

the North-West more than elsewhere.

5thly It will give useful employment to our pupils and ex-pupils if required.

6thly The felt made with wool will be far better than foreign felt made of rags and should speedily replace it.

I have made careful enquiry into the subject and can see no reason why it should not be successful from the start, and besides giving useful employment to the pupils be a source of revenue to the school.

sgd. J. Hugonnard,
Principal.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

Memorandum

142754

Department of Indian Affairs,

Ottawa, *E. H. Juby* 1896

To *Deck*

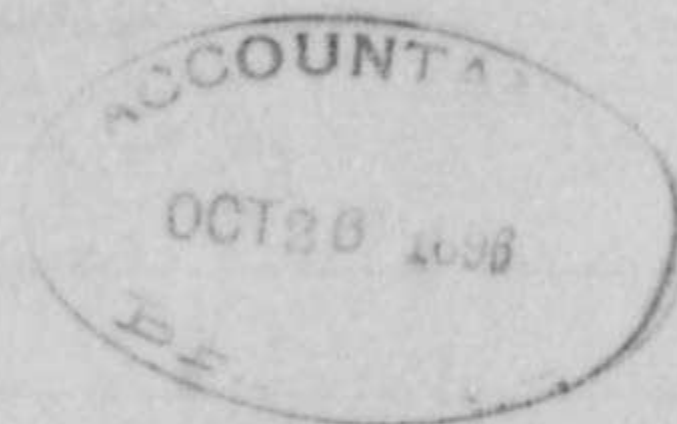
Please see Deck

142760

See me for replies

142761

Specy



Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

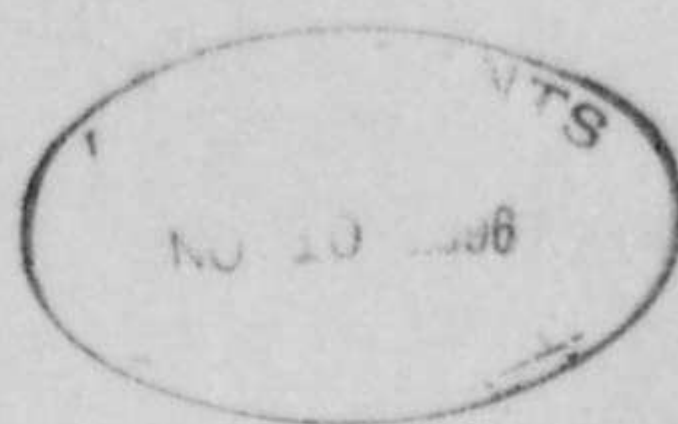
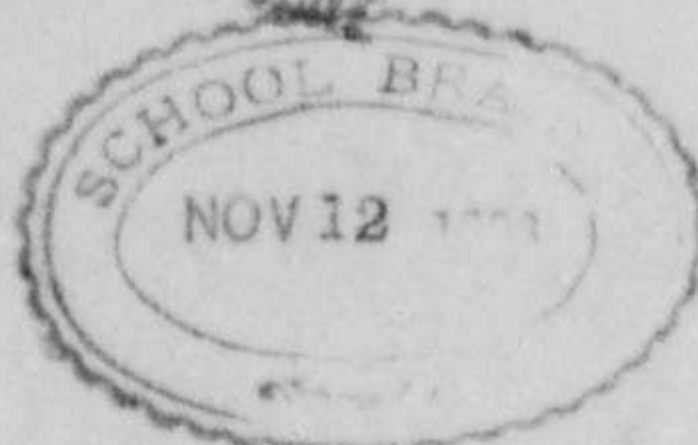
116,575--1

*Special Letter
20-1-97*

EXAMINER
SCHOOL BRANCH
THIS LETTER HAS BEEN SENT

Ottawa, October 26th, 1896.

Answer Required.



Sir,

1137--1

Referring to your memorandum of the 3rd July, on a letter from the Rev. Father Hugonnard, reporting in regard to the expense which would be involved should the Department decide to establish a factory for the manufacture of felt at the Qu'Appelle Industrial School; I beg to inform you that no funds have been specially voted for this purpose. I may add that the Department would be glad to receive a full report from you in the matter, stating whether you think sufficient money could in any way be saved in the main Vote with which to start this new industry,

in the event of its being considered advisable to grant the desired authority.

