.

R. W. MCKENZIE, C. E.
SURVEYOR CROWN LANDS

SURVEYS & PLANS
SEWERAGE
WATER SUPPLY
SUBDIVISIONS

12 AND 13 QUEEN BLDG.

HALIFAX, N. S. CANADA

Re Survey Geo. Gay Farm, Shubenacadie, Hants County, N.S.
For Department of Indian Affairs, Ottawa.

Extracts

Copied from Diary R. W. McKenzie.

Sept. 22nd 1927 to Jan. 24th 1929.

Note: Following extracts cover only such portion of time
as given to Shubenacadie Survey.

1927

- Sept. 22, Afternoon, Shubenacadie. Interview Mr. Lawlor re assistance for survey, information as to boundaries, title, descriptions etc. Part of this gone into previously but no charge entered. Saw Mr. Gay who went over property pointing out boundary marks, corners, etc. also interview Allison McDonald owner of adjoining lands with whom am informed there has been some dispute or misunderstanding as to division line. Observed Magnetic Bearings of outside (and several interior) lines of Hamilton Grant, of which Gay Farm is a part. Instruments Watts Transit and Gurley Compass.
Time charged 7 hours = 1 day
Hart Horton, 1 day,
Car 27 miles @ 10¢ per mile.
- Sept. 23, In Office looking up old Field Notes, local data, etc. particularly re lots adjoining in rear of Hamilton Grant. Crown Lands Office for copy of Grant to Col. Frederick Hamilton, et al, found no plan attached to same. Surveyor's notes also not to be found. All day. Allow Hart Horton full day as had told him expected to be on Field Work early in afternoon. No expenses charged.
- Sept. 26, Gay Farm survey; Field Work. Road Traverse Mill Bridge to north western boundary of property, off-sets right and left to Road ditches, fences, H.W.M.,

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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etc.

Assistance. Hart Horton, Chairman and Axeman,
Lloyd Davis, Chairman and Picket,
Wallace Gay, Axeman

Transit R. W. McKenzie,
Watts Transit; 100 ft. Band Chain.

Expenses:

Car self and L. Davis Enfield to Shub-
enacadie, 27 miles.
Lunch self and Davis, Sherman Hotel, \$1.00,

- Sept. 28, Field Work Gay Farm continued. Retrace division line between Gay and Snide properties from Maitland Road to rear line. Line fenced entire length. Informed by Mr. Snide and Geo Gay is undisputed. Assistance as on 26th, Expenses as on 26th.
- Sept. 29, Field work Gay Farm continued. Retrace north eastern boundary from Maitland Road to River and traverse portion of Shore upstream. Line fenced to margin of intervale. Across Intervale marked by a few old fence posts. Set post at River bank. Informed by Messrs. Snide (abutting owner) and Gay that line is undisputed and supposed to be correctly marked. Assistance as on 26th inst., Expenses as on 26th inst.
- Sept. 30, Gay Farm Field Work continued. Traverse River bank up stream, locating margin Intervale upland, O.H.W.M. and O.L.W.M. Roads, etc. Make closure on Stn. 1. Assistance and expenses as on Sept. 26th.
- Oct. 1, Work in office plotting Gay survey and looking up further information old Field Notes late James McKenzie of former surveys on and near base line. All day. No assistance or expenses charged.
- Oct. 6, Field work Gay Farm; setting out level lines and points for contours on site for buildings. Levelling. Assistance:
R. J. Milgate, Levelman
Lloyd Davis, Rodman
Measurements, Range Lines, etc.
R. W. McKenzie, Transit
Hart Horton } assistants
Wallace Gay }
Expenses:
R. J. Milgate, self and Davis, Lunch, \$1.50,
Car Enfield to Shubercadie 27 miles @ 10¢, \$2.70,

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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1927

Oct. 7,

Cross section work continued.
 R. J. Milgate, 1 day,
 Lloyd Davis and Wallace Gay, $\frac{1}{2}$ day each,
 No expenses. Stayed at Gay Farm House
 over night and meals. No charge for
 same. R. W. McKenzie in Halifax Office
 checking up notes and descriptions, all day,
 R. J. Milgate Railway fare Halifax to Shuben-
 acadie and return, \$2.50

Oct. 8, Office, plotting levels and contours. Self
 and R. J. Milgate, all day, no expenses.

Oct. 10, Continued Plotting levels, contours and
 River traverse, self and R. J. Milgate, no expenses,

Oct. 11, Work on Plan, self and R. J. Milgate, no expenses,

Oct. 12, Field Work, location buildings, traverse Snides
 Road, Farm Road, contour lines, all day

Expenses:-

Assistance, Lloyd Davis)	
Wallace Gay)	
Hart Horton)	
Lunch Sherman Hotel, self and Davis,	\$1.00
Car 27 miles,	<u>2.70</u>
	\$3.70

Oct. 13, Field Work, Locating Allen Etter
 lot, Pond rear of buildings, traverse offsets
 continued to Road at Station 1. Interview
 with Allison McDonald re division line, all day,

Expenses:-

Assistance as on 12th,	
Meals Self and Davis, -	\$1.00
Car 27 miles, -	<u>2.70</u>
	\$3.70

Oct. 14, Further plotting in Office and checking and ad-
 justing descriptions McDonald and other lots.
 All day. Obtained Mr. McDonald's title Deeds
 from Canada Permanent Mortgage Corp.

Oct. 15, Seeing Messrs. McKay, Robinson and other persons
 owning lands abutting on the rear of Gay Farm and
 other portions of Hamilton Base line, endeavoring
 to obtain information as to former surveys,
 occupation, etc. re same. This line as on the
 ground is irregular and, in plans, notably on the
 rear of the Gay Farm, is doubtful and as partially
 fenced undoubtedly encroaches on that property.
 All day, no assistance.
 Car about 35 miles
 Lunch self, 50¢

