

Midland Ont. Oct. 21st

the Christian Island Indians
Interested in the Pottawatomie Claim

Gentlemen:-

I have just been taking to Mr. Jas. Smith and have read your letter

Now the facts are that Mr. Chisholm and I met in Toronto about a month ago and discussed this claim. We have been carrying the case up to a certain point. The United States end of it is progressing well. The only obstacle now is to concede to your request, that is, to have the Dominion Cabinet consent to have the money paid over direct to you Indians and not to the Indian agent. This is a request that I understand you are very anxious about, and this of course, is the first move to make. I went to Ottawa two different times to have this done but was not successful on account of ~~some~~ only part of the Ministers being there. They went out electioneering and when the election is over, a week or two when I am able to get them together, I will go to Ottawa and try to have an order passed in Council to allow the Pottawatomie money to be paid to the Indians direct and not to the Dept. of Indian Affairs. This is the only holdup at the present time.

Mr. Chisholm was very anxious that he not be out of the case, and I consented to work with him on the matter. We are both working together and I feel satisfied will be successful but of course, you know the first move is to try and have the money paid direct to you.

Now with reference to going to Saugeen, I would advise moving in the matter until we have an order from the Court that the money can be paid to you direct. If the Indian Dept. know we are trying to have this done, they will immediately try to block so the quieter we keep the better until I get this through. It would be much better to not go to Saugeen until after I get through. When this is done we can be as noisy as we like.

Mr. Smith was asking me about the fee. There will be just one fee and that is the arrangements I made with you. After we get consent of Parliament to have the money paid direct, we will then go before you Indians and make clear arrangements so that we all understand same.

Yours very truly,

Manly Chew

MC/BR.

Honey Harbor

150

Nov 5/25

Port Severn

out

Dept. of Indian Affairs

Handwritten notes:
This is interesting
W. Mitchell
W. J. [unclear]



Dear Sir,

Your letter received concerning the matter about the children not being accepted by the Dept. I am still asking another favor of the Dept and this is a very serious matter and I hope the Dept will take special interest in the case since my last letter to you I have found out the name of the man and the Treaty Indians of Christian Island. namely of Pjibiwags of Canada are trying to claim the untreaty Indian of United States residing in Canada ^{their} claim. that the tribe I belong to my father and mother were pure Pottawatomie right from the states their is only about 250 or 300 pure Pottawatomie living in Canada namely Ontario the Treaty Indians of

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PUBLIC ARCHIVES
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CANADA

1/8
Keep my name in secret
till you have look in the
matter

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
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CANADA

Christian Island are all on
list for this money and are
you Treaty people pure ojibeways
and are getting this money away
from us untreaty Indians that
never had any rights in and
Band or reserve and towards
the educations of our children
and had to live like any other
white ~~men~~^{men} pay Taxes and buy
land for our homes I enclose
a copy of what this Treaty
Indians are doing and Mr Chew
the never ask any advice of
the Pottawatomis Indians only
their own Tribe headed by Henry
Jackson of Christian Island they
even swall ~~the~~ white man
for this said claim Mr Chew
and Jackson have arrange
between them that Chew ^{claim} 50
per cent of the said claim
and the Pottawatomis are not
considered in the matter
I want the Dept to look in

before us to late end
that only the untreaty get
this money as the rightly ~~or~~
as we are helpless to do any
thing because they are the ones
that working for it without
permission from us can
these people have any claim
in the matter without proving
that they are not the right
claimants in the said claim
when a pottawatomie Indian
marry a Treaty woman he gets
no Treaty from the Treaty Indians
only when a pottawatomie woman
marry a Treaty man she is
~~expected~~ ^{excepted} on the Band or Treaty
this should be the case in
the said claim of the
pottawatomie I Hope the Dept
will take special interest ^{trust} in
the matter an early Reply will be
much favored Peter Tolney
your truly

156610-3ty

Ottawa, 12th November, 1925.

Sir,

I beg to acknowledge the receipt of your letter of the 3rd instant, with reference to the Pottawatomic claim enclosing a copy of a letter from Mr. Manley Chew to the Pottawatomic Indians residing on Christian Island

In reply I beg to say that this claim is being handled through the Department of Justice at Ottawa and everything that can be done is being done to get this claim before the proper tribunal for determination, whether the claim is valid and if so as to what amount is properly payable to the Indians in question.

See.

[Handwritten signature]

Your obedient servant,

[Handwritten signature]

Asst. Deputy and Secretary

Mr. Peter Tobey,
Honey Harbor,
Port Severn, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
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156610



ELJ.

PLEASE ADDRESS
THE DEPUTY MINISTER OF JUSTICE
OTTAWA

OTTAWA, 12th November, 1925.

A. 864-3.

Re: Pottawatomes.

Dear Sir,-

Referring to previous correspondence, I should be glad if you could let me have a copy of a report dated the 12th November, 1923, which was sent to your Department by Mr. A. G. Chisholm, K.C., our agent herein, a copy of which does not appear to be on our files.

~~"ENC."~~

Yours truly,

W. Stuart Edwards

Deputy Minister of Justice.

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

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

**PUBLIC ARCHIVES
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CANADA**

EXD

November 13th, 1925.

Dear Mr. Edwards,-

Replying to your letter A.864-3 of the 12th instant, I have pleasure in enclosing herewith a copy of the report by Mr. Chisholm, dated November 12, 1925, as requested.

Yours truly,

Duncan Scott

Deputy Superintendent General.

WSE *del*

W. Stuart Edwards, Esq.,
Deputy Minister of Justice,
Ottawa, Ont.

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A. G. SHOLM, K. C.
Minister, &c.

CANADIAN BANK OF COMMERCE CHAMBER OF INDIAN AFFAIRS
CORNER DUNDAS AND RICHMOND ST.

DEPT. OF INDIAN AFFAIRS
DEC 5 1925
RECORDS

London, Canada, December 4, 1925.

Dear Sinclair:-

Ask Mr. Scott if he will wire me \$75.00 tomorrow as an advance re Pottawatomies. I could tax this and more but could scarcely have imagined I would be so in need of a little cash. I have to pay my L. S. fees tomorrow and am simply unable to do it and while I have some promises of payment for tomorrow, cannot rely on them. In fact I am stuck. Have it sent to Bank of Montreal.

Faithfully,

A. G. Sholm

R. V. Sinclair, Esq., K.C.,
Ottawa, Ont.

Mr. McLean. I think it would be quite proper to make this advance
A.G.

accountant.

Wire Mr. Sholm \$75.00 as requested & charge to Pottawatomie a/c

5/12/25

15 9.21

McLean
Acting Dir.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

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CANADA

156610

F.H.

Ottawa, December 5th, 1925.



Dear Sir,-

I inclose herewith cheque for \$75.00 and would ask you to kindly wire this amount to the credit of Mr. A.G. Chisholm with your branch at London, Ont. I enclose also blank telegraph form franked.

Yours truly,

(F.H. Paget)
Chief Accountant.

The Accountant,
Bank of Montreal,
Ottawa, Ont.

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156610

Christian Island Jan
R
Dept. of Indian Affairs
Case



Sir, I wish to ask the Dept. of the Contract of the Pottawatomie Case has been changed which was in the hands of C. A. Schickel of London But. Some illegal claimants. In desiring to force it is since their own papers. They held some secret meetings to form their movement. By H. Jackson G. Mrs. Schickel. Iails to handle the case why not get a proper make to assist. instead of making law who is not a lawyer. Awaiting an prompt Reply.

Tam Ynon Truly
Wm. Sanky, President of said claim

EX-112

Ottawa, January 12th, 1926.

Sir,-

Replying to your letter of the 4th instant, in reference to the Pottawatonic claim, I beg to say that it is considered that everything possible is being done by Mr. Chisholm and the Department to get this claim before the proper tribunal.

[Handwritten signature]
Your obedient servant,

[Handwritten signature]
J.D. McLean,
Asst. Deputy and Secretary.

Mr. M.J. Sandy,
Christian Island,
Ontario.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
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House of Commons
Canada

Midland, Ont., Jan. 23/26.

Mr. Duncan C. Scott,
Deputy Superintendent General,
Department of Indian Affairs,
Ottawa, Ont.

Dear Mr. Scott:-

I am in receipt of a letter today from Mr. Chisholm, stating that he had sent his agents to see you about some account, and suggested to them that he had mentioned the matter to me.

This is a fact, he mentioned the matter to me, but I told him that I had nothing to do with it whatever. He mentioned this at the time he mentioned the Pottawatomie claim that I went over to talk to you about. Since then I have dropped the matter, and I wanted you to understand that I am not pressing his account in any way.

I am very sorry that he has taken this upon himself. However, I just wanted you to understand that I am not interfering in any way or manner.

Yours very truly,

Wm. J. Chisholm

MC/BR.

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PUBLIC ARCHIVES
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CANADA

157610

Christian Island Feb 3rd

DEPT. OF INDIAN AFF.

FEB 1926

RECORDED

Dept. of Indian Affairs Ottawa Can
I want to inform the Dept. A. P.
Carried on in all the Reserves. To be signed
by all the Non-Treaty Indians, and all the Illegitimate
Children. Which surprises me. Such an attempt.
Drafted by A. S. Chisholm. As H. Jackson, and Chief
John Hunt. Claims. It is A. S. Chisholm himself advice
to enroll all the People. - Such Movement. Consider
to Confuse the Claim. To speak short. The meaning
of the Pediton. as stated. is to discomat - the Centre
of the Dept. Then to enforce the heading Authorities
to pay the Money Claimed in the Hands of certain Parties.
This will appear in the House any time. As in the
mean time I wish to hear what the Dept. thinks over
this trouble. I am yours truly W. J. Sandy



Ottawa, February 10th, 1926.

R

Dear Dr. Scott:

I should be much obliged if you would loan me the following:

- (a) Kappler's "United States Indian Treaties."
- (b) Your files re "Pottawatomie Indians."

Yours faithfully,

James White

Dr. D.C. Scott,
Deputy Superintendent General,
Department of Indian Affairs,
Ottawa.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
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CANADA

156610-47

File

REC-11

February 12, 1926.

Dear Mr. White,-

In reply to your letter of February 10th I have pleasure in sending you Kappler's "United States Indian Treaties", and our files of papers with reference to the claim of the Pettawatonic Indians regarding arrears of annuity.

Yours very truly,

Dunn
Deputy Superintendent General.

Files sent.

- 156610
- 156610 4pg
- 156610 - 2 ty
- 156610 - 3
- 156610 - 3 ty

WJ

Brief

James White, Esq.,
Technical Adviser,
Department of Justice,
OTTAWA.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

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DEPARTMENT OF INDIAN AFFAIRS
CANADA

Ottawa, February 22, 1926.

~~Mr. Paget.~~

R

Will you kindly let me have a statement showing the present standing of the Legal Vote for Ontario.

Duncan Scott

D.S.G.I.A.

D. 72
Legal Vote is
under Grant
is over 1000
at present time
1412.80

[Signature]

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

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CANADA

156610

file

February 22, 1926.



Dear Mr. Edwards,-

I have to acknowledge the receipt of your letter of the 22nd instant, No. A. 864-3, with regard to the Pottawatonic Claim.

Unfortunately the demands on our vote for legal expenses have been so heavy this year that it is exhausted, and I cannot therefore make any advance to Mr. Chisholm. Under these circumstances would it be possible for you to give Mr. Chisholm an advance.

Yours very truly,

Deputy Superintendent General.

W. Stuart Edwards, Esq.,
Deputy Minister,
Department of Justice,
OTTAWA.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

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(C O P Y)

Midland, Ont.

February 22nd. 1926.

Dear Sir:-

In talking with Mr. Jackson to-day he lead me to believe you were more or less at sea to understand why we were working out this claim under the name of Mr. Chisholm. Facts are that after I met you and your friends at Midland, and settled on fifty per cent basis, I saw Mr. Chisholm in Toronto. We discussed the matter at some length and came to the conclusion that it was better to work out the claim on arrangements you had already made with Mr. Chisholm. He had been working on this claim so long that it would cause more or less suspicion with the United States Government, so we decided to work together on this matter and on the understanding that you people have with Mr. Chisholm, namely, 1/3 to Mr. Chisholm and 2/3 to the claimants. The arrangements you made with me is null and void.

Mr. Chisholm is to do the clerical work, and I do the Government work. What I am principally after now, is to get absolute consent to have the money paid direct to the claimants, in place of the Department of Indian Affairs, this was your unanimous wish, and I have had a great deal of trouble to get this worked out, and hope it will in a very short time.

It is absolutely necessary to have all these petitions signed, as many signers as possible, and not more than ten per cent treaty Indians. As soon as I have all these petitions in my possession, I will at once go to Ottawa with a view of securing the consent of the Department, to have the money paid direct to the Indians.

I am very sorry I had not written you fully before, but I was laboring under the impression, until today, that you were all familiar with our actions.

Mr. Chisholm is to meet me in Ottawa, Thursday of this week, and we are making arrangements for him to go to Washington at once. As soon as I receive the petitions I will proceed to Ottawa and spend my time arranging to have this money paid direct.

Yours very truly,

" Manley Chew "

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156610



ELJ.

D. H. Scott

OTTAWA, 23rd February, 1926.

Dear Dr. Scott, - A. 864-3.

Re: Pottawatomies.

I have your letter of the 22nd instant, and beg to state that I have today telegraphed Mr. Chisholm as follows:-

"Re Pottawatomies - regret unable make advance as appropriation for legal expenses this case is exhausted."

Yours very truly,

W. Stuart Edwards

D. M. J.

Duncan C. Scott, Esq.,
Deputy Superintendent General,
Department of Indian Affairs,
O t t a w a.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

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COPY/SG

DEPARTMENT OF JUSTICE,
CANADA

Enclosure.

Ottawa 25th February, 1926.

A 864-3
Re Pottawatamies

Dear Sir;

I duly received your telegram of the 23rd and letter of the 24th instant.

On the 22nd instant I received I received advice from Mr. Scott to the effect that the vote for legal expenses in this case is exhausted, and that he could not therefore make any advance on account of expenses. I accordingly at once telegraphed you. I am as requested communicating the contents of your letter to Mr. Scott.

I enclose, for your information, copy of a despatch received from the British Embassy, dated 27th January, copy of which apparently you have not received.

The Reasons for Judgment in the Cayuga case have not been printed, but as soon as a supply of printed copies is received I will see that you get one.

Yours very truly,

(SGD.) W. STUART EDWARDS.

D. M. J.

A. G. Chisholm, Esq., K.C..

L O N D O N, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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CANADA

COPY/SG

A. G. CHISHOLM, K.C.
Barrister, &c.

London, Canada, February 24, 1926.

W. Stuart Edwards, Esq.,
Deputy Minister of Justice,
Ottawa, Ont.

Dear Sir:-

A. 864-3.
re Pottawatomies.

Under the circumstances referred to in your yesterday's message to me and my night message in reply, of which you will here find copy, I felt nothing could be gained by taking up your own and Mr. Scott's time at Ottawa, in discussing matters as to which it would seem no resulting action could be taken, and so decided not to visit Ottawa as agreed.

I regret this as I had hoped not only to there arrange for more effective co-ordination in the case, but also, for steps to facilitate some more rapid progress towards eventual settlement of the claim. I would be obliged if you would express my regrets to Mr. Scott.

I am quite in ignorance whether you are in receipt of any further word from either the Embassy or the State Department about the matter, since you wrote me on the 15th. ult. stating you were taking it up further with the Embassy, and would be glad to be informed on the point.

Would you favour me with copy of reasons for judgment in the Cayuga case and much oblige?

Faithfully yours,

(Sgd.) A.G. CHISHOLM.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
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PUBLIC ARCHIVES
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CANADA

Christian Island March 2nd. 1926
 To the Dept. of Indian Affairs. Ottawa Can
 Sir In Reply to your letter dated Feb. 16. 1926. I
 am sorry to hear that your petition has not
 been taken up by Mr. Christie. I think this
 petition has not reached Ottawa by this time.
 But as much as I would like to see it
 I think it is better to mention the more
 about the petition. I know any thing about
 Henry Jackson. I will try to find out
 what he is doing. As far as I am concerned
 as a President of the Board and as much
 as I have learned the nature of the petition
 should at once be destroyed.

DEPT. OF INDIAN AFFAIRS
 MAR 16 1926
 RECORDS

Yours Truly
 W. J. Landis

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

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 CANADA

INDIAN OFFICE

At Christian Island Ont.....

.....March 20th..... 1926...

Manly Chew Esq.
Midland Ont.

Dear Mr. Chew

Re Potawatome Claim

To the best interest of all parties. I shall have to inform you that Mik Sandy to my actual knowlage has done everything to block the progress of this work, which is to no interest to Mr. Chishwlm or yourself and to claimants in general.

Sooner he is ignored, and not recognized in any capacity, in the matter it would be better for all.

I may say he is interfering in many thing on the Island, unless he is at the head of all things.

Henry Jackson and commaties appointed to look after this end of work, has the support of the Band.

Kindy convey this information to whom it may consern.

Yours very truly,

J. LeGaire
Indian Agent.

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pt. 4)

PUBLIC ARCHIVES
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CANADA

1272

Confidential

November 30, 1925.

Memorandum:

Honourable Charles Stewart.

Re Pettawatonic Claim.

I beg to send you herewith a copy of a letter which has lately come into my hands. As you are aware the Justice Department is endeavouring to get this case before the United States' Courts through the proper channel, and we have agreements with Mr. Chisholm, of London, who has for a good many years represented the Indians, that the moneys should be paid to the Department as the proper custodian of such funds. The gentleman who writes the letter has lately been active in endeavouring to take part in the necessary preliminary action with reference to the case. I believe he has arranged to come to Ottawa about the 3rd of December. I cannot refrain from saying that it would not be in the interests of the Indians to take the action he suggests, that is, the passing of an Order of his Excellency in Council allowing whatever moneys are recovered to be paid to the Pettawatonic Indians direct, and without any control by this Department. I thought it my duty to apprise you of this proposed action as you will probably hear something in a few days.

CS

Duncan

Deputy Superintendent General.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
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CANADA

WSE/ELJ.

1272

OTTAWA, 4th February, 1926.

A. 864-3.

Re: Pottawatomies.

*Telephoned
OK
ACJ*

Dear Dr. Scott,-

It is now proposed that Mr. A. G. Chisholm, K.C. come to Ottawa some day next week to discuss the present situation of this case and the steps to be taken to press it along. I would like Mr. Chisholm to come on a day when you could find it convenient to be present. The 9th is suggested by Mr. Chisholm, or if that will not suit any other day of that week, I should be glad if you would telephone me upon receipt of this whether the 9th or some other day next week will suit you.

Yours very truly,

Duncan C. Scott, Esq.,
Deputy Superintendent General,
Department of Indian Affairs,
O t t a w a.

W. Stuart Edwards

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
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CANADA

1272

OTTAWA,..... March 19th,..... 192 6.

Dear Dr. Scott:-

Re your request for a memo respecting the present status of the Pottawatamie Indians Case.

In October, 1923, Mr. A.G. Chisholm, solicitor for the Pottawatamies, interviewed Mr. Vallance, U. S. Dept. of State, to ascertain whether the State Dept. would procure legislation by Congress empowering the U. S. Court of Claims to adjudicate upon their claim.

Mr. Vallance agreed to recommend favourable action, but insisted upon what he called "reciprocity", namely, that Canada issue a fiat authorizing the Isenberg claimants to prosecute their claim in the Exchequer Court.

Mr. Chisholm was drawn into a "rather warm, though good-natured" argument. The sequel, however, indicates either that the State Dept. has been unduly influenced by the Isenberg interests or that Mr. Vallance took offence.

For two and a half years (Oct. 1923 to Feb. 1926), representations have been made on behalf of Canada, but without result, the correspondence indicating that the U. S. State Dept. had deliberately adopted an evasive attitude and they

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did not propose to take any action in the matter.

In mid-February, I left for Washington and, in the absence of Mr. Vallance in Cuba, saw Mr. Devin, who ~~was supposed to be~~ ^{or was then} charged with the matter. After two interviews, Mr. Devin stated that he would prepare a memorandum for submission to the Departmental Solicitor, Mr. Hackworth; that, while he would recommend favourable action, the decision rested with the Solicitor and that I might expect to hear from the State Dept., by way of the British Embassy, in about a month. As it is exactly one month since I saw Mr. Devin, I am hoping to hear the decision at an early date.

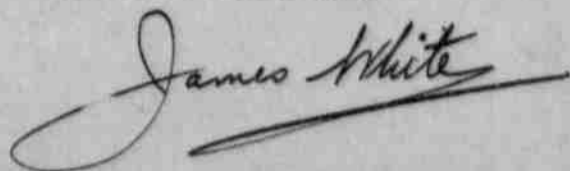
As the inaction for two and a half years indicated an unfavourable attitude on the part of Mr. Vallance, I hoped that his absence from the United States would be prolonged for about a month, but regret that he returned shortly after my visit to Washington.

The case was scheduled for hearing before the Pecuniary Claims Commission but, on the recommendation of Mr. Chisholm that this would involve delay, it was withdrawn--unfortunately.

If we do not hear anything within, say, the next fortnight, I think it advisable to return and, if Mr. Vallance is the "obstacle to success", to interview him that we may remove any resentment he may feel respecting the matter.

Yours faithfully,

Dr. D.C. Scott,
Deputy Superintendent General,
Dept. of Indian Affairs,
O T T A W A.



156610-4

FORM T.D. 1 X

CANADIAN PACIFIC RAILWAY COMPANY'S TELEGRAPH



TELEGRAM

R



CABLE CONNECTIONS TO ALL THE WORLD

J. McMILLAN, General Manager of Telegraphs, Montreal.

438

30RN.CZ.26-N.L.3EX.VIA PENETANG,

CHRISTIAN ISLANDS, ONT. MAR 15TH, 26.

D.C. SCOTT,

SUPT. GENERAL INDIAN AFFAIRS,

OTTAWA, ONT.

MESSRS CHEW AND JACKSON CREATE CONFUSION OF POTTAWATOMIE CLAIM I REQUEST DEPARTMENT TO WARN THEM BY WIRE NOT TO PROCEED ANY FURTHER CONSIDERATION.

M.J. SANDY,

PRESIDENT POTTAWATOMIE CLAIM.

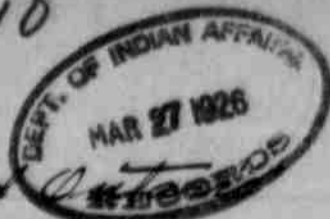
826PM15TH.

*copied
28*

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156610



Christian Island
March 22nd 1926.

Robert W. J. M.
Deputy Supt.
of Indian Affairs,
Ottawa, Canada.

Sir -

Referring to certain Indian claims known as the Pottawatamies of Wisconsin now residing, reaping and enjoying the privileges and benefits under the protection of the Government of this country of which you are the Superintendent of Indian Affairs for all Indians residing in Canada, whether some of them were migrated into this country at some time or other from the United States some years ago the descendants of these Indians the majority of them I presume are now full members and receive payment the same as the original members and occupants of this country

I understand the claims of the above named descendants are about to be settled by the United States Government - And it is known here that a certain petition has been made up to be signed by all the descendants or claimants wherever they are asking the House of Commons to pass a Bill that they be paid direct to them and leave out the Department of Indian Affairs, this petition is circulated and handled by one Henry Jackson at Christian Island we have a number of these descendants

or claimants of the Passawataunee claims
in our Band and they are all now full
members except one or two,

In the year of 1916 when we made the last
admission of these Indians they made that
promise that if we admit them into our
Band that when their claims with the
United States Government are settled and
their share of these monies derived from
this claim were to be invested and added
on to our funds with the Department of Indian
Affairs of this country and with that promise
they secured the majority of our members to
vote in their favor and they were admitted
under the impression that if in the
event monies were to be derived from the
United States in favor of these Indians were
to be added and invested into our funds.
Now then, why should they be fighting against
the Indian Department today by getting up
petitions praying to the Government that
this money be kept out of the hands of the
Indian Department.

It is rumored here that Manley Chew the
ex-member of Parliament at Midland, Ontario,
is leading this game and is likely the bottom
of it all, and Mr. Henry Jackson is of course
working very actively and lively at this game
amongst the Indians here and other reserves
to get all the claimants to sign up.

And I make this report to you feeling that
it is nothing but right that I should do so
for your information that you may watch
this game.

Yours most Respectfully
Jerry B. Monague
Councilman Christian Island Band of Indians

156610

March 29, 1926.

Dear Sir:-

I beg to acknowledge the receipt of your letter of the 22nd instant, in reference to the Pottawatamie claim. It is not known when this claim will be considered but should there be any award, I do not think that Mr. Jackson's representations as to how the distribution should be made, will be acted upon.

Yours truly,

Duncan Scott
Deputy Superintendent General.

abm *gcl*
Mr. Jerry D. Monague, Esq.,
Councillor,
Christian Island,
Ontario.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
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CANADA

70.

— 1 —

The Honourable.

The House of Commons of Canada.
In Parliament Assembled.

The Petition of the undersigned members of the
Pottawatamie Indians of Wisconsin resident of
Canada, Non-Treaty.

Humblly Sheweth;

1. That your Petitioners are the descendants of certain refugees who fled from the States of Illinois and Wisconsin to Canada between the years 1836 and 1840, and are now living on Indian reserves in the Province of Ontario, scattered among Canadian Indians, but the majority of whom are known as descendants of such United States Indians and do not share in the annuities or Interest monies distributed among such Canadian Indians.
2. That at the time the ancestors of your Petitioners fled from the United States that country was indebted to said Pottawatamie Indians in respect of certain Treaty obligations which the United States have since acknowledged and paid its liability thereunder to the descendants of said Pottawatamie Indians of Wisconsin who

Indian Affairs. (RG 10, Volume 2790, File 156,610,
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CANADA

remained in the United States, but have heretofore refused to pay their descendants who fled to Canada as aforesaid.

3rd—, Your Petitioners have ground to believe it is the intention of the United States to discharge its liability in the above respects to your Petitioners, but are informed the Government of Canada in such event will claim such monies should be paid to it to be administered for the benefit of your Petitioners;

Wherefore Your Petitioners humbly sheweth:

That your Honourable House may direct that any monies paid by the United States on account of your Petitioners as aforesaid should be paid them direct and not to the Government to be administered as aforesaid

And your Petitioners will ever pray.

Signed —

To The Honourable Secretary of State
of United States:—

Petition of The undersigned members of
the Pottawatamie Indians of Wisconsin
resident in Canada; ("Non-Treaty Indians")
Humbly Sheweth

- 1— That your Petitioners are the descendants
of certain refugee Indians who came to
Canada from the State of Illinois and
Wisconsin between the year of 1836 and
1840. and are now living on Indian reserves
in the Province of Ontario, scattered
among Canadian Indians, but the majority
of whom are known as descendants of said
United States Indians and do not share in
the annuities or interest monies distributed
among said Canadian Indians.
- 2— That at the time the ancestors of your
Petitioners came to Canada from the
United States they claim the United States
was indebted to said Pottawatamie Indians
in respect of certain Treaty obligations with
the United States, have since acknowledged
and paid to the descendants of said
Pottawatamie Indians of Wisconsin, who
remained in the United States but have

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

Christian Island, Ontario.

March 25th 1921.

M. J. Sandy, Esq.

President of and recognized Council of
The Pottawatamies of Wisconsin
Christian Island, Ontario.

Sir:-

Re Pottawatamie Claims.

Referring to a certain Petition prepared and arranged by some legal expert for one Henry Jackson of this Band relating to the claims of the Pottawatamies of Wisconsin, brought to our notice and were instructed, rather, than requested to sign our names to such document.

We, the undersigned residents, members of the Christian Island Band of Indians, supposed claimants or descendants of the Pottawatamies of Wisconsin admitted into this Band in or about the year of 1916. by a large majority of the original members of this Band of Canadian Indians of which since we became full Treaty members of this country and received monies from the Canadian Government as often as the distribution is made we receive the same and treated alike and enjoy fully the benefits and all privileges of whatever nature granted to such Indians of this country of which we are now full members with the exception of one or two whose name ^{may} appear below, we therefore have no cause or reason in any way whatever to complain for against the Indians or the Government of this country.

At the time when we asked the Christian Island Band of Canadian Indians to admit us into full membership of their respective Band, and in order to secure their majority we have promised them faithfully this — "That in the event our

claims against the United States were recovered at any time in future that our share of such monies to be invested and added on to the funds of the Band we desired to be admitted and it is assumed that it is probably more or less or partly by reason of this promise we secured their sympathy and kindness with the sanction of the Government and we were admitted and knowing this fully well we feel strongly inclined to live up faithfully to our promises that our share of the Pottawatomie claims when recovered, that part ^{of} of the funds derived from this source be invested and added on to the funds of the Band we are now full members and that the other part to be distributed as the Government may direct,

And in regards to the Petition referred to here in the first clause of our letter is considered unnecessary, misleading and wrong, and we have therefore refused to affix our signatures thereto on that ground, because it is not the order of the Government, but it is suspected that a large percentage of the supposed claimants were misled and made to sign without clearly understanding the nature of the Petition they are signing and trust that this matter be looked ^{into} carefully that no one be misled —

Signed — ^{his} John X Sunday, Sr.
mark

Jameson / rings ^{his} John X Isaac
mark

Mary, Jane / ring Johnson X Sunday
mark

William P. Ritchie
Jackson X Sunday
mark

Johnnie Sunday
Jacob / ring



Christian Island March 25th / 26
To The Dept. of Indian Affairs Ottawa

Sir, I am sending the copy of the
Petitions of certain Porters on this Island.
Also a letter or wishes of the new
members of this Band as I am requested
to submit to the Dept. and advise the
same. What the Dept. considers the matter
I am also informed by the original
members of the Band to forward their
opinion over the matter
awaiting an early Reply

Yours Truly

M J Sausy

156610

File

R

1000

March 29, 1926.

Dear Sir:-

I have your letter of the 25th instant, enclosing me copy of petition being circulated among the Pottawatamie Indians and also the letter signed by a number of Indians of Christian Island, the contents of which have been noted.

Yours truly,

amm. scf

James M. Smith
Deputy Superintendent General.

Mr. H. J. Sandy,
Christian Island,
Ontario.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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CANADA

Copy

Inclosure 3458

Department of The Interior
Office of Indian Affairs
Washington

Jan. 14, 1925.

My dear Senator,-

This Office is in receipt, by your reference of January 9, 1925, of a letter from Daniel Shepard, Box 14, Carter, Wisconsin, requesting information relative to the claim of the branch of Wisconsin Potawatomi Indians residing in Canada.

By Treaty of September 26, 1833 (7 Stat.L., 431), the Potawatomi Nation sold their lands to the Government and agreed to remove west of the Mississippi River. About 2,000 removed to the State of Kansas, and about an equal number fled to northern Michigan and Wisconsin, and to Canada. Thereafter, all the funds due the tribe under the treaty mentioned were paid to those who removed to Kansas.

Under the provisions of the Act of June 1, 1906 (34 Stat.L., 380), the Secretary of the Interior ¹ caused an ² investigation to be made of the claims of the Wisconsin band of Potawatomi Indians and submitted to Congress a census roll of the members of this band residing in the United States and those living in the Dominion of Canada. The Secretary reported the amount found due both the Indians residing here and those in Canada, and his report was printed in House

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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Document 830 - 60th Congress, 1st Session, and gives the facts in full as to the enrollment and status of these Indians.

At the time of the enrollment referred to, 457 persons of Potawatomi blood were found to be residing in Michigan and Wisconsin, and 1550 were enrolled as living in Canada. The amount due the former was found to be \$447,339, and the latter (Canadian) \$1,517,226.87. Of the amount due those residing in the United States there has been appropriated all but \$43,883.55. No action, however, seems to have been taken by Congress with respect to the amount due the 1550 Potawatomis in Canada.

April 7, 1924, a resolution (No. 205), was introduced in the Senate to refer a previous bill (S. 1907) providing for the payment of the claim of these Indians against the Government, to the Court of Claims under section 151 of the Judicial Code for a finding of facts and conclusion of law and a report thereon to Congress.

It is not shown by the records that final action has yet been taken on the resolution mentioned.

Mr. Shepard's letter to you of January 7, 1925, is returned herewith; and a carbon copy of this response is inclosed for your convenience.

Arthur Capper,
United States Senate.

Cordially yours,
(Sgd.) Chas. H. Burke,
Commissioner.



House of Commons
Canada



April 6th, 1926.

RS
D. Scott, Esq.,
Deputy Minister of Indian Affairs,
Department of Interior,
Ottawa, Ontario.

My dear Scott:-

I am enclosing a letter from Mr. Peter Toby of Honey Harbour. I must say that I am not very clear as to what he wants or whether it comes under the jurisdiction of your Department or not but any information you could give me in the matter would be greatly appreciated.

Yours very sincerely,

PM/RSF.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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CANADA

156610

file

April 7, 1926.

Dear Mr. McGibbon,-

I have your note of April 6th, with inclosures from Peter Teby, of Nancy Harbour. He refers to a claim of the Pettautomic Indians resident in Canada to arrears of annuity under a treaty or agreement made with the United States in the year 1833. The Department of Justice and this Department are taking the necessary steps to submit this claim to the United States Courts. The claimants some time ago appointed Mr. A. G. Chisholm, of London, Ont., to represent them, and he has been recognized by our Department. If the case is successful, the money will be paid to the Dominion of Canada. It is premature to state what method of distribution will be employed, or how the fund will be treated. They have yet to win their case.

Your correspondent is very anxious to eliminate the guardianship of the Canadian Government, and an endeavour is being made to bring this about, and to insure that anything that may be found due should be paid by the United States direct to the Indians. I do not think the Pettautomic Indians will get very far without the financial and legal support of this Government, and we are therefore not paying any attention to this agitation, but will endeavour to so deal with the case that the Indians may be successful.

It has been necessary to write you rather a long letter, but it is unavoidable. I am returning the papers herewith.

Yours sincerely

Peter McGibbon, Esq., M.P.,
House of Commons,
Ottawa.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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CANADA

156610

ELJ.



Ottawa, 7th April, 1900.

 864-3.

Re: Pottawatomies.

Dear Dr. Scott,

I have received from Mr. A. G. Chisholm, K.C., a letter dated the 2nd instant, reading as follows:-

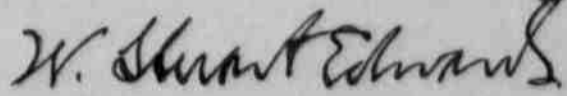
"I have not heard from you regarding the above matter since yours of 25th February last.

I would appreciate anything indicating early progress towards adjustment."

I should be glad if you would let me know what reply you would like me to make to this.

Yours very truly,

Duncan C. Scott, Esq.,
Deputy Superintendent General,
Department of Indian Affairs,
O t t a w a.



D. M. J.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
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CANADA

156610-4

1000
April 12, 1926.

Dear Mr. Edwards,-

Re Pettawatick Claim.

I have to acknowledge the receipt of your letter of the 7th instant.

I do not think that it will be necessary to have Mr. Chisholm come to Ottawa at once, but I think we might ask Mr. White to go to Washington and interview the officers of the State Department who are dealing with the case there. I think if you would ask Mr. White to report on the position as he finds it before he spends any time in further investigation for evidence it might be advisable.

Yours very truly,

W. Stewart Edwards
Deputy Superintendent General.

W. Stewart Edwards, Esq.,
Deputy Minister,
Department of Justice,
OTTAWA.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
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CANADA

A. G. CHISHOLM, K. C.
Barrister, &c.

London, Canada,.....April 12, 1926.....

Confidential.

Duncan C. Scott, Esq.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Mr. Scott:-

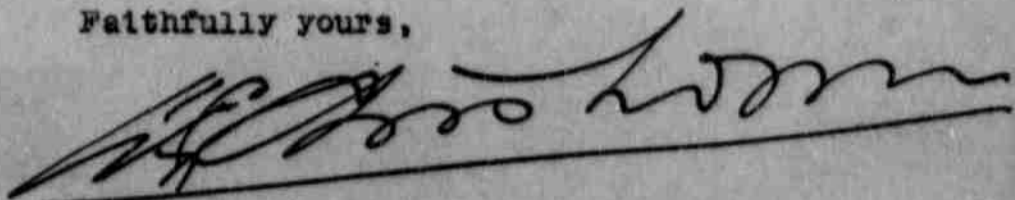
I am notified by one of my Pottawatomie friends that Henry Jackson has summoned by wire a meeting of claimants to be held at Mossop's Hotel, Toronto, on Wednesday 14th. instant, stating he will pay the expenses of claimants who attend there.

I fancy you will surmise who is behind this. The message I received this morning is the first intimation I have of the matter and I have not a doubt it is contemplated to take steps inimical both to the Department and myself.

I would ask your sanction by wire to attend this meeting, and if possible a remittance in same manner for \$50.00 for expenses.

I would just add that you have little idea of the pressure that has been applied to myself personally to induce me to take a certain course, including representations said to be made in the name of a very high personage indeed, as to alleged negotiations with the United States and the result, and what I should do and must do, in consequence. I will only say that if you are aware of any confidential information regarding this matter I submit I should be informed. As it is now what is alleged to be inside information is being decanted to claimants to prove to them I have no real knowledge of the case, am of no use to claimants as their Counsel, and that another party is really their main help, and some of claimants swallow this. I would therefore be very glad to have a frank statement from you which I will regard as confidential should you so express it.

Faithfully yours,



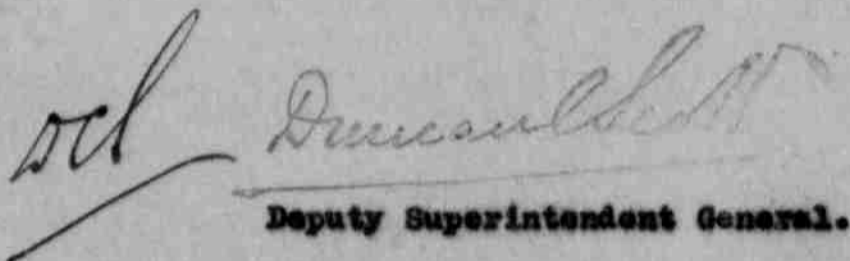
Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

April 13, 1926.

Dear Mr. Chisholm,-

After consulting with Mr. Edwards on the subject matter of your letter of the 12th instant, I have to say that it is not considered advisable to pay any attention to this agitation. No matter what statements may be made to the contrary, the Government does not intend to deviate from the present course, that is they do not intend to hand over the case to other persons, nor do they intend to allow the fund resulting from a successful termination of the case to be paid direct to the Indians without their guardianship.

Yours very truly,


Deputy Superintendent General.

A. G. Chisholm, Esq., K.C.,
Barrister, Esq.,
Canadian Bank of Commerce Chambers,
London, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA



OTTAWA, April 14th, 1926.

Pottawamie *apc 31*

Dear Dr. Scott:-

I saw Mr. Edwards this morning and am planning to leave for Washington on the 23rd. Mr. Edwards agrees with you that, in view of what has occurred, it is advisable to see Mr. Vallance and endeavour to ascertain the reason for the delay in implementing the explicit promise Mr. Devin gave me in the latter part of February.

I should be so much obliged if you would let me have a cheque for three hundred dollars (\$300.00).

Yours faithfully,

James White

Technical Adviser.

Paul
ck. 723

Dr. D.C. Scott,
Deputy Superintendent General,
Dept. of Indian Affairs,
O T T A W A.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
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CANADA

156610

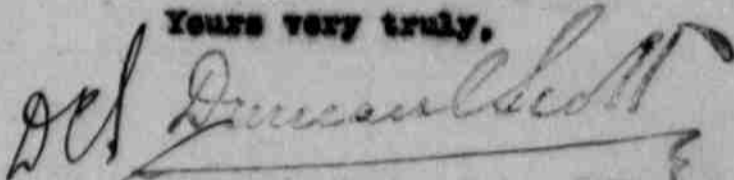
April 14, 1926.

Dear Mr. White,-

Re Pattawatomie Claim.

I inclose herewith our cheque No. 723 for \$300.00, being an accountable advance for travelling expenses in the above case.

Yours very truly,



Deputy Superintendent General.

James White, Esq.,
Technical Adviser,
Department of Justice,
OTTAWA.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610



OTTAWA, April 15th, 1926.

R

file

Dear Dr. Scott:-

Re Pottawatomie Claim.

I am in receipt of your cheque No. 723 for \$300.00, being an accountable advance for travelling expenses in the above case.

Yours faithfully,

James White

Technical Adviser.

Dr. D.C. Scott,
Deputy Superintendent General,
Dept. of Indian Affairs,
O T T A W A.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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CANADA

A. G. CHISHOLM, K. C.
Barrister, &c.

London, Canada, April 15, 1926.

Duncan G. Scott, Esq., F.R.S.C. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Mr. Scott:-

CONFIDENTIAL

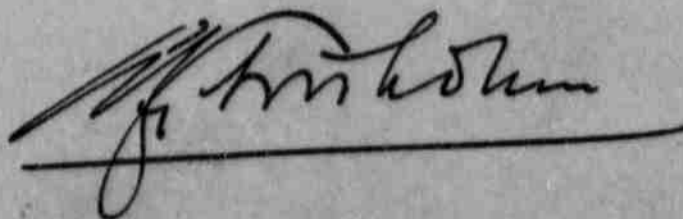
Your letter of 13th. instant does not altogether answer mine of 12th. All that interests me regarding payment to the Indians appears in the Agreement between you and myself.

To return - a certain party professes to have such definite information from as I said, a very high personage, that the Pottawatomic case is to be immediately settled, only a few minor details remaining for consideration, that he has offered me not only a large present cash payment, but a very large prospective one, in consideration of my acceptance of a certain proposition made me on his own and the aforesaid personage's behalf. Incidentally, I have refused this.

However, I believe this party would not have acted as mentioned had his information not been reliable. Naturally, I feel anxious about a matter in which I have a very considerable personal interest.

I am sure you will sympathize with my feeling that information should not be imparted to an outsider and withheld from myself, more especially under such circumstances as I mention, and it should not be an answer to say your own Department has not supplied the information, if it be apparent such really has been imparted.

Faithfully yours,

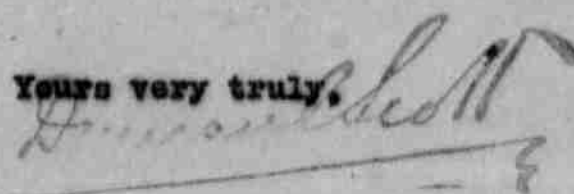


April 16, 1926.


Dear Mr. Chisholm, -

I have your letter of the 15th April marked "confidential". I do not see why this correspondence should be confidential. You will observe that I did not so mark my last letter. I believe that the "certain party" you mention is Mr. Manley Chew. Am I not correct? You ought to be equally frank with me and tell me who the "high personage" is. If you do that, it will clear the air. Kindly write me at once.