Your obedient servant,

Geo HAYTER REED

Deputy Superintendent General
of Indian Affairs.

The Indian Commissioner,
Regina, N.W.T.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

113,375

EXAMINED
SCHOOL BRANCH

THIS LETTER HAS BEEN SENT

Ottawa, 19th January, 1897.

Sir,

nd
In reference to the quarterly school returns from the ^{*facilities*} Qu'Appelle Industrial School, I beg to say that the Department would like the Principal when making the next return to give if possible the surnames of every pupil enrolled. It is very important that these returns should have the names of pupils in full as they are the only and most recent and reliable records ^{*available for the information*} of the Department. In the past the Department has had certain difficulties owing to the omission of this very information.

Your obedient servant,

Deputy Supt: *g*General
of Indian Affairs.

The Indian Commissioner,

Regina,

N.W.T.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Office of the

156804/16575-1

In your reply refer to
No. 1722-13.
also to the date of this letter.



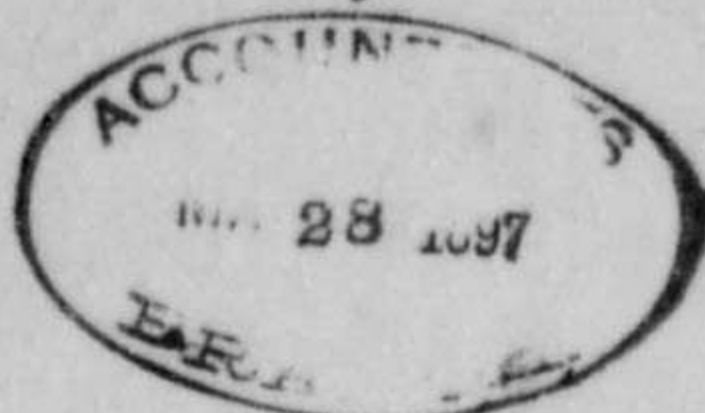
Indian Commissioner,

North-West Territories,



Address your reply to
"The Indian Commissioner,
Regina, N.W.T."

Regina, May 21st 1897



EXAMINED
SCHOOL BRANCH

Sir:-

I beg to inform the Department that the Principal of the Industrial School, Qu'Appelle, has requested that a statement of the total amount funded for each pupil may be sent to him, so that the Pupils Bank account Book may be entered up.

If the request is acceded to, will the Department be good enough to forward the same direct to the Principal.

I have the honour to be, Sir,

Yours Obediently.

W. A. Gaget
Commissioner.

The Deputy.
of the Supt General.
of Indian Affairs.
Ottawa.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(Copy) 163063

Fort Qu'Appelle.

Sept 27th. 1897.

Rev'd Sir,

I have the honour to inform you that in compliance with the request of the Indian Commissioner that the water used at the Industrial School be examined, I took a sample from the well in the dining room, as this is considered the best water and most used for drinking and culinary purposes, and sent it by express to Prof. Hutton of Winnipeg, Analytical Chemist.

He reports that it is decidedly contaminated with organic matter which is probably of animal origin, that is to say excreta, and the water should be condemned for drinking purposes.

This proves what I have for years been calling attention to, that the present arrangement of closets and disposal of sewage is contaminating the soil in the vicinity of the wells, and will lead to very serious results. It would, I think, be advisable to have Prof. Hutton analyze the water in the Bakeshop which will be found worse than that condemned, and also that of the well in the new building.

I have the honour &c,

M.M. Seymour, M.D.

The Rev'd. Principal

Industrial School.

Qu'Appelle.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

(Copy)

163063

Qu'Appelle Industrial School.

October 7th. 1897.

No. 7118.

Sir,

In reply to your letter No. 65/42 of September 30th. I beg to enclose the report of Dr. Seymour regarding the analysis of the dining room well water.

If the water is contaminated with organic matter it may be from a barrel placed under the waste-pipe to receive any leakage. This barrel is six feet from the well but overflowed a short time ago and may have affected the well, although the well is protected by a banking over one foot high.

I have the honour to be, &c.

J. Hugonard.

Principal.