1927

- Oct. 17, Further checking and examination of Hamilton Base over about 1 mile of same North east of Gay Farm all day,
Expenses:-
Assistance J. D. McKenzie, 1 day
L. Davis, 1 day
Car 27 miles,
Lunch Sherman Hotel, self Davis and McKenzie, \$1.50
- Nov. 2, Field Work. Retracing and sighting on Base Line marked by fences through cultivated lands to South west of Gay Farm. Spent entire day investigating Base line. Present, Allison McDonald owner of lands adjoining to south west, Arthur Robinson owner of lands to North west of Bases and adjoining Gay, Guy McKay owner of other lands adjoining Gay and whose wire fence is admitted to be not on true boundary. Retraced line said to have been run by Archibald for rear line of Gay farm at time owned by Thos. Cox found that line to be too far off any possible true bearing to be worth consideration.
Assistance:- L. Davis
Hart Horton
Car 27 miles
Lunch self and Davis, Sherman Hotel.
- Nov. 3, Field Work. Set up Base line across rear of Gay Farm. Ran division line between Gay and McDonald Farms disregarding line run by Archibald and passing through Gays clearing near road. Found old marks of McKenzie line. For particulars this and Base line See Report. Allison McDonald present assisting. Satisfied.
Assistance:- Wallace Gay
Hart Horton
Allison McDonald (No charge)
Car 27 miles. Lunch, self 50¢.
- Nov. 4, Plotting survey all day,
" 9, Work on Plan and old descriptions, all day,
" 16, Work on Plan and Memo for Report, all day
" 17, Work on Plan and report, all day,
" 18, Work on Plan and Report, $\frac{1}{2}$ day,
" 23, Work on Survey Plan and Memo, all day
" 27, Sunday, at Shubenacadie checking measurements
Assistance:- Jas. D. McKenzie, Hart Horton,
Lloyd Davis
Car 27 miles. No meals.

1927

Nov. 29, Work on Survey, plan and Memo, all day,

Nov. 30, Work on Plan, all day,

Dec. 3, Further work on Plan and report, all day,

Dec. 6, At Shubenacadie, setting corner marks, all day,
Car 27 miles,
Assistant J. D. McKenzie,

1928

Nov. 12, At Shubenacadie re survey for pipe lines
Indian College. Holiday- unable to work,
arranged for later date.
Car 27 miles, no assistance.Nov. 15, At Shubenacadie making survey for pipe
line Snides Lake to College building, all
day. Assistant J. D. McKenzie,
Car 27 miles. Lunch for two at Shermans
Hotel,Nov. 16, Report to Department re above, $\frac{1}{2}$ day,

1929

Jan. 24 Making out account, copying Diary, having
and 25, Vouchers signed, 1 day,
Car Shubenacadie and return,
27 miles @ 10¢ per mile

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

PUBLIC ARCHIVES
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CANADAPOOR
COPY

51-0-9

R. W. MCKENZIE, C. E.
SURVEYOR CROWN LANDS

SURVEYS & PLANS
SEWERAGE
WATER SUPPLY
SUBDIVISIONS

Handwritten signatures and initials

12 AND 13 QUEEN BLDG.

HALIFAX, N. S., CANADA

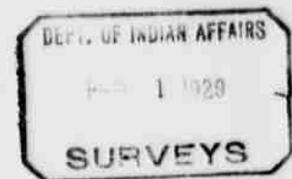
Jan. 26, 1929.



Department of Indian Affairs,
Ottawa, Canada.

Attention: T. D. McLean, Esq.,
Acting Secty. and Deputy.

Handwritten initials 'RB'



Dear Sirs:-

I enclose herewith account for survey in 1927 of the Geo. Gay Farm at Shubenacadie, Hants County, N. S. recently purchased for the Indian College.

To this I have added survey of the pipe line for proposed Water Supply made in November of 1928.

The unusual delay in submitting the 1927 account has been due to the fact that I had some idea that there might be objection to the rear line, and if so, that further work would be required in the nature of a complete survey of at least one of the more recent grants adjoining to the northwest, and so delayed making out the account for a time, after which it was overlooked.

There was later on the additional reason that at least one of the men who had assisted me was for a time away and it was therefore a matter of some difficulty to obtain his signature to the pay voucher.

You will note in the enclosed account that no time has been charged to bad weather, notwithstanding that the season was unusually wet. This is due to the fact that on such occasions as I found myself unable to carry on field work I spent the remaining portion of the day in the office.

This also accounts for the rather disproportionate amount of time charged to plotting and office work.

I enclose herewith vouchers for all expenditures.

I remain,

Yours very truly,

Handwritten signature: R. W. McKenzie

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

Handwritten note: POOR COPY



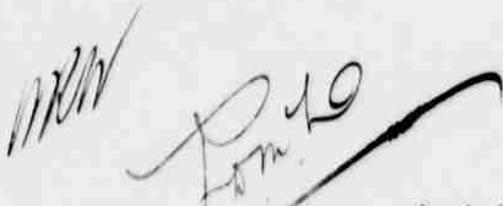
Ottawa, 2nd February 1929

Sir,-

I have your letter of the 26th ultimo and accompanying account with vouchers for surveys in connection with the George Gay farm and beg to call your attention to the account for typing, which has been numbered Voucher No.2. It is noted that your receipt is for \$10.10 and apparently the charges in your account are as follows,- Dec.31st \$4.35 and Nov.16th, Report \$1.00, making a total of \$5.35. It is further noted that your voucher includes \$3.75 for typing the accounts, which sum is not mentioned in your account.

I would also direct your attention to Voucher No.8 for meals. You will notice that your Voucher is for \$12.00, while in your account you have Dec.31 \$11.50; Sept.30, \$4.50; Nov.16 \$1.00, amounting to \$17.00. Your account and vouchers are herewith returned for correction.

Your obedient servant,



(J.D. McLean)

Assistant Deputy and Secretary.

R.W. McKenzie, C.E.,
12 and 13 Queen Building,
Halifax, N.S.



Shubenacadie, N. S.

Dept. of Indian Affairs,
Ottawa, Canada.

TO

Sherman Hotel, Shubenacadie, N. S.

To Meals R. W. McKenzie, C.E. and Assistants
in connection with survey of lands for
Indian College.

<u>1927</u>					
Sept. 1st	"	8 meals	@ 50¢	-	\$4.00
to 30th,					
Oct. 1st					
to 31st	"	11 meals	@ 50¢	-	6.50
Nov. 1st					
to 30th	"	3 meals	@ 50¢	-	1.50
<u>1928</u>					
Nov. 15th	"	2 meals	@ 50¢	-	<u>1.00</u>
					\$12.00

Rec'd payment,

J. J. Cawell

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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CANADA

POOR
COPY

①

Halifax, N. S.,
Dec. 31, 1928.

Dept. of Indian Affairs,
Ottawa, Canada.

Per R. W. McKenzie, C.E.,

TO

Jas. D. McKenzie, Esq.,

To services rendered in connection with
survey of Geo. Gay Farm at Shubenacadie,
N. S. and in connection with same from
Sept. 1, 1927 to Dec. 31, 1928.