Yours very truly,



Deputy Superintendent General.



A. G. Chisholm, Esq., K.C.,
Barrister, &c.,
Canadian Bank of Commerce Chambers,
London, Canada.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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CANADA

A. G. CHISHOLM, K. C.
Barrister, &c.

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

London, Canada, April 17, 1926.

Duncan G. Scott, Esq., F.R.S.C. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Mr. Scott:-

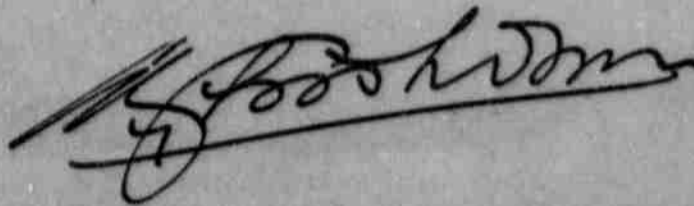
CONFIDENTIAL.

My letters were and are marked "confidential" as the proposals made me are so far as I am concerned disposed of with my refusal to consider anything not acceptable to your Department. These proposals in proof of which I have a signed agreement tendered me for signature, and various letters, were only referred to by me to justify my assertion that the information as to settlement of the case was reliable. I believe it was and you do not deny it. I can conceive of no reason why I should not be informed of the matter.

Without asserting at all my relations to my clients which fully justify a sensitiveness as to their interests, I have my own position to consider, and we are all vitally interested in these negotiations with your Department, with which in this case I am associated. My experience justifies me in stating I can be of very considerable assistance in facilitating the matter. My discretion you will not question.

I think this is all I need say. You are entitled to my confidence in all that relates to my dealing with the Pottawatomie case, and as you will recollect, I have throughout endeavoured to warn you of designs inimical to the proceedings of your Department which are by no means ended with their failure here. That was why I sought fuller information and to exert my influence at Toronto a few days ago. But, it would seem a different thing for me to inform you of the means used in the unsuccessful effort to influence my allegiance, when these failed, and their disclosure would only provoke scandal.

Faithfully yours,



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pt. 4)

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CANADA

156610

WSE/ELJ.



OTTAWA, 19th April, 1926.

file

DS

A. 864-3.

Re: Pottawatomie Claim.

Dear Dr. Scott,

I duly received your letter of the 12th instant and, as suggested, am arranging that Mr. White make further enquiries at Washington. With regard to the last sentence of your letter, I understand from Mr. White that he has not spent any time in investigation for evidence in this case, and that his time has been fully occupied in connection with the documents in the Labrador Boundary case.

Yours very truly,

Duncan C. Scott, Esq.,
Deputy Superintendent General,
Department of Indian Affairs,
O t t a w a.

W. Stewart Edwards

D. M. J.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
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CANADA

15-6610



Wikwemikong
April 19/26

Re-Pottawatomie Claim Meeting —

Where-as That are the Pottawatomie Claimants residing on Manitoulin Island Unced-ed portion of Reserve were not notified as to the object of a meeting, held in Toronto April 14th. Called on by Henry Jackson of Midland.

And where-as at that meeting resolution was passed by delegates present that the service of our recognized legal attorney A. G. Chisholm of London be no longer required and that Mauby Chew of Midland be therefore appointed to act as attorney for the Claimants.

Therefore — moved by Joseph. B. Jacko seconded by John King that we condemn the above action taken by a few claimants at Toronto April 14th And strongly urge our Indian Department to retain our attorney A. G. Chisholm as our counsel to prosecute our claims

signed — Charles S. King

CLASS OF SERVICE	SYMBOL
Day Message	
Day Letter	Blue
Night Letter	Nite
Night Letter	N L

If none of these three symbols appears after the check (number of words) this is a day message. Otherwise its character is indicated by the symbol appearing after the check.

CANADIAN NATIONAL TELEGRAM

HEAD OFFICE, TORONTO, ONT. W. G. BARBER, General Manager

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Replacing Form I-TW

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D C SCOTT

222

DEPUTY SUPT OF INLAND AFFAIRS OTTAWA ONT

FURTHER REPRESENTATION RECEIVED THIS MORNING CONFIRM BELIEF
WE SHOULD CONSULT

A G CHISHOLM.

USE OUR DIRECT ALL-CANADA SERVICE TO VANCOUVER, VICTORIA AND BRITISH COLUMBIA PORTS

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
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CANADA

156610
Christian Island April 16th 1926

40
The Dept. of Indian Affairs



Sir. I want to ask the Dept.
What authority has Chew and Jackson
in the Potawatomi Claim.

To hold meetings in a Dwelling House
and proceed with as a Resolution in a
Council, by which they hold a meeting
in Toronto yesterday, April 14th.

The object of the meeting is to discharge
the service of A. G. Fisholun
In order to enable themselves to take the
Claim in hand.

I am yours Truly

M. J. Searcy

21st April, 1926.

Dear Mr. Chisholm,

re Pottawatomies.

Referring to your letter of the 17th instant and your telegram of the 19th in the above matter, I beg to say that I have discussed these and other recent correspondence with the Superintendent General and am prepared to say that so far as this Department is concerned no one except the Superintendent General or myself has any authority to make any suggestion as to settlement of this claim nor am I aware except from your letters that any person is making any such attempt.

As you are the Solicitor for this Department in this case I am quite at a loss to understand how any communications between you and me with respect to the case can be confidential. As your client and as the guardian of the Pottawatomies the Superintendent General is entitled to have a full and frank communication from you of all matters in connection with this case and if you have in your possession a signed agreement which was tendered to you for signature and various letters which justify you in believing that the information conveyed by them as to a settlement of this case was reliable, I feel that the Department is entitled to have these documents placed before it so that enquiry may be made for the purpose of ascertaining whether negotiations for a settlement have been authorized and are being carried on without the knowledge either of the Superintendent General or myself. When this information is forthcoming the Department will be able to deal with the matter satisfactorily. I am quite unable to see how the furnishing of the information asked for to which I consider the Department entitled could provoke a scandal.

Yours truly,

sch
A.G. Chisholm, Esq., K.C.,
Canadian Bank of Commerce Chambers,
London, Ont.

Deputy Superintendent General
Deputy Superintendent General.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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CANADA

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

A. A. HISHOLM, K. C.
Crisler, & Co.

London, Canada, April 21, 1926.

Duncan G. Scott, Esq., F.R.S.C. & Co.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Mr. Scott:-

On not receiving any reply from you to my letter of 17th. instant I asked Mr. Sinclair to make inquiry as to when I would receive same, if any, and have now his reply before me the matter was under consideration and you could not state when reply would be mailed. I feel very anxious about this matter.

The object of the meeting at Toronto on the 14th. instant was to get rid of me as Counsel. The reason they wish to do this is because I refuse to lend myself to the scheme in view. The scheme is to divert a large portion of the fund received from the United States to the pockets of those pushing the matter.

You may be able to control or prevent at Ottawa the fruition of such effort, but I doubt, if you will forgive me for stating so, whether a consequent laissez faire policy is prudent or sufficient, if continued at Washington.

I do not know whether you are aware that Messrs. Kappler and Merilatt have instructions from "Jackson" and have in turn retained ex-Senator R. L. Owen, now practising law at Washington and with large influence in the Senate, to "protect" the interests of the Pottawatomies. Mr. Owen has written me a couple of times wishing me to join in with him, offering inducements and insinuating consequences should I not do so. I have very emphatically answered him and have sent copies of the correspondence to the Embassy for their information. But what I wish to impress on you is that unless something is done here to make it impossible for these people to succeed in their designs on the Indians, these Washington people are going to use their political friends there for their own purposes when it comes to getting an appropriation through Congress. Mr. Yancken (then of the Embassy Staff) warned me on one of my visits that the State Department was apprehensive of how Congress would receive a request for an appropriation to pay Canadian Indians and this would probably be intensified if agitators here sought to impress their desires for their own objects.

It would be a very simple matter for me with the consent of the Department and without offending any one to completely prevent these people accomplishing here, anything with the Indians, and I can only urge that your Department take some immediate steps.

Faithfully yours,
A. A. Hisholm

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(COPY)

Christian Island, April 20, 1926.

A. G. Chisholm,
London, Ont.

Sir:-

In my letter to you last week I did not mention the nature of the proceedings in the meeting in Toronto. Chew & Jackson claims that you have not done any thing in the claim since the time of Merrilat in Washington, so the decision of the meeting or resolution is to get every claimant to sign a Contract and discharge your service.

Anything that we can do kindly advise.

I am yours truly,

" M. J. Sandy "

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

A. G. CHISHOLM, K. C.
Barrister, &c.

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

London, Canada, April 22, 1926.

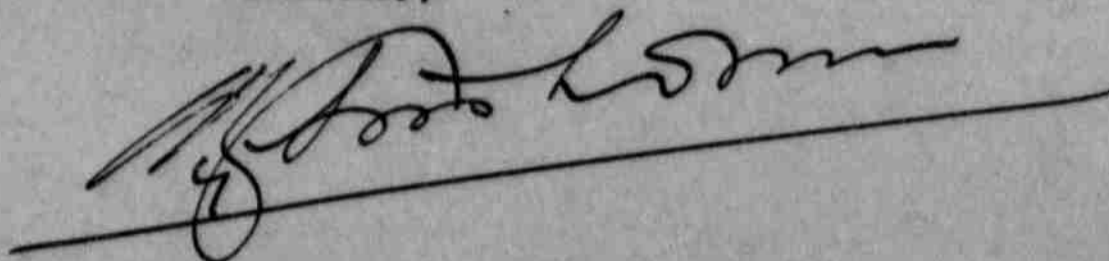
Duncan C. Scott, Esq., F.R.S.C. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Mr. Scott:-

The letter received this morning of which you will find copy herewith should serve to show how correct is the statement in my letter yesterday that " Jackson " is preparing a weapon to fight you at Washington. Any sort of contract or resolution will be sufficient there to invoke interference against Departmental plans.

It all brings back what I had to contend with twenty years ago in the Oneida case. Just as soon as settlement was in sight a pack of regular hungry wolves in the shape of American attorneys sought to break in with the hope of sharing in the profits.

Faithfully,



Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(COPY)

Wikwemikong, Ont.
April 17, 1926.

A. G. Chisholm, K.C.,
London, Ont.

Dear Sir:-

I daresay you are not aware of the actions of Henry Jackson, who is doing his utmost to get our people to put you out of service for the Pottawatomie claimants, and to place Manley Chew instead.

In February I received a letter with papers from him ready for Pottawatomie claimants' signatures. No notice was taken of this. Then a little later another came from Manley Chew. In it he stated that you and he are working the Pottawatomie claim together. Sometime after a telegram came from Henry Jackson sending for a delegate to attend a meeting in Toronto on the 14th. inst., the real purpose not mentioned, but understood it was concerning Pottawatomie claimants. Matters seemed to be a mix-up and as there was no time to appoint a delegate, it fell to me to go and find out what this meeting meant, expecting to see you, also Manley Chew. This meeting was merely for signing a contract in favour of Manley Chew for a speedy recovery of the Pottawatomie claim, at the same time discharging you from this service. There were about twenty delegates present at this meeting from six Reserves.

Among these I was the only one to raise an objection against this move, pointing out to them that this could not be done, for A. G. Chisholm received his appointment as attorney for the Pottawatomie claimants through each claimant, each one signing his or her contract individually and witnessed. Claimants residing on the Manitoulin Island are not disposed to appoint another man to work this claim, are only waiting to hear of a final settlement in their favour. I remain,

Yours truly,

* Chas. S. King *

P.S. Would like to hear how the Pottawatomie case is progressing.
C.S.K.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

A. C. CHISHOLM, K. C.
Barrister, &c.

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

London, Canada, April 22, 1926.

Duncan G. Scott, Esq., F.R.S.C. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.


Dear Mr. Scott:-

re Pottawatomies.

I have yours of the 21st. instant in which you mention having discussed recent confidential letters of mine to yourself with the Honourable, the Superintendent General. I might state in reply that I am quite willing to make a full statement to Mr. Stewart and show him the documents my letters referred to. I had decided on Tuesday last to go to Ottawa and seek an appointment with Mr. Stewart but next day altered my decision. I considered the matter was scarcely Departmental and should be referred to Mr. Stewart personally. I think so still. After he has the information he will doubtless take proper action.

I enclose you copy of further letter received today on the subject.

Faithfully yours,



Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
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CANADA

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

A. G. CHISHOLM, K. C.
Barrister, &c.

1272
London, Canada, April 22, 1926.

Duncan C. Scott, Esq., F.R.S.C. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Mr. Scott:-

re Pallawatomie -

I omitted to mention as I intended in an earlier letter today, that I yesterday sent copies of my confidential letters to you with your replies, to Mr. Edwards, stating that these left me rather mystified and that I considered the correspondence showed lack of proper co-ordination.

Faithfully yours,

A. G. Chisholm

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

April 27th. 1926.

Dear Sir,

I have your letter of the 16th. instant in reference to meetings being held by Mr. Chew and Mr. Jackson in reference to the prosecution of the Pottawatamie claims.

In reply I have to inform you that the Department of Justice is looking after the interests of the Pottawatamie Indians in this case and everything possible is being done to bring the case to trial. The efforts that are now being made to effect a change in the method of dealing with the case are not upheld by the Government and you should all be made aware of this fact.

I am sending you herewith a copy of the letter which I addressed to Henry Jackson.

Yours very truly,

ocf

Duncan Campbell

Deputy Superintendent General.

Mr. M. J. Sandy,
Christian Island,
Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

April 27th. 1926.

Dear Sir,

I have to acknowledge receipt of your letter of the 19th. instant and in reply to state that I have noted the Resolution passed by the Pottawatamies of Manitoulin Island (unceded), protesting against certain action taken at a meeting of the Pottawatamies, held in Toronto on April 14th. last, having reference to the appointment of counsel to prosecute the Pottawatamie claims.

I have to inform you that the Department of Justice is looking after the interests of the Pottawatamie Indians in this case and everything possible is being done to bring the case to trial. The efforts that are now being made to effect a change in the method of dealing with the case are not upheld by the Government and you should all be made aware of this fact.

I am sending you herewith copy of the letter which I addressed to Henry Jackson.

Yours very truly,

D. Macaulay
Deputy Superintendent General

Mr. Charles S. King,
Wikwemikong,
Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610⁴

Department of Indian Affairs,
 in acct. with,
 A. G. Chisholm, Solicitor Es., London, Ont.
re Pettawatemies.

From June 29, 1925.

1925.				
June 30	Letter to Agt. Ottawa and post.	1.00		.03
	Express chgs. on papers			.55
July 6	Lr. fr. Agt. & p. (Agt's. chgs. in his bill)			
" 10	Lr. fr. D. M. Justice,			
" 7	Lr. to D. M. J.	1.00		
" 13	Lr. to Chief King, with copy & post.	1.00		.03
" 13	" " Dr. Crowell " " "	1.00		.03
" 13	" " Rogers " " "	1.00		.03
" 13	" " Wemigwans " " "	1.00		.03
" 13	" " Sandy " " "	1.00		.03
" 13	" " Keeshig " " "	1.00		.03
" 14	" " D. M. J.	1.00		
" 16	" " Mr. Scott	1.00		
" 16	" " Indian Agent & post.	1.00		.03
" 24	Express chgs. on papers			.55
" 23	Lr. fr. Agt.			
" 27	Attdce. on Sharlo and ----, Advx. ac. $\frac{1}{2}$ hr.	2.50		
	Lr. to Halfday & post.	1.00		.03
	Mag. Recd. Lr. fr. Ind. Dept. with copies ac.			
	Consdg. ac.	1.00		
" 29	Lr. to Sandy with copy ac.	1.00		.03
	Lr. to Keeshig with copy ac.	1.00		.03
	Lr. to Wemigwans " " "	1.00		.03
	Lr. to Ind. Dept.	1.00		
Aug. 6	Lr. fr. Keeshig			
" 15	Attg. and advg. Mrs. George $\frac{1}{2}$ hr. Copies for her 16 fos.	3.00		
		1.60		
" 17	Lr. to D. M. J.	1.00		
" 25	Lr. fr. D.M.J.			
" 28	Lr. to D. M. J.	1.00		
Sept. 4	Attg. Toronto & exp. See Lr. to Mr. S. Oct. 24	60.00		16.00
" 22	Lr. to D. M. J.	1.00		
" 24	Lr. fr. D. M. J.			
" 29	Lr. fr. Keeshig			
Oct. 1	Lr. to Keeshig & p.	1.00		.03
Sept. 3	Lr. fr. Sandy			
Oct. 6	Lr. to Sandy & p.	1.00		.03
" 9	Lr. to Hon. Belcourt & post.	1.00		.03
" 17	Lr. to Keeshig & post.	1.00		.03
" 19	Lr. to D. M. J.	1.00		
" 22	Lr. to Ind. Dept.	1.00		
" 23	Lr. fr. Mr. Scott			
" 24	Lr. to Mr. Scott	1.00		
" 20	Lr. fr. Sandy			
" 21	Lr. fr. D.M.J. with copies ac. Perusing & consdg.	1.00		
" 15	Lr. fr. Halfday			
	Lr. in reply & post.	1.00		.03
Nov. 7	Lr. to D.M.J.	1.00		
	Lr. to Agt. & post.	1.00		.03
" 20	Lr. fr. Agt.			
" 18	Lr. fr. Wemigwans			
" 21	Lr. to Sandy & post.	1.00		.03
	Lr. to Keeshig & post.	1.00		.03
	Lr. to Wemigwans & post.	1.00		.03
	Carried forward	\$ 101.21		17.73

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

		Forward	\$	101.21	17.73
1925.					
Nov. 23	Lr. to Agt. & post.		1.00		.03
Nov. 25	Lr. fr. M.S.		1.00		.03
" 26	Lr. to Agt. & post.		1.00		.03
" 26	Lr. to Agt. & post. Spl.		2.00		.03
" 28	Lr. fr. D.M.J. with copies, perusing & consdg.		1.00		
Dec. 1	Lr. to D. M. J.		1.00		
" 3	Lr. to D. M. J.		1.00		
	Lr. fr. Wemigwans				
	Lr. fr. Agt.				
Dec. 1	Lr. fr. Agt.				
" 4	Lr. fr. ex-Senator Owen of Washington				
" 7	Lr. to him in reply & post. Spl.		2.00		.03
" 8	Lr. to D. M. J.		1.00		
	Lr. fr. D.M.J.				
	Lr. to Embassy with copy Owen letter & post.		1.00		.03
	Lr. fr. Sandy				
" II	Lr. to D.M.J.		1.00		
	Lr. fr. D.M.J.				
	Further lr. fr. ex-Senator Owen				
" 17	Lr. fr. Embassy				
" 19	Lr. to Embassy & post.		1.00		.03
" 28	Lr. fr. Agt.				
1926.					
Jany. 5	Lr. to D.M.J.		1.00		
	Lr. fr. Sandy				
" 7	Lr. to Sandy & post.		1.00		.03
	Lr. fr. Wikwemikong				
" 16	Lr. to "		1.00		.03
	Lr. fr. Riley				
" 26	Lr. to Riley & post.		1.00		.03
	Lr. fr. D.M.J.				
" 29	Lr. to D.M.J.		1.00		.03
Feb. 1	Lr. fr. D.M.J.				
" 3	Lr. to D.M.J.		1.00		
" 4	Tgm. fr. Chief King				
" 5	Tgm. to him & pd.		1.00		.75
" 6	Lr. to Chief King & post.		1.00		.03
	Lr. fr. Keeshig				
" 8	Lr. to Keeshig & post.		1.00		.03
	Lr. fr. Sandy				
	Lr. to Sandy & post.		1.00		.03
" 13	Lr. to D. M. J.		1.00		
	Lr. fr. Esquimaux &				
" 16	Lr. to him reply & post.		1.00		.03
	Lr. fr. D.M.J.				
" 19	Lr. to D.M.J.		1.00		
" 23	Tgm. D.M.J. & pd.		1.00		.81
	Tgm. reply				
	Night message reply & pd.		1.00		.45
" 24	Lr. D.M.J.		1.00		
" 25	Lr. Agt. & p.		1.00		.03
	Lr. fr. D.M.J. with copy ac. perusing, consdg.		1.00		
" 26	Lr. fr. Agt.				
Mar. 1	Lr. fr. Nadjiwon				
" 2	Lr. him in reply & post.		1.00		.03
	Lr. fr. George				
" 3	Lr. reply & post.		1.00		.03
" 4	Lr. Mr. Scott		1.00		
	Lr. fr. Agt.				
" 5	Lr. fr. Mr. Scott				
" 10	Lr. Keeshig & post.		1.00		.03
" 10	Lr. Sandy & post.		1.00		.03
Apr. 2	Lr. D.M.J.		1.00		
Carried forward			\$	138.21	20.51

		3		
		Carried forward	\$138.21	20. 31
1926.				
March 30	Lf. fr. Armstrong			
Apl. 5	Lf. him in reply & post.	1.00		.03
" 12	Attg. wh. George phoned	1.00		
	Lf. to him & post.	1.00		.03
	Lf. to Mr. Scott	1.00		
	Lf. to Mr. Scott & post.	1.00		.03
" 13	Tgm. Agt. & pd.	1.00		.60
	Reply fr. Agt. pd.			.35
	Lf. fr. Mr. Scott			
" 15	Lf. to Mr. Scott	1.00		
" 16	Lf. fr. Mr. Scott			
" 17	Lf. to Mr. Scott	1.00		
	Lf. fr. Sandy			
" 19	Tgm. Mr. Scott & pd.	1.00		.35
	Tgm. Agt. & pd.	1.00		.39
	Tgm. fr. Agt. & pd.			.39
" 21	Lf. to D. M.J. with copies &c. 12 fos.	2. 20		
	Lf. to Mr. Scott	1. 00		
	Lf. fr. D.M.J.			
	Lf. Agt. & post.	1.00		.03
	Lf. Sandy & post.	1.00		.03
	Lf. fr. Sandy			
" 22	Lf. to Mr. Scott with copy &c.	1.00		
" 22	Further lf. to Mr. Scott	1.00		
" 14	Havg. recd. lf. fr. Mr. Scott			
" 16	Lf. to him reply with copy &c.	1.00		
" 16	Lf. to Hon. Mr. Stewart with copy &c.	1.00		

100 advanced
 by CK 89

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Department of Indian Affairs,

in acct. with,

A. G. Chisholm, Solicitor &c., London, Ont.

re Pottawatomies.

from June 29, 1925.

1925.				
June 30	Letter to Agt. Ottawa and post.	1.00	.03	
	Express chges. on papers		.55	
July 6	Lr. fr. Agt. & p. (Agt's. chges. in his bill)			
" 10	Lr. fr. D. M. Justice,			
" 7	Lr. to D. M. J.	1.00		
" 13	Lr. to Chief King, with copy & post.	1.00	.03	
" 13	" " Dr. Crowell " " "	1.00	.03	
" 13	" " Rogers " " "	1.00	.03	
" 13	" " Wemigwans " " "	1.00	.03	
" 13	" " Sandy " " "	1.00	.03	
" 13	" " Keeshig " " "	1.00	.03	
" 14	" " D. M. J.	1.00		
" 16	" " Mr. Scott	1.00		
" 16	" " Indian Agent & post.	1.00	.03	
" 24	Express chges. on papers		.55	
" 23	Lr. fr. Agt.			
" 27	Attdee. on Sharlo and ---, Advg. &c. $\frac{1}{2}$ hr.	2.50		
	Lr. to Halfday & post.	1.00	.03	
	Havg. recd. lr. fr. Ind. Dept. with copies &c. Consdg. &c.	1.00		
" 29	Lr. to Sandy with copy &c.	1.00	.03	
	Lr. to Keeshig with copy &c.	1.00	.03	
	Lr. to Wemigwans " " "	1.00	.03	
	Lr. to Ind. Dept.	1.00		
Aug. 6	Lr. fr. Keeshig			
" 15	Attg. and advg. Mrs. George $\frac{3}{4}$ hr. Copies for her 16 fos.	3.00 1.60		
" 17	Lr. to D. M. J.	1.00		
" 25	Lr. fr. D.M.J.			
" 28	Lr. to D. M. J.	1.00		
Sept. 4	Attg. Toronto & exp. See lr. to Mr. S. Oct. 24	60.00	16.00	
" 22	Lr. to D. M. J.	1.00		
" 24	Lr. fr. D. M. J.			
" 29	Lr. fr. Keeshig			
Oct. 1	Lr. to Keeshig & p.	1.00	.03	
Sept. 3	Lr. fr. Sandy			
Oct. 6	Lr. to Sandy & p.	1.00	.03	
" 9	Lr. to Hon. Belcourt & post.	1.00	.03	
" 17	Lr. to Keeshig & post.	1.00	.03	
" 19	Lr. to D. M. J.	1.00		
" 22	Lr. to Ind. Dept.	1.00		
" 23	Lr. fr. Mr. Scott			
" 24	Lr. to Mr. Scott	1.00		
" 20	Lr. fr. Sandy			
" 21	Lr. fr. D.M.J. with copies &c. Perusing & consdg.	1.00		
" 15	Lr. fr. Halfday			
	Lr. in reply & post.	1.00	.03	
Nov. 7	Lr. to D.M.J.	1.00		
	Lr. to Agt. & post.	1.00	.03	
" 20	Lr. fr. Agt.			
" 18	Lr. fr. Wemigwans			
" 21	Lr. to Sandy & post.	1.00	.03	
	Lr. to Keeshig & post.	1.00	.03	
	Lr. to Wemigwans & post.	1.00	.03	
	Carried forward	\$ 101-21	17.73	

		Forward	\$ 101.21	17.73
1925.				
Nov.	23	Lr. to Agt. & post.	1.00	.03
Nov.	25	Lr. fr. Agt.		
"	26	Lr. to Agt. & post.	1.00	.03
"	26	Lr. to Agt. & post. Spl.	2.00	.03
"	28	Lr. fr. D.M.J. with copies, perusing & consdg.	1.00	
Dec.	1	Lr. to D. M. J.	1.00	
"	3	Lr. to D. M. J.	1.00	
		Lr. fr. Wemigwans		
		Lr. fr. Agt.		
Dec.	1	Lr. fr. Agt.		
"	4	Lr. fr. ex-Senator Owen of Washington		
"	7	Lr. to him in reply & post. Spl.	2.00	.03
"	8	Lr. to D. M. J.	1.00	
		Lr. fr. D.M.J.		
		Lr. to Embassy with copy Owen letter & post.	1.00	.03
		Lr. fr. Sandy		
"	11	Lr. to D.M.J.	1.00	
		Lr. fr. D.M.J.		
		Further Lr. fr. ex-Senator Owen		
"	17	Lr. fr. Embassy		
"	19	Lr. to Embassy & post.	1.00	.03
"	28	Lr. fr. Agt.		
1926.				
Jany.	5	Lr. to D.M.J.	1.00	
		Lr. fr. Sandy		
"	7	Lr. to Sandy & post.	1.00	.03
		Lr. fr. Wikwemikong		
"	16	Lr. to "	1.00	.03
		Lr. fr. Riley		
"	26	Lr. to Riley & post.	1.00	.03
		Lr. fr. D.M.J.		
"	29	Lr. to D.M.J.	1.00	.03
Feb.	1	Lr. fr. D.M.J.		
"	3	Lr. to D.M.J.	1.00	
"	4	Tgm. fr. Chief King		
"	5	Tgm. to him & pd.	1.00	.75
"	6	Lr. to Chief King & post.	1.00	.03
		Lr. fr. Keeshig		
"	8	Lr. to Keeshig & post.	1.00	.03
		Lr. fr. Sandy		
		Lr. to Sandy & post.	1.00	.03
"	13	Lr. to D. M. J.	1.00	
		Lr. fr. Esquimaux &		
"	16	Lr. to him reply & post.	1.00	.03
		Lr. fr. D.M.J.		
"	19	Lr. to D.M.J.	1.00	
"	23	Tgm. D.M.J. & pd.	1.00	.81
		Tgm. reply		
		Night message reply & pd.	1.00	.45
"	24	Lr. D.M.J.	1.00	
"	25	Lr. Agt. & p.	1.00	.03
		Lr. fr. D.M.J. with copy &c. perusing, consdg.	1.00	
"	26	Lr. fr. Agt.		
Mon.	1	Lr. fr. Nadjiwon		
"	2	Lr. him in repky & post.	1.00	.03
		Lr. fr. George		
"	3	Lr. reply & post.	1.00	.03
"	4	Lr. Mr. Scott	1.00	
		Lr. fr. Agt.		
"	5	Lr. fr. Mr. Scott		
"	10	Lr. Keeshig & post.	1.00	.03
"	10	Lr. Sandy & ppst.	1.00	.03
Apr.	2	Lr. D.M.J.	1.00	
Carried forward			\$ 138.21	20.31

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

		3	Carried forward	\$156.21	20.31
1926.					
March 30	Lr. fr. Armstrong				
Apl. 5	Lr. him in reply & post.		1.00		.03
" 12	Attg. wh. George phoned		1.00		
	Lr. to him & post.		1.00		.03
	Lr. to Mr. Scott		1.00		
	Lr. to N. S. J. & post.		1.00		.03
" 13	Tgm. Agt. & pd.		1.00		.60
	Reply fr. Agt. pd.				.35
	Lr. fr. Mr. Scott				
" 15	Lr. to Mr. Scott		1.00		
" 16	Lr. fr. Mr. Scott				
" 17	Lr. to Mr. Scott		1.00		
	Lr. fr. Sandy				
" 19	Tgm. Mr. Scott & pd.		1.00		.35
	Tgm. Agt. & pd.		1.00		.39
	Tgm. fr. Agt. & pd.				.39
" 21	Lr. to D. M. J. with copies &c. 12 fos.		2.20		
	Lr. to Mr. Scott		1.00		
	Lr. fr. D. M. J.				
	Lr. Agt. & post.		1.00		.03
	Lr. Sandy & post.		1.00		.03
	Lr. fr. Sandy				
" 22	Lr. to Mr. Scott with copy &c.		1.00		
" 22	Further lr. to Mr. Scott		1.00		
	Havg. recd. lr. fr. Mr. Scott				
	Lr. to him reply with copy &c.		1.00		
	Lr. to Hon. Mr. Stewart with copy &c.		1.00		

157.41
22.54

179.95

I recommend that an advance of one hundred dollars be made in respect of this account.
A. S. Williams

OK
Pleasure
W. C. H. 89

Summich

6511 #132

O. H. M. S.

Pat on 12610
The Taxed
The Taxed
The Taxed

DEPARTMENT OF INDIAN AFFAIRS

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

(C O P Y)

Cape Croker, April 23rd./26.

Mr. Chisholm,
London,

Sir:-

It is sometime since I last wrote to you in reference to the claim. I hate to bother but naturally a man has got to know some things concerning his welfare. Hope that you are meeting with all kinds of success according to your last report. But between you & I, I want to tell you that Mr. M. Chew & Jackson is poisoning every body getting them to sign petitions against you in favor of himself. So please send me the latest & the best.

Yours truly,

J. W. Keeshig,

Cape Croker, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

A. G. CHISHOLM, K. C.
Barrister, &c.

London, Canada, April 27, 1926.

Duncan G. Scott, Esq., F.R.S.C. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.


Dear Mr. Scott:-

re Pottawatomies.

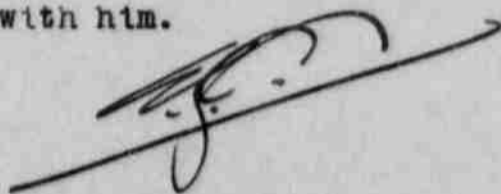
The enclosure - copy of letter received by me today is
sent you for information.

It speaks for itself.

Faithfully yours,



I think you should have the original of the effusion from your
Agent at Christian Island, which you will find herewith. It
was sent to me with the object of getting me to give Jackson
some recommendation which I had expressly refused, or to have
anything to do with him.



Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(C o p y)

Christian Island, Ontario,

April 26/26.

A. G. Whisholm, Esq. K.C.,

London, Ontario.

Dear Sir:-

I am directed as per resolution adopted at the joint meeting of the Pottawatomie Indian claimants of the Wisconsin Band of Pottawatomies Held in the City of Toronto on the 14th. day of April, 1926.

To notify you or any other party or parties that all arrangements prior to June 10/25 and all Contracts, Powers of Attorney, and other Powers whatsoever entered into or given to you or to any other Party or Parties are cancelled and therefore your services in this connection are now dispensed with.

I might mention that this action has been pressed strongly by the majority of the claimants and the discussion of the meeting was unanimous.

Yours truly,

" Henry Jackson "

Secretary,

Canadian Branch Pottawatomie Claim.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

A. G. CHISHOLM, K. C.
Barrister, &c.

London, Canada, April 26, 1926.

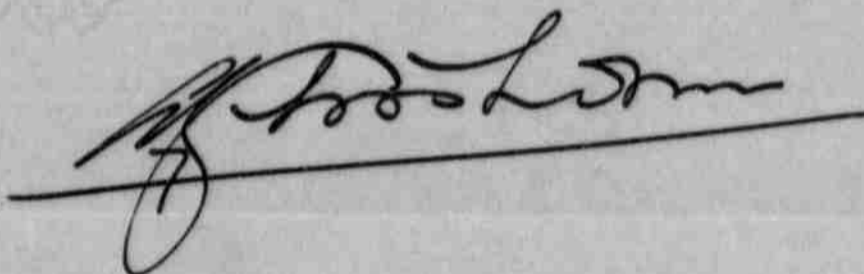
Duncan G. Scott, Esq., F.R.S.C. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Mr. Scott:-

re Pottawatomies.

I enclose you copy of communication received from Jackson this morning. Unless you think I should take some notice of this document I propose to ~~ix~~ leave the same unacknowledged.

Faithfully yours,



Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

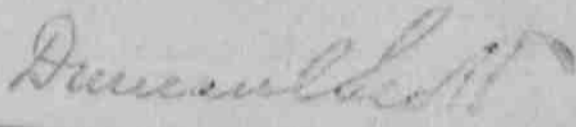
April 28, 1926.

Sir,-

The original of a letter which you wrote Mr. Manley Chew of March 20th, 1926, has come into my possession. I am sending a copy of it herewith.

I have to reprimand you for writing this letter, and I wish to point out that if you again undertake to write letters or take other action in matters in which you have neither understanding nor concern, I shall recommend your suspension.

Yours very truly,



Deputy Superintendent General.

L. Gregoire, Esq.,
Indian Agent,
Christian Island, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

April 29, 1926.

Sir,-

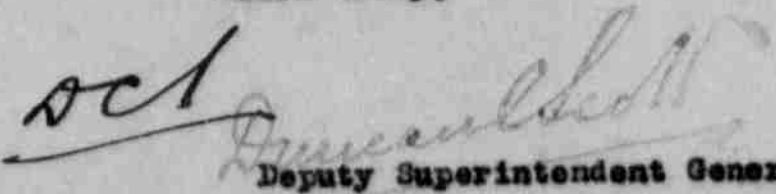
I have received copy of a communication signed by you and addressed to A. G. Chishelm, Esq., K.C., at London, Ont. You signed this letter Secretary, Canadian Branch Pottawatonic Claim, and have the presumption to endeavour to dispose of Mr. Chishelm's services.

I have to inform you that your action is without any effect or authority whatever, and, unless you and Mr. Manley Chew cease unsettling the minds of the Pottawatonic Indians, I will take some pretty strong measures to put a stop to your agitation. The Dominion Government is acting in the interests of this Indian claim and will not consent to any interference.

Yours truly,

Henry Jackson,

Christian Island, Ont.


Deputy Superintendent General.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

April 29, 1926.

Dear Mr. Chishelm,-

Incls.

I am sending you herewith copies of letters which I have sent to Henry Jackson and Mr. L. Gregeire, our Indian Agent at Christian Island. I do not think you should acknowledge Jackson's letter.

Yours very truly,

set
Duncan Scott

Deputy Superintendent General.

A. G. Chishelm, Esq., K.C.,
Barrister, &c.,
Canadian Bank of Commerce Chambers,
London, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Christian Island, Ontario.

April 29th 1926.

D. G. Scott Deputy Supt.
Dept of Indian Affairs.
Ottawa Canada.

Sir - Re Pottawatamie Claims, Etc.

Referring to a certain faction which organized here on the Island some time ago under the leadership of one Henry Jackson of this Band who assumes to have the proper authority to lead matters referring to the claims of certain Indians known as the Pottawatamies of Wisconsin the agitation of this one Henry Jackson and his faction causes and creates an undying fire of trouble, turmoil, a considerable lot of unnecessary annoyance in the Bands not only on this Island but in other Bands at other reservations where ever Mr. Jackson's communications reaches to institute his selfish ends.

The undersigned principle members of this Band hereby desire to call up the attention and request your Department to kindly see that something be done to stop the works of this one man Mr. Jackson who is the cause of all the past and present troubles of our Band.

signed -

Jerry B. Monague signed - Edward King

Esau Monague

James Monague

Robt. Marsden

Walter Marks

Walter Simons

156610 ⁴



Ottawa, April 30th, 1926.


Dear Sir:-


I inclose cheque for one hundred (\$100.00) dollars and would ask you to kindly wire this amount to the credit of A. G. Chisholm with your Branch at London, Ontario.

I inclose blank telegram form franked.

INC.

Yours truly,


F.H. Paget.
Chief Accountant.


Accountant,
Bank of Montreal,
O T T A W A,
Ontario.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

MULCAHY & HARVIE

BARRISTERS - SOLICITORS
NOTARIES

JOHN T. MULCAHY, B.A.
JAMES G. HARVIE, B.A.

OFFICES
MULCAHY BLOCK

ORILLIA, CANADA

May 1st,

1926.

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

My dear Sir:-

RE: GREGOIRE.

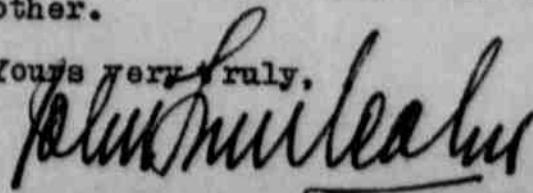
I met and had a long chat with Mr. L. Gregoire, Indian Agent of Christian Island. He showed me your letter of the 28th ult with its enclosure and he is in a most distressed frame of mind.

As you are aware, this man, Jackson, has been for years running things up there and has been their self-constituted leader. I do not mean that he has not had the backing of the Indians as, apparently, he is clever enough to manage that. Now Mr. Gregoire was unaware, until very recently, that Mr. Sandy had been given authority by your Department to take any steps regarding the Pottawataime claim but knew in the matter only Jackson and this Committee. Knowing that trickery and underhandedness are sometimes met with even amongst Indians, Mr. Gregoire was led by Jackson to believe that Sandy was doing something off his own bat and that because he did not have the sanction of the band, that it could not be for the Indians good, hence it was that Gregoire was led into writing the letter to Mr. Manley Chew. Mr. Gregoire knows very different now and much regrets that letter.

Jackson has become a source of annoyance and nuisance to the agent and I understand the whole of the people up there have turned violently against him.

I appreciate the value of your long experience in Indian matters and I have assured Mr. Gregoire that he need have no fear that you would permit him to suffer in the matter of his position when you ascertained that his slip had been engineered by another.

Yours very truly,



Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

A. G. CHISHOLM, K. C.
Solicitor, &c.

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

1272
London, Canada, April 30-26-

Dear Mr Scott Personal

I wish much to thank you
for sanctioning an advance of 100⁰⁰
to me in the Postmaster's matter
which duly came to hand this P.M.
and also for any present help in
time of trouble. I hope it will
not be much longer before I can clear
up anything that seems suspicious in
recent correspondence. What took
place, unless I know it had, I do
not believe.

Yours truly,
W. C. Scott

Wm. C. Scott Esq.
Toronto, Ont.



Dr. Snow

1272

*Office of
The Minister of the Interior.*

Ottawa

Ottawa, Ontario,
April 30, 1926.

Dear Mr. Chishola,

I have your letter of the 22nd instant and have discussed contents of same with Dr. Scott and the Prime Minister.

Some time ago, I gave the Prime Minister full information with respect to this claim and he is thoroughly in agreement with me that no change could be entertained with respect to this or any other claim which this Government, on behalf of the Indians, may have against the United States Government; that is, if moneys pass they must be paid direct to the Department and if disbursement takes place, it must be through the channels of the Indian Department to the Indians interested. No other course would be entertained for a single moment, and I assure you that the Prime Minister has had full and complete knowledge with respect to this matter and states that he would not countenance any departure from the procedure outlined above.

Yours faithfully,

C. R.

Superintendent General of Indian Affairs.

A. G. Chishola, Esq., K.C.,
London, Ontario.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(C O P Y)

Wikwemikong, Ont.
April 30th., 1926.

A. G. Chisholm, K.C.,
London, Ont.

Dear Sir:-

Yours of April 22nd. to hand. I was glad to read its contents to a few faithful friends.

What took place at the meeting of the 14th. of April in Toronto, was made known to Pottawatomie claimants at a meeting held on the 19th. of April. Resolutions made at the said meeting were sent to the Indian Department, Ottawa.

Two days after aforesaid meeting Peter C. Nadjiwon arrived and held a meeting the 21st. and 22nd. of April, petitioning claimants to sign a contract in favor of Manley Chew at the same time discharging the present solicitor. P. C. Nadjiwon declared solemnly that A. G. Chisholm had done nothing whatever to recover this claim, that it stood just where it did twenty five years ago, Manley Chew would try to recover claim in about 12 months time, as he had a good Government pull, also the money would be given to each individual by Manley Chew. Further Manley Chew had plenty of money to work the claim, would ask no one for even one cent. Mr. Chisholm had no money to work it. Some of the claimants signed the contract for Manley Chew. On the 25th. inst. (Sunday) P. C. Nadjiwon held a like meeting at South Bay.

As far as I can remember these are the names of the Pottawatomie delegation held in Toronto April 14th. Peter C. Nadjiwon, Stephen Elliott, Cape Croker, Saugeen Reserve John B. Kewekeshig & son, Christian Isahnd, John Hawk and some others whom I do not know, Parry Island, David L. King & son, Shawaniga Joseph Kapigog, Mud Lake Reserve men I do not know, Wikwemikong Chas S. King.

Henry Jackson is the director of affairs, but who pays expenses I do not know. A telegram sent by Henry Jackson, Midland, calling for a delegate or two, fare paid, this was for Toronto.

Yours truly,

" Chas. S. King "

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610

A. G. CHISHOLM, K. C.
Solicitor, &c.

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

DEPT. OF INDIAN AFFAIRS
MAY 3 1926
RECORDS

London, Canada, MAY 1. 1926.

fee

R

Duncan G. Scott, Esq., F.R.S.C. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Mr. Scott:-

I have to acknowledge the receipt of your letter of the 29th. ultimo, with copies of letters addressed by you to Messrs. Jackson and Gregoire, for which I am very much obliged.