The

Indian Commissioner

Winnipeg.

Manitoba.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

Office of the 163063

In your reply refer to
No. 65/42
also to the date of this letter.

Address your reply to
"The Indian Commissioner,
Regina, SASK. CAN."

Manitoba and North-West Territories,

Indian Commissioner,



WINNIPEG. 18 Oct 1897.

Regina,

(Enclosure)

Sir,

I have the honour to refer to your letter of the
9th.ultimo, No. 116575 in regard to the supply of drinking
water at the Qu'Appelle Industrial School, and to enclose
in this connection copies of a report of the Medical Attendant
and of a letter from the Rev. Principal. I have asked the
Principal to be particularly careful that no overflow of
refuse liquid occurs near the main well in the Dining Hall
and have also sent instructions to have the Bake shop water
examined.

Your obedient servant,

W. A. Gaget
Commissioner.

The Deputy of
The Superintendent General
of Indian Affairs.
Ottawa.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

163120

(Copy)

Ou'Appelle Industrial School.

Oct 11th. 1897.

Rev. Sir,

I have the honour to inform you
that all the cases of Scarlet fever
have now recovered.

Sixteen more leave hospital today and
the few convalescent cases remaining
in hospital are just completing their
period of quarantine after recovery.
To have had fifty cases of scarlet fever
without a single death among Indian
children is a record I think any medical
man may feel a certain amount of pride
in.

I have much pleasure in testifying
to the unremitting care and attention
given the sick by the Reverend Sisters
in charge.

I have the honour to be, &c

M. M. Seymour, M. D.

The Rev. Principal

Industrial School.

Ou'Appelle.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

163120

(Copy)

85/42

Qu'Appelle Industrial School.

Oct. 12th. 1897.

Sir,

Attached I have the honour to forward you Dr. Seymour's report on the Scarlet fever patients.

The few cases yet quarantined are progressing favourably, the rest are down with their companions again, and though most are very thin and rather weak they are all in high spirits and improving every day.

Three of the Revd. Sisters were quarantined with the sick, as nurses, and did not leave the hospital the whole time; their careful nursing, and attendance to the Doctor's directions, have no doubt contributed greatly towards the happy issue of the epidemic.

It was most fortunate the fever broke out the day it did, as if it had occurred a day later we would have been without the services of Dr. Seymour, who was actually on his way to the Station to attend the Medical Conference in Montreal, when he called in here and discovered the first cases. He decided at once it was a case of "duty before pleasure", and to his constant attendance, skill, and knowledge of the peculiarities of each individual patient is (D.V.) due the

The Indian Commissioner.

Winnipeg.

Man.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

the fortunate issue of the epidemic.
His proximity to the school was most
advantageous as in a few minutes his
services were secured either day or night.

The provision made by the Depart-
ment for isolated hospital accommodation
has been taxed to the utmost and its
position, arrangement, and suitability
in the present emergency have fully
justified the expenditure.

I have the honour to be,&c,

J. Hugonnard.

Principal.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

Office of the

116575-6
163120

In your reply refer to
No. 65/42

also to the date of this letter.

Address your reply to
"The Indian Commissioner,
WINNIPEG, MAN."

Indian Commissioner,

Manitoba and North-West Territories,

WINNIPEG, 21 Oct 1897. 189
Regina,

(Enclosure)



Sir,

I have the honour to refer to your letter No. II6575
of the 9th.ultimo, and to enclose copies of a report from
Dr. Seymour and a letter from the Principal of the Qu'Appelle
Industrial School showing how effectually the scarlet
fever epidemic has been stamped out at the above school.

Your obedient servant,

A. J. A. G. T.
Commissioner.

The Secretary

Department of Indian Affairs.

Ottawa.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

116575/1

~~Dec~~

Ottawa, 1st February, 1898.

Sir,

A. N. M.
I enclose herewith a letter of the 22nd ultimo, with its enclosures, from the Revd J. Hugonnard. The communication (which is addressed to you) was apparently sent here by mistake, as it is evident that it does not concern the Department but is a matter between the Principal and Mr Boes.

Y. P. *SC*
Your obedient servant.

Assistant Secretary.