" 4 days @ \$2.50 per day, -- \$10.00

Rec'd payment,
James D. McKenzie

rk

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

POOR
COPY

6
Enfield, N. S.

Dec. 31, 1927.

Dept. of Indian Affairs,

Per R. W. McKenzie, C.E.,

TO

Lloyd Davis, Esq.

To assistance furnished in Survey of Geo.
Gay Farm, Shubenacadie, N. S. from
Sept. 1st to Dec. 31, 1927.

" 11½ days @ \$2.50 per day -- \$28.75

Received payment,

Lloyd Davis

AS

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

PUBLIC ARCHIVES
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CANADA

POOR
COPY

Shubenacadie, N. S.
Dec. 31, 1927

Dept. of Indian Affairs,
Per R. W. McKenzie, C.E.

TO

Hart Horton, Esq.

To assistance furnished in survey of Geo.
Gay Farm, Shubenacadie, N. S. Sept. 1st
to Dec. 31st, 1927.

" 13 days @ \$3.00 per day. -- \$39.00

Rec'd. payment.

Hart Horton

AK

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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CANADA

POOR
COPY

Shubenacadie, N. S.

Dec. 31, 1927.

Dept. of Indian Affairs,
Ottawa, Canada.

Per R. W. McKenzie, C.E.,

TO

Wallace Gay, Esq.

To services rendered assisting in survey
of Lands for Indian College, Shubenacadie,
N. S.

1927
Sept. 1 " 8½ days @ \$2.50 per day -- \$21.25
to
Dec. 31,

Rec'd. payment,

Wallace K. Gay

OK

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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CANADA

POOR
COPY

C
O
P
Y

89 Hollis Street

Halifax, N. S.

Feb. 1/28

R. W. McKenzie,

TO PRIEST & SONS DR.

Draftsmen

Dec.	10	1 Van. George Gay Pty.	\$.75
		6 B.L.P " " "	3.00
	2	1 Van. " " "	.68
		6 B.L.P. " " "	<u>2.70</u>
			\$7.13

Paid Priest & Sons,

March 17/28

Per A.S.P.

PAID
March 17/28
Priest & Sons

AK

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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CANADA

POOR
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②

Halifax, N. S.,
Jan. 25, 1929.

R. W. McKenzie, C.E.
Queen Bldg.,
C I T Y.

TO

Dorothy Killeen,

1927				
Dec. 10,	To typing descriptions, Snide, McDonald, Gay and others	-- \$	1.50	
" 12,	" do	--	1.35	✓
" 13	" typing Report,	--	2.50	✓
1928				
Nov. 16,	" typing Report re Survey for Water Supply Indian College,	--	1.00	✓
1929				
Jan. 25,	" typing vouchers, etc.	--	<u>3.75</u>	
			\$10.10	

Rec'd payment,

Dorothy Killeen

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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CANADA

POOR
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Halifax, N. S.,
Dec. 31, 1927.

Dept. of Indian Affairs,
Ottawa, Canada.
Per R. W. McKenzie, C.E.,

TO

R. J. Milgate, P.L.S.

To services rendered in connection with survey
of Geo. Gay Farm at Shubenacadie, N. S. from
Sept. 1st to Dec. 31, 1927.

" 5 days @ \$6.00	--	\$30.00
Railway fare Halifax to Shubenacadie and return,	--	<u>2.50</u>
		\$32.50

Rec'd payment,

R. J. Milgate

R.K.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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R.W.MCKENZIE C.E.
Surveyor Crown Lands

12 and 13 Queen Bldg
Halifax N.S.
Jan.25 1929

The Department of Indian Affairs
Ottawa, Canada

To
R.W.McKenzie C.E.

To services in connection with Survey of George Gay Farm at
Shubenacadie, Hants County, N.S. Sept.1 1927 to Jan.25
1929.

<u>1927</u>					
Sept.30	To R.W.McKenzie	Field and Office			
		work, 6 days @ \$10.00 per day	-	\$60.00	
	" Hart Horton,	Field Assistant			
		6 days @ \$3.00 per day	-	18.00	
	" Wallace Gay,	Field Assistant	-		
		4 days @ \$2.50 per day		10.00	
	" Lloyd Davis,	Field Assistant			
		4 days @ \$2.50 per day	-	10.00	\$98.00
Oct.1	" R.Wm.McKenzie,	11 days @ \$10.	-	110.00	
to	" Lloyd Davis,	5½ days @ \$2.50		13.75	
" 31	" Wallace Gay,	3½ days @ \$2.50		8.75	
	" Hart Horton,	4 days @ \$3.00		12.00	
	" Jas.D.McKenzie,	1 day @ \$2.50		2.50	
	" R.J.Milgate,	Levelling and			
		assisting contour plan			
		5 days @ \$6.00 per day	-	30.00	177.00
Nov.1	" R.W.McKenzie,	10½ days @ \$10.		105.00	
to	" J.D.McKenzie,	1 day @ \$2.50		2.50	
" 31	" Hart Horton	3 days @ \$3.00		9.00	
	" Wallace Gay	@ day @ \$2.50		2.50	
	" Lloyd Davis	2 days @ \$2.50		5.00	124.00
					\$399.00

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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CANADA

POOR
COPY

327
Nov.31 To Carried Forward \$399.00

Dec.1 " R.W.McKenzie, 2 days @ \$10. \$20.00
to " J.D.McKenzie 1 day @ \$2.50 \$2.50 22.50
" 31,

Sept. 1 " Charge for Car Enfield to
to Shubenacadie and return, self
Dec.31 and assistant, 386 miles @ 10¢ 38.60
" paid Sherman Hotek, self and
assistants, 22 meals @ 50¢ 11.00
" Railway fare, R.J.Milgate
Halifax to Shubenacadie and
return 2.50
" Cash paid blue print plans 7.13
" paid typing report, copying
McDonald and other descriptions
memo, etc. 4.35
" Phones 2.40 68.98

1928
Nov.12 " at Shubenacadie re Survey of
Pipe line for water supply
Indian College, 1 day @ \$10. 10.00
" Survey as above, 1 day 10.00
" report as above, 1/2 day 5.00
" J.D.McKenzie, Assistant
Field work, 1 day 2.50
" paid meals 1.00
" car, 2 trips Enfield to
Shubenacadie, 54 miles @ 10¢ 5.40
" paid typing report 1.00 34.90

1929
Jan.24 " making out Account, copying
and 25 Diary, having vouchers signed
1 day @ \$10.00 per day 10.00
" paid typing account, vouchers
etc 3.75
" Car Shubenacadie and return
27 miles @ 10¢ per mile 2.70 16.45

TOTAL 6913.00 \$539.00

Certified, correct and
charges fair and

W.R. White
for Chief

[Signature]

With cheque

Ottawa, 11th February 1929

Sir,-

In reply to your letter of the 6th instant, I beg to enclose cheque for \$539.83 in full payment of your account for survey in connection with the George Gay Farm. It is to be noted that one item in your account, for typewriting, was incorrectly put in at \$4.35 instead of \$5.35. It has been changed here.

