

ESTABLISHED

ESTATE

MODESTE TE-CHE-MILT

COWICHAN South Island District

(AGENCY)

TE-CHE-MILT, MODESTE  
COWICHAN

000099

Check List for

Estate of *Modeste Te-Ché-Min* No.

Band file No. *9152-176*

1. Deceased Name and Number in Band List.
2. Give Deceased's age if over 70 and deceased after Jan. 1/52.
3. Heirs or devisees' name, number and age in Band List.
4. If any Heirs or Devisees non Band Members is this noted in application form - if not information has been added to form.
5. Are chattels subject to *N/A*  
(a) conditional sales agreement  
(b) chattel mortgage  
(c) Revolving loan fund
6. Did Deceased have  
(a) arrears of interest or annuity monies owing to him.  
(b) savings at Ottawa  
(c) funds in Agency Trust account
7. Did deceased have title to land off the Reserve.
8. Did deceased hold land on a Reserve.  
(a) under Location Ticket or Certificate of Possession. *Yes*  
(b) under Certificate of Occupation. *—*  
(c) of which he claimed ownership although not recognized in accordance with the Indian Acts.
9. Is any of the Deceased's land under lease.
10. Did the Deceased owe money on  
(a) Band loan, (b) Housing loan, (c) Purchase Contract  
(d) Mortgage or other document.
11. Was funeral bill paid from  
(a) Band Funds (b) Vote 520 (c) By another Source *No record*
12. Are Succession Duty Releases required. *No*

Date

Initials

- 
- 1(a) The ownership of all lands has been approved.
  - 2(a) All debts are paid and I have made a sub-search on the funeral file.
  - 3(a) All assets have been distributed.

Date

Initials



CANADA

DEPARTMENT OF CITIZENSHIP AND IMMIGRATION  
INDIAN AFFAIRS BRANCH

Ottawa

PLEASE QUOTE

FILE 9152-176

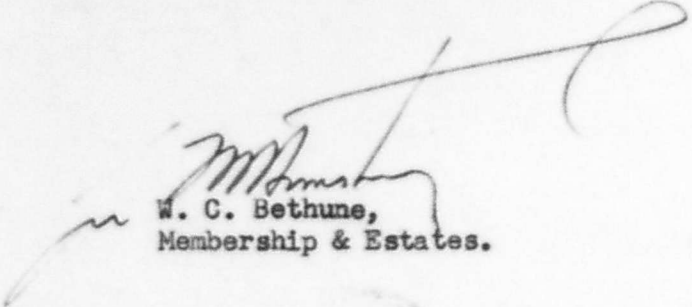
Est. 4

November 2, 1954.

MEMORANDUM TO Mr. Raichman

Your attention is called to our letter dated February 18th, file 9152-176, and in particular to that sentence "under these circumstances we are turning our file over to the Officer in Charge of Individual Land Holdings with a request to him to cancel Location Ticket 744 and to issue a Certificate of Possession to Sarah Williams for the lands in question".

Are you now in a position to inform the Estates Division as to your actions in this regard.



W. C. Bethune,  
Membership & Estates.

FIELD SERVICE

05570



CANADA

PLEASE QUOTE FILE

152/P-8-1  
152/33-3

DEPARTMENT OF CITIZENSHIP AND IMMIGRATION  
INDIAN AFFAIRS BRANCH

1954 NOV 21 AM 9:27

P. O. Box 396,  
DUNCAN, B. C.  
Oct. 28, 1954.

*Est.*  
Department of Citizenship & Immigration,  
Indian Affairs Branch,  
OTTAWA.

RE: ESTATE OF MODESTE TE-CHE-MILT  
LOT 64, COWICHAN I.R. - L.T.744.

Kindly refer to your letter of February 18th, 1954, your file 9152-176 R4, in which you advised your file on this estate was being turned over to the Officer in Charge of Individual Land Holdings for cancellation of Location Ticket No.744 and issuance of a Certificate of Possession in favor of Sarah Williams.

Mrs. Williams is an aged widow whose health is failing, and we would like to have her affairs in order, as she is most anxious to have the matter of her late husband's property settled.

Would you be good enough to issue Certificate of Possession in favor of Sarah Williams for Lot 64, Cowichan Indian Reserve.

*J.W. Boys*  
J.W. BOYS,  
Indian Superintendent,  
Cowichan Agency

IB

FIELD SERVICE



CANADA

PLEASE QUOTE

FILE

152/P-8-1

DEPARTMENT OF CITIZENSHIP AND IMMIGRATION  
INDIAN AFFAIRS BRANCH

P. O. Box 396,  
DUNCAN, B. C.  
March 19, 1954.


Department of Citizenship & Immigration,  
Indian Affairs Branch,  
OTTAWA.

RE: SAVINGS ACCOUNT 152-118 - SARAH WILLIAMS.

Referring to your letter of February 18th, File 9152-176 R4. we wish to advise that Mrs. Williams would like to withdraw all the funds in her savings account, and we attach withdrawal form in her name.

The sum of \$360.00, rental received from Hugo Tews is at present held in savings for Mrs. Williams, but a further sum of \$202.50 went forward with the mid-month returns for March, to be credited to the estate of Modeste Te-Che-Milt. This amount should have been credited to the account of Mrs. Sarah Williams in savings.