I believe these letters should have a very good effect.

Faithfully yours,

A. G. Chisholm

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Christian Island Ont.

May 3rd. 1926

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

Sir:-

In reply to your letter of April 28th. of which you enclosed a copy of a letter written by me to Mr. Chew

I have to say that I am very sorry to have written that letter and I hope you will pardon me, I have to mention that Henry Jackson has done many things to make us believe that he was working with the Department and with Mr. Chishwim. He often came on the island with letters, which he claim they were written by Mr. Chishwim and Mr. Chew, he showed a few of those letters to me and Mr. Sandy, and those letters I think they have never been written by Mr. Chishwim, it must have been Jackson own writing for I seen letters of which Mr. Sandy has in his position from Mr. Chishwim and I see that Mr. Chishwim is not working with Jackson. Jackson has done many things to make the people believe he was in the right way and had the backing of the Indians, it is only since a few weeks that the people have turned against him. As long as this man has some thing to do on the island the Indians and the Agent will have trouble and hard time.

Many time this winter Jackson had the Indians to work for him by public work to raise money to pay for expences on the Patawatomic claim. A few weeks ago he wanted the Indians to have public work again, I done every thing to stop that kind of work and he was very mad against me.

I may had that he dont support his family, I have writting from his wife that state that she is in need of supply he should look after his wife instead of an other woman in Mildland which is Mrs. James Monague.

Yours truly

L. Leguire
Indian Agent.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

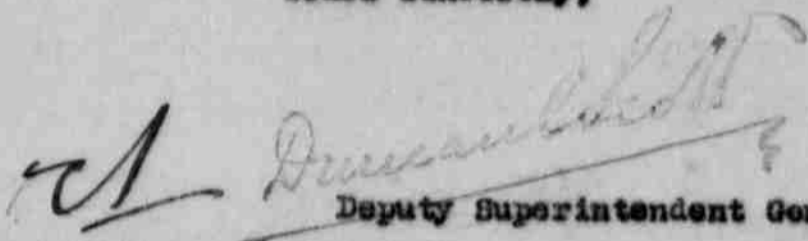
PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

May 4, 1926.

Dear Mr. Mulcahy,-

I have your note of the 1st instant with reference to the letter I wrote to Mr. Gregoire, our Agent at Christian Island. You can, if you care to do so, calm Mr. Gregoire's agitation. If he will just do his duty and not interfere with matters that he does not understand all will be well. The letter that he wrote was particularly unfortunate, but the incident is closed.

Yours sincerely,


Deputy Superintendent General.

John T. Mulcahy, Esq.,
Messrs. Mulcahy & Harvie,
Barristers, Etc.,
Orillia, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

A. CHISHOLM, K. C.
Barrister, &c.

London, Canada, May 4, 1926.

file

RS

DEPT. OF INDIAN AFFAIRS
MAY 7 1926
RECORDS

Duncan C. Scott, Esq., F.R.S.O. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Mr. Scott:-

I enclose you copy of letter received from Charles S. King of Wikwemikong regarding activities of Mr. Chew on that Island.

I hope that when we have the conference which Mr. Edwards some days ago wrote me he was endeavouring to arrange, you will take the view that some publicity be given to the present position of the claim. I believe that by so doing all this sort of imposition on the Indians would be thoroughly squelched

Faithfully,

A. Chisholm

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

May 5, 1926.

Dear Mr. Chisholm, -

I am inclosing you a copy of a letter that I have sent to Mr. Manley Chew. I could never understand your mysterious letters on this question. The Minister showed me your letter to him, and I have a copy of his reply. I knew what was at the bottom of it all the time and I cannot understand why you made such a mystery of it.

Yours very truly,

ooh

Duncan Scott

Deputy Superintendent General.

A.G. Chisholm, Esq., K.C.,
Barrister, &c.,
Canadian Bank of Commerce Chambers,
London, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

May 5, 1926.

Dear Mr. Chew,-

Re Pottawatomie Claim.

I have been annoyed lately by receiving communications to the effect that someone is endeavouring to unsettle the minds of the Indians and prejudice them against the course which our Government is taking in the prosecution of their claim against the United States Government. Your name is frequently mentioned in this matter, and if you are associated with an Indian called Henry Jackson in unsettling the minds of the Pottawatomie Indians, I should be very much obliged if you would cease taking this action. You should know that the Dominion Government does not intend to change its course of action in this matter, and it is quite futile for anyone to endeavour to alter the method of paying any money that may be recovered.

Yours very truly,

oel.

Manley Chew, Esq.,
Midland, Ont.

Duncan Scott

Deputy Superintendent General.

James White

OTTAWA, May 6th, 1926.

OKed

Pottawamie

B. 1221

Dear Dr. Scott:-

I am planning to leave for Washington on Sunday, and should be much obliged if you would let me have a further advance of \$100.00.

Yours faithfully,

General

*99
May 7/26*

James White
Technical Adviser.

Dr. D.C. Scott,
Deputy Superintendent General,
Dept. of Indian Affairs,
O t t a w a.

*Sent by hand
May 7th, 4 pm
ASB*

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

A. G. CHISHOLM, K. C.
Barrister, &c.

London, Canada, May 6, 1926.

Duncan C. Scott, Esq., F.R.S.C. &c.,
Ottawa, Ont.

Dear Mr. Scott:-

Personal.

You state in yours of the 5th. instant, which I acknowledge in another letter, you cannot understand why I made a mystery of the statement I communicated to the Minister in my letter of the 4th. instant. You do not know the whole story - what I said to Mr. Stewart was a mere item in a rather tangled chain.

You may not know that I was summoned to Toronto by Mr. Chew just before the Elections and told that a coterie administering the Liberal party funds in Ottawa, composed of the Prime Minister, Senator Haydon, Mr. Chew and if I recollect aright - the Honourable Mr. Stewart (I am not sure as to Mr. Stewart), with some other party whose name I do not remember, concluded the payment which was alleged to be imminent, was an opportunity of raising a large sum for the party and that if I stood in the way I would be dismissed from my retainer in this claim. The first step for the purpose was to have their money paid to the Indians direct. I refused to do anything in the matter or discuss it except in the presence of Mr. Edwards, D. M. J. Mr. Chew wrote to Mr. Edwards asking for an appointment and said he would arrange that Mr. Edwards would be instructed to sanction the proceeding. In the result, you refused to sanction the conference, which never took place.

Early in January last I was informed by Mr. Chew that at the instance of Senator Haydon he interviewed you and explained the desire of the Indians to be paid their money direct, when you assured him you would make no trouble and would fall in with any action the Government might take in this direction.

What bothered me greatly and has an influence on my mind now is the conclusion circumstances forced me to arrive at, namely, that yourself and Mr. Edwards had withdrawn your confidence in this matter from myself. So far as I am aware, not a despatch was sent or received in this case, or in the Isenberg matter, which I did not see and was consulted as to, in several my suggestions for some change being adopted. I had been advised I would have certain instructions given me for action at Washington. I did not receive such. From the beginning of the year there seemed a complete interruption of any communication to myself from your Department on this subject, and all this time

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

A. G. CHISHOLM, K. C.
Barrister, &c.

London, Canada, May 6, 1926.

Duncan G. Scott, Esq., F.R.S.C.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Mr. Scott:-

re Pottawatomes.

I have your letter of 5th. instant enclosing copy of letter sent by you to Mr. Manley Chew. I hope it will have the result desired.

As you have seen my letter to the Honourable Mr. Stewart of the 4th. instant, I would just state that Mr. Chew alleged to me the Prime Minister told him to take the action he seems to be taking, in preparation for the submission to Parliament of a resolution on the subject.

Faithfully yours,



Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(C o p y)

London, May 7, 1926.

The Right Honourable W. L. Mackenzie King, P.C., M.P. &c.,
Prime Minister,
Ottawa, Ont.

Dear Mr. King:-

I have your letter of the 5th. instant. Let me just say that I accept your several denials mentioned therein without reserve.

However, you state,-

" If, as the paragraph states, you have an agreement signed by Mr. Manley Chew that so provides, I can only say that the agreement is something that I have no knowledge of directly or indirectly and which I would not countenance in any particular. I cannot and do not believe that Mr. Chew has put his signature to any document of the kind "

My professional reputation is at stake in this matter and as there would also from what you inform me appear to be some wrong conception of my status in the Pottawatomie claim, I would be very glad if you would have the Honourable Mr. Stewart arrange an opportunity for me to visit Ottawa, produce the documents including the agreement referred to for inspection, and hear what I have to say on the subject and now I come to be concerned in the same. I have no doubt of what steps you will take thereafter.

Sincerely yours,

A. G. Chisholm.

Since the above was written I have 'phoned Mr. Arthur T. Little, given him an outline of the matter and read him an extract from your letter, stating I would like to show him the documents in question. Mr. Little was just leaving for the country but I have arranged to see him tomorrow and he will write you then or on Monday, what these documents disclose.

A.G.C.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

A. G. CHISHOLM, K. C.
Barrister, &c.

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

MINISTER'S OFFICE
MAY 10 1926
DEPT. OF INTERIOR

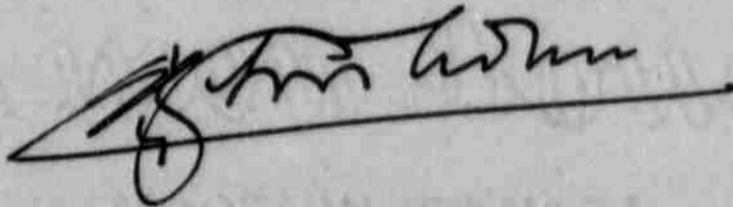
London, Canada, May 7, 1926.

The Honourable Charles Stewart, M. P. ,
Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Mr. Stewart:-

I enclose you copy of a letter I am sending the
Right Honourable Mr. King in reply to a letter I received
from him today. I hope you will agree the offer I make
in this letter is fair and right.

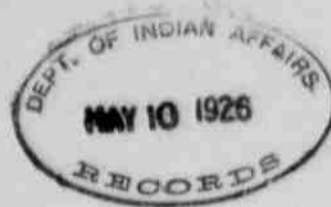
Faithfully yours,



Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610



OTTAWA, May 8th, 1926.

Full

Dear Dr. Scott:-

I am in receipt of your cheque
No. 99, Vote No. 275, being an advance on account
of travel expenses in re the Potawatomi Claim.

Yours faithfully,

James White
Technical Adviser.

Dr. D.C. Scott,
Deputy Superintendent General,
Dept. of Indian Affairs,
O T T A W A.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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CANADA

CANADIAN PACIFIC RAILWAY COMPANY'S TELEGRAPH

FORM T.G. 1 X



1272

TELEGRAM

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J. McMILLAN, General Manager of Telegraphs, Montreal.

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STANDARD TIME

98

DUNCAN C SCOTT.

SECY INDIAN DEPT OTTAWA ONT.

HENRY JACKSON IS STILL WORKING AGAINST THE
DEPARTMENT OF THE POTTAWATONE CLAIM AND ACTION SHOULD BE TAKEN
TO STOP HIM

LAWRENCE GREGOIRE

INDIAN AGENT

1014 AM

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
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CANADA

(Copy)

LIBRARY OF CONGRESS
Office of the
Executive Assistant

MEMORANDUM

PHOTO DUPLICATES

Washington, D.C. May 6th, 1926

For Mr. James White,
Technical Adviser,
Department of Justice, Ottawa, Canada.

6					
Positives.					
Negatives 121 small negatives	30 25				
Certain pages from several books as selected by Mr. White,					
<p><i>117</i> <i>Handed Mr. Lee</i> <i>May 14/26 J.K.</i> <i>James White</i> <i>exchange</i></p>					
	<table border="1"> <tr> <td></td> <td style="text-align: center;">15</td> </tr> <tr> <td style="border-top: 1px solid black;">30</td> <td style="border-top: 1px solid black; text-align: center;">40</td> </tr> </table>		15	30	40
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Order No. 4777

Forwarded by mail May 6, 1926.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
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CANADA



DEPARTMENT OF INDIAN AFFAIRS
CANADA

OFFICE OF THE
DEPUTY SUPERINTENDENT GENERAL
OTTAWA

10th May, 1926.

*In view of the Chamberlain
apology of May 9th I
do not send this*

Dear Sir,

re Pottawatomes.

I have your favour of the 6th instant setting forth the representations made to you by Mr. Manley Chew with reference to the proposed disposal of the funds to be recovered in the Pottawatomie claim.

In reply I have to express my surprise that any sensible person should give credence to so preposterous a proposition. It is quite as surprising also that you should have so long withheld this information from the Department. Your notion that there was any real influence working against you and that I was acquiescing in the same had no foundation in fact as you must now realize.

I must confess also that I do not relish your reference in the concluding part of your letter, to some observations made by a "personal friend" of mine. It is quite evident that this person was no friend of mine, and he must have drawn on his imagination for his facts for my departmental and personal relationships are just the reverse of what he stated. I regret very much that it was considered necessary to introduce such material in this correspondence.

Yours truly,

Deputy Superintendent General.

A.G.Chisholm, Esq., K.C.,
Canadian Bank of Commerce Chambers,
London, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610

DEPT. OF INDIAN AFFAIRS
MAY 12 1926
RECORDS

B

OTTAWA,..... May 11th,..... 1926.

Mr. Pagan
Please pay
156610

ACCOUNTANTS
MAY 12 1926

Dear Dr. Scott:-

I am sending herewith account for photostat negatives of certain material in re the Potawatomi Case.

Note

General
pay
BY Michael
JPD

Please remit by New York draft as the United States Treasury is very particular respecting collection charges. Recently, I received an account of thirty cents, being collection charges on the Department of Justice cheque remitted in January, 1925.

Yours faithfully,

James White

Technical Adviser.

Dr. D.C. Scott,
Deputy Superintendent General,
Dept. of Indian Affairs,
O t t a w a.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

File No. 156,610

Ottawa, May 14th, 1926.

Dear Sir:-

I beg to transmit herewith Bank of Montreal draft number 13568 for \$30.25 (New York funds). This draft is intended to cover your account dated May 6th, 1926, for negatives supplied Mr. James White, Technical Adviser of the Department of Justice, Ottawa, Canada, in connection with the Potawatomi claim.

INC.

Yours truly,

J.W.F.
F. H. Paget
Chief Accountant

Executive Assistant,
Library of Congress,
WASHINGTON,
D. C.
U. S. A.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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CANADA

156610

Form 6112
Replacing Form I-TW

CLASS OF SERVICE	SYMBOL
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Day Letter	Blue
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Night Letter	

If none of these symbols appears after the check of words) this is a message. Otherwise its character is indicated by the symbol appearing after the check.

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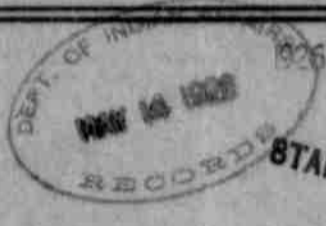
HEAD OFFICE, TORONTO, ONT. W. G. BARBER, General Manager

RA369 15

John

LONDON ONT 12 408 P

462



1926 MAY 12 PM 4 20

STANDARD TIME

DUNCAN O SCOTT

DEPUTY SUPT GENERAL INDIAN AFFAIRS OTTAWA ONT

YOUR MESSAGE ANTICIPATED PRELIMINARY CHAT YOU IF CONVENIENT

LIKE SEE YOU TOMORROW ARRANGED LEAVE TODAY

A O CHISHOLM.

*copied
2P.*

USE OUR DIRECT ALL-CANADA SERVICE TO VANCOUVER, VICTORIA AND BRITISH COLUMBIA POINTS

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(Copies of copies)

Ottawa, April 29, 1926.

Dear Mr. Chisholm,-

I am sending you herewith copies of letters which I have sent to Henry Jackson and Mr. L. Gregoire, our Indian Agent at Christian Island. I do not think you should acknowledge Jackson's letter.

Yours very truly,

" Duncan G. Scott "

A. G. Chisholm, Esq., K.C.,
Barrister & Co., Deputy Superintendent General.
Canadian Bank of Commerce Chambers,
London, Ont.

Department of Indian Affairs,
Ottawa, April 29, 1926.

Sir:-

I have received copy of a communication signed by you and addressed to A. G. Chisholm, Esq. K.C., at London, Ont. You signed the letter Secretary Canadian Branch Pottawatomie Claim, and have the presumption to endeavour to dispose of Mr. Chisholm's services.

I have to inform you that your action is without any effect or authority whatever, and, unless you and Mr. Manley Chew cease unsettling the minds of the Pottawatomie Indians, I will take some pretty strong measures to put a stop to your agitation. The Dominion Government is acting in the interests of this Indian claim and will not consent to any interference.

Yours truly,

" Duncan G. Scott "

Henry Jackson, Deputy Superintendent General.
Christian Island, Ont.

Department of Indian Affairs,
Ottawa, April 28, 1926.

Sir:-

The original of a letter which you wrote Mr. Manley Chew of March 20th., 1926, has come into my possession. I am sending a copy of it herewith.

I have to reprimand you for writing this letter, and I wish to point out that if you again undertake to write letters or take other action in matters in which you have neither understanding nor concern, I shall recommend you suspension.

Yours very truly,

" Duncan G. Scott "

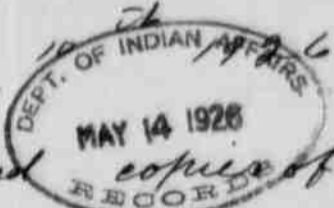
Deputy Superintendent General.
L. Gregoire, Esq.,
Indian Agent,
Christian Island, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Ravenswood 156610-1
Ont

May



Dear Sir

I will find close copies of letters addressed to three different men namely A. G. Chisholm Barrister London Ont. also prosecutor of the claims of the Canadian Branch of Pottawatomis now residing in Canada. Henry Jackson Midland Ont and J. Gregoire Indian agent Chustar Island Ont.

These copies of your letter was sent to me by (Mr Chisholm of London Ont.) as I am a Decendant of the said Pottawatomis those letters stirred a great interest among the Pottawatomis here because we have been visited by three men from Cape Croaker and Saugeen reserves, those men we understand, have been sent to us by Mr Manley Chew of Midland Ont and had the presumption to endeavour to despose of Mr Chisholm's services regarding the Pottawatomis claims.

They claim that on making close investigations Mr Chew finds that Mr Chisholm has not done anything towards claim for two years and very little before

H

that as Mr Chisholm has been in our emp-
-loyment for great many years, and has
given ~~very~~ very little or no encouragement
regarding the claim 99 percent of them
took their word. they told us that Mr Chew
states that twice Mr Chew endeavoured
to meet Mr Chisholm at the Indian Dept.
at Ottawa to execute business matters
regarding the claim and both times Mr
Chisholm was so intoxicated that he absolutely
failed to talk the matter over.

Those men brought contract forms that was
signed by the head of all families and the
names of all their children those forms called
for the disposal of Mr Chisholm's services
and Mr Chew to take the work, as those
men told us such shocking story about
Mr Chisholm's behaviour we all felt that
we should despose of his services and of
course signed the contract forms of
course this was done before I received the
copies of those letters and if we have been
in any way been misled kindly let us
know also kindly let us know

111

if the majority of the claimants sign
those ^{papers} would this dispose of Mr Chisholm's
services or even they dispose of his
services at all, this is our main question
and if anything like that comes our
way again we will know what to do
(and some want to know (why) they
cannot dispose of his services?)

and as Mr Chisholm is working through
the Canadian Indian Dept. you
might let us know if there is
any hope of receiving this money
in the near future, expecting your reply
at an early date.

We remain Sincerely Yours
Signed in behalf of the Kettle & Stony Point
Pottawatomies

William George
Sec'y of Indian Council
Ravenswood Ont.

May 18, 1926.

Dear Sir:-

I have your letter of the 10th instant and in reply would state that the copies of letters received by you from Mr. Chisholm, are authentic and express the attitude of the Department in respect to the Pottawatomie claim. The Department and the Government as a whole, are interested in this claim and it is not competent for any group of Indians to alter the arrangements which have been made for its prosecution.

It is quite impossible for me to state when the claim may come before the United States Courts, but everything possible is being done to expedite the matter.

Yours very truly,

W.C.S.

Deputy Superintendent General.

W.C.M.
Mr. William George,
Ravenswood, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

May 11, 1926.

Dear Mr. Chisholm,-

Re. Petitioners Claim.

The Honourable the Minister has asked me to acknowledge the receipt of your letter to him of the 7th instant.

I am sending you herewith a cheque, No. 115, for \$100.00 as an advance in order that you may carry out the proposal made in your letter to the Right Honourable the Prime Minister of May 7th.

oel

Yours very truly,

Duncan Campbell

Deputy Superintendent General.

A.G. Chisholm, Esq., K.C.,
Barrister, Esq.,
Canadian Bank of Commerce Chambers,
London, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

1272

May 11, 1926.

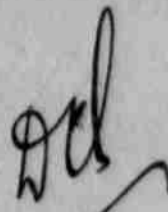
Memorandum:

Honourable Charles Stewart.

Re Pottawatonia Claim.

I have given Mr. A. G. Chisholm, of London, an accountable advance in order that he may come here and show any papers that he has in this matter to the Right Honourable the Prime Minister and yourself.

I have been talking to Mr. Edwards since I saw you and I think we are of one mind that Mr. Chisholm's usefulness in this case is over, and while I do not wish to come to any hurried decision in the matter, I would take it as a favour if you would mention it to the Prime Minister in order that he might have it in mind during his conversation with Mr. Chisholm.



Deputy Superintendent General.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
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CANADA

156610-4

Form 6102, replacing Form 2A-T.W.

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Day Letter	<input type="checkbox"/>
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Night Letter	<input type="checkbox"/>
<small>Patrons should mark an X opposite the class of service desired; OTHERWISE THE MESSAGE WILL BE TRANSMITTED AS A FULL-RATE TELEGRAM</small>	

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W. G. BARBER, GENERAL MANAGER

RECEIVER'S NO.	TIME FILED	CHECK
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Send the following message, subject to the terms on back hereof, which are hereby agreed to

Ottawa, May 12, 1926.

A.G. Chisholm,
Barrister,
Canadian Bank of Commerce Chambers,
London, Ont.

Have arranged interview for you Friday morning
fourteenth instant.

Duncan C. Scott

D.C.S.
(Chgo. Dept. of Indian Affairs)

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

HEAD OFFICE
MIDLAND
MANLEY CHEW
WHOLESALE &
MANUFACTURER OF
PINE AND HARDWOOD
LUMBER
MIDLAND, ONT.

May 12th, 1926.

Duncan C. Scott, Esq.,
Deputy Superintendent General,
Department of Indian Affairs,
Ottawa, Canada.

Dear Sir:-

In the absence of Mr. Chew,
I beg to acknowledge receipt of your letter of the
5th inst.

I wish to say, to the best of my
knowledge, Mr. Chew is not interfering in any
way with the Indians, and not taking any action.
Mr. Chew has not seen Mr. Jackson for sometime,
as he has been away practically all the time, for
the past month or two, with the exception of a
few days, which he spent in the office when here.

As the log drive has just opened, I
do not expect Mr. Chew back for another week or
two, and upon his return will hand him your letter.

Yours very truly,

MANLEY CHEW

J. S. Harvey

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA



Hotel LaFayette
SIXTEENTH AT EYE STREET N.W.
Washington, D. C.

1272

16 May, 1926

Dear Dr Scott

Saw Mr Devin on Thursday.
He held up his draft of his report &
I could see that it was much bulkier
than it was three weeks ago. He said
that, originally, he was of opinion that
Mr Chisholm's brief would serve as a
basis for his report & would be sufficient
but that our conversations in Feb. &
April had resulted in a reversal of
his conclusions on some points
& the re-writing of certain portions.

He told me that he is making ⁽²⁾ a favourable recommendation & that the Departmental Solicitor would probably send for Vallance & himself to discuss it.

Vallance is, of course, the uncertain quantity & have done everything I could to placate him. When I called, he had a visitor whom he introduced as the U.S. Consul at Nassau, W.I.

Recently, the British Govt. made certain concessions re U.S. ^{patrol} boats which should prevent liquor smuggling to the U.S. from Nassau & other British West Indies' ports, as joked V. about his efforts; that there would soon be no Canadian

rye or genuine Scotch or any really good stuff in the country, which did not displease him as he is very proud of his Cuban treaty, the agreement with Canada & the recent concession of right of visitation in the West Indies.

Derrin said that, except for re-typing & the addition of two paragraphs of summation & recommendation, his report was complete. Also, that his report would recommend favourable action.

Told him I would be here for a week & would be at his disposal at any time. That I would call to

(4)

say good-bye before leaving the city. Hope that the fact that I am coming in again will induce him to try & do something that will enable him to state that further progress has been made.

Am collecting a lot of data to form the basis of a historical statement re occurrences before, during negotiations and after the Treaty of Chicago. Have also ascertained that the correspondence of the Bureau of Indian Affairs has been photostatted & is in the library at Habana with other pertinent data. To apply to the Indian

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

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Hotel La Fayette
SIXTEENTH AT EYE STREET N.W.
Washington, D. C.

Office here would result in the same sort of thing as occurred in connection with the Cayuga case, viz. the removal of the correspondence from the files. But I can go Urbana &, as "M. White of Ottawa", can examine everything.

am sorry I will not be present at the R. S. C. meeting but must get through here & get out. This hot, humid weather knocks me out.

Yours faithfully
James White

156610-4

DEPT. OF INDIAN AFFAIRS
MAY 17 1926
RECORDS

WSE/ELJ.

R

OTTAWA, 17th MAY, 1926.

File

Re: Pottawatomies.

Dear Sir,

Referring to the conversation which I had with Mr. A. G. Chisholm, K.C. and yourself this morning, I may say that Mr. Chisholm tells me that he came to Ottawa on the present occasion at the suggestion of your Department, and he has applied for a further advance of \$200.00 on account of his fees and expenses. I do not know what the intentions of your Department are regarding payment to Mr. Chisholm for his present attendance at Ottawa, but, subject to your approval, I would see no objection to making him an advance of \$200.00 on account of fees and disbursements generally in the case.

OK del

Yours very truly,

W. Stuart Edwards

D. M. J.

*General
Advance \$200.00
in two cheques: \$100.00
C. S. Ott., Esq. ch 132 - 100.00
Deputy Superintendent General,
Department of Indian Affairs,
Ottawa.
Handed to
Mr. Chisholm
May 17/26*

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(C O P Y)

London, Canada, May 10, 1926.

The Right Honourable W. L. Mackenzie King, P.C., M.P. &c.,
Prime Minister,
Ottawa, Ont.

Dear Mr. King:-

Regarding yours of the 8th. instant, it is just possible I have not made matters quite clear in my letters to the Honourable Mr. Stewart and yourself. Specifically,-

On September 4, 1925, at Toronto where Mr. Manley Chew summoned me, he informed me yourself and some others meeting at Ottawa regarding the Liberal election fund had resolved to dismiss me from my retainer in the Pottawatomie case if I stood in the way of the Indians receiving their money direct from the United States Government.

On November 24th., 1925, Mr. Chew wrote me he had an appointment " with the proper parties in Ottawa on the 3rd. and after I interview them will either run down to London and see you or write you fully".

On December 7th, 1925, Mr. Chew wrote me he had missed an appointment with you " on Friday last in Ottawa" but was arranging " to meet him this week".

On December 15, 1925, Mr. Chew wrote me " I might say that I had an interview with our friends in Ottawa and went into the matter quite fully. They are immediately investigating to ascertain just what they can do. They promise to write me in a very few days fully on the question. They were very anxious to meet our wishes".

On December 18, 1925, Mr. Chew wired me to meet him in Toronto the following Monday noon. I did. I do not seem to have a memo. of what took place there, but on this occasion I showed him a volume of old contracts made in 1912 between Pottawatomie claimants and myself providing for payment to me of 33 1/3 of the recovery. I told him as I had before, these would have to be legalized by the Indian Department before they were effective

On January 13, 1926, Mr. Chew 'phoned me to meet him at the Chateau next day, which I did. He requested me to draft the necessary documents to have the contracts above mentioned, legalized, which I did.

On February 26, 1926, I received a 'phone message from Operator at Chateau stating Mr. Chew wished me to meet him at Noon at Mosspps' Hotel, Toronto. I did this. Mr. Chew said he had a conversation with the Prime Minister at Ottawa yesterday, who confirmed what had previously been said about settlement of Pottawatomie case, it " only requiring a few incidentals to be settled which as we have given them practically everything they asked for, we might as well agree to". Chew said the Prime Minister was then informed of all his plans and advised him to hurry up and get the matter before the House when they would pass a resolution in favour of giving claimants all the money and that if Mr. Stewart did not approve the contracts it would be the worse for him. Chew said it was the Prime Minister's suggestion that the Commission of 33 1/3 per cent be divided into three parts, one for myself, one for Chew and a third to go to the Liberal party fund.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

On March 9, 1926, Mr. Chew enclosed me an agreement signed by himself in the presence of W. H. Shaver, asking me to sign and return and stating he would send me \$1000.00, or if I cared to I might make 30 day draft on him for same which he would accept and pay. I refused to sign. I made no draft. No money was sent me. I quote from the terms of Mr. Chew's agreement. I do not know who prepared the same.

" Whereas the party of the First Part (A.G.C.) has entered into certain agreements with the said Pottawatomie Indians whereby the said Indians have agreed to pay a Commission to the party of the First Part, provided such claims are paid to the said Indians direct. Now the parties hereto agree as follows: In event of the said claims or any part thereof being paid to the parties hereto or either of them as Agent for the said Pottawatomie Indians, the parties hereto agree to divide the Commission paid or allowed to them by the said Pottawatomie Indians in three equal parts, one part to be paid to the party of the first part, one part to be paid to the party of the second part, and the third part to be paid to a party to be designated by the party of the second part, less the sum of Ten thousand dollars (\$10,000.00), which said sum shall be paid to a party to be designated by the party of the first part. (Note - this \$10,000.00 was to go to the Tory fund.)

Each party is to bear his own expense in connection with the prosecution of these claims on behalf of the said Indians. In event of the Third party to be designated by the party of the Second Part not performing any service in connection with these claims, or being instrumental in effecting payment of said claims, to either of the parties hereto on behalf of the said Indians, then the Commission collected in connection with said claim shall be divided between the parties hereto in equal shares". &c. &c.

The " party to be designated by the party of the Second part" (Manley Chew) was I understood some one representing the Liberal party fund. Mr. Chew had informed me he acted in this capacity for the Province of Ontario. I refused to sign anything that did not provide the contracts were to receive the approval of the Government.

Subsequently there was correspondence bearing on the matter, but I refused to recede from this position as it dawned on me that Mr. Chew had deceived me in representing the Government would legalize the contracts, and on April 6th. wrote him finally it would be impossible for me to sign such an agreement. Since then I have not heard from him.

I have not included in the above - details as to having the matter of payment to the Indians, their petitions &c., nor have I mentioned the names of other parties referred to by Mr. Chew in his conversations with me as being interested in the matter, or acquainted with his project. I do not, as I cannot, say whether his statements to me were or were not correct. What I have given though is an exact statement of fact. The only excuse for troubling you at this length is that your name was so prominently mentioned in connection with the matter and that I wish no misunderstanding as to what was alleged to me in connection with the same.

I might just add that I would have kept silent about the whole matter had not the Indian Department insisted I furnish reasons for my statement of belief the claim was settled in the face of their disclaimer of the right of anyone save the Superintendent General to conduct any negotiations therefor.

Sincerely yours,

" A. G. Chisholm "

(C o p y)

On the Report of the Honourable the Superintendent General of Indian Affairs that with respect to the payment by the United States of certain moneys due to the Pottawatomie Indians of Wisconsin resident in Canada it has been heretofore suggested such moneys should be paid to the Government of Canada to be administered for the benefit of said Indians, and that the United States prefers such payment would be made to such Indians direct through their Attorney; the Minister states he is of the opinion a settlement of the claim would be facilitated if the Government of Canada agreed to the wish of the United States that such payment should be made to such Indians direct through their attorney and begs to recommend accordingly.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

A. G. CHISHOLM, K. C.
Barrister, &c.

London, Canada, May 20, 1926.

Duncan C. Scott, Esq., F.R.S.C. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Mr. Scott:-

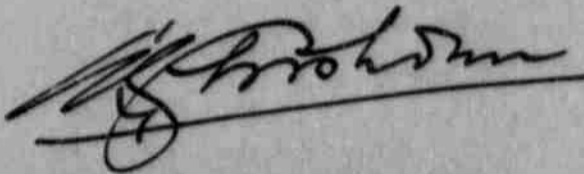
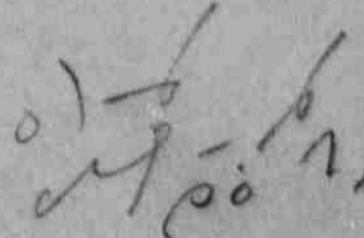
I think the enclosures will give you all the information you asked me for in Mr. Edwards' office the other day.

There would seem little for me to say here, but I would like to point out that immediately on my receipt of Mr. Chew's letter of 24th. November (referred to in my letter to the Prime Minister, copy herewith) I wrote Mr. Sinclair to lay the facts before you. I understand Mr. Sinclair did this and that you read my letter to him.

I would also like to add that till my receipt of the agreement forwarded me by Mr. Chew for signature, I had not the remotest idea he was not ~~xxxxxx~~ telling me the truth in the various representations made me, and that it was represented to me it was because of my special knowledge, I was asked to draft the approval of the Superintendent General to the contracts, and the proposed Order-in-Council. These were handed by me to Senator Haydon who was to have them engrossed and laid before the Honourable Mr. Stewart for action. It was on this occasion Mr. Chew informed me he had the day before on the suggestion of Senator Haydon, called on you and informed you of the desires of the Indians and (he said) received your assurances.

In mentioning the name of Senator Haydon I would like it understood that so far as I recollect there was no discussion between me and himself about these matters. He took away the papers and said he would see the Superintendent General and as between Senator Haydon and myself, that ended the matter.

Faithfully yours,

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

A. G. CHISHOLM, K. C.
Barrister, &c.

London, Canada, May 21, 1926.

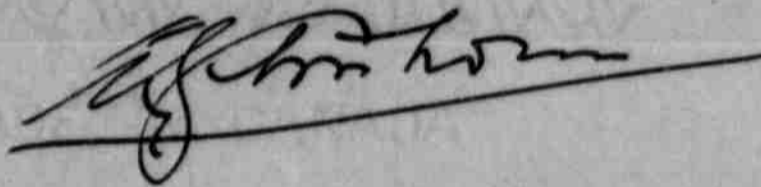
Duncan G. Scott, Esq., F.R.S.C. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Mr. Scott:-

re Pottawatomies.

With reference to the copy of my letter to the Right Honourable Mr. King enclosed in my letter of yesterday to yourself, would you kindly correct the date December 15th. 1925 appearing in the fourth paragraph of the mentioned copy, altering the same to December 7th., 1925, and much obliged?

Faithfully yours,



Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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156610

LIBRARY OF CONGRESS
PHOTO-DUPLICATION ACCOUNT

No. 4275

5/17/1926

Received from

G. M. Paget

Chief Accountant Dept.
Indian Affairs Ottawa, Canada

the sum of Thirty $\frac{25}{100}$ Dollars

for the photo duplication of certain material.

See order No. _____

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HERBERT PUTNAM,
Librarian of Congress,

ACCOUNTANT
MAY 15 1926

By *Robert Boyd*
Executive Assistant.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

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*Sum. Dept. of Justice
for taxation by Am.*

[Handwritten initials]

DEPARTMENT OF INDIAN AFFAIRS

DR TO - R.V. SINCLAIR.

1922-	Re - Pottowatomies.		
Sept. 8-	Lr. to Mr. Chisholm enclosing copy of a memo. received from the Department of Indian Affairs with reference to the arrangement as to the taxation of Mr. Chisholm's accounts in this case,	.50	.03
Oct. 16-	Attg. Indian Dept. to ascertain whether documents and information which were to be collected by the Dept. for Mr. Chisholm had been gathered together yet, and letter advising Mr. Chisholm that same sent him,	3.50	.03
Dec. 30-	Havg. recd. lr. from Mr. Chisholm asking me to interview Mr. Scott with reference to the offer of the Government for the appointment of a Royal Commission,		
	Attg. to see Mr. Scott, but, after waiting one hour, unable to see him,	5.00	
1923-			
Jan. 2-	Int. with Mr. Scott & lr. to Mr. Chisholm that offer of Govt. to appoint Commission still open, but that Government would not accede to Indian's proposal for arbitration,	5.00	.03
1924-			
Jan. 24-	Lr. to Mr. Chisholm returning papers,	.50	.03
Apr. 28-	Lr. fr. Mr. Chisholm asking me to see Mr. Scott with reference to including at least \$5,000. in the Supplementary Estimates for the expenses of this case,		
May 2-	Attg. to see Mr. Scott-absent,	2.00	

		16.50	.12
	Cd rd-	\$	

150

5.00

500

150

13.00

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
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CANADA

Brought fd-----

\$16.50 .12

13
2

1924-
May 15-

Attg. to see Mr. Scott when, after some discussion, he agreed to have another \$5,000. put in the estimates for this case, 5.00

Lr. to Mr. Chisholm advg., .50 .03

" 23-

Lr. to Mr. Scott reminding him of the necessity for including an appropriation in the supplementary estimates for the amount voted last Session was exhausted,

" 24-

Havg. recd. lr. fr. Mr. Chisholm as to whether appropriation has been made for this case,

Attg. to see Mr. Scott when he told me that the charges in this case would be paid out of the general legal expenses voted, 2.00

Lr. to Mr. Chisholm advg., .50 .03

1925-
Feb. 14-

Recd. lr. fr. Mr. Chisholm asking me to see Mr. Edwards for the purpose of endeavouring to expedite the negotiations at Washington,

Attg. to see Mr. Edwards and conference with him when he promised to send Mr. Chisholm copies of dispatches, etc. recently received, 5.00

Lr. to Mr. Chisholm reporting, .50 .03

3
Mch 5-

Recd. lr. fr. Mr. Chisholm asking me to ascertain whether any further progress made since he received copy of dispatch from Mr. Edwards,

Attg. Mr. Edwards and ascertained that no further progress has been made, 2.00

Lr. to Mr. Chisholm advg., .50 .03

18.00

32.50 .24

Od fd---

Brought fd-----

\$32.50

.24

1925-
Nov. 18-

18.00

Recd. lr. fr. Mr. Chisholm asking me to see Mr. Edwards with reference to this case,

" 20-

3.

Int. with Mr. Edwards, who stated he had been discussing matters with Mr. Scott, and that unless some definite information is received from Washington, it had been decided to send Mr. Chisholm to Washington in January - Mr. Edwards also stated he had received a copy of a dispatch from the American Government asking if the Pottowatamic case could stand over until the Cayuga case was disposed of which will likely be in December,

Suit (Legal)
J. B. ...

5.00

Lr. to Mr. Chisholm advg.,

1.00

.03

Recd. lr. fr. Mr. Chisholm,

3.

Attg. Mr. Edwards - ascertained that Mr. C. C. Robinson had been informed that no question of status had been raised in the pleadings in the Cayuga case - that if same should be raised, Mr. Robinson had been instructed to apply for a postponement, and in that event, Mr. Chisholm would be likely to be asked to go to Washington to assist,

5.00

Lr. to Mr. Chisholm reporting,

1.00

.03

" 27-

Recd. lonr letter from Mr. Chisholm with respect to Manley Chew's activities,

5.

" 27-

Attg. Mr. Scott and discussion of this matter with him - about 1 hr.,

10.00

29.

Lr. to Mr. Chisholm,

.50

.03

or handed Mr. Sinclair by a. MacKenzie May 25/26
158
Ottawa-May 25th, 1926
Laxco at 26
25th by Dept of Justice
See W. Stuart Edwars asst. B. ...

55.00

.33

.33

\$ 55.33

29.00

Tax. ...

26.33

(C O P Y)

June 9, 1926.

The Right Honourable W. L. Mackenzie King, P.C., M.P. 83.,
Prime Minister of Canada,
Ottawa, Ont.

Dear Mr. King:-

You may recollect the last time I saw you (May 17th. last), I mentioned the criticism earlier on the same day accorded me by Mr. Edwards, Deputy Minister of Justice, and Mr. Scott, Deputy Superintendent General, in connection with the Manley Chew episode, and that you were good enough to reassure me as to any adverse action which might be taken by the Government against myself. I am rather anxious about this matter, and as I feel my only fault was the credulity I gave to representations made me by a man entitled from his position to some degree of credit, I would be very glad to know I need have no further apprehensions on the subject.

The occasion of this letter is that since supplying Mr. Scott with the information asked by him when I saw Mr. Edwards and himself, I have heard nothing to obviate the impression left on my mind on the conference with these gentlemen.

Faithfully yours,

" A. G. Chisholm "

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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A. CHISHOLM, K. C.
Barrister, &c.

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

1272
London, Canada, June 9, 1926.

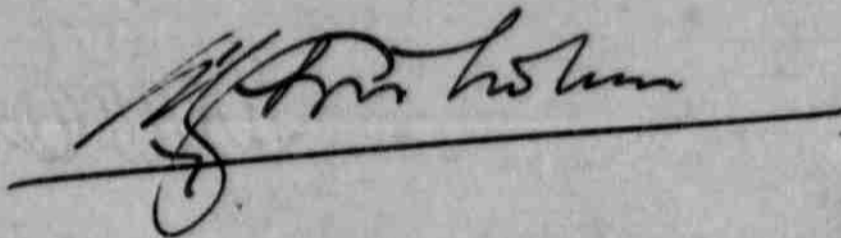
Duncan G. Scott, Esq., F.R.S.C. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Mr. Scott:-

I think you should receive from me copy of letter sent today to the Right Honourable Mr. King, Prime Minister, which will speak for itself.

I fancy you will appreciate the feeling I have about a matter which is really part of my life-work.

Faithfully yours,



Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
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1272

HEAD OFFICE
MIDLAND
MANLEY CHEW
WHOLESALE &
MANUFACTURER OF
PINE AND HARDWOOD
LUMBER
MIDLAND, ONT.

June 11th, 1926.

Duncan C. Scott, Esq.,
Deputy Superintendent General,
Department of Indian Affairs,
Ottawa, Canada.

Dear Mr. Scott,-

Re Pottawatomie Claim

I have just returned to the office,
have been in the woods during the past month, and find your
letter of the 5th ult.

I have not done anything regarding the
Pottawatomie Claim, since I saw you in Ottawa, more than com-
municate with Mr. Chisholm, who was anxious to have me work
with him. It was he, who asked me to go down and interview
you.