Your obedient servant,

(J.D. McLean)
Assistant Deputy and Secretary.

RM
R.W. McKenzie Esq., C.E.,
12 and 13 Queen Building,
Halifax, N.S.

R.W. McKenzie

51-0-9

Shubenacadie Indian Residential School.

DEPT. OF INDIAN AFFAIRS
JUL 25 1930
RECORDS

SCHOOLS
JUL 28 1930

Shubenacadie, N.S.
July 23rd. 1930.

Mr. Scott

Dear Dr. Scott:

I have not forgotten your wish expressed almost a year ago, about making the hill in front of the School, attractive. I had arranged with a man last fall to come this spring and give us his advice about it. When he did not turn up I made inquiries and found out that he had died during the winter. Since that time I have tried to get another man. Through Mr. P. V. Doyle, who no doubt you remember, I have a letter from a Mr. Clark, of Annapolis Royal.

I am enclosing the letter and would like very much to know what you think about it. My knowledge of such things, like many other things is very limited.

As for the School we are doing the best we can and I think the children are quite happy and contented. We have had of course every possible assistance from the Department.

Trusting that you are enjoying good health,

Yours very truly,

J. P. Mackay

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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CANADA

POOR
COPY

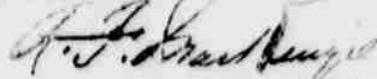
Ottawa, July 26, 1930.

Reverend Sir:

I am directed to reply to your letter of the 23rd instant, with reference to making the grounds at the Shubenacadie Indian Residential School more attractive. You may engage Mr. E. R. Clarke, whose letter I am returning, to visit the school when he is in Halifax and you may count on approximately \$100 expenditure for shrubs, trees, etc. This will make it unnecessary to pay him a fee. Of course, the Department relies on you not to arrange shipment of any shrubs or trees until it is timely to have them planted.

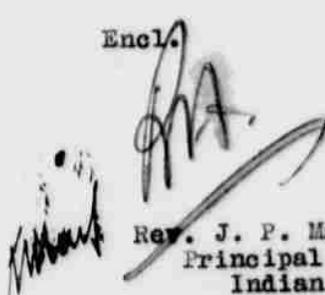
When Mr. Clarke has visited the school, you should forward to the Department a rough sketch, showing what you propose to do.

Your obedient servant,



A. F. MacKenzie,
Acting Asst. Deputy & Secretary.

Encl.



Rev. J. P. Mackey,
Principal,
Indian Residential School,
Shubenacadie, N. S.

ANNAPOLIS ROYAL NURSERIES

[Established 1885 by E. R. CLARKE & CO.]

E. R. CLARKE Sole Owner Since 1892

ANNAPOLIS, Nova Scotia, August 23rd, 1930.
Rev. J. P. Mackay, for and on
Sold to account of: The Indian Residential
Schools, Shubenacadie, N. S.
Ship to Shubenacadie, N. S.

Order No. S/3.

How Sold Interview of August
12th, 1930.

When Spring 1931.

How By freight.

Terms: Invoices in
triplicate.

We thank you for your valued order, which we
accept as noted hereon. Please advise of any
error in booking your order, otherwise it will
stand as written. Not subject to cancellation.

We are not responsible for crop or other fail-
ures through causes beyond our control.

This order is accepted under terms of sale
and prices as expressed in our Catalogue.

Copy of Order—NOT AN INVOICE

By arrangements through the medium of correspondence I had the pleasure of calling upon Rev. Fr. Mackay at the Indian Residential Schools at Shubenacadie, N. S., arriving there on the afternoon of July 11th, and staying about 24 hours at the schools.

It had been arranged by Father Mackay through the medium of correspondence with the Department of Indian Affairs that he should have liberty to spend in the neighbourhood of \$100.00 for the betterment of these grounds in the spring of 1931.

I immediately perceived that owing to the immensity of these grounds and the very large building that we have to decorate, the amount of \$100.00 would be wholly inadequate for even an initial planting. I presented this idea to Father Mackay for his consideration, and he suggested that I be as economical as is possible, and submit an estimate for the consideration of the Department of Indian Affairs, and I have been just as economical in this present estimate as conditions would permit.

In the first place we have a very large building, 158 feet long from east to west, and it sits on the top of quite an abrupt little hill in the midst of a wide expanse of ground, which is, literally, totally bare of trees.

I saw at once that we would have to confine our decorations to that area immediately adjoining and in front of our building, and fortunately this building faces the south and lends itself excellently well to the use of evergreens for decorative purposes; and indeed in my opinion as a landscape architect, this is the very proper decoration for this style of building.

These evergreens will be planted in close proximity to the walls of the building, and this is the proper place
forward to folio 2.

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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CANADA

POOR
COPY

Rev. J. P. Mackay,
Indian Residential Schools,
Shubenacadie, N. S.

2/8/30.
Order No. S/3.

for these evergreens under any condition, but it has the fortunate result that we are not obliged to go out in the large area for the purpose of decoration, and we will be able,--not this year entirely,--to obtain really beautiful results by the use of evergreens, and in the following estimate it must be remembered that this planting is an initial planting, only, and will require additions from time to time before we have a fully complete job.

As I said before, this building stands on top of quite an abrupt little hill, and we have no considerable flat or sloping area immediately in front of the building. It falls off into quite an abrupt descent at a distance of something like 65 feet from the building, so we are rather cramped for room for an adequate lawn.