The Indian Commissioner,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

168158

-Copy-

Indian Industrial School
at Qu'Appelle.

March 2nd. 1898.

Sir,

I beg to apply for three months
leave of absence in order to visit France
on private business.

Since the School was opened in
1884 I have never applied for leave of
absence further than that for the ten
days every two years when I have attended
the retreat of my order in Winnipeg.

During my absence the business
management will be carried on as usual
by Mr. Swarder, who has been and is managing
it now; and whom I have found deserving
of every confidence.

Rev. Father Magran will replace me in
dealing with the parents, the children,
and in recruiting new pupils.

I have the honour &c.

J. Hugonnard.

Principal.

The Indian Commissioner,

Winnipeg. Man.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

168158

Office of the

Indian Commissioner

North-West Territories,

In your reply refer to
No. 108/42
also to the date of this letter.

Address your reply to
"The Indian Commissioner,
Regina, N.W.T."

Regina, 8 Mch 1898. 189

See

Sir,

I have the honour to transmit a copy of an application received from the Rev. Principal of the Qu'Appelle Industrial School for a three months leave of absence, which I beg to recommend, and would add that for the period mentioned the management will not suffer, the two gentlemen mentioned as going to take charge, being well qualified to undertake the duties which will be assigned to each of them.

Your obedient servant,

A. J. A. G. E. T.
Commissioner.

The Secretary

Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

116575-1

John

RECEIVED

Ottawa, 11th March, 1898.



Sir,-

In reply to your letter of the 8th instant - No. 108/42 - I beg to inform you that the Reverend Principal of Qu'Appelle Industrial School may be granted leave of absence of three months on the understanding that the management of the school will not suffer, as stated by you.

Your obedient servant,

John

A. E. Forget
Secretary.

A. E. Forget Esq.,

Indian Commr.,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Office of the

116575-1
168270

Indian Commissioner,

North-West Territories,

PCR
In your reply refer to
No. 48/H. 103
also to the date of this letter.

Address your reply to
"The Indian Commissioner,
Regina, N.W.T."

11th March, 1898.

Sir,

I have the honour to ask that the Principal of the Qu'Appelle Industrial School, Rev. Father Hugonard, for whom a leave of absence has recently been asked from the Department to go to France for three months, be authorized to take with him Albert Sinclair, a pupil of the St. Boniface Industrial School. The boy is one of the brightest pupils of the School and will offer a striking contrast to two untaught Indian children from File Hills, whom he wishes also to take with him.

The Reverend by means of these boys hopes to arouse the interest of his relatives and friends in France to our Indian work. The travelling expenses will be borne by the Church authorities.

As the Father wishes to leave at a very early date, I should like to have your authority without delay, - by wire.

Your obedient servant,

The Secretary,

Indian Department,

Ottawa.

A. A. Gaget

Indian Commissioner.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Canadian Pacific Railway Company

All Messages taken by this Company are subject to



It is agreed between the sender of the following message and this Company that the Company shall not be liable for damages arising from failure to transmit or deliver, or from delay in transmission or delivery of an unrepeatable telegram, whether happening from neglect, or otherwise, or for delays from interruption in the working of its lines, for obscure messages, or for errors from illegible writing, beyond the amount received for the telegram. To guard against error the Company will repeat back any telegram for an extra payment of the regular rate, and in that case it shall not be liable for damages beyond fifty times the amount received for sending and repeating.

Correctness in the transmission of messages can be insured by contract in writing, stating the amount of risk, and payment of premium thereon, at the following rates, in addition to the charge for repeating messages, viz.: One per cent. for any distance not exceeding 1,000 miles, and 1 p.c. for any greater distance.

This Company shall not be liable for the act or omission of any other Company, but will endeavor to forward the telegram by any other Telegraph Company necessary to reaching its destination, but only as the agent of the sender, and without liability therefor. This Company shall not be responsible for messages until the same are presented and accepted at one of its transmitting offices; if a message is sent to such office by one of the Company's messengers, he acts for that purpose as the sender's agent; if by telephone, the person receiving the message acts therein as agent of the sender, being authorized to accept to these conditions for the sender. This Company shall not be liable in any case for damages unless the same be claimed in writing, within sixty days after receipt of the telegram for transmission. No employee of the Company shall vary the foregoing.