The Indians were pressing me sometime ago,
but I have not seen Mr. Jackson for weeks, and I don't intend
to move in the matter, until you are seen.

I am very sorry if I caused you any annoy-
ance. I can assure you I have not made one step detrimental,
since my conversation in Ottawa.

I hope that you and Mrs. Scott are enjoying
good health.

Yours very truly,

Manley Chew

MC/S

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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1272

[PUBLIC RESOLUTION—No. 27—69TH CONGRESS]

[H. J. Res. 134]

Joint Resolution Authorizing the Cherokee Indians, the Seminole Indians, the Creek Indians, and the Choctaw and Chickasaw Indians to prosecute claims, jointly or severally, in one or more petitions, as each of said Indian nations or tribes may elect.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of Congress approved March 19, 1924, entitled "An Act conferring jurisdiction upon the Court of Claims to hear, examine, adjudicate, and enter judgment in any claims which the Cherokee Indians may have against the United States, and for other purposes"; the Act of Congress approved May 20, 1924, entitled "An Act conferring jurisdiction upon the Court of Claims to hear, examine, adjudicate, and enter judgment in any claims which the Seminole Indians may have against the United States, and for other purposes"; the Act of Congress approved May 24, 1924, entitled "An Act conferring jurisdiction upon the Court of Claims to hear, examine, adjudicate, and enter judgment in any claims which the Creek Indians may have against the United States, and for other purposes"; and the Act of Congress approved June 7, 1924, entitled "An Act conferring jurisdiction upon the Court of Claims to hear, examine, adjudicate, and enter judgment in any claims which the Choctaw and Chickasaw Indians may have against the United States, and for other purposes," shall be construed to permit each Indian nation or tribe mentioned in said Acts of Congress to prosecute its claims in a single suit or to bring a separate suit on one or more claims as its attorney or attorneys may elect: *Provided*, That the Choctaw and Chickasaw Nations or Tribes may jointly or severally prosecute their claims.*

Approved, May 19, 1926.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

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CANADA

(C O P Y)

Christian Island,

June 13th., 1926.

A. G. Chisholm,

London, Ont.

Sir:-

Just a few lines today to let you know that Jackson & Chew's Pediton Parties is ready now To go to Ottawa To urge the Dept. To approve the Resolutions Passed in their Bush meetings To dismiss your service.

they will be in Ottawa next week, as I understand.
that is all.

I am yours truly

" M. J. Sandy "

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

**PUBLIC ARCHIVES
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CANADA**

1272
A. G. CHISHOLM, K. C.
Barrister, &c.

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

London, Canada, June 19, 1926.

here
file
Duncan C. Scott, Esq., F.R.S.C. &c.,

Deputy Superintendent General Indian Affairs,

Ottawa, Ont.

Dear Mr. Scott:-

re Pottawatomies.

I enclose you copy of letter today received from M. J. Sandy of Christian Island, elected President of Claimants association, which will speak for itself.

As comment on this letter I enclose you copies of two other communications from Mr. Chew, one, that of September 12, 1925, sent by him to Mr. Edwards, D.M.J. and of which he personally sent me copy; and, the other which apparently was sent in the form of a circular letter by Mr. Chew to claimant Indians under date of February 22, 1926.

This latter communication I knew nothing of till I received copy signed by Mr. Chew from a friend among claimants. Needless to say I would not have authorized it, nor had I any arrangement to meet Mr. Chew at Ottawa on February 22nd. last and also told him a number of times I could only proceed to Washington on definite instructions from your Department.

Faithfully yours,

[Handwritten signature]

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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CANADA

156610
Christian Island June 18th



To The Dept. of Indian Affairs Ottawa

file
Sir, Jackson Pediton Parties
were wanted by The Dept. some time
ago. To quit-making Trouble in Pottawatomin
Claims. But He want To some Reserve
and urg The People to agree with Him
To dismiss The service of Mr A. H. Chisholm.
and They Ready To go To Ottawa To urg The
Government - To Approve Their Plan.
Chief John Hawk. is in more service To This
Than His Duty on The Reserve.
The supporters of Jackson are not subtle
To The Claims. so on That Ground Their
move should have been cut off long ago.

I am yours Truly

M. J. Sandy

MINISTER'S OFFICE
JUN 17 1926
DEPT. OF INTERIOR

156610
Mustham Coland

April 17/24

Hon Chas Stewart
Minister of Interior
House of Commons
Ottawa Canada

DEPT. OF INDIAN AFFAIRS
JUN 22 1926
RECEIVED
ONT.

Sir -

We are forwarding a copy of resolution in reply to a letter of D.C. Scott of the Indian Department, accusing Henry Jackson + Manly crew in agitating to unsettled the minds of the Pottawatamie Indians which is absolutely with out foundation in dispensing the services of A. J. Chisholm is the wishes of the claimants in general which they sought for a number of years back; any reports which may have been made contrary to the enclosed resolution is entirely untrue. The claimants engaged Mr Chisholm many years ago, and paid him large sums of money on promises made to the claimants which never materialized, a general dissatisfaction manifested of the claimants through out the Province before action was taken.

Signed,

Chairman - James Smith

Wm P. Arance
Secretary,

Referred to the Deputy
Minister of Indian Affairs
JUN 17 1926
FOR ATTENTION
DRAFT REPLY
REV. 1907.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

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Christian Island
May 15/26

Meeting held of Pottawatamie
Claimants

Presided by James Smith

And Chief John Hawks

W^m. P. Assurance appointed secretary

Resolution,

Moved by Alex. Norton

Seconded by Archie Copsogog

That we the Pottawatamie Indian Claimants
residing on Christian Island, after having
read the letter of W. C. Scott, dated
April 29/26 making threats to one
Henry Jackson, and Manly Chew of
Midland, resolved to notify the
Department of Indian Affairs, that
the action of Claimants in June 10/25
and April 14/26. At the wishes of the
majority of the Claimants to dispense with
the services of A. J. Chisholm and appoint,
Manly Chew of which was confirmed
on the meeting of the Claimants here,
also individual Powers of attorney and
proof were signed to that effect.
Henry Jackson was so instructed to
carry out certain duties and he is
not responsible for the accusation
made by W. C. Scott,
on the above matters,
(Carried)

(Chairman) James Smith
(Secretary) W^m. P. Assurance

KNOW ALL MEN BY THESE PRESENTS that I,
one of the claimants to a proportionate share of the moneys due to the Pottawatomie
Indians of Wisconsin by the United States, at present residing at
..... and Province of Ontario, do hereby on my own
oehalf and on behalf of my infant children whose names are hereinunder written
ratify and confirm the authority and appointment of Manley Chew, of Midland, Ont-
ario, as my attorney in connection with said claim in terms of the previous authori-
ty heretofore given said Chew and confirmed to him at a meeting of the representa-
tives of said claimants held at Toronto, Ontario, on the 14th day of April, 1926.
My children's names are :

.....
.....
.....
.....
.....

DATED the day of A.D., 1926.

As witness my hand seal.

Signature of claimant



I, of the
and Province of Ontario, do hereby certify that the above confirmation and authority
was signed by the said one of the said
Pottawatomie claimants on behalf of himself and infant children in my presence the
day and date above mentioned.

Signature
of witness

(If witness occupies any representative capacity such as Chief, Etc., he should so
sign, stating such capacity.)

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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CANADA**

156610
Honey Harbour Ont - June 18 1926

To Mr. W. A. Scott

Dept Indian Affairs
Ottawa



Dear Sir:—

I beg to inform you of the Indians of Christian Island native concerning the Pattowonotes claim James Smith Canadian Treaty claiming by his mother rights in this claim accuse me of hiring another Lawyer in this case during the winter - the Indians came and won my confidence as well as the other Indian Manly Untreaty - Pattowonotes - the impression that if this money was handled by the Dept - at Ottawa it would be paid only to the Treaty of 1850 and of course I signed the contract

2.

and witness all my relations, contracts
now the Indian are doing what ever
they want and says we have no rights
because we have no reserves and no
council meeting and have to let
these people that drawing Canadian
money and many may have grandmothers
or mother Pottowomattas they are the
people that lived Mr Chisholm of
London and collected money towards
making payment - to him since or
^{within}~~within~~ 18 yrs. last march Henry
Jackson Secretary in the movement
of this claim got me to agree that
He write a letter to our member
of Parliament Mr P. Mc Gibbon to
represent the case if brought up in

the House of Commons. and I got
 and with a copy of your letter
 to Mr Mc Gibbon
 I no doubt know it would be
 the safest way. but the Indians
 of Chatham as I may name them
 Jas Smith - Joe Capogog Frank Coppage
 Henry Jackson say if the Dept get
 this money they want to rob us of
 our shares. and many of the Indians
 know they had no rights in the
 Canadian Treaty for living on the reserves
 and for education for their children
 and now receive no Treaty believe what
 they say. what cant the Dept
 recover this money from the States -
 without Lawyer

and all this mixed up to my
 opinion I think Mr Chew has the
 Indian of Christian Island bought-in
 this case I am a pure Pottowomac
 my father & mother and they ^{both} I have
 no more right than they that have
 maybe only a quarter of Pottowomac
 blood. they say they stand in good
 because they has their say in being
 a Treaty. last April we all met in
 Toronto when we agree that we hired
 Mr Chew because Mr Chisholm had done
 nothing in part to show that he was
 working on this claim and that Mr
 Chew had set no price for his service
 if he fail he would be the Loser.
 and I wanted them to let this money

come by the script and they would
 agree. the went it-paid script- and
 Mr Smith - say the any one paid
 Mr Chisholm \$2.00 would be entitled
 to this claim. I dont want my name
 mention to them as one dont know
 what they might do.

I am sorry I had to write - such
 a long letter but this was
 unavoidable Thanking you in advance
 I remain your Truly

Peter Tobey
 Honey Harbour

156610

Loxist Hill. June. 33 1926

Dept of Indian Affairs
Ottawa Ont.



Dear & Honorable Sir:-

Having returned from a fishing trip to Honey Harbor. Georgian Bay. I have met my Indian friend Mr. Peter Toley who is a Pottawatonic Indian and traces direct lineage to the Pottawatonic Indians who upon leaving the country east Missisipi River made a treaty with government of United States of America in 1833. that upon their leaving that territory they were to receive an indemnity from the Government Treasury of the United States.

Mr Peter Toley is now an aged Indian who has raised his

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CANADA

children by industry having worked
at manual labor with lumbering
outfits etc.
At the present he needs real
advice from sympathetic friends
and ones like your department
who are also experienced in true
Indian lore. both fact & fiction
I fear as you will note by
printed form ~~also~~ which is signed
by those entitled to testify in
question: grants power of attorney
to another. Mr Peter Toby speaks &
thinks in English. but can not
read or write. If you have not
given this question your personal
attention. I think you would be
doing two wrongs. the Indians a
very great favor by. so doing
we have displaced this race from
their natural heritage and so many
of their advisors are moved more
by personal selfishness than a true
sense of brotherly love that only

by the greatest care can we
perform our duty as white men
to this crushed and dying race
the natives of our great country.
If you would extend to Mr
Peter Tobey of Honey Harbor. an
invitation to visit your department
at Ottawa at an early date I think
you would be impressed by his
visit of his versatility and also
his intelligence
while he is true to the racial
characteristic. he has great confidence
in the Department of Indian Affairs.
So if your Department have not
already found a means of notifying
these people. and despoising property
of this claim please try and
settle the question satisfactory to
these men of the Pottawatomie tribe
Thanking you for your trouble and
wishing to be excused for my
intrusion on your time I beg to
remain
Yours truly
W. B. Clarry

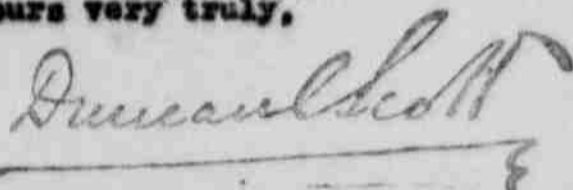
156610-4

June 29, 1926.

Dear Sir,-

I have to thank you for your letter of the 23rd instant, bringing to my attention a letter from Mr. Peter Toby. I am writing to Mr. Toby telling him that it is highly undesirable to sign any power of attorney or to identify himself in any way with Mr. Manley Chew or anyone else who is endeavouring to deal with the Pettawatomie Claim. This claim is being dealt with by the Department of Justice and this Department. We are doing everything possible to have it brought to the attention of the Government of the United States in the proper way in order that something may be realized for the Indians. As you will realize, it is a matter that requires most careful negotiation, and delay is unavoidable, but in every respect the interest of the Indians is being safeguarded.

Yours very truly,

DCI

Deputy Superintendent General.

Mr. Harry S. Clarry,
Locust Hill,
Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
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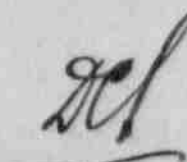
156610-4

JUN 29 1926
June 29, 1926.

Dear Sir,-

I have to advise you that it would be well for you not to sign any power of attorney or identify yourself in any way with Mr. Manley Chew or anyone else who is endeavouring to deal with the Pettawatomie claim. This claim is being dealt with by the Department of Justice and this Department. We are doing everything possible to have it brought to the attention of the Government of the United States in the proper way in order that something may be realized for the Indians. As you will realize, it is a matter that requires most careful negotiation, and delay is unavoidable, but in every respect the interest of the Indians is being safeguarded.

Yours very truly,


Deputy Superintendent General.
Mr. Peter Toby,
Honey Harbour, Ont.Indian Affairs. (RG 10, Volume 2790, File 156,610,
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CANADA

(c o p y)

Wikwemikong, Ont.
July 6th., 1926.

A. G. Chisholm, K.C.,
London, Ont.

Dear Sir:-

re Pottawatomie claim.

Mr. Henry Jackson forwarded a letter to Joe P. Manitowabi. This letter states that he and Manley Chew went to Washington to find out what A. G. Chisholm was doing to recover above mentioned claim and found nothing done therefore were advised by (whomever they went to) to go to Canadian Government for the approval of Manley Chew's appointment. The letter further states that the United States are ready to take up the claim in their Courts. This letter was read in Council and nothing was done. Awaiting to hear of a final settlement, of you of the above claim.

Yours truly,

"Chas. S. King "

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156610

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

A. G. HISHOLM, K. C.
Barrister, &c.

DEPT. OF INDIAN AFFAIRS
JUL 12 1926
RECORDS

Mr. Macdonald
London, Canada, July 9, 1926
Duncan G. Scott, Esq., F.R.S.C. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Sir:-

re Pottawatomies.

I enclose copy of letter received today from Charles S. King who acts as Secretary for claimants on Manitoulin Island which will speak for itself.

I think all this sort of thing could be effectively squelched by certain steps I have in mind, in the way of publicity.

Faithfully yours,

[Handwritten signature]

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
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CANADA

156610-4

Ottawa, July 15th, 1926.

Sir,-

Mr. Chisholm of London, Ont. has forwarded a copy of your letter to him of the 6th instant in which you refer to the activities of Mr. Jackson and Mr. Chew in connection with the Pettawatomie Claim.

In reply to your letter I have to advise you that Mr. Chisholm is acting in conjunction with the Department of Indian Affairs and the Department of Justice in the prosecution of this Claim and everything is being done that can be done to have the Claim dealt with. There is nothing that Mr. Jackson or Mr. Chew can do to facilitate the matter in any way.

Your obedient servant,

CSW. *oel*
J. D. McLean
J. D. McLean,
Assistant Deputy and Secretary.

J. S. King
Chas. S. King, Esq.,
Wikwemikong, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
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PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610

July



DEPARTMENT OF INDIAN AFFAIRS,
In Account With
A.G. CHISHOLM, Solicitor, &c., London, Ont.

re Pottawatomies.
from June 29, 1925.

1925.				
June 30	Letter to Agt. Ottawa and post	1.00		.03
	Express chgs. on papers			.55
July 6	Lr. fr. Agt. & post, (Agt's chgs. in his bill)			
" 10	Lr. fr. D.M. Justice,			
" 7	Lr. to D.M.J.	1.00		
" 13	Lr. to Chief King with copy & post	1.00		.03
" 13	Lr. to Dr. Crowell	1.00		.03
" 13	Lr. to Rogers	1.00		.03
" 13	Lr. to Wemigwams	1.00		.03
" 13	Lr. to Sandy	1.00		.03
" 13	" " Keeshig	1.00		.03
" 14	" " D.M.J.	1.00		
" 16	" " Mr. Scott	1.00		
" 16	" " Indian Agent & post	1.00		.03
" 24	Express chgs. on papers			.55
" 23	Lr. fr. Agt.			
" 27	Attee. on Sharlo and----, advg. &c. $\frac{1}{2}$ hr	2.50		
	Lr. to Halifax & post	1.00		.03
	Havg. recd. lr. fr. Ind. Dept. with copies &c. Consdg. &c.	1.00		
" 29	Lr. to Sandy with copy &c.	1.00		.03
	Lr. to Keeshig with copy &c.	1.00		.03
	Lr. to Wemigwams	1.00		.03
	Lr. to Ind. Dept.	1.00		
Aug. 6	Lr. fr. Keeshig			
" 15	Attg. and advg. Mrs. George $\frac{3}{4}$ hr.	3.00		
	Copies for her 16 fos.	1.60		
" 17	Lr. to D.M.J.	1.00		
" 25	Lr. fr. D.M.J.			
" 28	Lr. to D.M.J.	1.00		
Sept. 4	Attg. Toronto & exp. See lr. to Mr. S.	60.00		16.00
" 22	Oct. 24, Lr. to D.M.J.	1.00		
" 24	Lr. fr. D.M.J.			
" 29	Lr. fr. Keeshig			
Oct. 1	Lr. to Keeshig & p.	1.00		.03
Sept. 3	Lr. fr. Sandy			
Oct. 6	Lr. to Sandy & post	1.00		.03
Oct. 9	Lr. to Hon. Belcourt & post	1.00		.03
" 17	Lr. to Keeshig & post	1.00		.03
" 19	Lr. to D.M.J.	1.00		
" 22	Lr. to Ind. Dept.	1.00		
" 23	Lr. fr. Mr. Scott			
" 24	Lr. to Mr. Scott	1.00		
" 20	Lr. fr. Sandy			
" 21	Lr. fr. DMJ. with copies &c. perusing & consdg.,	1.00		

E. X.

Carried forward--- \$ 95.11 \$ 16.58

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

	Brought fd-	95.11	16.58
Oct.15	Lr. fr. Halfday	1.00	.03
	Lr. in reply & post,	1.00	
Nov.17	Lr. to D.M.J.	1.00	.03
	Lr. to Agt. & post		
" 20	Lr. fr. Agt.		
" 18	Lr. fr. Wemigwams	1.00	.03
" 21	Lr. to Sandy & post,	1.00	.03
	Lr. to Keeshig & post,	1.00	.03
	Lr. to Wemigwams & post	1.00	.03
" 23	Lr. to Agt. & post		
" 25	Lr. fr. Agt.	1.00	.03
" 26	Lr. to Agt. & post	2.00	.03
" 26	Lr. to Agt. & post, spl		
1.00	" 28	Lr. fr. DMJ. with copies, perusing & consdg.	1.00
Dec. 1	Lr. to D.M.J.	1.00	
" 3	Lr. to D.M.J.	1.00	
	Lr. fr. Wemigwams		
	Lr. fr. Agt.		
1.00	Dec. 1	Lr. fr. Agt.	
" 4	Lr. fr. Ex-Senator Owen of Washington	2.00	.03
" 7	Lr. to him in reply & post, spl.	1.00	
" 8	Lr. to D.M.J.		
	Lr. fr. D.M.J.	1.00	.03
	Lr. to Embassy with copy Owen lr. & p.	1.00	
	Lr. fr. Sandy	1.00	
" 11	Lr. to D.M.J.		
	Lr. fr. D.M.J.		
	Further lr. fr. ex-Senator Owen		
" 17	Lr. fr. Embassy	1.00	.03
" 19	Lr. to Embassy & post		
" 28	Lr. fr. Agt.		
1926-			
Jany.5	Lr. to D.M.J.	1.00	
	Lr. fr. Sandy	1.00	.03
" 7	Lr. to Sandy & post	1.00	.03
	Lr. fr. Wikweikong	1.00	.03
" 16	Lr. to		
	Lr. fr. Riley	1.00	.03
" 26	Lr. to Riley & post	1.00	.03
	Lr. fr. D.M.J.	1.00	.03
" 29	Lr. to D.M.J.		
Feb. 1	Lr. fr. D.M.J.	1.00	
" 3	Lr. to D.M.J.		
" 4	Tgm. from Chief King	1.00	.75
" 5	Tgm to him & paid	1.00	.03
" 6	Lr. to Chief King & post		
	Lr. fr. Keeshig	1.00	.03
" 8	Lr. to Keeshig & post		
	Lr. fr. Sandy	1.00	.03
	Lr. to Sandy & post	1.00	
" 13	Lr. to D.M.J.		
	Lr. fr. Esquimaux &	1.00	.03
" 16	Lr. to him reply & post		
	Lr. fr. D.M.J.	1.00	
" 19	Lr. to D.M.J.	1.00	.81
" 23	Tgm D.M.J. & pd	1.00	
	Tgm reply	1.00	.45
	Night message reply & pd	1.00	
" 24	Lr. D.M.J.	1.00	
" 25	Lr. Agt. & p.	1.00	
	Lr. fr. D.M.J. with copy & c. perusing, consdg.	1.00	

Carried forward---- \$ 132.11 \$ 19.11

83.53 a p.

22.65

Brought forward--

Feb. 20		Lr. fr. Agt.	132.11	19.11
Mon 1		Lr. fr. Nadjiwon		
" 2		Lr. him in reply & post,	1.00	.03
" 3		Lr. fr. George	1.00	.03
" 4		Lr. reply & post	1.00	
" 5		Lr. Mr. Scott		
" 10		Lr. fr. Agt.	1.00	.03
" 10		Lr. fr. Mr. Scott	1.00	.03
" 10		Lr. Keeshig & post		
" 10		Lr. Sandy & post		
Apl. 2		Lr. D.M.J.	1.00	
Mon 30		Lr. fr. Armstrong	1.00	.03
Apl. 5		Lr. him in reply & post	1.00	.03
" 12		Attg. wh. George 'phones	1.00	
" 12		Lr. to him and post	1.00	.03
" 12		Lr. to Mr. Scott	1.00	
" 12		Lr. to Nancijwon & post	1.00	.03
" 13		Tgm Agt. & pd	1.00	.38
" 13		Reply fr. Agt. pd		.35
" 13		Lr. fr. Mr. Scott		
" 15		Lr. to Mr. Scott	1.00	
" 16		Lr. fr. Mr. Scott		
" 17		Lr. to Mr. Scott	1.00	
" 17		Lr. fr. Sandy		
" 19		Tgm. Mr. Scott & pd	1.00	.35
" 19		Tgm. Agt. & pd,	1.00	.39
" 19		Tgm. fr. Agt. & pd		.39
" 21		Lr. to D.M.J. with h copies &c.		
" 21		13 fos.	2.30	
" 21		Lr. to Mr. Scott	1.00	
" 21		Lr. fr. D.M.J.		
" 21		Lr. Agt. and post	1.00	.03
" 21		Lr. Sandy & post	1.00	.03
" 21		Lr. fr. Sandy		
" 22		Lr. to Mr. Scott with copy &c.	1.00	
" 22		Further letter to Mr. Scott	1.00	
" 22		Having recd. letter from Mr. Scott		
" 22		Lr. to him reply with copy &c.	1.00	
" 22		Lr. to Hon. Mr. Belcourt with copy etc.	1.00	

100
8433

Carried forward- \$ 157.41 22.24

97 22.63

1926.
April 22

4

Carried forward \$ 157.41 22.24

"	22	Lr. to King & post.	1.00	.03
"	22	Lr. to Sandy & post.	1.00	.03
"	24	Lr. fr. Dep. Min. Justice as to position of Govt.		
"	27	Lr. to Mr. Scott with copies &c. Lr. to Chief Keeshig with copies &c.	1.00 1.00	.03
		Havg. recd. lr. fr. Hy. Jackson		
"	28	Lr. to Mr. Scott with copies &c. Attg. Dodge this day $\frac{1}{2}$ hr.	1.00 2.50	
"	29	Lr. fr. Mr. Scott with copies letters sent fr. Dept.		
May	1	Lr. to Chief Keeshig with copies & p.	1.00	.03
"	1	Lr. to Secy. King with copies & post.	1.00	.03
"	1	Lr. to Presdt. Sandy & post. with copies	1.00	.03
"	1	Lr. to Mr. Scott	1.00	
"	3	Lr. to Chief D. L. King with copies & p. Lr. to Rogers with copies & post. Lr. to Crowell " " "	1.00 1.00 1.00	.03 .03 .03
		Lr. to George " " "	1.00	.03
		Lr. to Presdt. Sandy & post. with copy Havg. recd. lr. fr. Secy. King	1.00	.03
"	4	Lr. to Mr. Scott with copy Secy's. lr. Havg. recd. lr. fr. Hon. Mr. Stewart Lr. to him in reply spl. Lr. to Secy. King & post.	1.00 3.00 1.00	.03
"	5	Lr. to Mr. Edwards, D.M.J. Lr. to Wenigwans with copies & post. Lr. fr. Mr. Scott with copy lr. to Mr. Chew. Lr. fr. Hon. Mr. Stewart	2.00 1.00	.03
"	6	Lr. to Mr. Scott (spl.)	2.00	
"	6	Lr. to Mr. Scott	1.00	
"	6	Lr. to Hon. Mr. Stewart Havg. recd. lr. fr. Prime Minister	1.00	
"	7	Lr. to him in reply Lr. to Hon. Mr. Stewart with copy	3.00 1.00	

22.65

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

1926. Carried forward \$189.91 22.63

92.00
4.00

May 7	Lr. fr. Mr. Edwards, D.M.J. as to present position case -		
" 8	Further lr. fr. Prime Minister -		
" 10	Long spl. lr. to P. M. in reply	5.00	
" 11	Lr. fr. Mr. Scott with cheque -		
" 12	Tg. to hotel & pd.	.50	.35
" 12	Tgm. to Hon. Mr. Stewart & pd.	.50	.35
	Tgm. fr. Mr. Scott		
	Tgm. to Mr. Scott & pd.	.50	.45
" 20	Time and expenses at Ottawa as follows,- Going to and coming back.		
	May 12 ½ day		
	" 13		
	" 14		
	" 15		
	" 16		
	" 17		
	" 18 ½ day		

160.00 6 days at \$60.00 = 360.00

10.00

Expenses,-			
Tickets	24.60		
London taxi	1.00		
Meal train	1.50		
Bill Chateau	21.03		
Meals, 5 dys. @ 7.00	35.00		
Tips	2.50		
" train	2.00		
Return sleeper	2.75		
" parlour car	.70		
Meal train	1.50		
Taxi London	1.00	93.58	
			453.58

3.00
1.00
1.00

" 20	Long spl. lr. to Mr. Scott with copies &c.	5.00	
" 20	Lr. to Agt. with copies & post.	2.00	.05
" 21	Lr. to D. M. J. "	2.00	
	Lr. fr. Wenigwans,-		
	Lr. to him in reply & post.	1.00	.05
	Lr. to Mr. Scott	1.00	
" 27	Lr. to Mr. Edwards D.M.J.	1.00	
	Lr. fr. Mr. Scott		
1.00 June 9	Lr. to Prime Minister	2.00	
	Lr. to Mr. Scott	1.00	
" 18	Lr. fr. President Sandy-		
" 19	Lr. to him in reply & post.	1.00	.03
	Lr. to Mr. Scott with copies &c.	2.00	
	Lr. fr. Secy. to P.M.-		

1.00 7.99 23.91

1926.

Carried forward \$ 667.99

23.91

273.03

June 3

Lr. fr. Chief Keeshig -

" 28

Lr. to him in reply & post.

1.00

.03

" 28

Lr. to Agt. & post.

1.00

.03

" 28

Lr. to Secy. late P.M.

1.00

" 30

Lr. to Agt. & post.

1.00

.03

\$ 671.99

24.00

24.00

\$ 695.99

Credit

By advances as follows,-

273.03

Apr 30/26

100.00

Dec. 5/25

175.00 ✓

May 12/26

100.00 ✓

" 17/26

200.00 ✓

400.

375.00

291
\$ 320.00

273.03

\$ 46.97

21.97

EXAMINED and
found correct.

By A. G. Chisholm
aud of 21.97
208 fo 1-19
a.f.m.

695.99
273.03
422.96
375.00
49.96

Re Potawatamien Claim

~~Mr. McGillivray~~

Mr. Chisholm has been
advanced the following

Dec 7 - 1925	CK 6511 -	75.00	
April 30 - 1926	" 89 -	100.00	EX
May 11 - 1926	" 115 -	100.00	
May 17 - 1926	" 132 -	100.00	
May 17 - 1926	" 133 -	100.00	
		<u>475.00</u>	

JAB

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(Copy of copy)

Charles H. Merrillat
Attorney at Law
Maryland Bldg.,
Washington D.C.,

July 1st. 1926.

Mr. Henry Jackson,
Christian Island, Ont.

Dear Sir:-

Yours of the 23rd. ult. received. We cannot request our State Department to act. It cannot do so. It deals only with the Government of Great Britain and as long as the Canadian Pottawatomies are living in a part of Great Britain it must defer to Great Britain as to who are authorized to represent Indians resident in Canada. The State Department will not push the claim of course, but if Canada through the British Ambassador writes that Mr. Chisholm no longer represents the Indians but we do, it will gladly recognize us as entitled to act. The matter therefor is one for the Indians in Canada to settle for themselves. When they do, if we are the accredited attorneys we will use our best efforts. But until (sic) we cannot be put in the position of having the British Ambassador write we are not the Indians' attorney but Mr. Chisholm is, our policy must be one of leaving the Indians claim alone.

Yours truly,

signed,- C.H. Merrillat.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

A. G. CHISHOLM, K. C.
Barrister, &c.

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

London, Canada, Aug 9-26

Sunday afternoon -

Dear Mr. Scott

Personal

In glancing at some current files
here a few moments ago, I saw across
the carbon of my personal letter to you
of 6th inst. - It is occasionally, though
I should only speak for myself, toward
such letters as I did in the concluding
paragraph of the letter without regard
to the painful way they cause, or the dif-
ficulty of removing their traces. I should
not have repeated to you what I have said
for I don't believe a word of it an accident
when it was communicated to me. I
think possibly I feel more heart at repeating
it, than you will at hearing it, and you
cannot just forgive and forget if you can
any way. Please accept these regrets. I
can offer no excuse, nor wish I attempt
one.

Sincerely,

A. G. Chisholm

Wesley C. Scott Esq.

Ottawa, Ont.

156610-4

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

G. CHISHOLM, K. C.
Barrister, &c.

London, Canada, October 12, 1926.

file
Duncan C. Scott, Esq., F.R.S.C. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.



Dear Mr. Scott:-

re Pottawatomies - I56610-4.

The enclosure is a copy of copy of letter sent me some time ago by one of my Indian friends. Possibly you may have seen it before this.

It would appear quite evident Messrs. Jackson and Chew pay little attention to your remonstrances and are continuing their work of creating a feeling among claimants, which but for them would not exist.

I would surmise from the remarks in the enclosure, Mr. Merillat has been making representations to the State Department on the subject and it is quite possible it may be believed there, Mr. Jackson really voices the claimants' feelings, instead of being merely the catspaw of a persistent grafter.

I would be glad to know what you think of this.

Faithfully yours,

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(c o p y)

WIkWemikong, Ont.

Oct. 12, 1926.

A. G. Chisholm, K.C.,
London, Ont.

Dear Sir:-

A letter arrived here written from Birch Island by Henry Jackson of Christian Island, Ont. asking for a delegate that a delegation of Pottawatomies was being formed to go to Ottawa to interview the Premier & his Cabinet on matters regarding said claim.

This party start in about 2 weeks or less, from Midland. On the 5th. of October a meeting of Pott. claimants was held here. D. Odjig, Constable was appointed delegate by a few claimants, but only after being strongly urged by Chief and others.

Yours truly,

"Chas. S. King "

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

A. G. CHISHOLM, K. C.
Barrister, &c.

London, Canada, October 14, 1926.

file

R

OCT 15 1926

Duncan C. Scott, Esq., F.R.S.C. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Mr. Scott:-

re Pottawatomies.

I enclose you copy of letter received by me from
Secretary Charles S. King for claimants in the vicinity
of Wikwemikong.

Faithfully yours,

A. G. Chisholm

*General
see file - 431
100*

*Order
of W.M.
Incl. 20/26*

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
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CANADA



House of Commons
Canada

Penetanguishene Octr. 19-th 1926

DUNCAN G. SCOTT ESQ.

DY. SUPDT. GEN'L. INDIAN AFFAIRS

OTTAWA.

DEAR SIR

Is there any money in your Department in connection with the Potouatomie(?) Claim for a family of Dusomes, I have been asked by one of the members of the family to make this inquiry, as they have been informed that such a sum is in existence. Will you kindly let me hear from you in due course.

Yours very truly

A. B. Shoups

[Handwritten initials]

October 20th. 1926.

Dear Sir,

I have your letter of the 19th. October. What is known as the Pottawatomie claim is a claim of the Pottawatomie Indians against the United States Government for moneys alleged to be owing them. This claim is being handled through the Department of Justice but its validity has not yet been passed upon by any court. Until the case is finally disposed of it is not known whether there will be any moneys for distribution among these Indians or not.

Yours very truly,

[Handwritten initials]

[Handwritten signature]

[Handwritten signature]
Deputy Superintendent General.

A. B. Thompson, Esq., M.P.,
Penetanguishene, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-1

Mr. Bagot

October 20, 1926.

Dear Mr. Edwards,-

Re: Pattawatomies.

We are today sending an accountable cheque for \$100.00 to Mr. Chisholm. We are rather short of funds, as the Governor General's Warrant has not given us very much money for legal expenses, but we shall try to carry on.

Yours very truly,

W.S.E.

W. Stewart Edwards
Deputy Superintendent General.

W. Stewart Edwards, Esq.,
Deputy Minister,
Department of Justice,
OTTAWA.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610

Robey

DEPT. OF INDIAN AFFAIRS
OCT 30 1926
RECORDS



DEPARTMENT OF INDIAN AFFAIRS
CANADA

OFFICE OF THE
DEPUTY SUPERINTENDENT GENERAL
OTTAWA

R

October 29th. 1926.

MEMORANDUM

[Signature]
Mr. Paget -

[Stamp]

Kindly make a further
advance of \$100.00 to Mr. A. G. Chisholm, of
London, Ont., on the Pottawatomie Indian case.

*act in
inter
JP*

*OTC
458*

[Signature]
D.S.G.I.A.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

LAW OFFICES OF
CHARLES H. MERILLAT
Attorney and Counselor at Law
WASHINGTON, D. C.

MINISTER'S OFFICE

OCT 27 1922

DEPT. OF INTERIOR

October 5th, 1922.

Mr. J. A. Chapman,
Port Elgin,
Ontario, Canada.

Dear Sir:

Yours enclosing a copy of proceedings of the Pottawatomie Indians of Canada received. I trust and believe the paper you sent me will be satisfactory and will await with some interest a receipt of the further paper signed by the Indians.

Congress is not in session at present and will not be until the latter part of November or early December. We then will take up the matter and endeavor to accomplish something in your behalf. The session, however, will be only a very short three months' session and we will have difficulty in obtaining any results at first but we will keep after the matter and believe ultimately we will succeed.

Yours very truly,

CH Merillat

CHM/S

Port Algin-October-26th-1926

Office of James A. Chapman, J.P., Notary Public

MINISTER'S OFFICE
OCT 27
DEPT. OF INTERIOR

702
The Honourable Charles Stewart-M.P.,
Minister of the Interior-Ottawa-
Sir- re the claims-of the Pottawatomic-Indians-in Ontario-
against the United States-

I had written our member-the Hon James, Malcolm, Minister of Trade and Commerce-asking him to see the Dept of Indian Affairs about this matter-he replied saying it was not in his Dept-and very kindly advised me to write to you-I may say that this matter of paying the tribe in Ontario- has been going on for some years before I was appointed Secretary in 1920-Mr Charles H. Merrillat-Attorney at Washington, D.C-has been acting for the Indians-and would have had the matter settled long ago, if they had been left alone-but they were being constantly interferred with by parties who wanted 50-%-of the money for fees-I would say that some action should be taken by some one in authority-so that those poor Indians who have waited so long and patiently for the money which is justly theirs-and which they need so much-I enclose some papers, which will give you some idea of the case-if Mr Merrillat had not been interferred with it would have been settled before now-they were doing the work for 15-%-trusting you will kindly give your assistance in getting justice for these poor-- People- who are loosing hope

I have the honour to be-
Sir-

Your most obdt servant-

J. A. Chapman
Secretary-

two enclosures-

Approved-

President-
John B. Kewspilbig
Secretary-
James H. Chapman
Vice-President--
David Kagonegona
2nd, Vice resident
Benjamin

From Box-2-5-
Port Algin- Ont-

Referred to the Deputy
Minister of *Indian Affairs*
OCT 27 1926
FOR ATTENTION
DRAFT REPLY
W.S.F.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610

File

November 4th. 1926.

Dear Sir,

I have your letter of the 26th. ultimo with enclosures in reference to the Pottawatomie claim. In reply I beg to say that the prosecution of this claim is in the hands of the Department of Justice and is receiving every attention possible. The Indians may be assured that their interests are being safeguarded.

Yours very truly,

AGM
scf

Duncan Scott

Deputy Superintendent General.

J. A. Chapman, Esq.,
Notary Public,
P.O. Box 216,
Port Elgin, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA



DEPARTMENT OF INDIAN AFFAIRS
CANADA

Ottawa, December 17th, 1926.

MEMORANDUM

Dr. Scott:-

Re Pottawatomie Claim.

Mr. James White, Technical Adviser, was advanced the sum of \$400.00 last Spring (\$300.00 in April and \$100.00 in May) for travelling expenses, but as yet has not accounted for same.

The Auditor General's office is asking for an accounting.

*Mr. White is
in the
office
now.*

J. P. [Signature]
Chief Accountant.

och

COPY/EV

December 16th, 1926.

W. Stuart Edwards, Esq.,
Deputy Minister of Justice,
East Block,
Ottawa.

Dear Mr. Edwards:-

Re: Pottawatomies

I have not yet had any answer to my letter to Sir Cecil Hurst, and I am therefore writing to him again.

I observe, however, in looking through the file which you gave me relating to the Pecuniary Claims Tribunal, that Mr. Shearman, who was acting as British Agent at the last session, in his Report of February 25th, 1926, to the Secretary of State for Foreign Affairs after referring to the Cayuga Award, concludes as follows:-

"The delivery of this award upon the 22nd January will probably be the last act of the tribunal. All the claims included in the first schedule have now been disposed of, either by a judicial decision or by withdrawal by consent. It is unlikely that negotiations for a second schedule of claims presented before 1910 will ever be entered upon. Therefore, although the minutes of the tribunal record that it has adjourned sine die, it is more than probable that it will never meet again under the provisions of the Convention of 1910."

I do not suppose that Mr. Shearman would have written this without consultation with Sir Cecil Hurst. It looks, therefore, as though we should have to try our luck again in Washington in January.

If the files of the Indian Department relating to this claim have been found, I think it would be as well if you would send them to me.

I am returning to you Department of Justice file No. 508, which does not appear to contain anything material.

Yours sincerely,

Christopher C. Robinson.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4



Enclosure.

PLEASE ADDRESS
THE DEPUTY MINISTER OF JUSTICE
OTTAWA

OTTAWA, 20th December 1926.

Dear Sir;

Re Pottawatamies.

I beg to enclose, for your information, copy of a letter which I have received from Mr Robinson in the above. If you are able to trace the files mentioned by him I should be glad if you would have them forwarded to me without delay.

Yours truly,

Deputy Minister of Justice.

Duncan C. Scott, Esq.,
Deputy Superintendent General
of Indian Affairs,
O t t a w a.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

#156610-4

5th January, 1927.

Dear Sir,

re Pottawatomies.

I beg to acknowledge the receipt of your letter of the 20th ultimo, enclosing a copy of a letter from Mr. Christopher C. Robinson to you of the 16th ultimo.

In reply I beg to say that on the 12th February, 1926, the following files relating to the Pottawatomie claim were sent to Mr. White, Technical Adviser of the Department of Justice; - Nos. 156610, 156610 ty, 156610 2ty, 156610 3, 156610-3ty and Brief. These files have never been returned to this Department.

Yours truly,

ASW.
del

Duncan Scott

Deputy Superintendent General.

The Deputy Minister of Justice,
Ottawa.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Agency of

156610-4

THE LIVERPOOL & LONDON & GLOBE INSURANCE COMPANY LIMITED.



J. A. CHAPMAN
AGENT

Handwritten signature of J. A. Chapman

PORT ELGIN, ONT. January 3rd 1927-

Office of J. A. Chapman, Notary Public and J.P.,

Duncan C. Scott Esq-

Deputy Superintendent of Indian Affairs-

Dear Sir, we thank you for your kind letter of the 4th-
November last-in re Pottawatomie-claims-
we have submitted your letter to the officers of this--
matter-and we would like if you would kindly let us--
know-who has been representing the Indians-before your-
Department-also if you could give us any idea when their
claims will be adjusted-and when they might expect to--
receive their money-as many of the claimants will soon be
dead-and those who are living, would be greatly helped if
the claims were paid off-trusting to have your kind reply
with the information herein requested-

we are sincerely yours-

John B. Kendrick President-

J. H. Chapman Secretary-

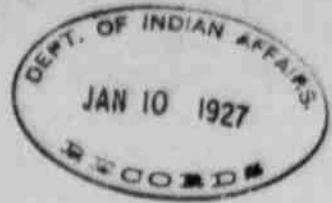
Ben Jackson Vice President-

Ben Jackson

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

156610-4



WSE/ELJ.

PLEASE ADDRESS
THE DEPUTY MINISTER OF JUSTICE
OTTAWA

OTTAWA, 8th January, 1927.

Mr. White

C. 864-3.

Re: Pottawatomies.

Dear Sir,

I have your letter of the 5th instant.

Since writing you on the 20th ultimo Mr. White returned to Ottawa, and has forwarded the files direct to Mr. Robinson.

Yours truly,

W. Stuart Edwards
ELJ.

Deputy Minister of Justice.

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

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

Ottawa, 13th January, 1927.

Sirs,

I beg to acknowledge the receipt of your letter of the 3rd instant, with reference to the Pottawatomie claim and note your enquiry as to who has been representing the Indians before this Department and as to when this claim is likely to be adjusted.