I found when I arrived that a small lawn had been laid off extending the full length of the building, 158 feet, but this lawn was altogether too narrow to correspond with the extent of the building, and I have suggested that this lawn area in front of the building be increased to a width of 31 feet, which will necessitate the moving of the drive farther from the building, and I have placed it as near the brow of the hill as conditions will permit. With these dimensions we will have ample room for turning at either end of the lawn, and the added width of the lawn will be a great benefit, but even at that we are still too narrow, and I purpose to widen the apparent width of this lawn by the use of a barberry hedge on the southern edge of the lawn, and also for a very modest distance around each end.

I am installing this hedge for several perfectly good reasons: First, this line of hedge is architecturally correct for the betterment of the property; secondly, it will reduce the expense of upkeep greatly as it has the effect of framing in our grounds and does not render it obligatory that we shall keep the boundaries outside of our drive always in a lawn condition; and for another reason, it affords a fully adequate protection to the lawn itself from any winds coming from the southward, and it must be kept constantly in mind that one could scarcely select a more wind-swept position, excepting where it is protected by the building itself.

Also as time goes on our lawn will give us a suitable place for the planting of flowering shrubs at either end of the lawn, and should it transpire that we have labor to permit of it we will sometime or another install a bed of perennials immediately in the shelter of this hedge, but the lawn itself, speaking of it as a whole, should be kept green and not cut up with any plantings.

forward to folio 3.

Rev. J. P. Mackay,
Indian Residential Schools,
Abenscadie, N. S.

22/8/30.
Order No. 8/3.

We have a drive next to the building of a width of 19 feet. Our new lawn will have a width of 31 feet, and immediately outside of the lawn I have laid out a new drive to the width of 12 feet, which is sufficient.

Now, this new lawn will extend the full length of the building, a distance of 158 feet, and the ends of this lawn should be constructed in the following manner: Measure in from either end of the lawn a distance of 15 1/2 feet, and at this point strike a line across the lawn at right angles to this point, and also at right angles to the edges of the lawn, which are parallel. Three positions should be staked: the centre of the lawn, and the two points at right angles to this on either side of the lawn. Go to the centre of the lawn and from this point sweep a half circle. I demonstrated this to the overseer of the farm and he understands the method of construction perfectly well.

Our hedge will start from the point at right angles to the point in the centre of the lawn on the inside, and from this point will be carried around the end of the lawn and along its southern border. Since this is developed on both ends of the lawn we have an equivalent of a full circle 31 feet in diameter, which figures slightly less than 100 feet in length, but for the purpose of construction we will consider the circle to equal 100 feet. Now, the full length of the lawn is 158 feet, but we have to take 31 feet from this distance, which leaves 127 feet, plus 100 feet as the length of the hedge, and our requirements would be 341 hedge plants, since this hedge is set in double rows with the rows 10 inches apart and the plants in the rows 18 inches apart on centres staggered so that when viewed from the side they appear to be 8 inches apart, but since I wish to bolster up the ends of these lines on the inner side of the lawn for a distance of 3 or 4 feet on each end by making a three line planting instead of making a two line planting, I will say that our requirements for this hedge will be:

350

Hedge Plants, No. 1 quality, 18 to 24 inches, @ \$225.00 per 1,000.

The method of installing this hedge is as expressed in the above paragraph, but in preparation for its installation a trench should be dug sometime this fall, and this trench should be about 22 inches wide, and about 10 inches deep, and the earth should be completely excavated from this trench and a layer of manure put in the bottom which when well trodden down will be at least 4 inches deep, and then the earth replaced on top of this manure and allowed to remain in this condition until spring.

The reason why the manure is put into the earth in the fall of the year is that manure has the tendency to ferment, and in fermenting, if it was placed immediately before planting it would have a tendency to rot the roots of the plants, so it is always well to place the manure in the trench well in advance of the time of planting.

forward to folio 4.

Rev. J. P. Mackay,
Indian Residential Schools,
Subenacadie, N. S.

22/8/30.
Order No. S/3.

I learned from Father Mackay that he has been using salt or marsh mud from the river for the purpose of filling, and I am of the opinion that this will be inimical to the growth of shrubs, so instead of replacing this salt mud back on top of the manure I suggest if it is at all possible that we get good top soil from some other part of the farm and place this good soil on top of the manure, and use the earth excavated for filling in different places where it is certainly demanded, as in building up the outer edge of the road, etc.

Perhaps this is as good a time as any to discuss the probable effect of salt mud. It is perfectly all right for a farm crop, and I believe it is not deleterious to the cultivation of a lawn, although I certainly would not recommend it if it were not already in position, but I think that in the future the use of salt mud where we are going to plant trees or shrubs or anything of that nature, should be omitted, as we have an abundance of top soil at one place and another on this huge farm, and I cannot see the wisdom of taking chances, and the one or two places where I have had experience with this soil in my many years as a landscape architect has always been very unsatisfactory, and in some cases it has resulted in the death of our plantings, so I think I am well advised in recommending that we do not use salt mud in any place where it will come in contact with the roots of shrubs or trees.

It just came to my mind that a little bit of advice might be wholesome, and that is, that in planting the hedge while the distance between plants is to be 18 inches on centres in the rows, I have always found that there is a tendency to slightly over-space the plants, and to that end I advise cutting a stick 15 $\frac{1}{2}$ inches long to be used as a measure in planting the first row, always remembering that the distances given are on centres; that is, from the centre of one plant to the centre of the next plant. My experience teaches me that we come out about right if we use a stick 15 $\frac{1}{2}$ inches long, and it is only necessary to measure the spaces in the first row, which means that you will plant one row at a time, and after you have finished planting the first row you can set the plants in the second row at mid intervals by the eye.

As I have mentioned in one of the preceding paragraphs, our building is of brick and totally bare of decoration, but it so happens that the building is wonderfully well constructed for the use of evergreens, as it has indentations in the line of the building on both sides of the central entrance porch 37 feet long on each side, and with a width at the wing walls of the building of 11 feet 6 inches, and this area has been laid down into lawn, a very proper proceeding, and for the purpose of description these areas will be referred to as the east court, and the west court. As I have said before, it lends itself excellently well to the use of evergreens, and with vines to cover the walls.

forward to folio 5.

Rev. J. P. Mackay,
Indian Residential Schools,
Saubenacadie, N. S.

22/8/30.
Order No. S/3.

The first thing that I will submit is the use of evergreens and their positions, and since the decoration of one court is exactly identical with the decoration in the other court it will only be necessary to describe the decoration for one court, with the note that it is identical with that on the other side.

Our first planting here would be 1 Koster's Blue Spruce, position, 6 feet out from the wall of the wing, and 6 feet out from the wall of the main building.

