

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, 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. 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 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 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.

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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

Ry
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 many
for C.C. please*

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.

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.

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 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:-

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 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 Waitland, 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 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 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 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", "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.

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. May *sc*

Indian Affairs. (RG 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 Bruns-
wick.

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 par-
ticularly 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 590 feet measured down stream
in a straight line from the centre 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 be-
ginning being shown on the hereunto annexed plan
made and signed by R.W. McKenzie, C.E., dated Novem-
ber 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

The Honourable
The Superintendent General
of Indian Affairs.

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 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 et 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 5355 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 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 "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 1220 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 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

Being and comprising all those certain lands which were formerly conveyed to the said George Gay by Ezekiel Pinea 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

formerly sold and conveyed to one Allan Ertter 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 Kent, in the Province of Nova Scotia, in Book 138 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 Ertter for the purpose of nullifying and cancelling a certain condition or reservation contained in the said first deed to the said Allan Ertter, 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 Kent 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 Shubonacchie 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 Maitland Road to Snide's Farm 250 feet distant northerly from the point 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 heretofore mentioned plan and thereon coloured in yellow and marked "Allan Ertter", the boundary lines being designated "C-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 heretofore annexed plan by the letter "A".

(sgd) R.W. McKenzie, C.E.
Provincial Land Surveyor, Province of Nova
Scotia and New Brunswick.

The

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 Utter 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.

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 Dec-
ember 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 em-
power, 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 cer-
tain 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 ~~un~~granted 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 £600.

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 £100.

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 £256

Mortgages above property.

8 22 195

CHANCERY DEED dated May 26, 1834, recorded July 5, 1834 Consideration £725

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	WILL dated February 1, 1893, recorded October 10, 1894. JOSEPH MOXON to MARGARET ELIZABETH MOXON Wills all read and personal estate situate in Shubenacadie to his wife, Margaret. Probate granted 7th March, 1893, no inventory filed or estate settled.
17	87		CONVEYANCE dated April 20, 1897, recorded April 22, 1897. Consideration \$2300.00 MARGARET E. MOXON to ROBERT C. ERVIN "Conveys last as described in Book 79, page 348, subject to Mortgage \$2500.00.
18	87	392	ASSIGNMENT OF MORTGAGE dated April 9, 1897, recorded May 7, 1897. EDWARD CASEY to MARGARET E. MOXON "Assigns mortgage Book 79, page 351. Released Book 87, Page 549.
19	87	550	MORTGAGE dated June 23, 1897, recorded July 14, 1897. Consideration \$3000.00 ROBERT C. ERVIN ET UX to ELIZABETH T. PARKER, JOHN B. ETTER, AND F. P. MCHEFFEY, EXECUTORS EST. F. R. PARKER. Mortgage lands as described above. Assigned Book 136, page 776.
20	88	755	CONVEYANCE dated July 8, 1898, recorded July 8, 1898. ROBERT C. ERVIN ET UX to JOHN C. GASS. "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.

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. WITHROW.

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