In reply I beg to say that Mr. Chisholm, K.C., of London, Ont., is acting with the Department of Justice in the prosecution of this claim. Efforts are being made to get this claim before some tribunal for adjudication, but it is impossible at this time to say just when this can be accomplished or what the final result may be. I can only assure you that everything that can be done in the prosecution of this claim is being done by the Department of Justice.

Your obedient servant,

asw.
oel
John
John
John
John
Asst. Deputy and Secretary.

Mr. John Skewskig, and others,
c/o J.A. Chapman, Esq.,
Notary Public,
Port Elgin, Ont.



Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Records to file

F. 156610-4

January 18, 1927.

Dear Mr. Robinson,-

Referring to our recent conference, I have pleasure in forwarding herewith extract from the Report on the Affairs of the Indians in Canada, by Rawson William Rawson, John Davidson and William Hepburn, laid before the Legislative Assembly on March 20, 1945, being taken from section II - sub-section 5 - page 34.

Yours sincerely,

W.C.

Deputy Superintendent General.

C. G. Robinson, Esq., K.C.,
Manning Arcade,
Toronto, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

F. 156,610-4

Ottawa, January 24th., 1927.

Dear Sir,-

I have your letter of the 22nd instant, enclosing your expense account, the correct amount of which I find is \$372.98. Will you therefore kindly send me your cheque when convenient for the balance, namely \$27.02.

Yours truly,



F.H. Paget
Chief Accountant.

Jas. White Esq.,
Technical Adviser,
Dept. of Justice,
Ottawa.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

OTTAWA, January 26th, 1927.

Dear Sir,-

I beg to acknowledge receipt of your letter of the 24th instant.

I am sending herewith, cheque for balance of \$27.02. This I trust will be received in due course.

Yours faithfully,

Technical Adviser.

F.H. Paget, Esq.,
Chief Accountant,
Dept. of Indian Affairs,
OTTAWA.

James White

Encl.

Miss Wain

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

DEPT. OF INDIAN AFFAIRS
JAN 28 1927
RECORDS

Recd

ACCOUNTANTS
JAN 28 1927

DUPLICATE, FOR DEPARTMENT.

No. 1540

*208/6119
W.M.*

Bank of Montreal,

\$ 27.02

Ottawa, 27th January, 1927.

RECEIVED from James White,

on account Indian Funds,

the sum of Twenty-seven-----/02 Dollars,
which amount will appear at the RECEIVER GENERAL'S credit
with this Bank.

Signed in Triplicate,

Ent'd. ✓

[Signature]
Pro. Manager.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

ORIGINAL, FOR THE DEPOSITOR.

No. 1540

Bank of Montreal,

\$ 27.02

Ottawa, 27th January, 1927.

RECEIVED from James White,

on account Indian Funds,

the sum of Twenty-seven-----/02 Dollars,
which amount will appear at the RECEIVER GENERAL'S credit
w this Bank.

Signed in Triplicate,

Ent'd.

[Signature]
Pro. Manager.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156,610⁴

DEPT. OF INDIAN AFFAIRS
JAN 29 1927
RECORDS

[Handwritten signature]

[Large handwritten signature]
J 24
7141
[Handwritten initials]

DUPLICATE, FOR DEPARTMENT.

No. 1581

Bank of Montreal,

\$300.00

Ottawa, 28th January, 1927.

RECEIVED from Department,
on account Indian Funds
the sum of ~~Three hundred~~ *[Handwritten]* Dollars,
which amount will appear at the RECEIVER GENERAL'S credit
with this Bank.

Signed in Triplicate,

Ent'd.

[Handwritten signature]
Pro. Manager.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

ORIGINAL, FOR THE DEPOSITOR.

No. 1581

Bank of Montreal,

\$300.00

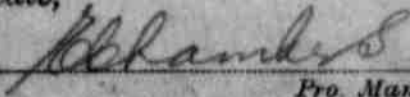
Ottawa, 28th January, 1927.

RECEIVED from Department,

on account Indian Funds

the sum of Three hundred-----/xx Dollars,
which amount will appear at the *RECEIVER GENERAL'S* credit
with this Bank.

Signed in Triplicate,



Pro. Manager.

Ent'd. _____

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

LAW OFFICE
OF
A. G. CHISHOLM
DUNDAS STREET.

London, Ont., December, 1918.

Dear Sir or Madam:

Arrangements have now been completed between the Department of Indian Affairs, Ottawa, on behalf of the Government of Canada, and myself, whereby the claim of the descendants of the Pottawatamies of Wisconsin resident in this country, referred to more particularly in my circular letter dated August 15th, 1918, copy of which was mailed you, will be vigorously pressed for an early settlement; and in furtherance of our own efforts for payment of the claim, the Superintendent General has agreed to recommend the Canadian Government pass an Order-in-Council directing that diplomatic or other proper means be taken at Washington for this purpose.

In consideration of this action of the Government, I have agreed to forego the compensation agreed on in the Contract signed by you with myself, to be paid me by you in the event of the recovery of the claim, and have agreed with the Indian Department, such compensation shall be fixed, according to circumstances, by either the Court of Claims at Washington, or the Exchequer Court of Canada. By a further provision of the Agreement with the Indian Department, the Canadian claimants are to be assessed not more than \$2.00 per head, for the purpose of providing for disbursements in connection with the prosecution of the claim, and of this amount you are now asked to provide \$1.00 for each claimant (wife or child and yourself) represented by you. While no claimant will be prejudiced by non-payment, as a large sum will be immediately required to properly forward the matter, it must be recognized by all concerned, any lack of adequate and prompt response to this assessment, must prove a serious impediment to prosecution of the claim.

Please, therefore, at your early convenience tear off the attached slip and remit me the amount proper to be paid by you as above stated. Doubtless changes have taken place in the roll of claimants now in my possession, since the same was made up. The attached slip is correct, according to information at the time mentioned. You can notify me of any such changes, or of the names of additional claimants, on the attached slip and the same will receive attention. Hoping the above will have your approval.

Respectfully,

A. G. CHISHOLM,

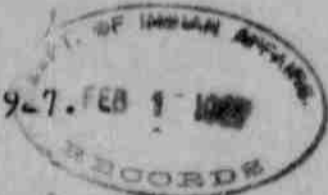
SOLICITOR FOR CANADIAN BRANCH POTTAWATAMIES OF WISCONSIN.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

Chippawa Hill. Jan, 25th 19-7.



H.M.

To Department of Indian Affairs
Ottawa Canada.

The Most Honorable Gentleman.

Dear Sir.

we have recieved a copy of your letter of the 13th inst and wish to say that we want you to look after this Pottawatamie claim for us, as we know you have taken interest and will take an interest in your Indians.

But we know that Mr Chisholm K,C, of London Ont. is not accepted at washington because he did not use the Pottawatamie claimants right in that he had collected some money of them. Mr. John Kewiskig can prove this statement.

We have also received word from C.H. Merrilat attorney at Law, washington, D.C. saying that he did not get word from Canada concerning this Pottawatamie Claim.

Also we wish to say we do not want any one else to meddle with this only John Keweskig.

we Remain, Yours Truly,

*John B. Keweskig President
Fred Wabegon
Andrew Ritchie chief
Ben Jackson*

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Peck

February 7, 1927.

Dear Sirs,-

I have to acknowledge the receipt of your letter of the 25th January with reference to the Pottawatonic claim. You must understand that this claim is very difficult to deal with, and the matter is in the hands of the Department of Justice, and everything is being done to further the interests of the Indians. Beyond that I can say nothing to you except that the Justice Department has not engaged any lawyers at Washington and that you should not carry on any correspondence in this matter.

J. B. Kewakishig

Yours very truly,

D. J. Peck

Deputy Superintendent General.

Mr. John B. Kewakishig
and other Indians,
Chippawa Hill,
Ont.

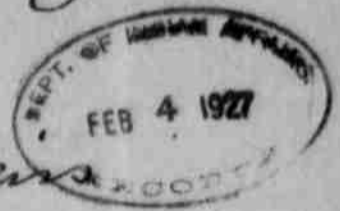
Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Hastings ¹⁵⁶⁶⁴⁰⁻⁴ February 1st 1927

Mr. C. Scott

Sup. General of Ind. Affairs
Return to A. A. Stearns Sir.



Having recently heard the good news that at last we, the Pottawatimie Indians are to be paid our rights, for the past seven years my husband has worked and spent a lot of time and money in working to get those rights. As he is the secretary and one of the leading men that heads the Pottawatimies of Canada. Now as we are both getting old we would like to get our share whatever is due us of this money and have some good of this in our declining years. My husband's grandfather "pashighezhiq," was the head Chief of the Pottawatimie's in Wisconsin 70 years ago and then came to Canada as a refugee during the war of 1812.

Then my husband's father was taken in as a member of the Alderwill Reserve.

You, I think will find this out, by looking over the old records on file at your Dept. of the members that was taken into the band of Alderwilli. Now as far as I know we are the only ones that is intell^{ed} to this ^{here} but there are quite a number of this tribe that are scattered in other reserves. No doubt by this time they are corresponding with you.

Any further information you desire my husband will be pleased to inform you. Now we could get a lawyer to do our writing but we think our case is safe in your hands and leave all to your Capable self to see that we get our rights.

Hoping to hear from you at an early date I remain sincerely yours

Mrs. Richard Black
no 4. R.R. Hastings
Ont.

Port Severn 156610-4
Jan 31 1927

D. Scott - Supt Indian Affairs

Dear Sir A. J. M.



I beg to inform you that the Ottawa Indians think that the Ottawa Indians has no rights - Indiffering with the said claim we are powerless to do any thing here in Canada as we have no rights and no Reserve. we lived here all our lives. why should the Treaty Indians seek to Recover this claim its not their own. Henry Jackson and James Smith of Christmas Island they have been Treaty all their lives they Grand fathers sold part of Georgian Bay and they all their say on Treaty claim. why should

3.
they have all to say about
the pashawatons claim that he
cause their great or grand mother
was an untreaty. These Indians
never help our Trib in any
way and we have no
say in the movement
They are taking towards
The untreaty - Indians claim
cannot the Dept do any
thing to stop these people
in this claim. They have
been drawing fear in the minds
of pashawatons saying that
if they allow the claim
to be handled by the Dept
only the Treaty Indians would
get it - because you wanted
only the Treaty to get payment -
not us untreaty - that can't
be so. If we cannot get
this claim we don't want
The Treaty to have any of

3

31. let it stay in the
United States the Treaty of
Canada even sold the
wild animals just for a
few dollars now the Indians
cannot hunt unless they
pay for a License I certainly
think that some of these
Indians are just trying
to Black mail one another
I hope you will not think
that I am wrong in any
way but I have been so
ill treated by the apitaways
that I feel there is no one
to trust but the kept even
if you never done any thing
forwards our well fare here
in Canada we may hope
some day you will do some
good forwards us truly

Thanking you for your service
I remain your truly

Robert Tolson

Port St. Louis

Mo.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

February 12th. 1927.

Sir,

I have your letter of the 31st. ultimo with reference to the Pottawatomie claim.

In reply I beg to inform you that should this claim be recognized only those properly entitled will be allowed to participate in any funds that may be made available.

[Handwritten signature]
Your obedient servant,

Asst. Deputy and Secretary.

[Handwritten initials]
Mr. Peter Tobay,
Port Severn,
Ont.

[Handwritten signature]
Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

1. Secy.

February 12th. 1927.

Madam,

I have your letter of the 1st. instant and in reply beg to say that the Pottawatomie claim has not yet been before the courts of the United States and the information that you have received about payment of moneys is not well founded. The whole matter is under careful consideration at the present time and you may be assured that the interests of those who may have any claims against the United States Government will be carefully safe-guarded.

AM
Long
Your obedient servant,
[Signature]

Asst. Deputy and Secretary.

Mrs. Richard Black,
R. R. No. 4,
Hastings, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

File

February 12th. 1927.

MEMORANDUM

Mr. Pratt -

Re Pottawatomie Claim.

3
This claim of the Pottawatomie Indians is for arrears of annuity claimed under a treaty made with the American Government. It is a claim of old standing and for the past thirteen years it has been in the hands of Mr. A. G. Chisholm, of London, Ontario, who had an agreement with the Department to prosecute it.

ooc
Mr. Chisholm has done a certain amount of work, but lately the case has been conducted by the Department of Justice. That Department has engaged Mr. C. C. Robinson, of Toronto, as Senior Counsel. Mr. Chisholm still has connection with the claim but all matters, both legal and diplomatic, have been taken out of his hands, and the control is in the hands of the Department of Justice. Mr. Robinson, as you will remember, conducted the Cayuga case before the Pecuniary Claims Tribunal and was successful in winning the case, and this is one reason which led to his engagement by the Justice Department.

The preliminary negotiations, which may lead to the case being brought before the

-2-

Court of Claims of the United States, or some other tribunal, will be undertaken in a short time, but they are of a confidential nature. If an assurance could be given to Father Cadot, who I understand wishes to visit the Department with certain representative Indians interested in the claim, that the claim was in the hands of the Department of Justice and otherwise being conducted by very competent counsel, I think they might see that their visit to the Capital was quite unnecessary: or if they would communicate in writing we could, I think, send them an answer that would be satisfactory.

Dumauld
D.S.G.I.A.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

1272

18th February, 1927.

Dear Mr. Thompson,

I beg to acknowledge the receipt of your letter of the 16th instant, enclosing a communication from Mr. O.H. Smith, Barrister of Midland, with respect to the claim of the Pottawatomie Indians against the United States Government.

In reply I beg to say that this claim is being handled by the Department of Justice. Mr. Chisholm, K.C., of London, who some years ago took up this claim on behalf of the Canadian Pottawatomies, acting in conjunction with the Department of Justice and every thing that can be done is being done to get this matter before a tribunal for a decision.

enc.

I am returning Mr. Smith's letter herewith.

Yours truly,

ASW.

Acting Deputy Superintendent General.

A. B. Thompson, Esq., K.C., M.P.,
House of Commons,
Ottawa.

156610

ELJ.

DEPT. OF INDIAN AFFAIRS
APR 12 1927
RECORDS

PLEASE ADDRESS
THE DEPUTY MINISTER OF JUSTICE
OTTAWA

OTTAWA, 11th April, 1927.

*Mr. Stewart
Please pay*

A. 864-3.

Re: Pottawatomies.

ACCOUNTANTS
APR 12 1927

Dear Sir,

Referring to previous correspondence herein, I enclose an account which I have received from Mr. Christopher C. Robinson, K.C., Toronto, for professional services, taxed and certified for payment at \$1347.98. I should be pleased to receive a cheque in payment of this amount at your early convenience, payable to Mr. Robinson.

*General
"ENC."
9/6
sent 13-4-27*

Yours truly,

Mr. Stewart
Deputy Minister of Justice.

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

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

DEPT. OF INDIAN AFFAIRS
APR 23 1927
RECORDS

OTTAWA, April 20th, 1927.

Dear Mr. Scott,-

Re: the Pottawatomie Case.

I have examined thousands of letters in the Archives, as I wish to exhaust the local data prior to seeking elsewhere.

I should be much obliged if you would let me have an advance of \$300.00.

Yours faithfully,

James White
Technical Adviser.

Dr. D.C. Scott,
Deputy Minister,
Dept. of Indian Affairs,
O t t a w a.

Phoned Mr. White who said he would send two requests through the Deputy Minister A.S.W.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(C O P Y)

London,

May 7, 1927.

J. W. Keeshig, Esq.,

R. R. 5, Warton, Ont.

Dear Sir:-

re Pottawatomes.

I have yours of the 6th. instant regarding the above matter. I beg to assure you that you need no longer consider as reliable the party who told you the above matter was a fake. The Government would not lend its aid to any such transaction, and I may tell you is at present doing all that can be done now to press the matter to an early and favourable conclusion.

I have sent copy of your letter to Mr. Scott, Deputy Superintendent General, and also copy of this reply, and if Mr. Scott thinks it advisable to add anything to what I say here, doubtless he will communicate with you. In the meantime I might point out that I do not relish the implication that I am in any way associated with what you term a fake.

I am pleased to hear the good health you were enjoying when you left Byron has continued and trust there will now be no occasion for your return there, at least as a patient.

Faithfully yours,

A. G. Chisholm.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY

Port Elgin,

May 6th.,/27.

Mr. Chisholm, B. A. ,
London.

Sir:-

It is some time since you promised to write and let me know the upshot of the transaction re Pottawatomie claim. But heard from a reliable party that the thing was all a fake. So would like to hear from you again. Kind of losing confidence in the game. I am well as ever since I left London.

Yours truly,

J. W. Keeshig,

R. R. # 5, Warton, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

A. G. CHISHOLM, K. C.
Barrister, &c.

London, Canada, May 7, 1927.



W. A. Williams

Duncan C. Scott, Esq., F.R.S.C. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Sir:-

re Pottawatomies.

I enclose you copy of a letter received from ex-Chief J. W. Keeshig of Cape Croker regarding the above matter. Keeshig is a most intelligent and I believe a reliable man, and when he writes like this, must have ~~greatly~~ imposed on by some one in whom he has confidence. I also send you copy of my reply to him and perhaps you might write him stating you have received copy of his letter and make such comments as you think best.

Mr. Edwards tells me confidentially the matter is at present receiving careful attention in the Department of External Affairs and that so soon as there is anything to report he will be advised and will communicate with me without delay - all of which I presume you are fully acquainted with.

Faithfully yours,

A. G. Chisholm

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610
C O P Y

Christopher C. Robinson, K.C.
Toronto,

MANNING ARCADE,
TORONTO.

April 28th, 1927.

James White, Esq.,
Technical Adviser,
Department of Justice,
Ottawa.



Dear Mr. White:-

I have your letter of April 27th.

I am not at present familiar enough with the case to know how far the material which you are finding will be relevant, and I have deliberately been doing nothing further upon it until we are able to see the Department of State, and see what the chances are of getting legislation admitting us to the Court of Claims.

My own view is that it is not worth while at present to spend time or money collecting further material. We cannot get any legislation until the end of this year or the beginning of next, and, after the legislation is passed, if it is passed, it will probably be still some months more before we can come before the Court of Claims. I am all for being forehanded, but it strikes me that, until we have at least taken the matter up again with the Department of State, the position is too uncertain to justify further expenditure.

It seems to me that you ought to get instructions from Mr. Edwards before you do anything more.

With kind regards,

Yours sincerely,

(Sgd) Christopher C. Robinson.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610

COPY

Christopher C. Robinson, K.C.
Toronto,

MANNING ARCADE,
TORONTO.

April 28th, 1927.

James White, Esq.,
Technical Adviser,
Department of Justice,
Ottawa.



Dear Mr. White:-

I have your letter of April 27th.

I am not at present familiar enough with the case to know how far the material which you are finding will be relevant, and I have deliberately been doing nothing further upon it until we are able to see the Department of State, and see what the chances are of getting legislation admitting us to the Court of Claims.

My own view is that it is not worth while at present to spend time or money collecting further material. We cannot get any legislation until the end of this year or the beginning of next, and, after the legislation is passed, if it is passed, it will probably be still some months more before we can come before the Court of Claims. I am all for being forehanded, but it strikes me that, until we have at least taken the matter up again with the Department of State, the position is too uncertain to justify further expenditure.

It seems to me that you ought to get instructions from Mr. Edwards before you do anything more.

With kind regards,
Yours sincerely,

(Sgd) Christopher C. Robinson.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

152610-1

INDIAN OFFICE

M. G. McArthur

19.....

**CANADIAN INDIANS
CLAIM FUNDS FROM
U.S. GOVERNMENT**

Montreal Gazette
**New Legation Presses for
Settlement of Pottawa-
tomie Demands**
Mon 2/27
\$1,000 APIECE ASKED

**Petitioners Descendants of
Wisconsin Indians Who
Crossed to Canada When
Tribes Pushed West**

(By Canadian Press.)
Washington, March 19. — Does Uncle Sam owe some Canadian Indians a thousand dollars apiece? Scattered along the shores of the Great Lakes are 1,550 Pottawatomie Indians in Canada who claim descent from the Wisconsin Pottawatomes of a century ago. They claim their share of an accumulated fund of nearly two million dollars which their cousins in the United States have dipped into by right of direct descent from the Wisconsin band.
The claim is an old one. For one reason or another, the United States authorities have postponed action on it for years. Now the Canadian legation has re-opened it and is urging prompt settlement.
Between 1785 and 1861 the United States Government made a series of treaties with the Wisconsin Pottawatomes whereby the Indians moved westward and relinquished their more valuable land at the head of Lake Michigan, now comprising parts of the states of Michigan, Wisconsin, Indiana and Illinois. Prairie lands and cash consideration entered into the bargain, and the Indians who stuck to the tribes did not lose much by the exchange. There were scattered groups, however, who did not join the general trek.
Some remained in the eastern states. An estimated total of 1,137 went to Canada, and their descendants, estimated to number 1,550, now live "along the northern shore (to quote the United States report) at distances inland and on islands, including Great Manitoulin, from the eastern end of Lake Superior to the southeastern part of Lake Huron. They also reside along the entire mainland of Georgian Bay and on the Canadian peninsulae formed by that bay and lakes Huron, Erie and Ontario." The Pottawatomes on Walpole Island, near Sarnia, are not related to the Wisconsin band, in the opinion of the United States investigators.

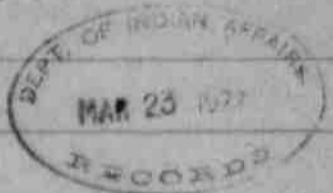
CLAIMS FILL MANY VOLUMES.

The claims of the tribes which left a century ago, a great tract of country to the white man, have bulked large in the consideration of the United States governments and congresses ever since. Many a portly tome is filled with the record. But that part of it which interests Canadians can be summed up briefly.

While descendants of the original Wisconsin band now resident in the far western states were enjoying the benefits of their treaty with the Government, the United States Indian Department did not feel that other descendants resident elsewhere should be completely overlooked.

Since 1894 grants have been made by Congress, and interest has accumulated on them, until the fund "to enable the secretary of the interior to take charge of certain stray bands" reached in 1919 the respectable sum of \$1,984,565. Of this \$447,339 has been paid to the 457 descendants of the Wisconsin band resident in the United States. There remains a little over a million and a half, which is being claimed by the 1,550 Indians in Canada who have proved descent from that band.

Quoting the precedent of the New York Indians, who were held by the United States Supreme Court not to have forfeited their claim on the United States Government when they migrated to Canada, the Canadian Government is asking that the moneys set aside for the Wisconsin band be handed over to Canadian descendants of that band.



Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

1526107

INDIAN OFFICE

M. G. ...

19.....

**CANADIAN INDIANS
CLAIM FUNDS FROM
U.S. GOVERNMENT**

Montreal Gazette
**New Legation Presses for
Settlement of Pottawa-
tomie Demands**
Mar 21/19
\$1,000 APIECE ASKED

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Tribes Pushed West**

(By Canadian Press.)

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Some remained in the eastern states. An estimated total of 1,137 went to Canada, and their descendants, estimated to number 1,550, now live "along the northern shore (to quote the United States report) at distances inland and on islands, including Great Manitoulin, from the eastern end of Lake Superior to the southeastern part of Lake Huron. They also reside along the entire mainland of Georgian Bay and on the Canadian peninsulas formed by that bay and lakes Huron, Erie and Ontario." The Pottawatomes on Walpole Island, near Sarnia, are not related to the Wisconsin band, in the opinion of the United States investigators.

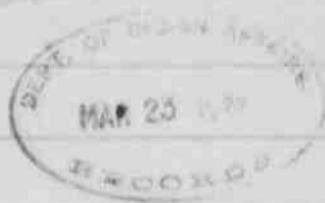
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While descendants of the original Wisconsin band now resident in the far western states were enjoying the benefits of their treaty with the Government, the United States Indian Department did not feel that other descendants resident elsewhere should be completely overlooked.

Since 1864 grants have been made by Congress, and interest has accumulated on them, until the fund "to enable the secretary of the interior to take charge of certain stray bands" reached in 1919 the respectable sum of \$1,264,565. Of this \$447,239 has been paid to the 457 descendants of the Wisconsin band resident in the United States. There remains a little over a million and a half, which is being claimed by the 1,550 Indians in Canada who have proved descent from that band.

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Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

COPY/SG

A. G. CHISHOLM, K. C.

Barrister, &c.

Canadian Bank of Commerce Chbrs.,
Corner Dundas and Richmond Sts.

London, Canada, May 21, 1927.

W. Stuart Edwards, Esq.,
Deputy Minister of Justice,
Ottawa, Ont.

Dear Sir:-

re Pottawatomes,
A. 864-3.

CONFIDENTIAL.

In connection with the attached press clipping, I have in mind the statement of Secretary of State Kellogg to the British Ambassador, of May 14, 1926, reviewing British claims against the United States, in which he expressed the hope that such progress might be made for the adjustment of their claims against Great Britain at the conference arranged to be held in London, that it might be possible for the State Department to present to Congress information regarding the general claims situation between the two Governments, which would cause that body to look with favour upon any proposal for the enactment of legislation for the benefit of British claimants, which might be approved by the Department of State.

From the despatch of the British Ambassador to H.E. the Governor General of July 30, 1926, in which the former referred to these claims, it would appear the claim of the Pottawatomes had been selected by the State Department as one amongst a number of entirely different cases for use as a supposed lever to propel His Majesty's Government in the direction of agreeing to the blockade claims.

I have quite in mind the expression of the Ambassador in the above referred to despatch, as to the attitude of the British Government towards what he calls "purely blockade claims", but he also refers to numerous claims of various kinds then pendings between the two Governments concerned which originated from one cause or another during the war, which had been classified and were to be dealt with by the London conference. In view of all the considerations referred to in the despatch, the Ambassador mentioned the possibility, on the re-assembly of Congress, the way might be open for the further prosecution of the Pottawatomie claim quite independently of any of the other cases referred to in his despatch. The statement in the press clipping would indicate a favourable circumstance has arisen.

In the communication of the Under Secretary of State for External Affairs of July 23, 1926, the Canadian Government referred to its consideration of the possibility of suggesting that in the event of a decision to provide for a settlement of the so-called "blockade claims", provision should also be made simultaneously for settlement of the Pottawatomie claim. I infer that this statement alluded not only to what the Ambassador called "purely blockade claims" but also the other miscellaneous claims his despatch referred to.

I have to urge that your Department which I presume is fully advised of all the details of the negotiations referred to here, will take full advantage of any circumstances which would seem to offer an opening for pressure on the United States Government to now facilitate the disposal of the Pottawatomie claim. I gather from your statements in our previous correspondence regarding this case, the despatch to the Canadian Minister there referred to, has not yet gone forward, and hope some action may be taken to expedite this, so that Hon. Mr. Massey may be able to take full advantage of any circumstances appearing to facilitate a favourable disposition of this claim.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

-2-

I think also Mr. Massey should be asked in any conferences on this subject, to remind the State Department of Mr. Vallane's undertaking to myself, with which you are familiar.

Faithfully yours,

(SGD.) A. G. CHISHOLM.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY/SG

A.G. CHISHOLM, K.C.
Barrister, &c.

London, Canada, June 22, 1927.

W. Stuart Edwards, Esq.,
Deputy Minister of Justice,
Ottawa, Ont.

A. 864-3.

Dear Sir:-

Re Pottawatomies

CONFIDENTIAL.

I have yours of 16th. instant which throws light on the present position of the above matter. I shall be interested in hearing the result of the conference at Washington which you refer to.

Reviewing the enclosures in your letter, might I remark that when I entered into the agreement between the Indian Department and myself respecting the future conduct of the case, I gave up very considerable potential advantages, relying on the Department living up to its part of the arrangement between us. I cannot therefore view with equanimity the various proceedings in which the Indian Department exercising control, has without seeking my views, arranged conferences, decided on action, and issued instructions to Mr. Robinson, which under our agreement, I think I should have been consulted about, partaken in, or authorized to carry out.

It was never contemplated that Mr. Robinson's retainer was to exclude my own professional employment, but rather as you expressed it "to look after in conjunction with yourself (myself) the presentation of this case to any Tribunal to which it may be referred, and to advise from time to time on the best steps to be taken to secure an early and satisfactory disposition of the claim".

As making any cavil about such things is repugnant to me and I have no idea the Indian Department wishes to treat me unjustly, I trust this representation may result in some alleviation of such circumstances as I refer to.

Faithfully yours,

(Sgd.) A. G. CHISHOLM.

WSE/ELJ.

OTTAWA, June 28, 1927.

A.864-3.

Re: Pottawatomies.

Dear Dr. Scott,

"ENC."

I enclose for your information copy of a letter dated the 22nd instant which I have received from Mr. Chisholm. Before replying to Mr. Chisholm I should appreciate any observations which you may desire to make upon the subject matter of his complaint.

Yours truly,

W. Stewart Edwards

Duncan C. Scott, Esq.,
Deputy Superintendent General,
Department of Indian Affairs,
O t t a w a.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA



7th July, 1927.

Dear Mr. Edwards,

Re Pottawatomies
A.864-3

I have your letter of the 28th ultimo with a copy of a letter received by you from Mr. A.G.Chisholm in which he takes exception to the action of the Department in issuing instructions to Mr. Robinson and exercising control of this case without his being consulted.

In reply I beg to say that I regard Mr. Chisholm's complaint as negligible. I do not think that he has any reason to find fault with Mr. Robinson's status in this case as defined in the paragraph of your letter which he quotes.

Yours truly,

sed

Duncan Scott

Deputy Superintendent General.

W.Stuart Edwards, Esq.,
Deputy Minister of Justice,
Ottawa.

asw.

*Chisholm
177.03*

156610-4

Ottawa, August 24, 1927.

Dear Sir,-

With reference to the Pottawatomie claim, I beg to draw attention to the fact that you received an advance from the Department prior to the 1st April last, and you have not as yet accounted for the balance, namely, \$178.03. If you have not expended this money, kindly refund it to the Department without delay. If you spent the money, I shall appreciate your forwarding receipts together with a statement of disbursements.

As the Auditor General is calling for an accounting of this advance made from last fiscal year's appropriation

Yours truly,

F.H. Paget
Chief Accountant.

A.G. Chisholm, Esq., K.C.,
Barrister, &c.,
London, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

X

August 30, 1927.

Dear Sir,-

Re - Pottawatomie Claim

It is thought advisable to bring to your attention the fact that Mr. A. G. Chisholm, Barrister, of London, who received an advance from this Department prior to the 1st April to cover expenses connected with this claim has not accounted as yet for a balance of \$178.03. His attention was drawn to the matter on the 24th of this month but no reply has been received.

The Auditor General has requested this Department to see that the money advanced is accounted for forthwith, and, as Mr. Chisholm has not replied to the letter written him on the date mentioned, I shall appreciate your writing him and obtaining the necessary refund.

Yours truly,

J. D. McLean
J. D. McLean
Acting Deputy Superintendent General.

AM
[Signature]
The Deputy Minister of Justice,
Ottawa.

[Signature]

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

152610-4

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

G. CHISHOLM, K. C.
Barrister, &c.

[Handwritten signature]

London, Canada, September 7, 1927.

F. H. Paget, Esq.,

Chief Accountant Department Indian Affairs,
Ottawa, Ont.

DEPT. OF INDIAN AFFAIRS
SEP 8 1927

Dear Sir:-

re Pottawatomies, 156610-4.

On my return to the office I found your letter of the 24th. ultimo in the above matter. All moneys advanced me in connection with this case have been expended and I will have accounts made up and submitted in the course of the next few days.

I find also a letter from the acting Deputy Minister of Justice on this subject. I am writing him today,

Wrote on request

Faithfully yours,

[Handwritten signature]

ACCOUNTANTS
SEP 9 1927

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

F. 156,510-4

Ottawa, September 26th, 1927.

Dear Sir:-

100c
Mr. [Signature]
Please note
noted also.

Referring to your letter of the 7th instant in which you promised to submit your accounts in the course of a few days, I beg to remind you that I am still without them, and must ask you to explain your failure to comply with the Auditor General's request.

I may say that no further advances will be made in the absence of these accounts.

Yours truly,

[Signature]
E. H. Paget
Chief Accountant.

A. G. Chisholm, Esq., K.C.,
Canadian Bank of Commerce Chambers,
L O N D O N,
Ontario.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

Ottawa, 29th September, 1927.

Sir,

Re Pottawatomes.

In further reference to your letter of the 24th ultimo suggesting an interview with the Deputy Superintendent General in this matter, I beg to say that the Deputy is not favourable to this suggestion as he is unable to see that it would serve any useful purpose at this stage.

Your obedient servant,

oel

Asst. Deputy and Secretary.

A.G. Chisholm, Esq., K.C.,
Canadian Bank of Commerce Chambers,
London, Ont.

ASW.
Chisholm

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA



OTTAWA, 22nd September, 1927.

Dear Dr. Scott:

Mr. C. C. Robinson writes me as follows:

"I was in Washington just before I sailed in June, and settled there with Mr. Massey the form of a note, which he was to deliver to the United States Secretary of State immediately, asking for some action. I told him that I should be glad to deal during my absence with any reply that might be received, but since then I have heard nothing further. I am writing to Mr. Edwards today to know what the situation is.

"I hope that you had a pleasant and restful summer, and that I shall see you before long."

Apparently things are much the same as in May, except as regards the temporary arrangement made by Sir Cecil Hurst is concerned. That agreement provides that we have till mid-July of next year during which we may make some arrangement respecting arbitration or a hearing before the U. S. Court of Claims.

Yours faithfully,

James White
Technical Adviser.

Dr. Duncan C. Scott,
Deputy Superintendent General,
Indian Affairs Department,
Ottawa, Ontario.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156 510-4

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

CHISHOLM, K. C.
Barrister, &c.

London, Canada, September 27, 1927.



[Handwritten signature]
Y. H. Paget, Esq.,

[Handwritten mark]

Chief Accountant, Department Indian Affairs,
Ottawa, Ont.

Dear Sir:-

I have your letter of the 26th. instant referring to my promise of the 7th. instant to submit accounts in the course of a few days and asking some explanation of my apparent failure to do so.

In reply I would state that accounts were duly forwarded to my Agent, Mr. Sinclair, on the 9th. instant, but Mr. Sinclair was absent from the City. His Clerk however wrote me she had seen Mr. McLean on the subject who told her nothing could be done about referring for taxation till the return of Mr. Scott about the end of the present month.

I am in receipt of a letter today from Mr. Sinclair in which he states he has seen Mr. Scott, who has referred the accounts for taxation, so that I presume the matter will be now adjusted.

I trust this explanation will be satisfactory to yourself and the Auditor General.

Faithfully yours,

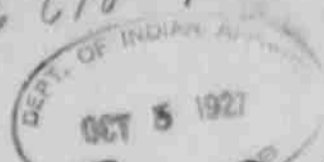
Your No. 156, 510-4.

[Handwritten signature]

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156 610-4



Christian Island, Dec 4th / 27

To The Dept. of Indian Affairs
Ottawa

Sir. I want to ask the Dept.
if it's correct, as I am notified,

that Mr A. G. Osholm, K.C. of London
has resigned from being a Commissioner
for the Pottawatonic Claims.

and that Chew & Jackson is about to take the
case in hand. if that has been done
let me know.

Awaiting an early Reply

I am yours Truly

M. J. Sandy.

Mr. J. J. J. J.

October 6th. 1927.

Dear Sir,

I have to acknowledge the receipt of your letter of the 4th. instant. The statement that Mr. A. G. Chisholm, K.C., of London, Ont., has ceased to act for the Indians in the prosecution of the Pottawatomie claim, and that the case is anout to be taken up by Messrs. Chew and Jackson is untrue. Mr. Chisholm is still acting for the Indians in the prosecution of this claim.

Yours very truly,

J. J. J.

Duncan Scott

Deputy Superintendent General.

Mr. M. J. Sandy,
Christian Island,
Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156,610 ⁴



Receipt

DUPLICATE, FOR DEPARTMENT.

No. 8358.

Bank of Montreal,

*By
General Sec
A.M.*

\$ 178.03

Ottawa, Oct., 13th., 1927.

RECEIVED from Department.

on account Indian Funds.

the sum of one hundred & seventy - eight 03/100.....Dollars,
which amount will appear at the RECEIVER GENERAL'S credit
with this Bank.

Signed in Triplicate,

Ent'd.

M. E. Lee
Pro. Manager.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

No. 8358.

ORIGINAL, FOR THE DEPOSITOR.

Bank of Montreal,

\$ 178.03

Ottawa, Oct., 13th., 1927.

RECEIVED from Department.

on account Indian Funds.

the sum of One hundred & seventy - eight 03/100.....Dollars,
which amount will appear at the RECEIVER GENERAL'S credit
with this Bank.

Signed in Triplicate,

Ent'd. ✓

M. G. Allen
Pro. Manager.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(Copy)

No. 239.

19th September, 1927.

Sir,-

I have the honour to refer to Mr. Massey's note Number 169 of June 17th, 1927, concerning the claim against the Government of the United States of the Pottawatomie Indians of Wisconsin, now residing in Canada.

I should be glad to be informed whether the appropriate authorities of the Government of the United States have yet decided whether they are prepared to accede to the proposal of His Majesty's Government in Canada, that suitable legislation should be recommended to Congress with a view to the submission of this claim to the Court of Claims.

I have the honour to be,
with the highest consideration,
Sir,
Your most obedient,
humble servant,
(Signed) H.H.WRONG,
for the Charge d'Affaires.

The Honourable

Frank B. Kellogg,

Secretary of State of the United States,
Washington.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY/SG

(Draft)

London, 1927.

William R. Vallance, Esq.,
Assistant to the Solicitor,
State Department of the United States,
Washington D.C., U.S.A.

Dear Mr. Vallance:-

In the Fall of 1923 you were the competent officer of the State Department dealing with the matter of the claim of the Canadian Pottawatomes of Wisconsin for certain relief against the United States. At that time I visited the State Department as the duly accredited Agent of the Canadian Government and of the claimants, to make certain proposals to the American Government on this subject. I was received by you in the above capacity.

In the course of our several conversations you stated if the Canadian Government would grant fiat to the petition of right filed on behalf of the Hoppe heirs which was mentioned as the "Isenberg" case, enabling these claimants against the Canadian Government for certain relief, to proceed in the Exchequer Court of Canada for the recovery of their claim; the State Department would submit to the Congress of the United States with a recommendation the same be enacted into law, an Act enabling the Canadian Pottawatome claimants to proceed before the Court of Claims for the recovery of their claim against the United States. This proposal of yours, you stated to me had the sanction of Mr. Phillips, Assistant Secretary of State, having oversight of the matter. You reiterated this offer when I saw you in Ottawa in the month of November following.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
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PUBLIC ARCHIVES
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CANADA

Since then the Canadian Government has given fiat to the petition of right referred to (the Isenberg case) and although over a year has since elapsed it would appear the reciprocal obligation of the State Department in the Pottawatomie case has not been implemented, or so far as I am advised have any arrangements been suggested by the State Department, for the purpose.

I would be very greatly obliged indeed if you would inform me at some early date, what steps the State Department proposes taking and when, to carry out its obligation in the above respects.

Faithfully yours,

(Copy)

17th June, 1927.

No.169

Sir,-

I have the honour to refer to the correspondence between His Majesty's Ambassador for Great Britain and your Department, ending with your note of May 14th, 1926, upon the subject of the claim against the United States Government of the Pottawatomie Indians of Wisconsin now residing in Canada.

It will be remembered that this is a claim on behalf of these Indians for their proportional share of annuities and other monies under a number of treaties between the United States and the Pottawatomie Nation. Full particulars of the claim have been furnished to your Department in a brief and statement of facts presented on February 7th, 1923, and in the above mentioned correspondence.

The request of His Majesty's Government in Canada has been that the claim should be submitted to the United States Court of Claims for adjudication, and that the necessary legislation for that purpose should be introduced into Congress. The attention of the Government of the United States has been drawn to the claim upon many occasions, and the correspondence has now extended over a number of years, but His Majesty's Government in Canada is not yet informed whether the United States Government is prepared to concur in the request above mentioned.

In your note of May 14th, 1926, you informed

The Honourable
Frank B. Kellogg,
Secretary of State of the United States,
Washington.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

His Majesty's Ambassador for Great Britain that in view of the sentiment in certain quarters in the Congress, the Department of State was of opinion that no good purpose would be served by urging at that time the enactment of legislation for the benefit of these and other claimants; but you expressed the hope that, as the result of consultations in London then contemplated, it would be possible to present to the Congress "information regarding the general claims situation between the two Governments which will cause that body to look with favour upon any proposal for the enactment of legislation for the benefit of British claimants which may be approved by the Department of State". Since these consultations have now taken place, and have culminated in an exchange of notes of May 19th, 1927, embodying an arrangement for the disposal of certain pecuniary claims arising out of the recent war, this obstacle to legislative action would now appear to have been completely removed.

Accordingly, I am instructed by His Majesty's Government in Canada again to bring this long outstanding claim to your notice, and to request that the United States Government may accede to the proposal that it be submitted to the Court of Claims, and may recommend to the Congress at its next session, the appropriate legislation.

I have the honour to be,

With the highest consideration,

Sir,

Your most obedient, humble servant,

(Signed) VINCENT MASSEY.

(Copy)

No. 368.

17th June, 1927.

Sir,-

With reference to your despatch No.178 of June 10th, 1927, I have the honour to enclose a copy of my note No.169 of June 17th, 1927, to the Secretary of State on the subject of the claims against the United States Government of the Pottawatomie Indians of Wisconsin, now residing in Canada. This note has been drawn up after consultation with Mr. Christopher Robinson, K.C.

I should be glad to be informed whether I am in possession of all the relevant correspondence of importance regarding this claim. Certain despatches are contained in a printed volume of correspondence which you were good enough to send me some time ago, entitled "Pecuniary Claims", which includes despatches between October 1921 and May 1926. Other despatches dated between May and July, 1926, are contained in a folder labelled "Claims of Pottawatomie Indians". It appears that the record of the case may not be quite complete, and I should be glad to receive any additional papers which may assist me in making representations to the Department of State.

I have the honour to be,
with highest respect,

Sir,

Your most obedient,

humble servant,

(Signed) Vincent Massey.

The Right Honourable

The Secretary of State for External Affairs,

O t t a w a.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

ELJ.

Handwritten notes and signatures:
D.V.H.
Mr. [unclear]
Dean [unclear]

OTTAWA, October 4, 1927.

A. 864-3.

Re: Pottawatomies.

*noted
asw*

Dear Dr. Scott,

I beg to enclose herewith for your information the following papers in the above matter:-

1. Copy of Hon. Mr. Massey's note to the Honourable Frank B. Kellogg, Secretary of State of the United States, dated the 17th June, 1927 (No. 169).
2. Copy of Mr. H. H. Wrong's note to Mr. Kellogg, dated the 19th ultimo (No. 239).
3. Copy of draft letter which Mr. A. G. Chisholm, K.C. proposes to send to Mr. William R. Vallance, Assistant to the Solicitor, State Department of the United States at Washington.