SIR W. C. VAN HORNE, President.

C. F. AS. R. HOSMER, Manager Telegraphs.

B. S. JENKINS, Supt., Winnipeg.

HOMER PINGLE, Supt., Toronto.

J. WILSON, Supt., Vancouver, B.C.

JAMES KENT, Supt., Montreal.

SENT NO	SENT BY	REC'D BY	TIME SENT	TIME FILED	CHECK
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Send the following Message, subject to the above terms, which are hereby agreed to:

Ottawa, 16th March, 18

A. E. Forget,
Indian Commissioner,
Winnipeg,
Man.

Father Hugonard authorized take Albert Sinclair
provided no expense Department.

Handwritten signature

Ch. 1. D.

READ THE NOTICE AND AGREEMENT AT THE TOP.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

OTTAWA, 28th March, 1899

Sir,

I beg to call your attention to the enclosed clipping from the column "Notes and Comments" in Progress, published by the Regina Industrial school, and I would like you to make enquiries and report as to what truth there is in the statement of Rev. Mr McKenzie, that the Rev. Principal of the Qu'Appelle school paid Walks-like-a-white-man \$13 for sending his boy to that school.

I have the honor to be, Sir,

Your obedient servant,

J. B. MOLEAN
SECRETARY

Secretary

J. M. L.

Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

186497

--Copy--

Indian Industrial School
at Qu'Appelle.

October 14th. 1898.

Sir,

I beg to enclose a summons and statement of Mr. Boez's claim against the School forwarded from the Clerk of the Court, Regina. The whole case can be summarized this: On June 17th. 1896 an official letter authorized the engagement of R. Boez at \$45.00 per month and board. On October 1897 I engaged him at \$35.00 per month - the balance of \$10.00 to be given him only if there was a clear cash profit of that amount from the Felt Industry.

Mr. Boez was engaged for two years so that he could not compel us to raise his wages or stop the industry. The Department were informed of this in letter No. 5984 of April 2nd. 1897.

The fire at the end of Nov. 1897 having destroyed the factory put an end to the industry, and I was instructed to discharge Mr. Boez. This I did giving him 3 months salary.

The Indian Commissioner,
Winnipeg.

Mr.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

Mr. Bocz left without authority, took an engagement elsewhere, and still claims to be paid for the full year.

As I am ordered to appear before 20 days in Regina, and as I acted in the matter as the representative of the Government, and not as a private individual, I beg to ask that the Department will secure the services of a lawyer who will gather all the information required and present himself in my behalf before the Clerk of the Court before the expiration of the 20 days. Mr. Johnstone who is the Crown Prosecutor in Regina might be a suitable lawyer in the case.

I have the honour &c.

(Sgd) J. Hugonnard.

Principal.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**



IN THE SUPREME COURT OF THE NORTH WEST TERRITORIES

JUDICIAL DISTRICT OF WESTERN ASSINIBOIA

Rudolph Boez.

