



WHITWORTH

DESCRIPTION

The Whitworth Reserve occupies lots 27 (part), 28 (part) and 29 (part) of Range 12, in the township of Whitworth.

It covers an area of 169 hectares.

LOCATION

The Whitworth Reserve is located on the south shore of the Saint Lawrence River, 30 kilometres south of Rivière du Loup.

LAND TITLE HISTORY

May 22, 1855

Survey specification for lots 27, 28 and 29 of Range 12, in the township of Whitworth. Total area at that time: 399 acres (161.46 hectares).

November 13, 1874

Government of Québec Order in Council 37 - Authorization to transfer to the Government of Canada lots for the Indians pursuant to 32 Victoria, chapter 11. The order affects lots 27, 28 and 29 of Range 12, in the township of Whitworth, without conditions of settlement.

September 19, 1876 - REGISTRATION NUMBER X14605

Government of Canada Order in Council allocating \$800 from the Band budget for the purchase of lots 27, 28 and 29 of Range 12, in the township of Whitworth, and for the moving of the Indians.

November 23, 1876

The Government of Québec sells to the federal government lots 27, 28 and 29 of Range 12, in the township of Whitworth. The rental ticket preceding the issuance of Letters Patent for these lots is entered in the Québec land registry under number 16 434.

March 13, 1877

Government of Québec Letters Patent 5237 sells to Government of Canada lots 27, 28 and 29 of Range 12, township of Whitworth. Pursuant to an order in Council dated October 30, 1794, the letters patent stipulate a 5% reservation for road purposes.

October 6, 1885

The Government of Canada awards a charter to the *Temiscouata Railway Company*. Although its railroad crosses lots 27, 28 and 29 of Range 12, no expropriation document can be found in the DIAND land registry for that reserve. Was any land expropriated pursuant to the *Railway Act*? No document has been discovered that would so indicate. Likewise, no document has been discovered that would indicate a right of return as reserve land pursuant to section 96.1 of the *Canada Transportation Act*.

September 30, 1886

Government of Canada Order in Council approving the plans for location and the railway profiles.

January 15, 1894

Establishment of the cadastre of the Whitworth township.

October 14, 1949

Acquisition of the *Transcontinental Railway (Temiscouata Railway) Company* by the Government of Canada.

July 27, 1951

The federal Department of Transport expropriates a 10.2 mile long segment, of portion of which crosses the Whitworth Indian Reserve.

June 12, 1958 - REGISTRATION NUMBER X14606

Government of Canada Order in Council 1958-821 transfers to the Government of Québec the control and administration of the railway right-of-way for the provincial road crossing the reserve, according to the 1957 survey plans. The area indicated is 10.49 acres.

April 28, 1969

Widening of the right-of-way for Provincial Highway 185 by the Government of Québec. There was no transfer between governments.

December 17, 1979

Further widening of Provincial Highway 185 by the Government of Québec. There was no transfer between governments.

June 27, 1980

Relocation of the Chemin Taché by the provincial Department of Transport. There was no transfer between governments.

April 27, 1983

Canadian National abandons a 38.59 mile segment of railroad belonging to the *Temiscouata Railway Company*, including the portion crossing the Whitworth Reserve.

May 28, 1987

Government of Canada Order in Council 1987-1091 transferring to the Government of Québec the abandoned segment belonging to the *Temiscouata Railway Company*.

February 15, 1989

Government of Québec Order in Council 169-89 accepting the transfer, by the Government of Canada, of the abandoned segment of the railroad belonging to the *Temiscouata Railway Company* (see May 28, 1987).

CHRONOLOGY OF BOUNDARY SURVEYS

- 1) **1852:** determination of township lines and of range lines in the township of Whitworth by O.-Bruno Fournier;
- 2) **1912:** survey of the reserve's outer boundaries, i.e. of lots 27, 28 and 29 of Range 12, township of Whitworth, by Charles Fontaine (one of the boundaries is the line between the townships of Whitworth and Armand);
- 3) **1970:** resurvey of the line between the townships of Whitworth and Armand by Roger Côté (this line is more than 20 feet distant from the line determined by Charles Fontaine in 1912, and favours the reserve. The Québec Surveying Service has accepted this new location of the boundary line;
- 4) **1974:** resurvey of the reserve's outer boundaries by Gilbert Simard;
- 5) **1983:** clearing (only) of the outer boundaries by Michel Côté;
- 6) **1991:** further clearing of the reserve's outer boundaries and marker laying by Laval Ouellet;
- 7) **1996:** the Band Council starts the clearing and widening of the outer boundaries.