"ENC."

Yours very truly,

Duncan C. Scott, Esq.,
Deputy Superintendent General,
Department of Indian Affairs,
O t t a w a.

W. S. Edwards

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

156610 ⁴

Copy.

London, September, 1927.

Department of Indian Affairs,
in acct. with
A. G. Chisholm, Solicitor &c.
re Pottowatomies.

December 17, 1926.

	1926.			
1.00	Dec. 18	Lr. to Agent, Ottawa	1.00	
		Paid express charges		.45
1.35	" 22	Tgm from Agent & paid	1.00	.35
	1927			
	Jany 5	Lr. to Milliken & post	1.00	.02
	" 10	Lr. to Mr. Robinson K.C. & post	1.00	.02
	" 13	Paid express charges		.45
	" 17	Lr. to Mr. Robinson & p.	1.00	.02
	" 19	Lr. to Mr. Robinson K.C. & p.	1.00	.02
	" 22	Lr. to Keeshig & p.	1.00	.02
	" 22	Lr. to Sandy & p.	1.00	.02
		Lr. to Mr. Edwards	1.00	
	" 27	Lr. to Langley & p.	1.00	.02
		Lr. to Mr. Edwards	1.00	
	" 28	Lr. to Keeshig & p.	1.00	.02
		Lr. to Sandy & p.	1.00	.02
	Feb. 9-	Lr. to Mr. Edwards	1.00	
	" 10-	Lr. to Maggrah & p.	1.00	.02
3.00	" 24-	Lr. to Mr. Robinson p. Spl.	5.00	.02
	Mch 12	Lr. to Mr. Edwards	1.00	
		Attg. & advg. Chief Dodge	3.00	
1.00	" 16	Lr. to Esquimaux & p.	1.00	.02
1.00	" 17	Attg. & Advg. Mrs. Fisher	3.00	
1.00	" 18	Lr. to Mr. Edwards	1.00	
1.00		Attg. & advg. Chief Halfday	3.00	
1.00	" 29	Long lr. to W. George & p.	2.00	.02
1.00		Attg. & advg. Mrs. Doxtator	3.00	
	Apl. 9-	Attg. & advg. Mrs. M. Currie	3.00	
	" 12	Lr. to Mr. Edwards	1.00	
1.00	" 14	Long lr. to Mr. S. Elliott & p.	2.00	.02
2.00	" 21	Attg. & advh. Keeshig	4.00	
	" 25	Lr. to Mr. Edwards	1.00	
2.00	" 30	Attg. on and advg. Carl Jones	4.00	
		Lr. to Mr. Edwards	1.00	
	May 2-	Attg. on & advg. Cloud	3.00	
	" 7-	Lr. to Keeshig & p.	1.00	
1.00		Lr. to Mr. Scott with enclosure,	2.00	
		Forward...	\$ 60.00	1.53
<hr/>				
\$17.35.				

17.35	1927.	-2-	Carried forward	\$60.00	1.53
2.00	May 11-	Attg. & advg.	Mrs. Grosbeck	4.00	
1.00	" 12-	Lr. to Isaacs & p.		1.00	.02
	" 20-	Attg. & advg.	Dodge	3.00	
8.00	" 21-	Lr. to Mr. Edwards,	spl.	10.00	
1.00	" 28-	Attg. & advg.	Vaucaush	3.00	
1.00	June 4-	Attg. & advg.	Simon	3.00	
1.00	" 13-	Lr. to Mr. Edwards,	spl.	2.00	
	" 13-	Lr. to Mr. Edwards		1.00	
	" 22-	Going over and consdg.	copies of Despatches for- warded by Mr. Edwards and letter to him	5.00	
.50	" 25-	Attg. & advg.	Misses French	2.50	
	July 8-	Lr. to Mr. Edwards		1.00	
2.00	Aug. 13-	Attg. & advg.	Mrs. Vaddilove	4.00	
1.00	" 25-	Attg. & advg.	Mrs. Margt. French	3.00	
3.00	Sept. 2-	Attg. ex-Chief Keeshig & advg.	him	5.00	
	7-	Lr. to Dept. Indian Affairs		1.00	
		Lr. to Justice Dept.		1.00	
-----				\$109.50	1.55
\$38.75				1.55	

				\$111.05	
				37.85	

				\$ 73.20	

494

*Handed Mr. Sinclair
Oct. 17/27*

This is my bill to which is to be added Agents charges to be submitted by him.

(sgd.) A.G. Chisholm.

Guil (Legal)
Morley

Department of Justice,
Oct. 14, 1927.
I hereby certify that I have examined this account and taxed the same at the sum of \$73.20.
(sgd.) W. Stuart Edwards,
Asst. D.M.J.

*Not sent
Mr. Stewart wrote
Mr. Massey as
per letter attached
See 8 - instead.*

Ottawa, November 21, 1927.

My dear Mr. King,-

Re Pettawatomie Indian Claim against
the United States.

You will no doubt recall our various conversations on the subject of the above claim. I understand that Mr. Edwards, Dr. Skelton and my Deputy for Indian Affairs had an interview with Hon. Vincent Massey, the Canadian Minister at Washington, and a certain line of procedure was decided upon. It is highly important that this question should be pushed, and that at a very early date a decision should be come to as to the manner of its adjudication. I believe that the claim is a valid one and worthy of our continued interest. May I therefore ask that when you are at Washington you will mention this matter to the Hon. Mr. Massey and urge upon him the necessity of making representations to the United States Government.

Yours faithfully,

WLM

Rt. Hon. W.L. Mackenzie King, C.M.G.,
Prime Minister of Canada,
Ottawa.

1272

November 21, 1927.

Memorandum:

Honourable Charles Stewart.

I am sending herewith a draft letter to the Prime Minister which I would be very pleased if you would cause to be forwarded. It was arranged that the Honourable Mr. Massey should take this claim up with the Secretary of State and endeavour to get the good will of the United States Government in order that whatever action was necessary, whether congressional or otherwise, would be taken in order to permit that the adjudication of the claim should be decided upon. We all think this claim is a valid one, and I would urge that when the Prime Minister is in Washington he would speak to our Minister about it and endeavour to get some action. If you would also take this matter up with Mr. Massey I should be much obliged.

Paul Scott

Deputy Superintendent General.

oel

*not sent
see above.*

Ottawa, November 21, 1927.

My dear Mr. King:-

Re Pottawatomie Indian Claim against
the United States.

You will no doubt recall our various conversations on the subject of the above claim. I understand that Mr. Edwards, Dr. Skelton and my Deputy for Indian Affairs had an interview with Hon. Vincent Massey, the Canadian Minister at Washington, and a certain line of procedure was decided upon. It is highly important that this question should be pushed, and that at a very early date a decision should be come to as to the manner of its adjudication. I believe that the claim is a valid one and worthy of our continued interest. May I therefore ask that when you are at Washington you will mention this matter to the Hon. Mr. Massey and urge upon him the necessity of making representations to the United States Government.

Yours faithfully,

del

Rt. Hon. W.L. Mackenzie King, C.M.G.,
Prime Minister of Canada,
Ottawa.

COPY.
ELJ.

London, Canada, November 25, 1927.

W. Stuart Edwards, Esq.,
Deputy Minister of Justice,
Ottawa, Ont.

CONFIDENTIAL

Dear Mr. Edwards:-

A. 864-3,
re Pottawatomies.

I have not heard from you that any reply has been received from the State Department to the communications in the above matter sent the Secretary of State by Mr. Massey, of which you sent me copies in yours of September 28th. last, and assume no reply has been received.

Under these circumstances I have thought you might have some suggestion to make so the case may be in some way expedited. I would be glad to be advised as to your views.

Faithfully yours,

(Sgd.) A. G. Chisholm.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

WSE/ELJ.

R

OTTAWA, December 2, 1927.

A. 864-3.

Re: Pottawatomies.



Dear Sir,

Referring to my conversation with you the other day, I enclose for your information copy of a letter dated the 25th ultimo which I subsequently received from Mr. Chisholm. I should be glad if you would let me know whether you found it possible to take any action through your Minister in the manner suggested at our interview.

"ENC."

Yours very truly,

W. Stuart Edwards

D. M. J.

Duncan C. Scott, Esq.,
Deputy Superintendent General,
Department of Indian Affairs,
O t t a w a.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Copy.

Personal and
Confidential

Ottawa, Ontario,
December 3, 1927.

Dear Mr. Massey -

I neglected to mention a rather important matter upon my recent visit to the Legation. It concerns what is known as the Pottawatomie Claim. I understand that you have been furnished with complete memoranda and that you are quite familiar with the details.

For some time consideration was denied by the Washington authorities on the ground that the Canadian Government were not willing to give consideration to a claim of an American citizen by the name of Isenberg. However, that objection has been removed as a Fiat has been granted to the Isenberg claimants to submit their whole claim to the Exchequer Court, but so far the representatives of the Isenbergs have not filed their brief with our Exchequer Court. This, however, can no longer be offered as an excuse by the American authorities for refusing to allow the Pottawatomie case to go to their Court of Claims.

I am merely writing you this in a personal way, asking you to press this claim, which I should have done when on my visit to Washington.

With kindest regards,

Yours faithfully,

(sgd) C. S.

The Honourable Vincent Massey,
Legation of the Dominion of Canada,
Washington, D.C.,
U.S.A.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

**PUBLIC ARCHIVES
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CANADA**

156610-4

Receipts

File

December 5, 1927.

Dear Sir,-

Re: Pottawatonia

In reply to your letter of the 2nd instant with an inclosure from Mr. A. G. Chisholm, I have to say that I drew the attention of my Minister to this matter before he left for Washington and also discussed the matter with him. He had no opportunity of speaking to the Honourable Mr. Massey but promised to write him immediately urging that some action be taken at a very early date.

Yours very truly,

Duncan Scott

Deputy Superintendent General.

del

W. Stuart Edwards, Esq.,
Deputy Minister of Justice,
Ottawa.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

D.M.

Port Elgin-Nov-28th-1927-

MINISTER'S OFFICE
NOV 30 1927
DEPT. OF INTERIOR

The Honourable -Charles, Stewart-
Minister of Indian Affairs

B

RECEIVED
DEC 2 1927
DEPT. OF INDIAN AFFAIRS

Jm To Pottowatomie-Indian claims-

Would you kindly let me know how this matter is getting along
and ^{what} ~~what~~ prospect there is of the -Indians getting their
long deferred money-as they need it so much-

I have been doing my best for those people for some years
a number of them came to my Office today and asked me to
write you this letter-trusting to have your kind consideration
and receive your reply soon- it is now over 20 years since
they commenced -trying to get their money

I have the honour to be-

Sir-

Your most obdt servant-

J. A. Chapman

Referred to the Deputy
Minister of *Indian Affairs*
NOV 30 1927
FOR ATTENTION
DRAFT REPLY
[Signature]
P.M.V. USCY.

Indians Present

*John B Kewskig
Andrew Pitcher
Ben Jackson
Fred Wahbye*

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Copy.

CANADIAN LEGATION
WASHINGTON

10th December 1927.

Private & Confidential.

My dear Mr. Stewart:

I have your letter of December 3rd with regard to the Pottawatomie Indian Claim. This has been a subject of correspondence between the Legation and the Department of State since last spring. Our Note pressing for action in the matter has been followed up by subsequent requests in writing, and within the last few weeks, I approached the Secretary of State, personally, requesting him to give the matter the earliest possible consideration. While I was in his office he referred the matter to the official directly in charge of it, and I had expected that before now I should hear something had been done. I shall follow the matter up again immediately. I quite share your views as to the importance of pressing the claim.

With kindest regards,

Yours sincerely,

Sgd. Vincent Massey.

The Hon. Charles Stewart,
Ottawa.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

December 13th. 1927.

Dear Sir,

I have to acknowledge the receipt of your letter of November 28th. with reference to the Pottawatomie claim. This case is being conducted in the proper manner. The Department of Justice and the Department of External Affairs are, through our Minister at Washington, *are* dealing directly with the United States Government with the hope of having this question adjudicated in the courts.

ocl
Yours very truly,

D. J. [Signature]
Deputy Superintendent General.

J. A. Chapman, Esq., J.P.,

Port Elgin, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Copy.

By [unclear]
1272

CANADIAN LEGATION
WASHINGTON

14th. December 1927.

Personal and Confidential.

My dear Mr. Stewart,

With further reference to your letter of December 3rd. concerning the Pottawatomie Claim, I write to let you know that I have once more drawn the attention of the Department of State to this Claim, and I very much hope that some action will result in the course of the next few days.

With kindest regards,

Yours sincerely,

Sgd. Vincent Massey.

The Hon. Charles Stewart,
Superintendent General of Indian Affairs,
Ottawa,
Canada.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

156610-4

Wskwenikong, Ont.

Dec. 10/27.

Dept. of Ind. Affairs
Ottawa, Ont.



I read some papers
addressed to Jas. McLeod dated
Nov. 24/27. signed by Samuel P.
Langley, acting for William Tobey,
of Midland, Ont. reporting that
Mr. Chisholm ^{had} been ^{by} the
Indian Department. is representative
of the Pottawattonic Claimants.
and are trying to get the
Indians to sign for another
representative.

Yours Truly

Chas. S. King.

Will await an early reply.
C. S. K.

THE DEPARTMENT OF JUSTICE,
IN ACCOUNT WITH

Copy, 670

MR. CHRISTOPHER ROBINSON, K.C.

TORONTO, DEC. 8TH,
1927.

1927

RE POTTAWATOMIES.

APRIL 4TH

ENGAGED IN ALL 1 1/2 DAYS IN TORONTO & 1 DAY IN WASHINGTON, ON THIS CASE, CONSIDERING MATERIAL EXAMINED BY MR. WHITE, AND ADVISIBILITY OF FURTHER SEARCH AT PRESENT, EFFECT OF PAYMENT OF FIRST SCHEDULE PECUNIARY CLAIMS, COURSE TO BE PURSUED, ETC., SPECIAL VISIT TO WASHINGTON, AND ENGAGED THERE ON JUNE 16TH ON CONFERENCES WITH MR. MASSEY AND MR. WRONG, REVISING FURTHER NOTE TO BE SENT TO THE UNITED STATES GOVERNMENT, GOING OVER CASE WITH MR MASSEY, AND CONSIDERING BEST METHOD OF OBTAINING ACTION, ETC.

TO
DATE.

ATTENDANCES, INTERVIEWS, CORRESPONDENCE, ETC., NOT INCLUDED IN THE ABOVE -

DISBURSEMENTS: -

TELEGRAMS AND TRAVELLING AND HOTEL EXPENSES IN WASHINGTON,

\$ 212.60

\$ 5.00

48. 13

TOTAL,-

\$265.63

*670
Paid at \$265.63
lch rec. to Justice Dept
Dec 15/27*

156610-4

ELJ.



PLEASE ADDRESS
THE DEPUTY MINISTER OF JUSTICE
OTTAWA

OTTAWA, December 10, 1927.

Mr. [Signature]

EXD 2

A. 864-3.

Re: Pottawatomies.

Dear Sir,

I enclose herewith the account of our agent for professional services herein, taxed and certified for payment at \$265.63. I should be glad if you would let me have a cheque for this amount at your convenience, payable to Christopher C. Robinson.

"ENC."

*General
Puy
[Signature]*

Yours truly, 12/27

*670
sent*

[Signature]

Deputy Minister of Justice.

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

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

Midland - Ont.

Dec 17/27

J. W. Maclean Esq
Asst Deputy and Secretary
Department of Indian Affairs
Ottawa Canada

Sir,

I understand that Mr. Chisholm has prepared a Brief or statement covering the case of the Pottawatamie Claimants residing in Canada recommending the case be referred to the United States Court of Claims for adjudication and settlement and had already been forwarded to Washington D.C. Secretary of the Pottawatamie Claimants in Canada I wish to say Mr. Chisholm's services had been dispensed with by the Claimants and I am at loss to understand at this late date whether he is acting without authority as far as the Claimants are concerned.

After the meeting of the Claimants in Toronto two years ago and a resolution passed of his dismissal he was immediately informed by the Secretary as per resolution and instructions of the meeting and since we claim he ceased to be our agent on the matter and appointed Manley Pheasant to be our lawful representative of which I am sure the Department is aware of.

Since the appointment of Manley Pheasant he had been to Washington gaining information which is of benefit to our case and we understand he had been working with Mr. Kappeler and Murrilat at Washington a well known Lawyer in that city these gentlemen secured payment a portion of this claim to the Pottawatamie remained in United States.

may also be interesting to note that some years ago Kappeler and Murrill advanced the claims to a certain stage where we would have been paid by the British Embassy at Washington had not interfered thro a request of Mr. Chisholm.

may also mentioned we tried to meet the official of the business department on the matter with some of the ministers of the Government to go into the matter carefully regret to say we were refused. Mr. Chew has the agreement of the representative body of the Claimants which met at Toronto, also individual contracts and powers of attorney from some fifteen or sixteen hundred of the Claimants authorizing him to act. But owing to the Department not recognizing the appointment of Mr. Chew he had not moved as he should have. The Indians are very much opposed to Mr. Chisholm's connection on the matter altho he had been working on the case for many years and made no headway. The only thing he ever done is that he collected large amount of money from the poor Indians stating that if he got the money he would be in a position to secure settlement of this claim and since nothing was done we have facts to show the Indians have been wrongly informed in years gone by thro this man, Chisholm, and before steps taken in fairness to the Indians a hearing should be granted with the Government so that the facts be addressed. May also state 30 per cent of the Claimants are non-treaty Indians and self supporting and has no connection with the Indian Department at Ottawa.

(3)

I am duly authorized by the Claimant
to ask your Department that a meeting be
arrange of which I am officer of the Department
be ~~present~~ present, or a representative Body
of Indians Visit Ottawa and have the opportunity
of manly I her I confirmed at an early date
possible -

In conclusion would suggest I be
furnished a copy of statement prepared by
Mr. Chisholm and all particulars in connection
therewith an official statement from your
Department is requested by the Claimants trusting
to hear from at an early date -

Yours truly

Henry Jackson

General Secretary

Ottawa and Claims

Midland out and

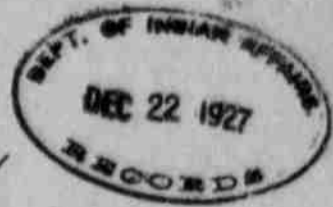
156610-4

Dec 17/27

Dear Mr. Williams

Kindly attend same as soon
as you can. I would be pleased for a reply
at an early date possible -

Yours truly
Harry Ferguson



[Handwritten signature]

R

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

C O P Y

FOR THE LEGATION

The Secretary of State presents his compliments to His Majesty's Minister for Canada and in response to the inquiry made in the Minister's note of December 14, 1927, informs the Minister that the claim of the Canadian Pottawatomie Indians is under examination by an officer of the Department.

When the examination is completed the Secretary of State will take pleasure in informing the Minister of the conclusions reached regarding the claim.

Department of State,
Washington, December 20, 1927.

411.41 P 85/53

W.R.C.Jr.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

EX-100

Ottawa, 28th December, 1927.

Sir,

I beg to acknowledge the receipt of your letter of the 17th instant, with reference to the Pottawatomic claim stating that Mr. Chisholm's services had been dispensed with and that Mr. Chew has been appointed to take his place and you suggest a meeting of the Indians with an officer of the Department.

In reply I beg to say that as you know Mr. Chisholm is the Solicitor who was engaged by the claimants to work up their claim and his employment was concurred in by the Department in a written agreement. Mr. Chisholm is still associated in this work by virtue of that agreement with the Department of Justice which is doing everything that can be done to have this claim submitted to a tribunal for determination. For your encouragement I may say that we have just received a communication advising us that some progress is now being made with this matter at Washington.

It does not appear that any useful purpose would be served by calling a meeting of the Indians in connection with this claim.

Your obedient servant,

Acting Asst. Deputy and Secretary.

del
WBM
Mr. Henry Jackson,
Midland,
Ont.

156610-4

FORM 6124

CLASS OF SERVICE	SYMBOL
Day Message	
Day Letter	Blue
Night Message	Nite
Night Letter	N L

If none of the symbols appears after the number of words this is a message. Otherwise its character is indicated by the symbol appearing after the check.

CANADIAN NATIONAL TELEGRAM

HEAD OFFICE, TORONTO, ONT. W. G. BARBER, General Manager

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528 JAN 5 PM 4

DEPT. OF INDIAN AFFAIRS
JAN 7 1928
RECORDS

J D MACLEAN

ASST DEPUTY AND SECRETARY DEPT INDIAN AFFAIRS OTTAWA ONT
KINDLY WIRE REPLY RE LETTER DATED SEVENTEENTH ULTIMO POTTAWATOMIE CLAIM

HENRY JACKSON.

copied EP

Cope

END

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

[Handwritten signature]

DEPT. OF INDIAN AFFAIRS
JAN 14 1928
RECORDS

CANADIAN INDIANS PRESS CLAIMS FOR \$4,815,000 AGAINST UNITED STATES

Don't take Jan 7/28
Based on Eviction in 1833
From Reservations in Illinois
and Indiana
ARE 1,500 CLAIMANTS

Will Probably Have to Plead
Case Before U.S. Court
of Claims

Special to The Star

London, Ont., Jan. 5.—Fifteen hundred Potawatomi Indians along the Canadian shores of Lake Huron—from Manitoulin, Christian Island, Cape Croker and Saugeen to Sarnia—and a smaller number in the Muncey reserve west of London and in the Rama reserve near Orillia will share in the distribution of nearly five million dollars if a claim now far advanced through tedious channels is ultimately recognized by the United States government.

Andrew G. Chisholm, K.C., London barrister, who for many years has specialized in Indian affairs, has made several visits to Washington since the claims of the Canadian Potawatomis were first legally presented in 1908. In the earlier stages of the quest for these moneys American members of the same tribe pressed their claims concurrently with the Canadian Potawatomis and some ten years ago the American branch won their case and secured the distribution of \$445,000, which figured out at about \$1,000 a head for the claimants.

The actual amount now claimed by the Canadian Potawatomis is \$1,500,000 and interest since the first presentation of the claim in 1908. Interest at

six per cent, would raise the total now to \$4,815,000. As there are 1,500 eligible to share, the average amount for each would be about \$3,200.

The claim of the Potawatomi Indians dates back to 1833 when it is claimed that the United States government forced a treaty on the tribe by which they were evicted from their reservation lands in Illinois and Indiana. The Indians resisted and troops were sent to escort them to Iowa. More than half who made that trip died en route, but the majority refused to join the trek and escaped to Wisconsin and into Canada. Their present claim is for payment for the lands they held in Illinois and Indiana.

Congress Must Approve

Washington, Jan. 5.—The American government owes approximately \$1,500,000 to a group of 1,500 Indians of the Potawatomi tribe which fled to Canada years ago, but payment of the sum can not be made until congress passes legislation authorizing it, officials of the Indian bureau of the department of the interior told The Toronto Star to-day.

[Stamp: EXT.]

"Toronto Star"
Jan, 7, 1928.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

Scott

H

DEPT. OF INDIAN AFFAIRS
JAN 14 1928
RECORDS

CANADIAN INDIANS PRESS CLAIMS FOR \$4,815,000 AGAINST UNITED STATES

2 copies also Jan 7/28
Based on Eviction in 1833
From Reservations in Illinois
and Indiana
ARE 1,500 CLAIMANTS
Will Probably Have to Plead
Case Before U.S. Court
of Claims

six per cent, would raise the total now to \$4,815,000. As there are 1,500 eligible to share, the average amount for each would be about \$3,200.

The claim of the Potawatomi Indians dates back to 1833 when it is claimed that the United States government forced a treaty on the tribe by which they were evicted from their reservation lands in Illinois and Indiana. The Indians resisted and troops were sent to escort them to Iowa. More than half who made that trip died en route, but the majority refused to join the trek and escaped to Wisconsin and into Canada. Their present claim is for payment for the lands they held in Illinois and Indiana.

Congress Must Approve
Washington, Jan. 5. —The American government owes approximately \$1,500,000 to a group of 1,500 Indians of the Potawatomi tribe which fled to Canada years ago, but payment of the sum can not be made until congress passes legislation authorizing it, officials of the Indian bureau of the department of the interior told The Toronto Star to-day.

Special to The Star

London, Ont., Jan. 5.—Fifteen hundred Potawatomi Indians along the Canadian shores of Lake Huron—from Manitoulin, Christian Island, Cape Croker and Sauguen to Sarnia—and a smaller number in the Muncoy reserve west of London and in the Rama reserve near Orillia will share in the distribution of nearly five million dollars if a claim now far advanced through tedious channels is ultimately recognized by the United States government.

Andrew G. Chisholm, K.C., London barrister, who for many years has specialized in Indian affairs, has made several visits to Washington since the claims of the Canadian Potawatomis were first legally presented in 1908. In the earlier stages of the quest for these moneys American members of the same tribe pressed their claims concurrently with the Canadian Potawatomis and some ten years ago the American branch won their case and secured the distribution of \$445,000, which figured out at about \$1,000 a head for the claimants.

The actual amount now claimed by the Canadian Potawatomis is \$1,500,000 and interest since the first presentation of the claim in 1908. Interest at

EX-119

"Toronto Star"
Jan, 7, 1928.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY

1272

Office of
The Minister of The Interior,
Ottawa, Ontario.
January 14, 1928.

Dear Mr. Chew,

I have your letter of the 11th instant re the Pottawatomie Indian claims.

This matter has been delayed from time to time in reaching the Court of Claims in the United States, mainly on account of the feeling that the Law Officers of the Secretary of State Department had that claims pending in Canada should reach the Exchequer Court at the same time. However, late in November this obstacle was removed and the Justice Department assure me that they are pressing the claims of these Indians and expect the hearing in the Court of Claims in the very near future. Justice also assure me that they have engaged Counsel and are vigorously prosecuting the case.

It seems impossible to make the Indians understand that we are looking after their interests. They have approached at least half a dozen people asking their assistance in this matter.

I regret if you have been put to any inconvenience or loss in connection with representations you have made. It would be very difficult for the Government to recognize any claims of this character but, in any event, the whole matter is now in the hands of the Justice Department.

Yours faithfully,

Charles Stewart.

Manley Chew, Esq.,
Midland, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Chippewa Hill Ont

156610-4

J.M.
Department of Indian Affairs,
Ottawa, Can.

JAN 17 1928

JAN 20 1928

Dear Sir;

Upon your honor, permit me to inform you, wherefore your letter is ultimately comprehended, in reference to the Pottawottomie claim and being translated by me, to Mr John B. Kewakeshig. Thus we firmly authorize, Mr Kappler, & Mr Merrilate, Barristers of Washington, to also originally adjudicate matters in question before the U.S. Government,

Yours Truly,

From Indian,

Mr Louis Ritchie

Over

Chippewa Hill
Ont.

P.S.

Please forward me
a recent issue of Copy
Indian Act,
Whereas, our Laws
has been amended
Practically Annually.

EXTRACT
ON 28J-2

Yours Truly
Mr. Jamie Ritchie
Chippewa Hill
Ont.

(Copy)

January 26, 1928.

Mr. M. J. Sandy,
President Pottawatonic Claimants,
Christian Island, Ont.

Dear Sir:-

I have to acknowledge the receipt of your letter of 23rd. instant with enclosures which you will find returned to you herewith. I have copies of these papers and there is no question of your position as President, which is fully recognized.

In reply to what you tell me as to the actions of Mr. O. H. Amish (or is it Smith) I am not surprised at all to hear the people he represents are continuing their efforts to divide the alienate claimants from the steps being taken by the Canadian Government on their behalf. I am surprised though to hear that any of the claimants would listen to what such men say to them. They have always relied on the Indian Department in the past, and should know, as is the case, the Department is doing everything possible to further their interests in this matter, at the present time. It is nonsense for these agitators to pretend they or their friends can do something for them the Government cannot or will not do. Claimants should realize this. I hope you will impress this truth on the people.

I wrote you last on October 11th., 1927, when I enclosed you copy of a letter sent by me to G. S. King, Secretary of Claimants at Manitoulin Island which fully explained the position of the case. I received no acknowledgment of this letter from you.

I have sent a copy of your letter just received to the Deputy Superintendent General, and he may take occasion to write you regarding the matters it refers to.

Faithfully yours,

" A. G. Chisholm "

(C o p y)

Christian Island,

Jan. 23, 28.

To -

A. G. Chisholm, K.C.,
London, Ontario.

Sir:-

Having not heard from you for a long time, I have a hard struggle here now, some people came on this Island collecting names in their service on the claim, and stated that I have no right to handle the case- the man who came here is O. H. Amish, Midland.

I am sending you the papers where it shows why I am taking the matter in hand as required. Kindly look into this and explain. I would be pleased to hear from you soon.

I am,

Yours truly,

" M. J. Sandy "

Note by A.G.C.

As the name which I have called " Amish " above appears rather illegible in Mr. Sandy's writing, it may be meant for " Smith ".

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

DEPARTMENT OF INDIAN AFFAIRS
SOLICITOR

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

CHISHOLM, K. C.
Barrister, &c.

London, Canada, January 26, 1928,.....

DEPT. OF INDIAN AFFAIRS
JAN 27 1928
RECORDS

Duncan G. Scott, Esq., F.R.S.C. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Sir:-

re Pottawatomies - I56610-4.

*K. Possibly
"Smith"*

I enclose you copy of a letter received from Mr. M. J. Sandy who was duly elected by claimants as President of their organization, and since then has been recognized as such; also, of my reply to him. I think Mr. Sandy's hands should if possible be strengthened. The claimants who lend their names to this man O. H. Amish (I have no idea who he is) undoubtedly are providing material to be used at Washington in an endeavour to secure recognition for their appointees as representing themselves and other claimants, in the recovery of this claim.

Steps should be taken on the Reserves, and at Washington, to effectually squelch these efforts. I know something myself from experience as to the way these intrigues at Washington are fomented, and I also know how American officials and members of Congress are inclined to sympathetically view any efforts to divert representation in such matters, to one of their own citizens. This is the endeavour now in the above case. I would advise now, that in my belief, should a bill be introduced in Congress providing for the relief of the Canadian claimants, which as you are aware, is a very easy thing to do, and should evidence be heard by the Indian Committee respecting the same, one of the first matters to come up would be this question of legal representation, and I do not think the Indian Committee in such event, would feel bound by the action of either the Canadian Government or the State Department in the premises. We have I should consider all the material necessary to dispose of any pretensions for new representation of claimants at Washington. It is simply a question of making use of it.

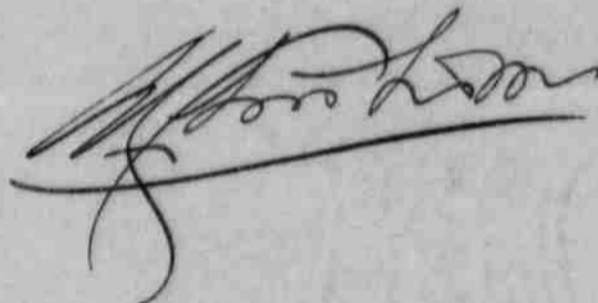
It might be considered surprising any claimants knowing the efforts being made by the Government on their behalf, could possibly be persuaded to lend themselves to the designs of the men I have referred to. In my belief the explanation is they think the Government wishes to recover the fund and hold the same without distributing it. I have been questioned on this point times without number. I think if the Department took

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

some means of stating its plans for dealing with this fund in the event of its recovery, it would be impossible for such men as Mr. Sandy's letter refers to, to secure any comfort from the Indians interested in the Pottawatomie claim.

Faithfully yours,

A handwritten signature in cursive script, appearing to read "Albert L. Brown", written in dark ink on a light-colored paper. The signature is fluid and somewhat stylized, with a long horizontal stroke at the bottom.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

156610-4

File



Canadian Indians Press Claims for \$4,815,000

Review Post Jan 20 1928
**BASED ON EVICTION IN 1833 FROM RESERVATIONS IN
ILLINOIS AND INDIANA, ONTARIO GROUPS
START SUIT**

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Congress Must Approve
WASHINGTON, Jan. 12. — The American government owes approximately \$1,500,000 to a group of 1,500 Indians of the Potawatomi tribe which fled to Canada years ago, but payment of the sum can not be made until congress passes legislation authorizing it, officials of the Indian bureau of the department of the interior stated.

LONDON, Jan. 20.—Fifteen hundred Potawatomi Indians along the Canadian shores of Lake Huron—from Manitoulin, Christian Island, Cape Croker and Sauguen to Sarnia—and a smaller number in the Muncey reserve West of London and in the Rama reserve near Orillia, will share in the distribution of nearly five million dollars if a claim now far advanced through tedious channels is ultimately recognized by the United States government.

Andrew G. Chisholm, K.C., London barrister, who for many years has specialized in Indian affairs, has made several visits to Washington since the claims of the Canadian Potawatomis were first legally presented in 1908. In the earlier stages of the quest for these moneys American members of the same tribe pressed their claims concurrently with the Canadian Potawatomis and some ten years ago the American branch won

their case and secured the distribution of \$445,000, which figured out at about \$1,000 a head for the claimants.

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The actual amount now claimed by the Canadian Potawatomis is \$1,500,000 and interest since the first presentation of the claim in 1908. Interest at six per cent. would raise the total now to \$4,815,000. As there are 1,500 eligible to share, the average amount for each would be about \$3,200.

The claim of the Potawatomi Indians dates back to 1833 when it is claimed that the United States government forced a treaty on the tribe by which they were evicted from their reservation lands in Illinois and Indiana. The Indians resisted and troops were sent to escort them to Iowa. More than half who made that trip died en route, but the majority refused to join the trek and escaped to Wisconsin and into Canada. Their present claim is for payment for the

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

156610-4

File

R



Canadian Indians Press Claims for \$4,815,000

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Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

156610-4

Oliver H. Smith
Barrister, Solicitor, Etc.

SUCCESSOR TO
W. H. BENNETT, K.C.

DEPT. OF INDIAN AFFAIRS
FEB 9 1928
RECORDS

Midland, Ont.,

Feb. 7th. 1928.

Duncan C. Scott
DUNCAN C. SCOTT ESQ.
Deputy-Superintendent General of Indian Affairs,
Ottawa, Canada.

Dear Sir;- re Pottowatomie Indians of Canada.

I act as legal adviser for a number of un-treaty Indians in the Georgian Bay and vicinity who are of Potowatomie Blood.

It has come to the notice of some of these Indians that an article appeared recently in the Toronto Star, regarding a claim of these Indians against the U.S. S. Government coupled with the name of Mr. Andrew Chisholm, Barrister of London, Ontario.

I am instructed by my clients to ascertain if Mr. Chisholm is acting under any instructions from your Department, in the prosecution of this claim.

I will appreciate your advice on this matter,

OHS.I.

Yours very truly,

O. H. Smith

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

Oliver H. Smith
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SUCCESSION TO
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DEPT. OF INDIAN AFFAIRS
FEB 9 1928
RECORDS

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Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4ty

[Handwritten signature]

Ottawa, 10th February, 1928.

Sir,

I beg to acknowledge the receipt of your letter of the 7th instant, making enquiry as to whether Mr. Chisholm is acting under any instructions from this Department in the prosecution of the Pottawatomie claim against the United States Government.

In reply I beg to say that by virtue of an agreement between Mr. Chisholm and this Department entered into some years ago, Mr. Chisholm is engaged in the prosecution of this claim and is working in conjunction with the Department of Justice.

AW

Your obedient servant,

[Handwritten signature]

Acting Asst. Deputy and Secretary.

Oliver H. Smith, Esq.,
Barrister, etc.,
Midland, Ont.

Midland

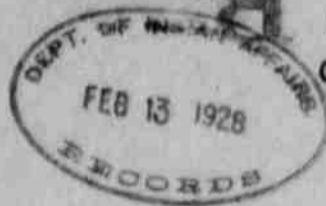
Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPARTMENT OF INDIAN AFFAIRS
CANADA



OFFICE OF
INDIAN AGENT



Christian Island

February 10th, 1928

J.M.

Sir,-

I beg to ask your guidance with regard to a matter in connection with the claim against the United States Government. by certain Pottamatomic Indians. resident on Christian Island Reserve. I may say recently a Mr Oliver Smith. Lawyer. Midland. Ont. and Mr Tobie. Indian. of Honey Harbour. Ont. visited the Island for the purpose of collecting names of all Pottamatomic Indians. these men went from house to house telling the Indians they were hastening the claim.

As I am aware this claim is being dealt with through the Department, and as complaint has been made to me by the local president Mr M.J.Sandy resident on the Island. who says that these men coming to the reserve are causing discontent, I would ask if any steps could be taken to prevent such people coming to the Island without first consulting the Agent. If I may be allowed I would suggest that a letter directed to these Indians from the Department, would possibly help discourage the dealing with outside lawyers, etc

The Secretary.

Department of Indian Affairs

Ottawa.

Ont.

Your Obedient Servant

H. Eade
Agent

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

DEPARTMENTAL SUPPLY

February 22, 1926.

Dear Sir,-

Mr. Chisholm of London has forwarded to me a copy of your letter to him dated the 23rd ultimo in which you refer to the presence of some people on the Island securing the names of Pottawatonic Indians. I have also a copy of Mr. Chisholm's letter to you in reply in which he assures you that the Department is doing everything possible to further the interests of the Pottawatonic Claimants. Mr. Chisholm was quite right in pointing out the advisability of these claimants relying on the Department rather than on adventurers who have no interest in the Indians except for what they can get out of them.

There are two reasons in particular why these claimants should not become involved with outsiders in the prosecution of this claim. The first is that such action will only complicate and delay the whole proceedings and the second is that the Department of Justice which, with the assistance of Mr. Chisholm, has this claim in hand on behalf of this Department and the Indians, is in a much better position to bring about action in the matter than any private individual could do and, moreover, the claim is being handled with the least possible expense to come out of whatever amount may be recovered, whereas outsiders handling this claim would naturally take all they could possibly get out of it for themselves.

You should advise the claimants to pay no attention to anyone offering to prosecute this claim and under no circumstances to sign any documents.

Yours very truly,

Duncan Scott
Deputy Superintendent General.

Mr. H. J. Sandy,
Christian Island,
Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

DEPARTMENTAL SECRETARY

Ottawa, February 23, 1928.

Sir,-

I have to acknowledge your letter of the 10th instant with reference to the Pottawatomie Indian claim. For your information I am enclosing a copy of a letter that has just been sent to Mr. M. J. Sandy of Christian Island setting forth the views of the Deputy Superintendent General with reference to this matter.

Encl.

Your obedient servant,

A. F. MacKenzie

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

asw
AJM
H. J. Eade, Esq.,
Indian Agent,
Christian Island,
Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

February 24, 1928.

Dear Sir,-

Re: Pottawatomes.

I have to acknowledge your letter of the 26th ultime with enclosures and also your letter of enquiry of the 11th instant.

In reply I beg to enclose a copy of a letter I have written to Mr. M. J. Sandy of Christian Island.

With respect to your suggestion that the Department take some means of stating its plans for dealing with this fund in the event of its recovery, I have to say that I do not think that I could very well do that at this time. It seems to me that the question as to whether the fund recovered, if any, should be treated as capital and maintained as such may be determined by the evidence produced before the tribunal or by the terms of the award.

Yours very truly

ASW

gcl

Duncan

Deputy Superintendent General.

A. G. Chisholm, Esq., K.C.,
 Barrister, etc.,
 Canadian Bank of Commerce Chambers,
 London, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
 pt. 4)

PUBLIC ARCHIVES
 ARCHIVES PUBLIQUES
 CANADA

COPY/SG

A. G. CHISHOLM, K.C.,
BARRISTER, &c.

London, Canada, February 29, 1928.

W. Stuart Edwards, Esq.,
Deputy Minister of Justice,
Ottawa, Ont.

Dear Sir,-

re Pottawatomies. A. 864-3.

Your letter of the 23rd. instant with copy of code message from the Canadian Minister at Washington regarding the above claim was duly received. I note that you propose on the return of Mr. Robinson from Europe, which is expected to be early in March, to hold a consultation as to how the point raised by the State Department as to the status of the Canadian Government to put forward this claim, had best be met.

In this connection I think I might suggest that a good deal of information as to the position assumed by the American Government on a somewhat kindred matter, might be gained from a perusal of the papers in connection with the deportation of Sitting Bull and his band of Stoux, who came to Canada in 1877, remained here for some time, and were finally returned to the United States, I think in 1881, on the demand of the Canadian Government. I should think the papers in connection with this deportation should be still available. It might be worth while to look them up.

Faithfully yours,

(Sgd.) A. G. CHISHOLM.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

DEPT. OF INDIAN AFFAIRS
MAR 7 1928
RECORDS

WSE/ELJ.

PLEASE ADDRESS
THE DEPUTY MINISTER OF JUSTICE
OTTAWA

OTTAWA, March 3, 1928.

Mr. Williams

A. 864-3.

Re: Pottawatomies.

Dear Sir,

I enclose for your information copy of a letter dated the 29th ultimo which I have received from Mr. A. G. Chisholm, K.C. I should feel obliged if you could conveniently have Mr. Williams look up the material to which he refers in the last paragraph and see what there is in it bearing upon this case.

"ENC."

Yours truly,

W. J. Edwards

Deputy Minister of Justice.

D. C. Scott, Esq.,
Deputy Superintendent General,
Department of Indian Affairs,
O t t a w a.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Mr Matheson
Can you find
for me some
information re-
garding the de-
portation of
Sitting Bull?

BSW.

156610-4
Records to file

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

G. CHISHOLM, K. C.
Barrister, &c.

Mr. Sinclair
Pay of funds available
Del:
London, Canada, March 17, 1928.
V. Sinclair, Esq., K.C.,
Booth Building,
Ottawa, Ont.



Dear Sinclair:-

I have great need for \$100.00 to be paid on the 20th. instant and would like you to ask Mr. Scott if he will make me an advance of that amount in connection with the Pottawatomie claim. I have gone over my file and the earned costs would slightly exceed that amount, and as there are now no advances charged against me, I would hope Mr. Scott would view the matter favourably. Please see Mr. Scott therefore and ask him for the amount, and endeavour to have cheque here so that I can have it available on ~~same~~ date mentioned. I think you had better advise me by wire of Mr. Scott's decision.

Faithfully yours,

Hand 100.00
JFD
1040
Sent March 19/28
G. Chisholm

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Re: Pottawatomies.

Memorandum as to Conference with
Mr. Hackworth and Mr. Metzler
on April 10th, 1928.