Plaintiff

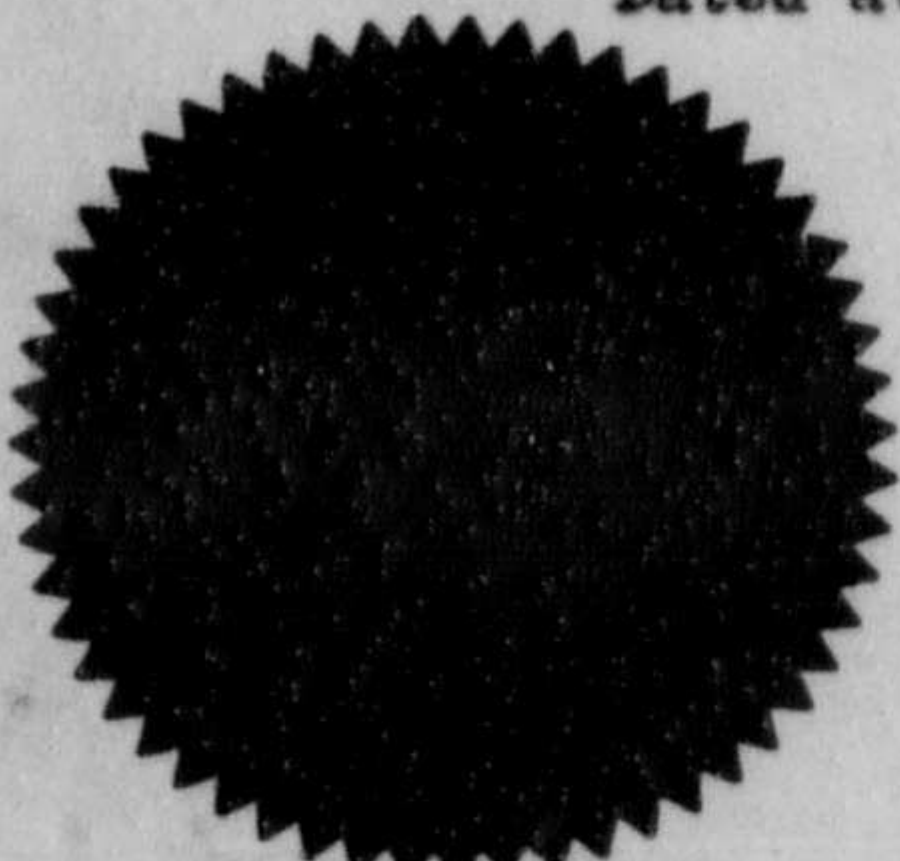
vs

J. Hugonnard

Defendant

I CERTIFY that the costs of the Defendant
herein have been taxed and allowed at \$150.41 .

Dated at Regina June 28th A.D. 1899



Wm. H. H. H.

Clerk Supreme Court N.W.T.
Judicial District of
Western Assiniboia

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

T.C. JOHNSTONE.
*Barrister, Advocate,
Notary &c.*

186497
Crown Prosecutor.

Note 7

Regina, N.W.T.

189



*In Appelle
Industrial School*

Department of Indian Affairs,

To T. C. Johnstone Crown Prosecutor

576

Western Assiniboia. Dr

June 28th To taxed costs suit Boez vs Huggonard

as per Clerk's Certificate ----- \$150.41

This is my bill herein.

T. C. Johnstone

1222

APPROVED.

A. B. East
SECRETARY TO THE INDIAN COMMISSIONER.

EX. SECT 12 Oct.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

186427

--Copy--

186427

Regina, N.W.T.

June 30th. 1899.

Hamilton & Jones.
Barristers, Advocates &c.

The Commissioner of Indian Affairs,
Winnipeg. Man.

Sir,- Bocz vs Hugonnard.

The plaintiff in this case was a manufacturer and worker in felt, and on the 2nd. of October, 1898, entered into an agreement in writing with the Reverend J. Hugonnard, Principal of the Qu'Appelle Indian Industrial School, whereby the Principal agreed to employ plaintiff from such date until 31st. December, 1898, to manufacture felt and oversee other workmen at the Indian Industrial School at Qu'Appelle, for \$35.00 per month, and also to pay \$10.00 per month extra out of the profits of the concern. The plaintiff duly entered upon his employment and continued therein until the 28th. November 1897, when the Industrial School was burned. He put in a claim to your Department, which was not recognized, and he thereupon brought an action against the defendant claiming \$1035.00, being for two and one half years' salary
at

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

1884-1897

at \$45.00 per month, and board from the 1st. December, 1897, to 31st. December, 1898, and \$45.00 due him for fixing the felt plant of the institution. This is the amount he claimed to be due after crediting the sum of \$307.00 received on account of salary and \$152.00 received on account of profits of felt factory. The Honourable Mr. Justice Richardson recently dismissed the plaintiff's action, holding that the defendant was not personally liable under the contract, as he was acting as the agent of the Dominion Government in entering into the contract in question. In view of this decision we now write to ask if it is the intention of the Department to entertain the claim of Mr. Bocz for remuneration. If not, we purpose, on his behalf, applying for the necessary leave to file a petition of right.

Your obedient servants,

(Sgd) Hamilton & Jones.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

Office of the

186407 116575-18

Indian Commissioner

for Manitoba and the North West Territories,

In your reply refer to
No. 29/42
and date of this letter and
address

Hon. David Laird,
Indian Commissioner,
Winnipeg, Man.