The second item will be: 1 Thuya Occidentalis Luteis George Peabody (Golden-leaved white cedar), position, 4 feet out from the wall of the main building, at right angles to a point 4 feet west of west edge of first window, which means the window nearest the wing wall (I am positioning these trees in the east court, that is, the area east of the central entrance).

Third. 1 Thuya Wareana (Warren's white cedar), 4 feet out from the main wall and at right angles to the mid distance between the second and third windows.

Fourth. 1 Taxus Cuspidata Brevifolia (Japanese Dwarf Yew), 3 feet out from main wall, and at right angles to a point at mid distance between the third and fourth windows.

Fifth. 1 Thuya Pyramidalis Compacta (compact growing pyramidal white cedar), at niche or corner formed by the conjunction of main wall with wall of porch, 2 feet 6 inches out from either or both walls.

Sixth. 1 Pinus Montana (Dwarf growing pine, no central stem, rarely exceeds a height of 4 feet, but often has a spread of 4 to 6 feet), 2 feet 6 inches out from east wall of entrance porch, and distant 2 feet 6 inches from the outer brick edge of entrance porch.

This indicates the need of 6 evergreens for the decoration of one court, and since the decoration is repeated in the other court, our total requirements will be:

12

- Evergreens.
- 2 Koster's Blue Spruce, (Picea Pungens Glauca Kosteri), 4 feet, @ \$16.00 per tree.
- 2 Thuya Occ. Luteis George Peabody, 4 foot grade at a conceded price of \$5.50 per tree.
- 2 Thuya Wareana, 4 foot grade, at a conceded price of \$5.50 each.
- 2 Taxus Cuspidata Brevifolia, 24 to 30 inch spread, @ \$5.50 each.
- 2 Thuya Pyr. Compacta, 4 feet @ \$8.00 each.
- 2 Pinus Montana, 24 to 30 inch spread, @ \$8.00 per tree.

Comment: I have used the very best grade and size of evergreens for the reason that we have such a large building that the smaller sizes seem to me to be out of place, and I wish to

forward to folio 6.

Rev. J. P. Mackay,
Indian Residential Schools,
Shubenacadie, N. S.

12/8/30.
Order No. S/3.

say here that were it not that I have a source of supply for these evergreens in Holland, where they are produced in great quantities I could not engage to supply at even double these figures if I were restricted to Canadian grown stock, but as far as that goes, trees of the size that I would like to place here are not available in Canada at all, so I am obliged to import, or put up with trees about half these sizes, and at an increase in price of almost double what I am charging you here, even for these smaller trees.

It may seem an exorbitant price to pay \$18.00 for the Koster's Blue Spruce, but it seems to me that something of an enlivening nature wish as is produced by the beautiful foliage of this tree is demanded here, and as far as the price is concerned, if these trees were procurable in this size in Canada, a four foot tree instead of costing you \$18.00 as I am pricing them in this estimate would have cost from \$35.00 to \$40.00 per tree, and I earnestly beg that the use of these trees shall receive favorable consideration. We need them for this position.

The other trees will at once be perceived to be very low in price, while to one who has a knowledge of conditions the price of the Koster's Spruce will seem very economical indeed.

I have a blueprint, "The basement plan", which will enable me to position these places and they will be so positioned and the blueprint returned to Father Mackay.

As I have had occasion to remark I do not believe I could recommend the planting of any of these trees or shrubs in marsh mud soil. I think my best word of advise would be that wherever these planting positions occur the earth should be taken out and replaced with good top soil.

Now, these cedars which I am recommending are the same family as grows in a natural state in northern New Brunswick and Maine, and they are perfectly hardy, but they are very susceptible to soil conditions. They will not grow in an acid soil, therefore in order that we shall make sure that the soil is alkaline or sweet it is always advisable to treat cedars with lime, and for that matter, spruces also. This lime should be air-slaked, and to this end I recommend that you get a barrel of lump lime and dump it some place in your garden where the caustic effects of the lime will do no damage, and cover the heap with earth and allow it to remain here for three or four days, when it will become completely air-slaked, and after the trees are planted, or at the time of constructing the holes for that matter, use about a half peck to a peck to each position, and keep this idea in mind and if you discover any falling off in color of the cedars treat them to a dose of air-slaked lime. Spruces are not nearly so susceptible to

forward to folio 7.

Indian Affairs. (RG 10, Volume 6058, file 265-9, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

POOR
COPY

Rev. J. P. Mackay,
Indian Residential Schools,
S. Lubenacadie, N. S.

22/8/30.
Order No. S/3.

so conditions as the cedars, but using the lime has the tendency to brighten up the color of the foliage, and it would not be out of the way to use lime around the spruces, although it is not imperative.

Now, I do not know, but it is my opinion that marsh mud on the lawn will not interfere with the growth of grass seed, as I know that for ages it has been used on the farms for the purpose of top dressing, so I would not go so far as to say that it was necessary to remodel our lawn, but after we have added to the width of the lawn it should be levelled off and sown to grass seed, and if we can get out lawn widened before the middle of September I suggest that we sow our grass seed this fall, and my experiences teaches me that the best grass seed we can use for lawn purposes is the common brown top or red top such as is used for hay purposes in our country. This is a native grass, while the so called lawn grass seeds usually come from a much warmer climate than ours, and they have the tendency to winter kill, while if you use the brown top or red top it is perfectly hardy and if kept mowed it makes a most beautiful sward, and it has the further advantage of being very cheap.

The next item for our consideration is the use of a vine which will naturally grow up over these brick walls of our building without support, and the best vine for this purpose is *Ampelopsis Tricuspidata*, sometimes called *Ampelopsis Veitchii* or Boston Ivy. I have carefully looked over the building, and I believe the only suitable place to plant these vines is on the south face of our building, with one on the end of the east wing and one on the end of the west wing. The positions will be 14 inches out from the wall in carefully prepared positions. Since it usually transpires that the earth next to the walls of a building is that which is taken out of the excavation, and is totally devoid of fertility until exposed to the frost for several years, consequently the positions where we are going to plant these vines should be excavated and the present earth taken away and replaced with good top soil, making a hole 12 to 15 inches deep and at least 2 feet in diameter.

One vine would be planted at the south-east corner of the building, about four feet from the corner on the east side; one at the south-east corner 4 feet from corner on the south side.; one at the south-west corner of the east wing facing the south; one against the west wall of east wing; one against the main wall of building, between the first and second windows in the east court; one between the third and fourth windows in the east court. These positions are marked on plan.