Mr. Wrong and I went to Mr. Hackworth's office at 10 a.m. I understand that Mr. Hackworth had himself fixed this appointment following his informal communication to the Canadian Legation, the substance of which is stated in a telegram from the Canadian Minister to External Affairs on January 16th, 1928. This communication referred to legal defects in the claim, two being specifically mentioned, which were apparently felt as the result of the State Department's recent investigation of the merits of the claim for the first time. Mr. Wrong and I therefore assumed that Mr. Hackworth had thoroughly familiarized himself with the case, and I had gone to Washington specially for the appointment.

Mr. Hackworth had been unexpectedly called to the Senate, and we did not see him until after 12.30 p.m. Mr. Wrong then mentioned and summarized the long delay which had already taken place since the submission to the State Department of Mr. Chisholm's brief in February, 1923, said that he hoped we were now in a position really to discuss the case, and asked Mr. Hackworth to state the legal defects which had struck him.

Mr. Hackworth said generally that the Department was unable to see what the legal grounds of the claim were. We asked him to be more definite, and he said that he could not see what rights the Canadian Pottawatomies' could

Note: For brevity, I shall speak of those members of the Wisconsin band of Pottawatomies who, to avoid removal to the west, had gone to Canada after the Treaty of Chicago in 1833, as "Canadian Pottawatomies", and of those members who had not removed to the west but had stayed in the U.S. as "American Pottawatomies".

have, since they had not removed to the western lands set apart for them. We answered that neither had the American Pottawatomies, to whom, after full investigation, the United States had just finished paying nearly \$450,000 under Congressional appropriations, without even taking the opinion of the Court of Claims. He said that the two cases were entirely different, since the ancestors of the American Pottawatomies to whom this payment had been made had removed to the western lands. I assured him that they had not. He was positive that they had, but finally sent for the file. After apologizing for its dustiness, he looked through it for several minutes, and then said that he had been mistaken. This point is an elementary one. It is clearly stated in the printed report to Congress by the Indian Department on the claim of the American Pottawatomies (H.R. 830, 60th Cong. 1st Sess.) and Chisholm's brief had emphasized it.

Mr. Hackworth went on to say that whatever Congress had done for the American Pottawatomies had been done as an act of grace, and in pursuance of the usual generous policy of the United States towards its own Indians. We said that we were not in a position to differ with him about the motives of Congress, but that, upon the face of it, the payment had not the appearance of an act of grace. We also pointed out that the amount paid had been calculated by reference to the members of the Canadian as well as of the American Pottawatomies, and suggested that it had really been paid because of the decisions of the Supreme Court and of the Court of Claims in the similar case of the New York Indians, which, if applicable, would compel precisely the action which Congress took, and would entitle the Canadian Pottawatomies to the balance of the total amount found due to those who had not removed to the west.

At this point Mr. Hackworth went for his assistant Mr. Metzler. As it was plain that Mr. Hackworth really knew nothing about the case, Mr. Wrong and I, who both had appointments at 1.30, decided, while he was out, that we had better break off the discussion, so as to give Mr. Hackworth a chance to look at his file and confer with Mr. Metzler, and enable him to tell us what his points really were. We did this, and left Mr. Hackworth with Mr. Metzler and the file.

Having in the meantime consulted with Mr. Massey, at 4 p.m. I again saw Mr. Hackworth, who had been further detained in the Senate, and Mr. Metzler. Mr. Wrong, who had left for Ottawa, was not with me. Mr. Hackworth had the file before him, and mentioned that someone in the Department had prepared a memorandum of about 100 pages, which he was then turning over.

He asked me to state shortly and generally what the legal grounds of the claim were. I said I was afraid that one or other of us was under a misapprehension, since I understood that his Department had recently and thoroughly investigated the case, including Mr. Chisholm's brief in which the grounds of the claim had been fully stated, and that as a result of this investigation he had felt certain legal difficulties, of which he had mentioned two; and I asked him to state them. I added that, if I had misunderstood the position, we were exactly where we had been four years ago, when the United States had written the Note of April 18th, 1924, to which the British Ambassador had replied on October 8th, 1924, summarizing the grounds of the claim and referring to Chisholm's brief for their fuller statement. He turned to the Note of October 8th, 1924, and began to read it aloud. I interrupted his reading to say that I was quite familiar with the Note, but he went on reading it, obviously for the purpose of seeing what was in it.

He then said that, so far as he could see, our claim was founded rather upon some supposed equity, then upon law. I assured him that it was not, and asked him why he thought so. An inconclusive and unsatisfactory discussion followed. Mr. Hackworth raised several points, which, though very vaguely and inaccurately stated, I tried to answer. At first Mr. Hackworth conducted the discussion, Mr. Metzler merely trying to keep him straight in his facts, but before long Mr. Metzler substantially took over the discussion himself. He knew more of the case than Mr. Hackworth, but his acquaintance with it was apparently not recent, and certainly not accurate. It was indeed impossible to discuss effectively and legal difficulties with either of them, since such a discussion required a common basis of correct facts, and this they lacked.

I take as an example our discussion of the case of the New York Indians. Mr. Metzler stated in a general way that he thought it had no application. I pressed him to say why, so that I might meet his difficulty, but his reasons, so far as he made them intelligible, appeared to be based upon an inaccurate conception of the facts of that case. He seemed, moreover, not to know, or to have forgotten, that, following the decision of the Supreme Court, there had been a further decision of the Court of Claims holding the Canadian members of the Tribe entitled to share with those in the United States. He finally admitted that it was a long time since he had read the case. Yet Chisholm's brief lays great stress upon this case, and it is also relied upon in the subsequent diplomatic correspondence.

In the course of the discussion I pressed upon Mr. Hackworth that some, at any rate, of the points which he raised were both too fundamental and too difficult to be decided against us departmentally, and that they were at least so disputable as to entitle us to the opinion of the Court of Claims.

After about an hour's discussion, Mr. Hackworth raised the point that the claim had not been Canadian in origin within the meaning of the well-known requirement of international law, and therefore could not be made the subject of an international claim by the Canadian Government. This point had evidently occurred to him upon the spur of the moment, and had been suggested by something that I had said to Mr. Metzler (It is hinted at the U.S. Note of April 18th, 1924, but has not since been raised). I expressed some surprise, and asked him how he thought this point could possibly be maintained upon the facts. His attempted answer showed a complete ignorance of what the facts really were, though these facts, again, were both elementary and important.

It may be that I should, at this point, have broken off the interview, on the ground that it was useless to discuss the matter further until they knew their case, leaving Mr. Massey in a position to take the course, which we had discussed, of going direct to the Secretary of State, and complaining of the way in which the matter had been dealt with. Though we had decided, after our interview in the morning, that this would be the best course if Mr. Hackworth had been unable to see me again on April 10th, I was not sure enough at the moment, that, as things stood, it would be wise or proper.

Mr. Hackworth next said that Mr. Chisholm's brief maintained that the Canadian Pettawatomes were still wards of the United States, while the Note of October 8th, 1924, had based the right of the British Government to intervene on their behalf upon the fact that they were British subjects; and he asked which was our position. I said that our position was that they were British subjects, and that, if we could properly be regarded at present as making an international claim, our right to represent them internationally was settled by the Cayuga case. I also said that a careful

examination of Mr. Chisholm's brief would show that he based nothing upon the argument that they were wards of the United States, but simply pointed out, by way of anticipation, that, this being the domestic doctrine of the United States, the United States could not consistently maintain that the Indians had lost any right they might have had by removal to Canada. Mr. Hackworth said that I might be right, but that Mr. Chisholm's brief was very long. I reminded him that they had had five years since its delivery, and three and a half years since the Note of October 8th, 1924, in which to read it, and that their own departmental memorandum had, as he had told me, run to 100 pages. It seemed evident that he had not read Mr. Chisholm's brief, or any fair summary of it.

Finally, Mr. Hackworth spoke of the unfairness of the claim, when the United States had paid in full to those in the West, without knowledge of other possible claimants, and the Canadian Pottawatomies had not gone to the proper place to get their share. I said that, again, he was wrong about his facts, but that it was hardly fair for him to talk about equities when he had made me confine myself to law. At 5.30 p.m., when I had to leave if I was to catch my train, I told Mr. Hackworth that I could stay and see him again on Wednesday if he thought there was anything to be gained by it, but he agreed that we had got as far as we could, and that it would be useless for me to stay. He said that they would "take the case under advisement" and communicate with the Canadian Minister. I again reminded him of the previous delay, and asked that we might hear from him soon. He promised that it should be within a few days.

My own view is that no progress was made in these interviews with Mr. Hackworth, owing to his ignorance of the case. I do not mean that if he had been properly prepared I should have been able to bring him to a favourable view.

I might well have had a more difficult interview than I had. But at least we should have got a reasoned statement of his objections, founded upon accurate facts and upon a real knowledge of the cases of the New York Indians and of the American Pottawatomies. As it was, discussion with them was merely beating the air.

I should add that they both declined to recognize the decision of the Pecuniary Claims Tribunal in the Cayuga case as determining anything but the fact that they had to pay \$100,000. They said that it was based, not upon any discoverable legal grounds, but upon some equity which they could not understand. Mr. Hackworth even took this position when I referred to it as establishing the right of the Canadian Government to represent the Indians, but from this he had to recede when I showed him from the text that upon this point, at any rate, the Tribunal had proceeded solely upon international law.

April 13th, 1928.

Christopher C. Robinson.

156610-4

ELJ.

RECORDED
APR 29 1928

*Over
the [unclear]*

OTTAWA, April 23, 1928.

R

A. 864-3.

Pottawatomies.

Dear Dr. Scott,

Referring to your conversation with me the other day, I enclose for your information copy of Mr. Robinson's memorandum as to Conference with Mr. Hackworth and Mr. Metzler on April 10th, 1928, in this matter.

"ENC."

Yours sincerely,

W. Stewart Edwards

Duncan C. Scott, Esq.,
Deputy Superintendent General,
Department of Indian Affairs,
O t t a w a.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
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CANADA

5-1102

REFER IN TO THE FOLLOWING:

L - C
1933-28

UNITED STATES
DEPARTMENT OF THE INTERIOR
OFFICE OF INDIAN AFFAIRS
WASHINGTON

Mr. Langley
Mr. Charles P. Langley,
101 E. 90 Street,
Cleveland, Ohio.

APR 25 1928

My dear Mr. Langley:

The receipt is acknowledged of your letter of April 16, 1928, making certain inquiries as to the so-called Canadian Potawatomi claims against the United States.

Your views with respect to the enrollment or census made of these Indians under the Act of Congress approved June 21, 1906 (34 Stat. L., 330), have been carefully noted and in response your attention is invited to House Document No. 230, 60th Congress, Second Session, in which the report of the enrolling official is clearly set out and the methods followed by him and the basis of the information obtained in the matter therein indicated. It is not seen that anything can be added to the explanation given in the report which discusses fully the status of the various groups of these Indians in Canada and the authority therefor.

Under the law cited the report as to the condition among these Indians and the roll or census thereof were transmitted to Congress by the Secretary of the Interior April 1, 1908, and appropriations have been made from time to time in settlement of the claims of Potawatomi residing in Michigan and Wisconsin, but no appropriation whatever has been granted for the Canadian branch of these Indians.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
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CANADA

As the matter has been, as indicated, transmitted to the Congress but has not been finally acted upon, there is no authority of law nor are there any funds available for the purpose of having an official or employee accompany you to make a list of these "Canadian" Potawatomis.

In view of the status of these Indians as shown by the report of the enrolling official to which reference has been made, this Office has no jurisdiction over them, nor could it interfere in any way in their affairs. However, should you prepare a list of these Indians and their descendants now alive and care to furnish us a copy we would be pleased to receive the same as a matter of general information. It should be understood though that this Office could not in any way authorize you or anyone else to visit these Indians for making a roll or census thereof, as such a matter would properly rest with the authorities of the Dominion Government.

Your specific inquiries are answered as follows:

1. This Office has no knowledge of any recent official move by the Canadian or British Governments nor of any agreement reached with the United States or any payment made concerning the claims mentioned.

2. The report of the enrolling official heretofore referred to shows that all of these Indians and their descendants living at the time of his visit were enrolled.

3. As a general rule, it may be said that illegitimate children

born to properly enrolled and recognized members of an Indian tribe in affiliation therewith are enrolled with their parents.

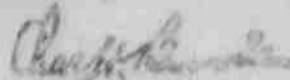
Relative to adoptions, this is governed by the action of the tribe through its council or business committee, and persons so adopted acquire no rights unless the action of the Indians is approved by this Department.

4. This Office would not wish to express an opinion, in view of the status of these Indians as indicated, as to what methods would be acceptable to it to obtain an accurate list.

5. This Office regrets that it has no available list of the ancestors of these Indians in Canada which it could furnish you.

6. There has been no appropriation whatever by Congress in settlement of the claims of these Indians.

Sincerely yours,



Commissioner.

Approved:

APR 27 1928

(Signed) John H. Edwards.

Assistant Secretary.

4-21 jmb

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

COPY.
ELJ.

London, Canada, April 25, 1928.

A. G. CHISHOLM, K.C.

Barrister, &c.

W. Stuart Edwards, Esq.,
Deputy Minister of Justice,
Ottawa, Ont.

Dear Sir:-

A. 864:3.
re Pottawatomes.

I have yours of the 23rd instant with confidential information regarding a visit of Mr. Robinson on the 10th instant to the State Department, Washington. In view of the following I have at present no comments to make regarding this.

On the receipt of your letter of 23rd February, I assumed I would be asked to take part in the consultation your letter referred to. I went to some trouble and expense to procure from Washington, papers embodying facts bearing on the question of our status to bring forward this claim on behalf of the Indians. I made some other preparations.

Although I hold the agreement of the Department of Indian Affairs acknowledging I first introduced this claim to the attention of the Department, and that I was to be continued as the recognized solicitor for claimants, I find regarding it that consultations are being held with Counsel without my privity; important decisions are being arrived at without my knowledge; and, representations are being made to the American Government, that I have neither association with or knowledge of.

I have a number of times addressed communications to yourself and Mr. Scott, pleading for better co-ordination between us in this case, and have even ventured to yourself, in the interests of my clients, respectfully to criticise acts or omissions done or suffered without my previous knowledge, by the Justice and Indian Departments, which rightly or wrongly, I considered detrimental to the proper prosecution of the case.

Without saying more on a subject which I am sure your experience will realize is extremely painful to me and conscious of no want of prescience, knowledge or ability in my conduct of this matter justifying the Department in ignoring my position as solicitor for claimants or the obligation of the Government above referred to, I trust that in future proceedings regarding this claim, there may be exemplified by the Government, that cordial co-ordination between us, I have always urged, and without the promise of which I would never have sought its aid on behalf of claimants.

Faithfully yours,

(Sgd.) A. G. Chisholm.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Wesawa, May 1st 28
1924

Mr. *W. J. Williams*

read
Please ~~report on~~ attached letter
see
and ~~return it to the office of the~~
Deputy Superintendent General.

replying it
Do not file.

WSE/ELJ.



PLEASE ADDRESS
THE DEPUTY MINISTER OF JUSTICE
OTTAWA

OTTAWA, April 27, 1928.

file
del
A.864-3.

B
Re: Pottawatomies.

Dear Sir,

I enclose for your information copy of a letter dated the 25th instant which I have received from Mr. A. G. Chisholm, K.C. I should like to discuss the contents of his letter with you at some convenient time, and I am hoping to see you shortly in connection with the petition of right of Sam Swimmer and others (C.1057), and will discuss the matter with you then.

"ENC."

Yours truly,

Deputy Minister of Justice.

Duncan C. Scott, Esq.,
Deputy Superintendent General,
Department of Indian Affairs,
O t t a w a.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

DEPARTMENT OF THE INTERIOR

3rd May, 1928.

Dear Sir,

I have to acknowledge a copy of your letter of the 25th ultimo to Mr. Samuel P. Langley, of Cleveland, Ohio, answering enquiries that he appears to have made in respect of the claim of the Pottawatomie Indians in Canada against the United States Government.

Yours faithfully,

[Signature]
Deputy Superintendent General.

[Signature]
Chas. H. Burke, Esq.,
Commissioner
Department of the Interior,
Office of Indian Affairs,
Washington, U.S.A.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
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CANADA

COPY 156610-4 Ty

Department of Justice, Ottawa

In acct. with

Mr. Christopher C. Robinson, K.C.
Toronto, June 14, 1928.

A.864-3

1927 RE: Pottawatomies

Dec. 8th.

to	Engaged in all 2½ days out of Toronto, and 3½ days in Toronto on this case, on conference with Mr. Edwards and others, considering despatches from Washington, pursuing papers in preparation for conference with State Department;	
Date	Special visit to Washington, and engaged thereon April 9th and 10th on conference with the Honourable Mr. Massey, Mr. Wrong, Mr. Hackworth and Mr. Metzler, preparing special memorandum to these conferences, subsequent conferences in Ottawa with Mr. Edwards and Mr. Wrong, considering and revising Mr. Wrong's informal memorandum, considering telegram from Mr. Wrong as to position taken by Mr. Kellogg, examining papers and special letter to him, etc.	\$512.50
	Attendances, interviews, correspondence, etc., not included in the above.	10.00
DISBURSEMENTS:		
	Travelling and Hotel Expenses in Washington, telegrams, etc.	79.32
	Total	<u>\$601.82</u>

269
Sent June 22/28
to Justice Dept.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
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CANADA

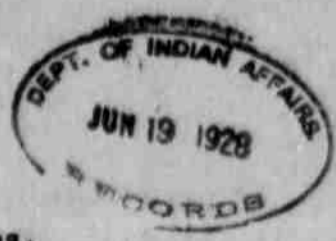
156610-4

ELJ.

PLEASE ADDRESS
THE DEPUTY MINISTER OF JUSTICE
OTTAWA

OTTAWA, June 18, 1928.

1. *[Handwritten signature]*
2. *[Handwritten signature]*



A. 864-3.

Re: Pottawatomies.

Dear Sir,

I enclose herewith the account of Mr. Christopher C. Robinson, K.C., Toronto, for professional services and disbursements in this matter, taxed and certified for payment at \$601.82. I should be pleased to receive a cheque in payment of this amount at your convenience.

Yours truly,

[Handwritten signature: W. Stuart Edwards]

Deputy Minister of Justice.

[Handwritten note: "ENC." and "General" with signature]

[Handwritten note: 269 sent to Dept of Justice June 27/28]

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

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
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CANADA

(C O P Y)

Christian Island, July 12th, 1928.

A. G. Chisholm, K.C.,
London, Ont.

Sir:-

Your letter received and my letter to you the same day. Regards to our claim. I am very glad to hear that there is some news, which we will be very glad to hear.

Mr. Langley of United States is expected here any time as I understand. He was engaged to look into the matter. He claims that he has the authority to handle the case. Some of our people now moving in a full swing, through the guidance of Mr. Oliver Smith in Midland.

I promise the people that I will make an explanation in our next meeting. The Indian Agent here now is right with me in our movement.

Will be glad to (sic) from you again.

I am yours truly,

" M. J. Sandy "

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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CANADA

156610-4

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

A. G. CHISHOLM, K. C.
Barrister, &c.

B

London, Canada, July 16, 1928.

DEPT. OF INDIAN AFFAIRS
JUL 17 1928
RECORDS

[Handwritten signature]
[Handwritten initials]

Duncan C. Scott, Esq., LL.D. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Sir:

re Pottawatomies.

I enclose you copy of letter from Mr. Michael Sandy of Christian Island, which speaks for itself.

I think it would be a pity if claimants there were induced to sign papers for Mr. Langley which might complicate matters at Washington. I know nothing of the man "Oliver Smith in Midland" whom Sandy refers to, but have no doubt he is representative of Chew.

Possibly you may consider it advisable to take some step to prevent anything of the kind.

faithrully yours,

[Handwritten signature]

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(C o p y)

Cape Croker,

July 14, 1928.

A. G. Chisholm,

Barrister, London.

Dear Sir:-

I receive you letter of July 9th. The claimants are very glad to know that you are still on the way of working the right of the Pottawatomies, but we have a very small hope of ever getting our claim. We have hear so many story why we should not obtained our rights. Mr Tobey in Honey Harbour has two men working for him, one lawyer in Midland and one rich man in the United States I do not remember his name. Mr. Toby has been forming bands calling them the Wisconsin Pottawatomi Band and each band appoint one president and one secretary & treasurer and the Pottawatomies are living now gave the names their ancestors and Court of Claims be open in Washington under the Canadian Pottawatomies expenses. This promise made month ago and we never heard any since. Some time ago I seen a letter from Kapler Lawyer in U.S.A., stating that the claims shall never be obtained unless the Canadian Government give the permits to employ lawyer in the U.S. and after we talk over your letter just received we concluded to ask you if if it would need to employ the Lawyers Mr Kapler & Co. to assist you in your contract with the Canadian Pottawatomies. I am instructed to ask you the above. We have been waiting to long to get our right through you and by having some lawyer to go operate with you we think it might go through quicker. Trusting to hear from you again.

"Stephen Elliott"

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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CANADA

156610-4

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

A. G. CHISHOLM, K. C.
Barrister, &c.



London, Canada, July 17, 1928.

[Handwritten signature]

Duncan C. Scott, Esq., LL.D., &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.



Dear Sir:-

re Pottawatomes.

I enclose you copy of letter from Stephen Elliott of Cape Croker, regarding the feeling among claimants as to the above matter, and what they are doing about it themselves.

I only send you copies of these letters so that you may be fully in touch with the ideas of claimants. I cannot help the thought that in a matter in which outsiders are apparently taking so much interest, claimants might easily imagine from never seeing me, or hearing of the exertions of the Government on their behalf, that it might be well to hearken to the assurances given to them by strangers, that through them they can secure relief.

Faithfully yours,

[Handwritten signature]

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

28th July, 1928.

Dear Sir,

re Pottawatomies.

I beg to acknowledge the receipt of your letter of the 16th instant, enclosing copy of a letter from M.J. Sandy, of Christian Island, and note your observation that the Department may consider it advisable to take some step to prevent such interference.

I have also your letter of the 17th instant enclosing a copy of a letter from Stephen Elliott, of Cape Croker.

In reply I beg to say that, as you are aware, on the 22nd February last the Deputy Superintendent General wrote to Mr. Sandy for the benefit of his friends and himself pointing out the attitude of the Department with respect to this claim and to interference by outsiders. I do not know of anything further that can be done.

Yours truly,

A.S.W.
[Signature]
Acting Deputy Superintendent General.

A.G. Chisholm, Esq., K.C.,
Canadian Bank of Commerce Chambers,
London, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

G. CHISHOLM, K. C.
Barrister, &c.

London, **B** Canada, July 30, 1928.



Mr. Massey

J. D. McLean, Esq.,
Acting Deputy Superintendent General, Indian Affairs,
Ottawa, Ont.

Dear Sir:-

re Pottawatomies.

I have yours of the 28th instant as to the above matter. The object of the activities of the parties referred to in my previous letters is to procure contracts from claimants and use them before the Court of Claims as representing such as sign same, when as would appear reasonably certain, this matter comes before the Court of Claims. I have been in the Court of Claims and personally observed the confusion caused in a similar case, by several attorneys, all claiming to represent the same interest. It is to be borne in mind this is a claim by individuals and not by the Government.

I quite recollect the action taken by Mr. Scott to which your letter refers, but in spite of this meetings are now being held to induce the Indians to sign contracts, and the Indians who see or hear no one representing the Department, are listening to the representations made by these strangers.

I hold the opinion that the Department has not been sufficiently impressed to the possibilities of the situation arising, and think that as was done once before, some years ago, one of the Inspectors of the Department, or myself, should be instructed to hold meetings of claimants at proper points and personally warn claimants of the danger if they incur in authorizing individuals to represent them, who are strangers to the Department.

Mr. Massey appears to be doing fine work at Washington in the matter, but if after he secures the legislation necessary to enable us to get to the Court, we are to be confronted with a lot of Washington attorneys claiming to represent the Pottawatomies before that tribunal, I imagine this would not be very satisfactory to you or any one having the real interests of the Indians at heart.

I hope I am not speaking too bluntly.

Faithfully yours,
[Signature]

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

#156610-4ty

EXD.

9th August, 1928.

Dear Sir,

Re Pottawatomies.

I beg to acknowledge the receipt of your letter of the 30th ultimo, with reference to the Pottawatomic claim and note your impression that either an Inspector from the Department or yourself should be authorized to hold meetings to warn claimants against entrusting their interests to strangers

In reply I beg to say that this course was taken in the past but apparently without avail. The only course that appeals to me is to wait until we have something definite from Washington to give to the Indians and then for some one to go among these Indians suggesting that they revoke all powers of attorney given to foreign solicitors and give new powers of attorney to us.

Yours truly,

A.G.W.
[Handwritten signature]

Acting Deputy Superintendent General.

A.G. Chisholm, Esq., K.C.,
Canadian Bank of Commerce Chambers,
London, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

156610-4

P. D. ...
A. G. CHISHOLM, K. C.
Solicitor, &c.

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

London, Canada, August 10, 1928.....
R
RECORDS
AUG 11 1928

J. D. McLean, Esq.,
Acting Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Sir:-

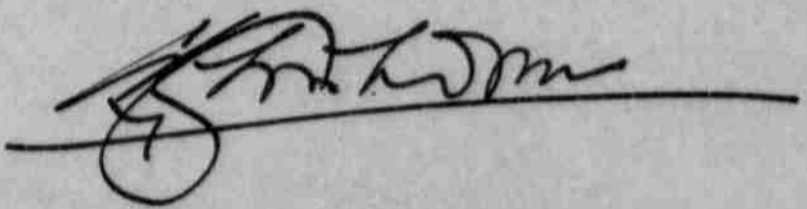
re Pottawatomes - #156610 - 4ty

I have yours of the 9th instant. Of course it is to be borne in mind that when meetings or claimants were held some years ago under the auspices of the Department, favourable resolutions were passed at all points visited by me, but some years passed without much progress being made in the matter and claimants in some cases hearkened to the voice of parties interested in drawing them from their allegiance.

The suggestion made in your letter though had not occurred to me and I think it offers a very fair solution of the present difficulty, and one that when the proper time comes, should not prove hard to carry out and make effective.

The Department might consider though whether it might not be advisable now to circularize its Agents at points where claimants reside, asking them to warn these people not to enter into any contracts not authorized by the Department, and stating such will not be recognized by you in any way. If something could be added stating the Department hoped to be able at no distant date to authorize a definite statement on the subject, I have no doubt it would have a very good effect.

Faithfully yours,



Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

Dyca ~~Scott~~ Scott.
Indian Dept
Ottawa Ont.



~~Mr. Williams~~

Walpole Island
Ont - Sept 25/28.

Hon Sir.

I am writing to you
in regard of the Pottawatomi
claim, have you any co-operation
with Mr. Chisholm R.C. of
London Ont. about the
above matter?

hoping to get an early reply
in regard of the claim
which the U.S. owes to -
Pottawatomis,

Yours very truly

Smallman Isaac

R 3

Wallaceburg Ont.

156610-4

Ottawa, 2nd October, 1928.

Sir,

In reply to your letter of the 25th ultimo, I have to say that Mr. Chisholm, K.C., of London, is acting with the Department of Justice and with this Department in the prosecution of the Pottawatonic claim. We understand that on some Reserves the Indians are being asked to engage other counsel. There is nothing, however, to be gained by doing that as that will only have tendency to complicate and delay the prosecution of this claim.

ASW
Your obedient servant,
[Signature]

Asst. Deputy and Secretary.

P 10
[Signature]
Mr. Smallman Isaac,
R.3,
Wallaceburg, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

J. M. Ravenswood Ont.
To the Dept. of Indian Affairs
Jan. 5th 1927



Sirs

It has been rumored around here that the Pottawatomie claim is about to be paid to us and it also was reported that among the 1500 claimants only \$15,000.00 is to be paid among them making it only \$10.00 per head. and it is further reported that this whole claim is in the hands of the Canadian Government. This is why I am writing to the Indian Dept.

Kindly advise in this matter and if this not true kindly advise if possible how this work is progressing I am as ever

Sincerely yours.

William George

156610-4

Ottawa, 17th January, 1929.

Sir,

In reply to your letter of the 5th instant making enquiry as to the Pottawatomie claim, I have to say that this claim is in the hands of Mr. Chisholm, of London, acting in conjunction with the Department of Indian Affairs and the Department of Justice at Ottawa. While everything is being done that can be done, we have not succeeded yet in getting this claim before a tribunal for determination. There is no foundation for the rumors that you have heard.

Your obedient servant,

W. W. Chisholm
Asstl Deputy and Secretary.

W.S.W.
Wm. G.
Mr. William George,
Ravenswood,
Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

London, Ont. December

1928.

Department of Indian Affairs,

in acct. with,

A. G. Onisholm, Solicitor ad.

Bill of Costs between Solicitor and Client.
re Pottawatonic.
Since Sept. 7, 1927.

1927.			
Sept. 9	Letter to Smallman Isaac & post.	1.00	.02
" 15	" " Wemigwan & p.	1.00	.02
	Attg. and advg. Wolfe	3.00	
" 20	Attg. and advg. Mrs. Currie	3.00	
	Attg. and advg. Albert and wife	5.00	
	Havg. recd. lr. fr. Dept.		
" 27	Lr. in reply	1.00	
	Havg. recd. lr. fr. D.M.J. with copy Mr. Massey's note		
3.00	Perusing same	3.00	
" 28	Lr. to D. M. J. with copy proposed letter to Vallance and lr. to Vallance	2.00	
" 29	Lr. fr. Dept. I.A.		
Oct. 1	Lr. fr. D. M. J. stating saw no objection to writing Vallance		
Oct. 3	Lr. to Mr. Edwards	1.00	
" 5	Lr. to Sandy & p.	1.00	.02
" 11	Lr. to C. S. King & p.	1.00	.02
	Lr. to Keechig & p.	1.00	.02
	Lr. to Sandy & p.	1.00	.02
" 12	Lr. to Isaac & p.	1.00	.02
" 17	Lr. to D. M. J. with suggested letter to State Dept.	1.00	
" 19	Express charges	.50	
" 20	Lr. to D. M. J.	1.00	
	Havg. recd. lr. fr. Mr. Vallance		
" 21	Lr. to Mr. Edwards with copy same	1.00	
Nov. 5	Lr. to D. M. J. with suggested lr. to Prime Minister	1.00	
" 25	Lr. to D. M. J.	1.00	
Dec. 6	Attg. Halfday	3.00	
" 8	Attg. AMOS HENRY	3.00	
" 23	Attg. Mrs. McKinnon	3.00	
	Forward	\$ 39.50	.14

		Carried forward	\$39.50	.14
1928				
Janv. 4	Lr. to D. M. J.		1.00	
" 9	Lr. to D. M. J.		1.00	
" 11	Lr. to Tucker & p.		1.00	.02
	Lr. fr. D. M. J. with copies &c.			
3.00	Perusing same &c.		3.00	
" 13	Lr. to D. M. J.		1.00	
	Attg. Miss Hanna		2.00	
" 14	Attg. Dodge		3.00	
" 16	Attg. Case		3.00	
" 17	Attg. Mrs. Doxtator		3.00	
" 19	Lr. to Esquimaux & p.		1.00	.02
" 23	Attg. Mr. & Mrs. Ingersoll		3.00	
	Lr. fr. D. M. J. with copy lr. fr. Canadian Legation			
" 25	Lr. to D. M. J.		1.00	
" 26	Lr. to Sandy & p.		1.00	.02
	Lr. to Mr. Scott with copy &c.		1.00	
" 28	Attg. Simon		1.00	
" 30	Lr. to Simon & p.		1.00	.02
" 31	Attg. Dodge		3.00	
Febv. 2	Lr. to Cloud & p.		1.00	
" 8	Lr. to Rogers & p.		1.00	.02
	Lr. to Sampson & p.		1.00	.02
" 11	Lr. to Isaac & p.		1.00	.02
	Lr. to Mr. Scott		1.00	
" 13	Attg. French		3.00	
" 17	Lr. to D. M. J.		1.00	
" 22	Lr. to Gifford Henry & p.		1.00	.02
" 23	Lr. fr. D. M. J. with copy communication fr. Canadian Legation			
" 24	Lr. fr. Mr. Scott with copy &c.			
" 29	Lr. to Snake & p.		1.00	.02
	Lr. to George & p.		1.00	.02
	Lr. to D. M. J.		1.00	
March 2	Lr. to McGraw & p.		1.00	.02
" 3	Attg. Mrs. Fisher		3.00	
	Lr. to Sampson & p.		1.00	.02
	Forward		87 50	.14

1928

		Carried forward	\$ 37.50	.38
MARCH 3	Lr. to Fox & p.		1.00	.02
	Lr. to Wemigwans & p.		1.00	.02
" 9	Lr. to Matilda Dodge & p.		1.00	.02
	Lr. to Smoke & p.		1.00	.02
	Havg. been advised (Feby. 23) of consultation to be held at Ottawa regarding matter.			
" 10	Lr. to Washington for documents & p.		1.00	.02
	Lr. to Commr. Ind. Affrs. do.		1.00	.02
" 12	Lr. to Tomigo & p.		1.00	.02
" 13	Lr. to Sampson & p.		1.00	.02
	Lr. to George & p.		1.00	.02
" 16	Attg. French		5.00	
" 29	Lr. to Washington with P.O. order for copies, post. & pd. Order		1.00	1.47
	Lr. to Commr. I.A., Washington with P. O. Order for copies, post. & pd. Order		1.00	3.32
	Attg. Mrs. Currie		3.00	
Apr. 5	Attg. W. H. Dodge		3.00	
" 7	Attg. L. Dodge		3.00	
" 12	Lr. to D. M. J.		1.00	
	Havg. read. books and papers from Washington (3 vols. reports and long official letter (copy) going over same perusing and considering, all these dealing with distribution of U. S. funds to Canadian Indians and status of American Indians in Canada. Preparation for consultation proposed by D. M. J. 10 hrs.			
" 21	Lr. to D. M. J.		1.00	
" 23	Lr. to Monague & p.		1.00	.02
	Lr. fr. D. M. J. with copy of memo. of Mr. Robinson as to visit to State Dept. Perusing same do.			
" 25	Lr. to D. M. J.		1.00	
MAY 1	Lr. to Sandy & p.		1.00	.02
	Lr. fr. D. M. J. with copy of letter fr. Hon. Mr. Massey, perusing same do.			
" 4	Lr. to D. M. J. AXA		1.00	
" 12	Lr. to Isaac & p.		1.00	.02
	Forward		<u>179.50</u>	<u>5.41</u>

5.00

11.00

1928		Carried forward	\$179.50	5.41
May 21	Attg. Mrs. Fisher		3.00	
" 25	Lr. to Lacelle & p.		1.00	.02
" 26	Lr. to D. M. J.		1.00	
" 29	Lr. to Mr. Robinson & p.		1.00	.02
June 4	Lr. to D. M. J.		1.00	
" 11	Lr. to D. M. J.		1.00	
" 21	Lr. fr. D. M. J. with copy despatch No 342 and remarks, perusing copies ad.	5.00		
" 27	Lr. to D. M. J.		1.00	
" 4	Lr. to Isaac & p.		1.00	.02
July 9	Lr. to Elliott & p.		1.00	.02
" 9	Lr. to Keewakeeshig & p.		1.00	.02
" 9	Lr. to Sandy & p.		1.00	.02
" 9	Lr. to Widgwan & p.		1.00	.02
" 9	Lr. to Sampson & p.		1.00	.02
" 9	Lr. to Keeshig & p.		1.00	.02
" 16	Lr. to Sandy & p.		1.00	.02
	Lr. to Mr. Scott with copy ad.		1.00	
" 17	Lr. to Elliott & p.		1.00	.02
	Lr. to Mr. Scott with copy ad.		1.00	
	Lr. to Esquimaux & p.		1.00	.02
" 30	Lr. to Mr. McLean xxx		1.00	
August 7	Lr. to D. M. J.		1.00	
" 10	Lr. to Mr. McLean		1.00	
2.00	14	Attg. Mrs. Fisher	3.00	
5.00		Perusing and considg. copies despatches in Lr. fr. Justice Dept. of August 10	5.00	
" 15	Lr. to Isaac & p.		1.00	.02
" 16	Attg. Dodge		3.00	
" 20	Attg. Elm		3.00	
Sept. 1	Attg. Mrs. George		3.00	
" 15	Attg. Mrs. Hill		3.00	
" 19	Lr. to D. M. J.		1.00	

Forward \$ 230.50 5.66

23.00
\$

3

28.00

1928		Carried forward	\$230.50	5.66
Sept. 24	Attg. Mrs. Mary Dodge		5.00	
" 26	Lr. to Sandy & p.		1.00	.02
" 27	Lr. to Isaac & p.		1.00	.02
Oct. 11	Lr. to D. M. J.		1.00	
" 25	Lr. to Lancelles & p.		1.00	.02
" 30	Attg. Mrs. Fisher		5.00	
Nov. 5	Lr. to Esquimaux & p.		1.00	.02
" 9	Lr. to Sandy & p.		1.00	.02
" 14	Lr. to Henry & p.		1.00	.02
" 23	Lr. to D. M. J.		1.00	
" 30	Lr. to D. M. J.		1.00	
Dec. 3	Lr. to Sandy & p.		1.00	.02
" 5	Lr. to D. M. J.		1.00	
" 6	Attg. Pedonquette		5.00	
	Lr. to Isaac & p.		1.00	.02
" 12	Attg. Seneca		5.00	
" 15	Attg. Sutherland		5.00	
	navg. recd. lr. fr. Mr. Edwards with copy ac. Refusing ac.		2.00	
2.00	" 17	Lr. to Mr. Edwards	1.00	
" 19	Lr. to Cloud & post.		1.00	.02
" 29	Attg. Dodge		5.00	
1929.				
Jany. 10	Lr. to George & post.		1.00	.02

\$ 265.50 5.86

Total \$ 271.36

Credit \$ 100.00

March 20/28 Advance

Balance. \$ 171.36

This is my bill,
Dec. 11/29.

271.36
25.00
\$ 246.36

1376
Handed to Mr. Williams
Dec 29
Paid at \$246.36
\$ 100.
\$ 146.36

Guil (Legal)
M. Bradley
146-36

156610-4

D.A.S.W.



Ottawa, 6th March, 1929.

Dear Sir,

With reference to your enquiry over the telephone as to the present situation regarding the claim of the Pottawatomie Indians, I beg to say that we are awaiting an expression of views by the British authorities on the subject of the cancellation of the outstanding pecuniary claims. From verbal representations made last Summer by the Secretary of state of the United States to the Canadian minister in Washington, it appears that the United States authorities do not feel disposed to recommend to Congress the reference of this claim to the Court of Claims until arrangements have been made between the interested parties regarding the outstanding pecuniary claims. The idea would be to cancel these claims if a proper basis of agreement could be found. This involves the question of examining all the outstanding claims. The Department of Justice here, Sir Cecil Hurst, in England, and the United States authorities are proceeding with this task.

*OD Shullor
C. S. H. Co.
H. S. Co.
H. S. Co.*

The Canadian Minister in Washington is in touch with the British Embassy and we shall hear either from him or from London direct as to the British views on the subject

of

The Deputy Superintendent General,
Indian Affairs Department,
Ottawa.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

cancellation. When this information reaches us, the Justice Department here will likely be in a position to reach a decision on the same question.

In regard to the Pottawatomie Indians claim itself and a reference to the Court of Claims, the Department of Justice and the Canadian Minister in Washington are of the opinion that no arrangements for the cancellation of the outstanding pecuniary claims should be made until this reference has been made secure. As you are aware, the United States Congress have closed their session and the matter of the legislation required in this connection is necessarily postponed. As I said before, no reference seems to be possible until some understanding has been arrived at between the interested parties regarding cancellation.

This is, briefly summed up, the situation as it now stands.

I shall not fail to keep you informed of any further development.

Yours sincerely,



Under-Secretary of State
for External Affairs.

(C o p y)

Christian Island, April 2nd 1929.

A. G. Chisholm,
London, Ont.

Sir:-

.....
re Pottawatomie Claim.

A notice is Posted in the Public Place here signed by Emeric King, on this Island. Calls all the claimants to sign applications on their contract, which is to be forwarded direct.

The Contract signed like this.

William Toby - President

Peter Toby - Committee

Lucy Nicholas - Sect. Honey Harbour.

Kern, Wisconsin, U.S.A.

Proceed at once, if anything can be done to stop this. This will cause a lot of trouble.

I am Yours truly,

" M. J. Sandy "

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pt. 4)

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CANADA

156610-4

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

A. G. CHISHOLM, K. C.
Barrister, &c.

[Handwritten signature]

London, Canada, APR 11 5, 1929

DEPT. OF INDIAN AFFAIRS
APR 8 1929
RECORDS

Duncan G. Scott, Esq.,

Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Sir:-

re Pottawatomies.

Some time ago the question came up as to whether it would not be advisable for me to visit the Reserves where claimants resided and explain the position of this matter to those interested. The Department took the view, and I agreed, that so soon as there was something definite to say to these people, they would be asked to sign new authorizations.

I enclose you copy of a letter received today from Christian Island, which you might consider. Should no other step be taken it might be advisable to have the local Agent paste up with the notice referred to by my correspondent, a notification from the Department deprecating claimants acting on this request and warning them of possible consequences.

Faithfully yours,

[Handwritten signature]

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

Copy

Vote No.

Treaty No.

Department of Indian Affairs

Christopher C. Robinson M.
Secretary

DATE	SERVICE.	AMOUNT.
1928	<p>Re: <i>Pottawattemie</i> Expaid in London on correspondence, printing papers, telephone interviews and attendances, and long conference with Sir Cecil Hurst on July 11th, and special letter to Mr Edwards as to this, &c In all 1 1/2 days</p>	150 00
	<p><i>Asail (Legal)</i> EXAMINED and found correct. <i>M. Boulet</i></p>	
	TOTAL,	

I HEREBY CERTIFY that this Voucher is correct, that the material has been supplied, the work performed and that the charges are fair and just; also that the expenditure has been incurred legitimately and that each item of the same is a fair and just charge against the Government of Canada.

Agent.

Form 52.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

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CANADA

156610-4

ELJ.

R

PLEASE ADDRESS
THE DEPUTY MINISTER OF JUSTICE
OTTAWA

OTTAWA, April 8, 1929.

1 *[Handwritten signature]*
2 *[Handwritten signature]*



A.864-3.

Pottawatomies.

Dear Sir,

I enclose herewith the account of our agent for professional services herein, taxed and certified for payment at \$150.00. I should be pleased to receive a cheque for this amount at your convenience, payable to Christopher C. Robinson.

"ENC."

Yours truly,

W. Stuart Edwards

Deputy Minister of Justice.

*Recd Justice Dept
2/24/29*



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

119
[Handwritten signature]
22/29

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

Ottawa, 22nd April, 1929.

Sir,

re Pottawatomes.