Winnipeg, 3 July 1899. 189

SCHOOLS



116575/18

Sir,

I have the honour to refer to your letter of the 1st. of February 1898, in regard to a claim made by Mr. Bocz against the Principal of the Qu'Appelle Industrial School for arrears of salary, etc, and to enclose a letter received from Messrs Hamilton & Jones, of Regina, Counsel for Mr. Bocz, which explains itself; also the account of Mr. T. C. Johnstone, Barrister, Regina, who acted for Rev. Father Hugonnard, the latter having been brought into Court by Mr. Bocz.

The original claim of Mr. Bocz was as follows,-

June 17 '98 to Sept. 17, 3 mos. at \$45.00	\$135.00
Sept. 17 '98 to Sept 29th. Fixing plant in Felt Factory.	45.00
Sept. 29 '98 to Nov 29th. '97, 14 mos. at \$10.00 held back as a bond per month.	140.00
Three months notice.	135.00
	\$455.00
Less \$112.00 received on a/c of bond.	112.00
Balance -	\$343.00 =====

This claim was forwarded by the Department to this office together with correspondence and agreements establishing the position

The Secretary

Dept. of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

186497

--2--

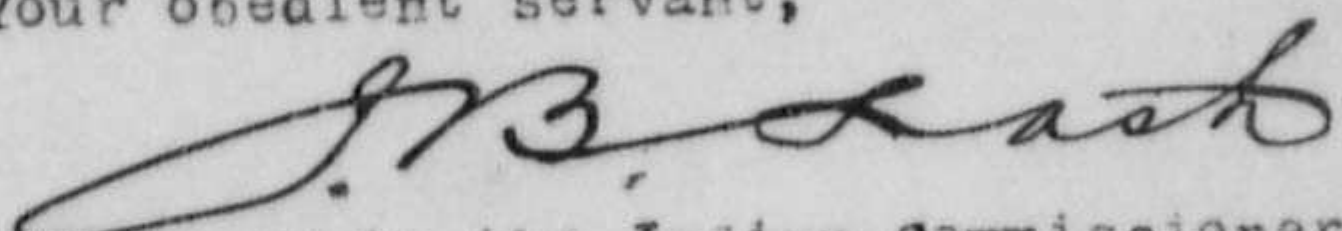
position of the Principal of the Qu'Appelle School in the matter, viz: that he agreed to give Mr. Bocz \$35.00 a month together with an additional \$10.00 a month providing that the felt shop made a certain stated amount of profit per month. The said profit not having eventuated Mr. Bocz was only allowed \$35.00 a month. For the same reason Mr. Bocz does not seem entitled to the \$45.00 agreed upon for the setting in of the plant. The three months notice was given and the Principal would have paid salary for this period if Mr. Bocz had remained at work which apparently he did not do.

In consequence of the above the late Commissioner, Hon. Mr. Forget, came to the conclusion that there was no cause for complaint; whereupon Rev. Father Hugonnard was brought into court where it was decided that he was not the proper party to be sued.

It will be seen that since the first claim was made that the amount has swelled considerably owing to Mr. Bocz asking salary to the 31st. December last, whilst he actually left the school on Nov. 1897 and entered at that time into some agreement which necessarily prevented him from working at the school.

In regard to Mr. Johnstone's bill, I may say that Rev. Father Hugonnard was authorized to avail himself of his services.

Your obedient servant,


Secretary to the Indian Commissioner.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Law Clerk

Department of Indian Affairs,

OTTAWA, 12th July, 1899

The Secretary,-

Re claim of Rudolph Bocz for wages as instructor
at the Qu'Appelle Industrial school:-

Bocz sued the Principal of the school for his wages and his action was dismissed by Mr Justice Richardson at Regina on the ground that the Principal was not personally liable under the contract as he was acting as the Agent of the Dominion Government. Messrs Hamilton & Jones, who are acting for Bocz, state that if the Department does not intend to entertain his claim, they intend to apply for the necessary leave to file a petition of right.

There is nothing on file to show that the Department is a party to the contract before us. It would appear that any arrangement entered into was made either through the Regina Office, or through the Deputy Superintendent General when he was in the West in '96.