This carries our plantings to the central porch, and these plantings should be repeated in the same positions west of the central porch, with one on the west wall of the west wing, 4 feet from the corner. This indicates the need of:

forward to folio 8.

Rev. J. P. Mackay,
Indian Residential School,
Shumacadie, N. S.

Vines.
12 Ampelopsis Tricuspidata, best grade, 2 year or more
@ \$6.25 per 10.

If I have omitted to say so, it should be kept in mind that all measurements are on centres. That is, if we start at a given point and measure to a certain planting position the measurement is supposed to be made to the centre of the tree or shrub planted.

As I said in my introductory remarks the building is situated in the midst of a vast area totally devoid of trees, and at some future time when we have more money at our command, there will be a splendid position for the planting of some tall growing deciduous trees, but at this time I do not feel free to recommend the planting of these trees, but there is one item of planting which should not be neglected, and that is a line of shade trees bordering our drive, and carried around in front of the building to the west end, or a little beyond the west end of the building.

We should start at the south end or at the entrance, and then on the west side of the road commencing 25 feet from the nearest spruce at this position, and about six feet from the centre of the ditch which exists here will be our starting point, and the position for planting the first tree.

Following the tread of the drive for a distance of 300 feet, and at this point a measurement should be made to the wall of the main building, and continue the line at the same distance from the wall of the main building for a further distance of 60 feet, making a distance of 360 feet to border with shade trees, and since the proper distance for placing these trees is at 30 foot intervals on centres, our requirements here would be:

13 Deciduous Trees, since 13 trees only give us 12 intervals.
13 Ulmus Americana, 2 to 2 1/2 inches in caliper, 12 feet and
up @ \$27.50 per 10.

I have decided that the best tree to use for this purpose is Elm (Ulmus Americana). I came to this conclusion for two reasons. Our building is very tall and sits on the top of a hill, and we need tall trees to correspond with the height of the building, and elms will give us this height, and are very graceful and particularly well adapted to the bordering of a driveway. Also I was lead to this decision by the fact that from observation I find that elms are native to this locality, and grow extremely well. You will find them dotted all over the landscape here and I believe they are indigenous, --apparently so, anyway, --at least they grow with extreme vigor and seem to be perfectly well adapted to the locality, and I believe they are our wisest present selection.

forward to folio 8.

22/8/30.

Rev. J. P. Mackay,
Ind. Residential Schools,
Shubenacadie, N. S.

I also notice birches and poplars in the landscape, but there do not seem to be very many maples. Perhaps later on we might experiment with the use of maples, and get some variety, but at the present time I am going to confine myself to bordering the drive on the west side. We may need a tree or two on the east side of this drive, but it is fairly well taken care of by the natural growth at the present moment.

I notice that where the road leads up to the building, up the face of a rather steep hill, that the ditches have shown a disposition to erode, and I think we can overcome this if we will shape our road, mounding it slightly up in the centre, and shape our ditches into an agreeable curve bordering the drive, and then cobble the bottom of these ditches with small rock, such as can be had in great quantity right at our hand.

The way to do this will be to establish the curve, and then imbed these rocks level with the surface of the bottom of the ditch. This will prevent erosion, and will be a very fine decoration in itself as it will make our road very trim and neat and avoid weeds such as presently exist.

CAPITULATION OF ESTIMATE FOR SHUBENACADIE INDIAN SCHOOLS.

folio.	Name.	Price.
3	350 Berberis Thunbergii, (Hedge Plants), @ \$225.00 per 1,000,	\$78.75
5	2 Evergreens, @ \$16.00 each.....	32.00
5	6 Evergreens, @ \$5.50 each.....	33.00
5	4 Evergreens, @ \$6.00 each.....	24.00
8	12 Vines, (Ampelopsis Tricuspidata), @ \$6.25 per 10....	7.50
8	13 Deciduous Trees, (Ulmus Americana), @ \$27.50 per 10...	35.75
		<u>Total of estimate. \$211.00</u>

It will be seen from the above capitulation that we have greatly exceeded the amount which the Department placed at Father Mackay's command for next year, but I believe a careful reading of this estimate will show you that this expense is fully warranted, and I hope the Department will feel free to confirm this estimate as written, for I have not recommended a single item but what I believe is really needed for the spring of 1931.

ERC/MEM

POOR
COPY

Indian Residential School

RECEIVED
406 37 600
RECORDS

[Handwritten signature]

SCHOOLS BRANCH
AUG 26 1930

Shubenacadie, N.S.
August 25th. 1930.

Dear Sir:

Would like very much to have the enclosed brought to the attention of Dr. Scott.

Yours very truly,

J. P. Mackay

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

POOR
COPY

51-0-9

ANNAPOLIS ROYAL NURSERIES



ANNAPOLIS, NOVA SCOTIA

May 13, 1931.

CERTIFIED COPY
Supplies furnished; Charges
fair and just.

SOLD TO

Indian Residential School,
Rev. J. P. Mackay, Min.,
Shubenacadie, N.S.

ORDER NO.

TERMS

Rev. J. P. Mackay
Letter of Aug. 28, 1930
No 51-0-9

HOW SHIPPED

Freight.

MAY 20 1931

RECORDS

DATE	ITEMS	CREDIT AMOUNT	DEBIT AMOUNT	TOTAL
1931. Apr. 9	10 Evergreens. 2 Koster's Blue Spruce, 4 ft. @ \$16.00 each... 2 Thuja Occ. Lateis George Peabody, 4 feet, @ \$5.50 each... 2 Thuja Wareana, 4 ft. @ \$5.50 each.. 2 Taxus Cuspidata Brevifolia, 24-30 ins. @ \$5.50 each.. 2 Thuja Pyr. Compacta, 4 ft. @ \$6.00 each...		\$32.00 11.00 11.00 11.00 12.00	
	Packing Charges, 1 Used Case...		2.50	
Apr. 25	350 Hedge Plants, 18-24 in. @ \$25.00 per 1,000... 350 Berberis Thunbergii. Packing Charges, 1 Used Case...		78.75 2.50	
Apr. 30	3 Evergreens, 24-30 inch spread. 2 Pinus Montana, @ \$6.00 each.. 12 Vines, 2-yr transplants. 12 Ampelopsis Tricuspidata, @ \$6.25 per 10.... 13 Deciduous Trees, 12 ft. and up, 2-3 1/2 ins. in caliper. Ulmus Americanus, @ \$27.50 per 10.. Packing Charges, 2 Bales, @ \$1.75 each...		12.00 7.50 35.75 3.50	
			\$219.50	\$219.50

sent into
EXAMINED
found correct
J. P. Mackay
21/31

sent May 21/31 738

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

POOR
COPY

OAK HILLS ORCHARDS
ESTABLISHED 1892

ESTABLISHED 1885
BY E. R. CLARKE & CO.