I beg to acknowledge the receipt of your letter of the 5th instant, with respect to the question as to whether it would be advisable for you to visit the Reserves where claimants are being asked to sign powers of attorney for the prosecution of their claims.

In reply I beg to say that while there is some correspondence in the matter there is nothing to indicate that we are any nearer the adjustment of this claim since our letter of the 9th August last. It does not appear that warnings to the Indians have any effect and we are not disposed accordingly to take any action in the matter at present.

Your obedient servant,

A. G. Chisholm

Acting Asst. Deputy and Secretary.

A.G. Chisholm, Esq., K.C.,
Canadian Bank of Commerce Chambers,
London, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
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CANADA

156610-4
FIRST BRITISH INSURANCE OFFICE ESTABLISHED IN CANADA A.D. 1804



J. A. CHAPMAN
AGENT
PORT ELGIN ONT.

July-16th-1929
Department of Indian Affairs-Canada.

Dear Sirs.

J.A.C.
BC
Re Pottawatomie. Indian Claims-

Referring to your kind favour of the 13th December-A.D.1927---

in which you stated that this case was being attended to by Department of-
justice.and the Department of External Affairs-through the Canadian---
Minister at Washington-I beg to say that those Indians are very anxious to
have thier claims adjusted.so that they may get thier money.now when they
need it so much-would you kindly reply saying what prospect there is of
having this case finally settled-and if there is anything the Indians can
do to assist you in your efforts-

I have the honour to be-

Sirs-

Your most obdt servant-

J. A. Chapman

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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CANADA

156610-4

July 22, 1929.

Sir:-

I have to acknowledge receipt of your letter of the 16th instant re Pottawatonic Indian Claims, and in reply thereto I have to advise you that there has been no change with regard to this matter since our letter to you of the 13th of December, 1927, to which you refer.

Your obedient servant,

J. D. McLean
J. D. McLean,
Assistant Deputy and Secretary.

J. A. Chapman, Esq.,
Agent,
Phoenix Assurance Company Ltd.,
Port Elgin, Ont.,

W. M. A. J.
J. A. C.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
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CANADA

London, Ont. July 1929.

Department of Indian Affairs,

in acct. with,

A. G. Chisholm, Solicitor &c.

Bill of Costs between Solicitor and Client
re Pottawatomies,
since January 10, 1929.

1929.

January 22	Lr. to Smoke and post.	1.00	.02
Feb'y. 6	Lr. to Mr. Edwards, D.M.J.	1.00	
" 6	Lr. to Elliott & p.	1.00	.02
" 6	Lr. to McGraw (Magrah) & post.	1.00	.02
" 8	Lr. fr. D. M. J. enclosing copy of communication from Canadian Legation, Washington		
	Perusing and considering same	5.00	
" 12	Lr. to D. M. J. with comments	1.00	
" 18	Lr. to Isaac & post.	1.00	.02
" 18	Lr. to Supt. Documents & p. & pd.	1.00	.27
" 19	Havg. recd. statement of Gray from Smoke, perusing & consdg.	2.00	
	Lr. to Smoke & post.	1.00	.02
" 21	Attg. on & advg. Miss Fisher $\frac{1}{2}$ hr.	5.00	
" 25	" " " Mrs. Deleary $\frac{1}{2}$ hr.	5.00	
" 26	Lr. to Sandy & post.	1.00	.02
March 12	Attg. on and advg. Jos. French $\frac{1}{2}$ hr.	3.00	
" 21	Lr. to Lacelles & p.	1.00	.02
" 20	Attg. on & advg. Mrs. George $\frac{1}{2}$ hr.	5.00	
" 25	Lr. to M. Lacelle & post.	1.00	.02
" 26	Lr. to Elliott & p.	1.00	.02
April 1	Attg. on and advg. Mrs. Antone $\frac{1}{2}$ hr.	5.00	
" 5	Lr. to Mr. Scott with enclosures	1.00	
" 6	Attg. on & advg. Burch $\frac{1}{2}$ hr.	5.00	
" 8	Lr. to Cloud & post.	1.00	.02
	Lr. to Sandy & post.	1.00	.02
	Lr. to D. M. J.	1.00	
" 17	Lr. to Isaac & post.	1.00	.02
" 24	Lr. to Sandy & post.	1.00	.02
" 25	Lr. to Mr. Edwards D.M.J.	1.00	
" 29	Attg. on and advg. -- Elm $\frac{1}{2}$ hr.	5.00	
May 1	Attg. on and advg. Mrs. Waukey $\frac{1}{2}$ hr.	5.00	
" 13	" " " M. Hill $\frac{1}{2}$ hr.	5.00	
" 14	Lr. to Mr. Edwards, D. M. J.	1.00	
	Havg. recd. lr. fr. D. M. J. with copies lrs. fr. Hurst and Robinson		
	Perusing and consdg. same	5.00	
	Lr. to Mr. Edwards	1.00	
5.00 June 7	Lr. to Mr. Edwards, spl. files had to be refrrd to and schd. before writing	5.00	
" 12	Lr. to Esquimaux & post.	1.00	.02
" 17	Lr. to Smoke & post.	1.00	.02
" 17	Lr. to Magrah & post.	1.00	.02
" 20	Attg. Mrs. Currie and advg. $\frac{1}{2}$ hr.	5.00	
	Havg. been advised lr. of 7th instant had been forwarded to External Affairs,		
" 25	Lr. to Mr. Edwards D. M. J.		
	Lr. to Rt. Hon. Secy. of State for External Affairs		
	Forward	\$ 71.00	.59

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

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15	Carried forward	\$71.00	.59
June 25	Lr. to Acting D. M. J.		
July 5	Lr. to Sampson & post.	1.00	.02
June 29	havg. recd. lr. fr. External Affrs.		
July 8	Lr. to External Affrs.		
" 10	havg. recd. further lr. fr. External Affrs.		
" 15	Lr. to External Affrs.		

Spl fee on lrs. to Mr. Edwards of June 20th, to External Affrs. of June 25th, to Justice of same date, to External Affrs. of July 8th and 15th, advg. as to merits of arbitration and Ct. of Claims as forum for adjudication, course to be taken &c., involving extensive sch. of old files, despatches &c., on subject

50.00

" 19	Lr. to Lecelle & post.	1.00	.02
------	------------------------	------	-----

\$ 73 .00	75.63
75 .63	

60.00

Total ----- \$ 148 .63

This is my bill
July 19, 1929.

P.C.

Quil (Legal)

J. Bouley

88⁶³

816
Handed to Mr. Stanley
London for Mr. Sinclair
Sept 3/29
Indexed at 88.63
Aug 28/29
Spd J. Schindler
and D.M.J.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

Walpole Island Ont
Sept 26th 1928

Mr. [unclear]

Department of Indian Affairs,
Ottawa Canada,

no 156610-4.

2nd October 1928,

R₂



Hon Sir,

I am writing in regard of
Pottawatomie claim, I have received a letter
from Mr A G Chisholm, K.C, stating that
this case is in your hands entirely,
awaiting your answer patiently,

yours very truly
Smallman Isaac

R.R.#3

Wallaceburg
Ont,

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4
9005-2

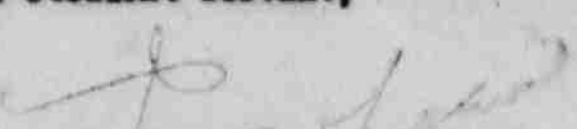
Ottawa, 4th October, 1929.

Sir,

I beg to acknowledge the receipt of your letter of the 26th ultimo, making enquiry as to the Pottawatomie claim.

In reply I beg to say that there are no new developments in this matter. We are unable to say just when we shall be able to have this claim before a tribunal for determination.

Your obedient servant,

ASW.

Asst. Deputy and Secretary.

Mr. Smallman Isaac,
R.R. # 3,
Wallaceburg, Ont.

*10
H.M.*

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610 4



445 Parliament Street,
Sault Ste. Marie, Ont.

Nov. 7th. 1929

Handwritten signature/initials



Handwritten initials 'R'

The Minister,
Department of Interior,
Parliament Buildings,
Ottawa, Canada.

Dear Sir:-

Re Potawatomes' Claim
Against the United States.

Will you kindly let me know if the Dominion Government are negotiating the above claim for the Potawatomie Indians with the United States Government? I am led to believe that such is the case.

Judging from the story of the case, I believe it contains merit worthy of the attention of the Dominion Government.

This matter has been in the minds of the Indians for several years, and not only that, but I believe some of them have spent considerable sums of money in connection with the matter. If the Dominion Government are taking up the matter for them, which I hope they are, we should have hopeful grounds of an early settlement.

I am
Yours respectfully,

Michael Racalla

156610 4

DEPT. OF INDIAN AFFAIRS
NOV 13 1929
RECORDS

445 Parliament Street,
Sault Ste. Marie, Ont.

Nov. 7th. 1929

See

INTERIOR DEPT. OTTAWA
NOV 9 1929
REGISTRATION BRANCH

R

The Minister,
Department of Interior,
Parliament Buildings,
Ottawa, Canada.

Dear Sir:-

Re Potawatomes' Claim
Against the United States.

Will you kindly let me know if the Dominion Government are negotiating the above claim for the Potawatome Indians with the United States Government? I am led to believe that such is the case.

Judging from the story of the case, I believe it contains merit worthy of the attention of the Dominion Government.

This matter has been in the minds of the Indians for several years, and not only that, but I believe some of them have spent considerable sums of money in connection with the matter. If the Dominion Government are taking up the matter for them, which I hope they are, we should have hopeful grounds of an early settlement.

I am
Yours respectfully,

Michael Racalla

156610-4

November 16, 1929.

Sir:-

I have to acknowledge receipt of your letter of the 7th instant with reference to the Potawatomes' Claim.

The department is endeavouring to forward this matter but I may say that as yet it is not possible to state when the claim will come before the tribunal for determination.

Your obedient servant,

Handwritten signature

A. F. MacKenzie

A. F. MacKenzie.
Acting Assistant Deputy and Secretary.

Michael Lacaille, Esq.,
445 Parliament Street,
Sault Ste Marie, Ont..

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

CHRISTOPHER C. ROBINSON, K.C.

MANNING ARCADE,
TORONTO.

October 21st, 1929.

W. Stuart Edwards, Esq., K.C.,
Deputy Minister of Justice,
O t t a w a.

A-864-3.
Pottawatomies.

Dear Mr. Edwards:-

Since you instructed me on September 26th to arrange a meeting with Sir Cecil Hurst I have had some correspondence with him, with the result that the 19th instant in New York was the only time and place we could arrange. I therefore went to New York and saw Sir Cecil then.

He tells me that there is no present prospect of the British Government taking any steps to negotiate a second schedule. The present position of deadlock suits them, and they do not intend to do anything to disturb it. We therefore cannot look for any help from them in negotiating a second schedule.

This being so, Hurst suggests that, if we want to have the outstanding Canadian claims arbitrated, we should try to arrange, independently of the British Government, for a second schedule to include only claims by and against Canada. I said that I did not see how the language of the Convention admitted of such separate action by Canada, if the United States raised the question. He agreed that it did not, but he thought that there had been so great a change in Canada's status since the signature of the Convention that a request by the Canadian Minister for a separate Canadian schedule might succeed. At any rate, he had no other suggestion to offer.

I do not know what you will think of this proposal. No doubt it would mean further protracted negotiation with the United States, and you will have in mind that the schedule, if arranged, would have to be confirmed by the Senate.

I notice, however, that at the top of p. 4 of the memorandum enclosed in Mr. Massey's despatch No. 942 of 14th June, 1928, Mr. Kellogg indicated that he would consider, if necessary, a separate arbitration of the Pottawatomies' claims, though, as he pointed out, to re-convene the Tribunal for this purpose only would be an expensive and troublesome business.

I do not know whether there are any claims by the United States against Canada which are listed in the second schedule, and the existence of which might facilitate an arrangement for a separate hearing of claims affecting Canada.

I expect to be in Ottawa some time next week for the Supreme Court, and, if you wish it, I will try to see you then and discuss the matter.

Yours sincerely,
(SGD.) CHRISTOPHER C. ROBINSON.

156610-4

WSE/ELJ.



PLEASE ADDRESS
THE DEPUTY MINISTER OF JUSTICE
OTTAWA

OTTAWA January 4, 1930.

*file
Mr. W. Edwards*

RE

7

A.864-3.

Re: Pottawatomies.

Dear Sir,

I enclose herewith the account of Mr. Christopher C. Robinson, K.C., for professional services herein, taxed and certified for payment at \$242.56. I shall be glad if you will let me have a cheque in payment of this at your convenience.

"ENC."

Referring to my conversation with you yesterday in Dr. Skelton's office, I find that I did not send you a copy of Mr. Robinson's letter of the 21st October last, copy of which I enclose herewith. After you have had an opportunity of perusing this perhaps we could discuss the matter with Dr. Skelton, and see whether a decision can be reached as to the next step.

*General
Pay*

*1517
sent to Justice Dept.
Jan 10/30*

Yours truly,

W. Stuart Edwards

Deputy Minister of Justice.

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

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

WSE/ELJ.



PLEASE ADDRESS
THE DEPUTY MINISTER OF JUSTICE
OTTAWA

OTTAWA January 4, 1930.

*file
Mr. W. Edwards*

RE

A.864-3.

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*General
Pay*

*1517
sent to Justice Dept.
Jan 10/30*

Yours truly,

W. Stuart Edwards

Deputy Minister of Justice.

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

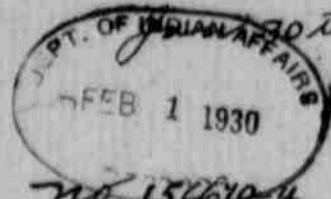
Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610 ⁴

To the Secretary
Department of Indian Affairs
Ottawa Canada.

Walpole Island Ont



no. 156610-4
Oct 4th 1929

Very

Hon Sir.

I am again writing in regard of the Pottawatimie claim. I really hope to receive a kindly reply about the above claim. I read it in the Daily paper few days ago that the Cayuga members of the Six Nations will shortly receive their first payment from the United States Government. why can't we get ours?

awaiting your information.

your very truly
Smallman Isaac
Wallaceburg Ont

R# 3.

156610-4

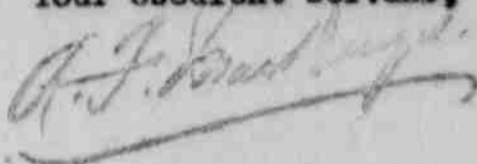
Ottawa, February 3rd. 1930.

Sir,-

I have to acknowledge receipt of your letter of the 30th ultimo with further reference to the Pottawatomies' Claim.

The department is endeavouring to forward this matter, but I may say that as yet it is not possible to state when the claim will come before the tribunal for determination.

Your obedient servant,



A.F. MacKenzie.
Acting Assistant Deputy and Secretary.

Smallman
ISM

Mr. Smallman Isaac,
R.R.No.3,
Wallaceburg, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

WSE/ELJ.

Mr. Williams

R

OTTAWA, April 2, 1930

DEPT. OF INDIAN AFFAIRS
APR 3 1930
RECORDS 1930

A. 864-3.

Re: Pottawatomies.

Dear Dr. Scott,

A few days ago Mr. A. G. Chisholm, K.C. had an interview with Dr. Skelton and myself, in which he again pressed his view that this Government should endeavour to have enabling legislation passed at Washington which would give jurisdiction to the Court of Claims to hear this case, and would provide for an appeal as of right to the Supreme Court of the United States. As you know, the policy has been to try to get the case on for hearing before the Pecuniary Claims Tribunal, upon the view that the claim having been already notified to the United States under the terms of the Pecuniary Claims Convention it is altogether likely that at some time the case can be disposed of under the terms of that Convention, and that the interest of the Indians would be safer in the hands of an International Tribunal than it would be in the Court of Claims. Neither Dr. Skelton nor myself think that it would be wise to make any change in this policy, but inasmuch as your Department is the guardian of the Indian interest,

Duncan C. Scott, Esq.,
Deputy Superintendent General,
Department of Indian Affairs,
O t t a w a.

and.....

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
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CANADA

- 2 -

and therefore more directly concerned, we told Mr. Chisholm that we would submit the matter to your Department for consideration. The position Mr. Chisholm takes is that a good many years ago he had a case before the Court of Claims which was handled by that Court to his entire satisfaction; that he has no reason to anticipate any different sort of treatment now, and that it would be better to get on with the case before the Court of Claims and have it disposed of than to allow it to drag indefinitely in the hope of getting it before an International Tribunal.

Yours sincerely,

W. Stuart Edwards

D. M. J.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

(C o p y)

The Hamilton Hotel,
Washington D. C. ,

March 30, 1930.

Hon. A. G. Chisholm,
Barrister,
London, Ontario.

Dear Sir:-

Information comes to me from high authority that you have a contract with the Pottawatomie Indians of Canada to represent them in a claim vs the United States.

I formerly was Assistant Attorney General of the United States, having devoted much of my time for fifteen years to litigation and matters pertaining to Indian Affairs, and at present am counsel for the Red Lake Indians in Minnesota.

In a measure, I am familiar with the Pottawatomie of Canada claim, and believe I could be of much service to you and the Indians in the matter. By appropriate action, the claim, in my opinion, could be pressed to a successful conclusion in a short time.

I shall be in Detroit, Michigan, which is not far from your home, about April 10th, en route to Minnesota. Should you care to have me associated with you, I would be pleased to have you meet me at that place, for a conference. Kindly advise me at this hotel by return mail.

Sincerely yours,

" Robert C. Bell "

Counsel, Red Lake Indians.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

(C o p y)

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March 30, 1930.

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London, Ontario.

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In a measure, I am familiar with the Pottawatomie of Canada claim, and believe I could be of much service to you and the Indians in the matter. By appropriate action, the claim, in my opinion, could be pressed to a successful conclusion in a short time.

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Sincerely yours,

" Robert G. Bell "

Counsel, Red Lake Indians.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

**PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA**

156610-4

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

G. CHISHOLM, K. C.
Barrister, &c.

London, Canada, April 2, 1930.

DEPT. OF INDIAN AFFAIRS
APR 3 1930
RECORDS

2
McWilliams
Duncan C. Scott, Esq., D. Lit. &c.,
Deputy Superintendent General Indian Affairs,
Ottawa, Ont.

Dear Doctor Scott:-

re Pottawatomies.

I am enclosing you copy of a letter received by me this morning from Mr. Robert C. Bell regarding the above matter. I am not impressed in any way by the fact that Mr. Bell states he is an ex-assistant Attorney General of the United States. I have met some of these gentlemen.

However, when in Ottawa, it was agreed with Mr. Edwards that a letter would be addressed you drawing attention to the position of the case and asking whether under present circumstances you would approve an effort being made to secure the legislation enabling us to get to the Court of Claims. without attempting to discuss this, it seems to me at least, unless the claim is to be allowed to lie fallow, we have no other alternative in sight.

For the purpose of eliciting Mr. Bell's views as to now in his opinion the claim " could be pressed to a successful conclusion in a short time ", I think it might not be a bad idea for me to see him and I would go to Detroit for that purpose, subject to your approval. We might get some useful information though of course it would be impossible at present (as I see it) and however advantageous it might appear to be in some respects, to have Mr. Bell associated in the case.

Faithfully yours,

G. Chisholm

Have written Mr. Bell stating I will consider the matter and will leave - G.C.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

3 156610-4

file

Ottawa, April 11, 1930.

Dear Mr. Malcolm,-

I have to acknowledge the receipt of your letter of the 9th instant inclosing a letter from Mr. John B. Kewakeshick, of Chippawa Hill, on the subject of the Pottauatomis Indians' Claim, and a copy of your reply thereto.

Yours faithfully,

J. M. (minister's signature)

Honourable James Malcolm,
Minister of Trade and Commerce,
Ottawa.

3 156610-4

file

Ottawa, April 11, 1930.

Dear Mr. Malcolm,-

I have to acknowledge the receipt of your letter of the 9th instant inclosing a letter from Mr. John B. Kewakenick, of Chippawa Hill, on the subject of the Pettautomic Indians' Claim, and a copy of your reply thereto.

Yours faithfully,

J. C. [unclear] (minister's signature)

Honourable James Malcolm,
Minister of Trade and Commerce,
Ottawa.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

#156610-4

28th April, 1930.

Dear Mr. Chisholm,

re Pottawatomies.

I beg to acknowledge the receipt of your letter of the 2nd instant, and note your view that unless this claim is allowed to lie fallow we have no other alternative in sight than to make an effort to secure legislation at Washington enabling us to get to the Court of Claims.

In reply I have to say that I have also a letter from Mr. Edwards, the Deputy Minister of Justice, referring to the interview which he had with Dr. Skelton and yourself regarding this claim. Mr. Edwards states that this claim having been already notified to the United States under the terms of the Pecuniary Claims Convention it is altogether likely that at some time the case can be disposed of under the terms of the Convention and that the interest of the Indians would be safer in the hands of the International Tribunal than it would be in the Court of Claims. Mr. Edwards further states that neither Dr. Skelton nor himself think that it would be wise to make any change in this policy. Mr. Edwards also sets forth your views with respect to the prosecution of this claim.

As there is nothing to indicate that we could more readily get this claim before the Court of Claims than before an International Tribunal, and as we have to rely upon the Department of Justice for guidance in these matters, I am disposed to continue the effort to get the case before the Pecuniary Claims Tribunal.

Yours truly,

act
asw.

A.G. Chisholm, Esq., K.C.,
Canadian Bank of Commerce Chambers,
London, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

Port Elgin, Ont. April 29th, 1930

R



DEPARTMENT OF INDIAN AFFAIRS,
OTTAWA, CANADA.

Dear Sir:-

Re. POTTAWATOMIE Claim
Saugeen Indian Reserve.

At a Meeting held on the Saugeen Indian Reserve, Council Hall on April 15th, 1930, by the members of the above Pottawatomie claimants, it was passed by motion that a deputation be sent to Ottawa to interview the Department, about the matter of their claim.

It is desirable that the deputation be sent some time ^{next} ~~this~~ month if satisfactory, and therefore they would like to have a date fixed in order that this matter be properly dealt with.

Will you therefore please advise Mr. John B. Kewekishick, Chippawa Hill, Ontario, Saugeen Reserve.

Awaiting your early reply.

Yours truly,

John B. Kewekishick

Chairman.

156610-4

41X711

Ottawa, May 5th. 1930.

Sir,-

I have to acknowledge receipt of your letter of the 29th ultimo and in reply I beg to say that there are no new developments in the Pottawatomie matter. We are unable to say just when we shall be able to place this claim before a Tribunal for determination and consequently no purpose whatever would be served by the visit of a deputation to Ottawa at the present time as we could not give you any further information than that which is now being submitted.

Your obedient servant,

A. F. MacKenzie

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

Mr. John B. Kewekishick,
Chippewa Hill,
Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
ARCHIVES PUBLIQUES
CANADA

156610-4

6777

5th May, 1930.

Memorandum:

Honourable Charles Stewart,

The prosecution of the Pottawatomie claim is in the hands of the Department of Justice and efforts have been made to get this claim on for hearing before the Pecuniary Claims Tribunal under the terms of the Pecuniary Claims Convention. We are advised by the Department of Justice that it is altogether likely that at some time the case can be disposed of under the terms of that Convention. This claim cannot be facilitated in any way by a delegation sent to Ottawa on behalf of the Pottawatomie Indians and no useful purpose can be served by their visit.

asw,

[Handwritten signature]

156610-4

CANADIAN BANK OF COMMERCE CHAMBERS
CORNER DUNDAS AND RICHMOND STS.

A. CHISHOLM, K. C.
Barrister, &c.

London, Canada, May 16, 1930.



Mr. Williams

B

Duncan C. Scott, Esq., D. Lit., &c.,

Deputy Superintendent General Indian Affairs,

Ottawa, Ont.

Dear Doctor Scott:-

re Pottawatomes - 156610-4

I note the conclusion in yours of the 28th ultimo, that as there is nothing to indicate we could more easily get this claim before the Court of Claims than before an International Tribunal, and as you have to rely on the Department of Justice for guidance in these matters, you are disposed to continue the effort to get the case before the Pecuniary Claims Tribunal.

I quite recognize that in these matters, the views of the Justice Department must guide you, but trust some of the circumstances I mention here, will yet appeal to Mr. Edwards.

Should dependence be placed on the fact the claim has already been notified to the United States under the terms of the Pecuniary Claims Convention, I can only point out it has been so notified for some eighteen years and the situation as reported to Mr. Edwards now is, there would seem no prospect of getting before such a tribunal. It is also to be borne in mind that assuming we are right on the merits, it has not yet been determined whether this claim is so constituted as to be cognizable by an international tribunal. On the other hand could we obtain legislation providing for its submission to the Court of Claims with an appeal as to law and facts to the Supreme Court, we would avoid the question of jurisdiction, and obtain the right to a hearing before a Court of the very highest repute and integrity.

I fear I differ with you as to the respective difficulties in getting the matter before the Court of Claims, and an International Tribunal. Concerning the tribunal, a perfect dead-lock is said to exist between the United States and Great Britain, which as it perfectly suits the latter, she is not taking any steps to break. The then Secretary of State is reported by Mr. Massey (Despatch 942) to have said he would not then definitely reply to our request for submission of the claim, to the Court of Claims, in order to have time for the settlement of the Second Schedule question. We might well point out now, that as there would seem no prospect for settlement of a Second Schedule, we should not be further delayed in getting the matter before the Courts. Comity

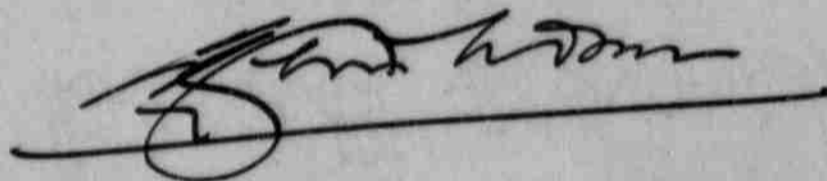
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CANADA

should prove an unanswerable argument for such action.

Above all things, I deplore the disastrous result of inaction, and as inasmuch as it would appear we are simply deluding ourselves in hoping for arbitration, I think the exigencies of the situation should now be fairly faced and some effective means adopted for its final solution. Claimants are constantly being told by Washington attorneys, they can achieve this successfully, and only yesterday I received a letter from one of them stating his Reserve is now being canvassed by an Agent for some of these people.

Faithfully yours,

A handwritten signature in dark ink, appearing to be "John A. Macdonald", written over a horizontal line. The signature is fluid and cursive, with a small circle under the letter 'd'.

Pottawatomies

28th May, 1930.

Dear Mr. Malcolm,

Re Pottawatomies.

By Treaty of the 26th September, 1833, the Pottawatomie Nation sold their lands to the Government and agreed to remove west of the Mississippi River. About two thousand removed to the State of Kansas, and about an equal number fled to northern Michigan and Wisconsin and to Canada. Thereafter, all the funds due the tribe under the treaty mentioned were paid to those who removed to Kansas. The descendants of those who went to Wisconsin apparently made a claim against the United States Government for that portion of the proceeds of the sale of their lands to which their ancestors, according to their numbers, were entitled.

Under the provisions of the Act of June 1st, 1906, the Secretary of the Interior at Washington caused an investigation to be made of the claims of the Wisconsin band of Pottawatomie Indians and submitted to Congress a census roll of the members of this band residing in the United States and those living in the Dominion of Canada.

At the time of the enrolment referred to, 457 persons of Pottawatomie blood were found to be residing in Michigan and Wisconsin, and 1550 were enrolled as living in Canada. The amount due the former was found to be \$447,339, and the latter \$1,517,226.87. Of the amount due those residing in the United States there has been appropriated all but \$43,683.55. No action, however, seems to

Honourable James Malcolm,
Minister of Trade and Commerce,
Ottawa.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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2.

have been taken by Congress with respect to the amount due the 1550 Pottawatomies in Canada.

Some years ago Mr. Chisholm, K.D., of London, Ontario, interested himself in this claim and secured powers of attorney from the greater number of the Canadian Pottawatomies to prosecute the claim on their behalf. About the same time a firm of lawyers in Washington who had some connection with the prosecution of the claim on behalf of the Wisconsin Pottawatomies came among the Canadian Pottawatomies and secured powers of attorney from some of their members authorizing them to act on their behalf. Mr. Chisholm invoked the assistance of this Department in the prosecution of this claim and the Department of Justice has had the case in hand now for some years in conjunction with Mr. Chisholm.

Two ways have been suggested for having this claim investigated and determined, one that this Government should endeavour to have enabling legislation passed at Washington which would give jurisdiction to the Court of Claims to hear this case and would provide for an appeal as of right to the Supreme Court of the United States, and the other, the method favoured by the Department of Justice, is to try to get the case on for hearing before the Pecuniary Claims Tribunal, upon the view that the claim having been already notified to the United States under the terms of the Pecuniary Claims Convention it is altogether likely that at some time the case can be disposed of under the terms of that Convention.

I may say that on the appointment of the Hon. Mr. Massey as Minister to Washington, he personally took up the matter of this claim with the United States Government, also Christopher C. Robinson, Esq., K.C., who successfully prosecuted a similar claim against the United States Government, the Cayuga Claim, has been for some time employed as Special Counsel in this case and is giving the matter every attention.

Some consideration has recently been given this question by the authorities at Washington but progress is slow. We can proceed to determination of the case only with the consent of the United States Government and it may require considerable time and diplomacy to get such consent. Everything is being done that is considered proper to do in the prosecution of this claim.

Yours faithfully,

28th May, 1930.

Dear Mr. Malcolm,

Re Pottawatomies.

By Treaty of the 26th September, 1833, the Pottawatomie Nation sold their lands to the Government and agreed to remove west of the Mississippi River. About two thousand removed to the State of Kansas, and about an equal number fled to northern Michigan and Wisconsin and to Canada. Thereafter, all the funds due the tribe under the treaty mentioned were paid to those who removed to Kansas. The descendants of those who went to Wisconsin apparently made a claim against the United States Government for that portion of the proceeds of the sale of their lands to which their ancestors, according to their numbers, were entitled.

Under the provisions of the Act of June 1st, 1906, the Secretary of the Interior at Washington caused an investigation to be made of the claims of the Wisconsin band of Pottawatomie Indians and submitted to Congress a census roll of the members of this band residing in the United States and those living in the Dominion of Canada.

At the time of the enrolment referred to, 457 persons of Pottawatomie blood were found to be residing in Michigan and Wisconsin, and 1550 were enrolled as living in Canada. The amount due the former was found to be \$447,339, and the latter \$1,517,226.87. Of the amount due those residing in the United States there has been appropriated all but \$43,883.55. No action, however, seems to

Honourable James Malcolm,
Minister of Trade and Commerce,
Ottawa.

2.

have been taken by Congress with respect to the amount due the 1550 Pottawatomies in Canada.

Some years ago Mr. Chisholm, K.D., of London, Ontario, interested himself in this claim and secured powers of attorney from the greater number of the Canadian Pottawatomies to prosecute the claim on their behalf. About the same time a firm of lawyers in Washington who had some connection with the prosecution of the claim on behalf of the Wisconsin Pottawatomies came among the Canadian Pottawatomies and secured powers of attorney from some of their members authorizing them to act on their behalf. Mr. Chisholm invoked the assistance of this Department in the prosecution of this claim and the Department of Justice has had the case in hand now for some years in conjunction with Mr. Chisholm.

Two ways have been suggested for having this claim investigated and determined, one that this Government should endeavour to have enabling legislation passed at Washington which would give jurisdiction to the Court of Claims to hear this case and would provide for an appeal as of right to the Supreme Court of the United States, and the other, the method favoured by the Department of Justice, is to try to get the case on for hearing before the Pecuniary Claims Tribunal, upon the view that the claim having been already notified to the United States under the terms of the Pecuniary Claims Convention it is altogether likely that at some time the case can be disposed of under the terms of that Convention.

I may say that on the appointment of the Hon. Mr. Massey as Minister to Washington, he personally took up the matter of this claim with the United States Government, also Christopher C. Robinson, Esq., K.C., who successfully prosecuted a similar claim against the United States Government, the Cayuga Claim, has been for some time employed as Special Counsel in this case and is giving the matter every attention.

Some consideration has recently been given this question by the authorities at Washington but progress is slow. We can proceed to determination of the case only with the consent of the United States Government and it may require considerable time and diplomacy to get such consent. Everything is being done that is considered proper to do in the prosecution of this claim.

Yours faithfully,

156610-4

WSE/ELJ.



PLEASE ADDRESS
THE DEPUTY MINISTER OF JUSTICE
OTTAWA

OTTAWA May 30, 1930.

W. Stewart Edwards

A. 864-3.

Re: Pottawatomies.

Dear Sir,

Referring to Mr. Williams' letter of the 20th instant (156610-4), I may say that there is nothing in Mr. Chisholm's letter of the 16th instant which would lead me to vary the opinion which I expressed in my letter of the 2nd April last.

Yours truly,

W. Stewart Edwards

Deputy Minister of Justice.

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

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
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CANADA

156610-4

Ottawa, 7th June, 1930.

Sir,

Re: Pottawatomes.

I beg to acknowledge the receipt of your letter of 16th ultimo, with respect to the Pottawatome case.

In reply I have to say that a copy of your letter was forwarded to the Deputy Minister of Justice for his observations who has replied saying that there is nothing in this letter which would lead him to vary the opinion which he had already expressed, the particulars of which were conveyed to you in our letter of the 28th April.

Your obedient servant

AGM
AGM

A. G. Chisholm

Acting Asst. Deputy and Secretary.

A.G. Chisholm, Esq., K.C.,
Canadian Bank of Commerce Chambers,
London, Ont.

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

PUBLIC ARCHIVES
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CANADA

MG.

PLEASE ADDRESS
THE DEPUTY MINISTER OF JUSTICE
OTTAWA

OTTAWA 13th June, 1930.

41277

Sir,-

A.3. Indian Affairs-Ont.

I have the honour to hand you herewith accounts of Mr. A.G. Chisholm, Barrister, London, Ont., covering services in connection with the Pottawatomie Indian Claim and The King vs. New England Company et al which I have taxed and allowed at the sums of \$119.38 and \$181.04 respectively.

I have the honour to be,

Sir,

Your obedient servant,

"Encl."

Amr
hms

J. Chisholm

Asst. D. M. of J.

CYC 248 - 181.04
119.38
300.42

Handed to
Mr Sinclair
June 14
ASW.

The Secretary,
Department of Indian Affairs,
OTTAWA.

Indian Affairs. (RG 10, Volume 2790, File 156,610, pt. 4)

PUBLIC ARCHIVES
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Department of Indian Affairs,

in acct. with,

A. G. Chisholm, Solicitor &c.,

London, Ont.

THE KING V NEW ENGLAND CO? et al.

Bill of Costs between Solicitor and Client
since July 5, 1929.

1929

July 25

Havg. recd. communication from Deputy Minister of Justice with copy of Memo. recd. by Dept. of Indian Affairs and asking me for my observations regarding same,

* 31

Lr. to D. M. J. acknowledging same and stating would look into matter and advise later

1.00

Sept. 26

Lr. to Department Indian Affairs for certain information &c.

2.00

Havg. recd. further lr. fr. Justice Dept. again asking my views

Oct. 1

Lr. to Justice

1.00

" II

Lr. to Indian Dept. asking for answer to my lr.

1.00

" 24

Havg. recd. reply from Indian Dept.

Nov. 6

Preparing opinion on statements of N. E. Co. as set out in their Memo. of which copy enclosed me, engrossing same and lr. to D. M. J. with same

150.00

Dec. 5

Lr. to D. M. J.

1.00

1930

Feby. 24

Lr. to D. M. J.

1.00

" 26

Lr. fr. D. M. J. Dept. was communicating with Ind. Dept. on subject

March 17

Attending, interview and advg. deputation from Six Nations Council, who came by apptmt. to see me regarding position of case and ascertain what was really being done about it (Noon to 3. 30 P.M.) when matter fully gone into and they departed satisfied Indian Dept. was carefully protecting their interests

25.00

Lr. from Dr. Scott wishing me to come to Ottawa for discussion of matter and to bring all papers with me

" 18

Lr. to Dr. Scott acknowledging and stating when wd. be in Ottawa

1.00

" 25

Left London at 9 A. M.
Taxi at London 1.00; Pd. baggage to Chateau .75; Meals on train 3.25; express chges. on files to Ind. Dept. 1.00; tickets 26.25

32.25

" 26

Consultations this day with Dr. Scott and Mr. Williams as to course to be taken regarding terms of settlement,

" 27

Consultations with Dr. Scott and Mr. Edwards, D. M. J.

" 28

Consultations Ind. Dept.
left Ottawa 1.15 P.M.

Hotel bill at Ottawa 18.90; Meals at Ottawa 12.00; Tips on train and at hotel 1.50; Seat to Toronto 1.25; Seat to London .60; Meals on train 3.25; Baggage transfer Ottawa .75; Tips on train .50; Taxi at London 1.00

39.75

Arrived London midnight of 28th
Time going to, at, and returning from Ottawa 4 dys.

@ \$70.00

Forward

280.00

280.00

247.00

1930

Carried forward \$ 288.00 247.00

April 3 Lr. to Dept. Indian Affrs. 1.00

" 10 Lr. fr. Dr. Scott asking advise him as to claim put forward by Archbishop Williams in certain letters, copies of which enclosed me, and as to whether it would be necessary to have concurrence of Archbishop in proposed settlement with N. E. Co.

" 11 Lr. to Dr. Scott 1.00

" 17 Lr. to Agent, Ottawa, with certain Ins. 2.00 .02

May 3 Lr. to Dr. Scott, D. S. G. I. A., with opinion on claim put forward by Archbishop Williams and as to necessity for latter's concurrence in any settlement arrived at 25.00

Lr. to Agent & post. 1.00 .02

Havg. Recd. lr. fr. Indian Dept. wishing account

\$ 2 93.00 272.04
 2 72.00
 \$ 565.04

Credit

Advances as follows,-
 Dec. 13/29, 100.00;
 Mar. 21/30, 50.00
 " 27/30, 75.00 225.00

Balance \$ 340.04

Agent's bill to be submitted separately.

Further credit should be given for May 19, 1930. $\frac{1}{2}$ day at Ottawa and proportion expenses charged on bill against Dept. in connection with case of Pottawatomie Indians

Indians ----- 45.00
 Balance \$ 295.04

295

*Taxed by
 Dept of Justice June 13/30
 at # 181 04
 sgt J. Chisholm
 asst D.M.J.*

Guil
 EXAMINED and found correct.
M. M. M. M.

Department of Indian Affairs,

in acct. with,

A.G.Chisholm, Solicitor &c.,

London, Ont.

re Pottawatomie Indian Claim.

Bill of Costs between Solicitor and Client
since July 19, 1929.

<u>1929.</u>				
August	9	Lr.to Isaac & post	1.00	.02
"	10	Attg.on Peter Cloud & advg.&c.	3.00	
Sept.	25	Lr.to Mr.Edwards,D.M.J.	1.00	
Oct.	8	Lr.to Lacelle & post	1.00	.02
		Lr.to Mrs.Doxtator & post	1.00	.02
"	31	Lr.to Mr.Edwards	5.00	
Nov.	2	Lr.to George & post	1.00	.02
		Attg.and advg.Cloud	3.00	
"	16	Attg.and advg.Schuyler	3.00	
		Attg.and advg.John	3.00	
Dec.	14	Attg.and advg. King	3.00	
"	18	Lr.to Acher & post	1.00	.02
		Lr.to Isaac & post	1.00	.02
		Attg.and advg.Mrs.Fisher	3.00	
"	27	Attg.and advg.Mrs.Wauley	3.00	
<u>1930</u>				
Jany.	8	Lr.to Mr.Edwards	1.00	
"	22	Lr.to Mr.Edwards	1.00	
Feb.	3	Lr.to Hawke & post	1.00	.02
"	14	Lr.to Mr.Edwards	1.00	
"	18	Attg.on Dodge & advg.	3.00	
March	11	Lr.to Mr.Edwards	1.00	
"	13	Lr.to Sandy & post	1.00	.02
		Lr.to Milliken & post	1.00	.02
		Lr.to Sampson & post	1.00	.02
		Lr.to Isaac 2 post	1.00	.02
		Lr.to Maggrah & post	1.00	.02
"	17	Lr.to Smoke & post	1.00	.02
"	19	Lr.to Riley & post	1.00	.02
"	28	Attdee at Ottawa on Mr.Edwards, D.M.J.and with him on Dr.Skelton D.M.External Affrs. fee $\frac{1}{2}$ day and proportion expenses, see Memo.on file		45.00
April	2	Lr.to Dr.Scott	1.00	
		Lr.to Bell and post	1.00	.02
		Lr.to Lacelle & post	1.00	.02
"	12	Lr.to Bell & post	1.00	.02
"	17	Lr.to Agent,Ottawa & post	2.00	.02
"	21	Attg.on Glud & advg.	3.00	
"	28	Havg.recd.lr.fr.Dr.Scott with information as to correspondence with Mr.Edwards &c..		

Forward			\$ 59.00	45.36

	Carried forward -	\$59.00	45.38
1930			
May 12	Attg. and advg. N. Riley	3.00	
" 12	" " " H. George	3.00	
" 15	Lr. to Sampson & post	1.00	.02
" 16	Lr. to Dr. Scott, fee		10.00
" 17	Attg. and advg. Mrs. Fisher,	3.00	

		\$ 69.00	55.38
		55.38	

		\$ 124.38	

This is my bill,
May 19, 1930.

*Paid by,
Dept of Justice
June 13th 1930
at 119³⁸
Sgt J. Chisholm
asst S.M.J.*

Quil

W. Sawyer 298

156610-4

NO.

13th June, 30.



Handwritten signature/initials

R

Sir,-

A.3. Indian Affairs-Ont.

I have the honour to hand you herewith accounts of Mr. A.G. Chisholm, Barrister, London, Ont., covering services in connection with the Pottawatonic Indian Claim and The King vs. New England Company et al which I have taxed and allowed at the sums of \$119.38 and \$181.04 respectively.

I have the honour to be,

Sir,

Your obedient servant,

"Encl."

Handwritten: Grant P. M. [initials]

Asst. D. M. of J.

Handwritten calculations:
CR 298- 119.38
" 181.04

300.42
Handed to
M. S. Melair
A.S.W.

The Secretary,
Department of Indian Affairs,
OTTAWA.

No. 450^D-11

Department of Indian Affairs

19.....

CENTRAL ALBERTA SANATORIUM -
CALGARY

ACCOUNTS

Indian Affairs. (RG 10, Volume 2790, File 156,610,
pt. 4)

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Vol. 2.

156610-4 CLOSED

No. 156610-4^A

Department of Indian Affairs

19.....

POTTAWATOMIE CLAIM

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