I think that the question of the liability of the Department should be submitted to the Law Clerk.

M. B. Fison

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

116,575-1.

SCHOOLS.
JUL 17 1899

Department of Indian Affairs,
Ottawa, 15th July, 1899.

Sch.

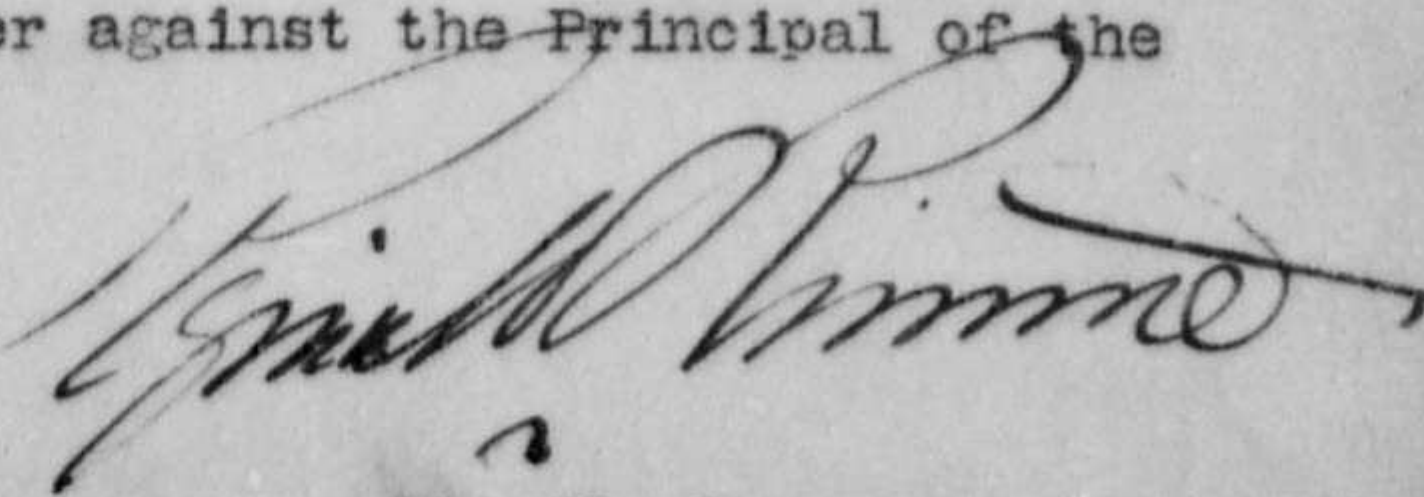
Memorandum:

Re Claim of Rudolph Bocz.

From the material on file I should ~~have~~ certainly have gathered that if the Principal of the Qu'Appelle Industrial School engaged Bocz on behalf of the Dominion Government that he exceeded his authority and that he was personally liable under the contract. There is nothing to show that the Department authorized the employment but on the other hand the Principal's letter of 30th June, 1896, stated " if the Department would supply the plant I would run the tannery on the grant with profit to the pupils, to the institution, and probably to a certain number of ex-pupils."

If the learned ~~judge~~ trial judge held that the Principal was not personally liable I can only conclude that he had before him evidence which does not appear on the file.

There would appear, however, to be a good defence to the claim on the merits; and should it be discovered, that as between the Principal and the Department, there was no departure from his offer above quoted ~~the Department~~ even if there is any liability under the contract, the Department would have a right over against the Principal of the school.



Law Clerk.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

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OTTAWA, 17th July, 1899

Sir,

I have to acknowledge the receipt of your letter of the 3rd instant, forwarding a communication from Messrs Hamilton & Jones, barristers, &c, Regina, respecting the claim of Rudolph Bocz for arrears of wages as instructor at the Qu'Appelle Industrial school; and in reply to the enquiry made by Mr Bocz's lawyers I beg to say that the Department has no intention of entertaining Mr Bocz's claim for remuneration.

I have the honor to be, Sir,

Your obedient servant,

J. D. MCLEAN

Secretary

The Indian Commissioner,

Winnipeg, Man.

Indian Affairs. (RG 10, Volume 6327, file 660-1, part 1)

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