E. R. CLARKE,
SOLE OWNER SINCE 1912

51-0-9

ANNAPOLIS ROYAL NURSERIES



ANNAPOLIS, NOVA SCOTIA
May 13, 1931.

CERTIFIED CORRECT
Supplies furnished; charges
fair and just.

SOLD TO Indian Residential School,
Rev. J. P. Mackay, P. O. Box 10,
Shubenacadie, N.S.

ORDER NO. *Rev. J. P. Mackay*

TERMS *Letter of Aug 28, 1930*

HOW SHIPPED Freight.

subd
amt
MAY 20 1931
RECORDS
51-0-9

DATE	ITEMS	CREDIT AMOUNT	DEBIT AMOUNT	TOTAL
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			\$219.50	\$219.50

sch note
E R A...
J. P. Mackay
21

sent May 21/31 738

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

POOR
COPY

Ottawa, August 28, 1930.

Reverend Sir:

I have your letter of the 25th instant, with enclosure, concerning the grounds at the Shubenacadie Indian Residential School. You may arrange with Mr. Clarke for the improvement he recommends, at an estimated cost of \$211., as the Department wishes the School to have an attractive setting. Of course, it is understood that the work will be done when it is timely to have the shrubs and trees planted.

Your obedient servant,

T. R. L. MacInnes,
For Secretary.

Rev. J. P. Mackey,
Principal,
Indian Residential School,
Shubenacadie, N. S.

51-0-9

Shubenacadie Indian Residential School.

Shubenacadie, N.S.

March 28th. 1933.

No. 51-0-9

[Handwritten signature]

[Handwritten initials]

DEPT. OF INDIAN AFFAIRS
MAR 30 1933

DEPT. OF INDIAN AFFAIRS
MAR 31 1933
SURVEY

Dear Sir:

During the winter we have been clearing land, and today Mr. Arthur Robinson came here to accuse us of cutting on his property. If that is so, it certainly was unintentional, as we are of the opinion that we were within the proper lines.

Just where the matter will end I am not prepared to say, but the question of exact property limits will have to be decided. I understand that the deed of this School property is at Ottawa, and in order to give us something to go on, I wish you would send me a copy of that section of the deed dealing with that piece of property bounded on the North by Snide Bros, south by Allison McDonald on East by the Maitland Road, and on the West by Arthur Robinson.

I suppose the proper thing to do is to have a surveyor come and run the lines. I have not had any experience along property disputes, any advise would be appreciated.

Yours very truly,

The Secretary,
Dept. of Indian Affairs.
Ottawa.

[Handwritten signature: P. P. Mackay]

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

POOR
COPY

Ottawa, 3rd April 1933

Rev. Sir,-

In reply to your letter of the 28th ultimo, I am enclosing a blueprint which shows indicated in red the lands purchased by the Department from Geo. Gay and Alan S. Etter. This print also shows in orange a narrow strip 844 feet in length which George Gay had enclosed with a fence, south of the line B C on the plan. The Department purchased all right, title or interest which George Gay had in this parcel.

It does not appear to the Department that there should be any necessity of surveying the boundary lines of this property, as the property was surveyed in 1927 and iron bars were planted to mark the North West and South West corners, and the survey notes show that the line C D to K is a well marked line with blazed trees. It is thought you should have sufficient information on this plan to enable you to determine the proper limits of the school property.

Your obedient servant,

(A. F. MacKenzie)
Secretary

Rev. J. P. MacKey,
Principal,
Indian Residential School,
Shubenac die, N.S.

Shubenacadie Indian Residential School.

DEPT. OF INDIAN AFFAIRS
APR 18 1933
RECORDED

Shubenacadie, N.S.

April 14 th. 1933

No. 51-0-9

Dear Sir:

In reply to your letter of the 3rd. inst. with regard to the property limits here. After going over the lot in question and making inquiries of those who were present at the time of the survey, it seems impossible to come to any agreement. The real trouble is that there has never been any iron bars at the points D and C. The only iron bar mark is at point B. The present dispute is at point D. but as is shown at point C. there is bound to be trouble there.

Will be in Halifax next week and hope to get some definite information from McKenzie who surveyed the property.

DEPT. OF INDIAN AFFAIRS
APR 22 1933
SURVEYS

W. J. Mackay

The Secretary,
Dept. of Indian Affairs
Ottawa.

*McKenzie's
Plan No M2264
Shows Iron Bars
Planted at C & D in 1927*

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

PUBLIC ARCHIVES
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CANADA

POOR
COPY

Ottawa, 24th April 1933

Rev. Sir,-

With reference to your letter of the 14th instant, I have to advise you that it is improbable that the iron bars were not placed at points D and C, as Mr. H.W. MacKenzie's plan of survey shows these bars to have been planted there by him in 1927. It is more probable that someone has removed these bars. It is noted that you expect to see Mr. McKenzie next week in Halifax, but it is doubtful if he can give you more definite information than that shown on the plan which was sent you. He might, however, give you information regarding the position and nature of the iron bars at points D and C, which would enable you to locate them if they have not been removed.

Your obedient servant,

(A.F. MacKenzie)
Secretary

Rev. J. J. Macker,
Principal,
Indian Residential School,
Shubenacadie, N.S.

EXL.

EXTRACT FROM REPORT DATED MARCH 19, 1936,
FROM DR. THOS. ROBERTSON, WHO IS INVESTIGATING
CONDITIONS AMONG THE INDIANS IN THE MARITIME
PROVINCES.

265-9

I beg to submit the following report
on my visit to the Shubenacadie Indian School: -

Build-
ings, Stock &
Machinery.

All good - in splendid shape and well
cared for. It is my opinion that a further economy
could be effected in the administration of this
school were it possible to increase the farm by
another one hundred and fifty acres at a reasonable
figure and would recommend that this matter be looked
into. "

Indian Affairs. (RG 10, Volume 6056, file 265-9, part 1)

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CANADA

POOR
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