We would, therefore, appreciate it if you would kindly forward Mrs. Williams' cheque for \$562.50 at an early date, as she is most anxious to use some of the money for her own needs.

  
Acting Superintendent,  
Cowichan Agency



## APPLICATION FOR WITHDRAWAL OF SAVINGS

I, SARAH WILLIAMS  
hereby make application to the Indian Affairs Branch, Department of Citizenship and Immigration,  
for the release of \$562.50 from my Savings for the purpose here-  
after indicated:—

- (X) (a)—For personal expenditure.  
( ) (b)—To pay the attached account.  
( ) (c)—To be expended for my benefit by the Indian Superintendent.  
( ) (d)—Other reasons (Give reasons) \_\_\_\_\_

Witness S. Brown her Sarah Williams  
Witness mark Applicant's Signature

1. Applicant's name in full SARAH WILLIAMS
2. Band 21 Somenos
3. Band number \_\_\_\_\_
4. Age 82
5. Savings Account Number 152-118
6. Occupation housewife
7. Superintendent's Recommendation and Remarks, indicating amount to be released:—  
It is recommended that cheque for \$562.50 in favor of Mrs.  
Sarah Williams be issued to conclude the estate of Modeste  
Te-Che-Milt.  
Cowichan
8. Agency \_\_\_\_\_
9. Date Mar. 19/54.

- N.B.—1. Advances made by cheque in favour of the Indian Agency Trust Account will be accounted for in the Field only in that such will be subject to audit by the Treasury auditor.  
2. Expenditures are not to be made without authorization from the Branch.

Indian Superintendent.

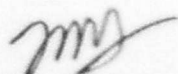
9152-176  
R.4

February 13, 1954.

MEMORANDUM TO CHIEF TREASURY OFFICER

Re: Savings Account 152-118  
Re: Estate of Modeste Te-Che-Milt

Will you kindly change the name of Savings Account 152-118 from the estate of Modeste Te-Che-Milt to Sarah Williams. For your information, Sarah Williams was the widow of the above named deceased and by an agreement of the heirs dated December 16, 1953, they released all their interest in the Modeste Te-Che-Milt estate in favour of their mother.

  
L. L. Brown,  
Superintendent,  
Reserves and Trusts.

*Noted*  
D  
MEA:AC

9152-176  
R.4

February 18, 1954.

F. A. Clark, Esq.,  
Acting Superintendent,  
P. O. Box 396,  
Duncan, British Columbia.

Re: Estate of Modeste Te-Che-Milt  
#744 Quamichan Band

In reply to your letter January 27, 1954, your file 152/P-8-1, the agreement of the heirs dated December 16, 1953, in which the 7 children signed off their interest in the Modeste Te-Che-Milt estate in favour of their mother, Sarah Williams, widow of the above named deceased, has been approved. Under these circumstances, we are turning our file over to the Officer in Charge of Individual Land Holdings with a request to him to cancel Location Ticket #744 and to issue a Certificate of Possession to Sarah Williams for the lands in question.

Re the rentals in Savings Account 152-118 in the sum of \$360.00 which were paid under the permit lease #1002, we are notifying the Treasury Office to change the name of this account from the estate of Modeste Te-Che-Milt to Sarah Williams. We are also notifying the Officer in Charge of Leases to note the ownership of the lands in question and to change his records accordingly. We are requesting that all future rentals paid under Lease #1002 be deposited in Savings Account 152-118 unless you request that these rentals should be returned directly to the widow.

.....



- 2 -

If therefore, the widow requires funds, she should apply on the ordering withdrawal form to have the funds released from Savings Account 152-118.

You may therefore note in your files that the administration of the Modeste Te-Che-Milt estate has been concluded.

*mlb*

L. L. Brown,  
Superintendent,  
Reserves and Trusts.

MEA:AC

Duncan, B. C.  
December 16, 1953

AGREEMENT-Re-ESTATE OF MODESTE TE-CHE-MILT

WE, The following heirs to the Estate of the late  
MODESTE TE-CHE-MILT No.1 Quamichan Band, do hereby  
agree to turn over the sole Asset in his Estate  
comprising a 20 acre parcel of land known as Lot 64  
on Cowichan Indian Reserve No.1, to our Mother-  
~~Mrs Sarah Williams~~ Mrs Sarah Williams, the widow of the  
deceased. We also request that Location Ticket No. 744  
be re-issued in her favour.

Dated at Duncan this 17th Day of December, 1953.

One for  
Witnesses sign here.

Abraham Jones

Stanley Modeste

Allie Charlie

Alfred George

Alfred George

Frank Knighton

B. Modeste  
Castle Modeste

J. Modeste  
James Modeste

Alexandra George  
Alexandra George

Elwood Modeste  
Elwood Modeste

Wesley Modeste  
Wesley Modeste

Mabel Jones  
Mabel Jones

Susan Knighton  
Susan Knighton

Modeste  
Cast Indian Signet



FIELD SERVICE

5054



9152-176  
PLEASE QUOTE

FILE

152/P-8-1

DEPARTMENT OF CITIZENSHIP AND IMMIGRATION  
1954 FEB 7 AM 11:15 INDIAN AFFAIRS BRANCH

R4

P O Box 396,  
DUNCAN, B.C.  
Jan. 27/54.

Department of Citizenship & Immigration,  
Indian Affairs Branch,  
OTTAWA.


RE: ESTATE OF MODESTE TE-CHE-MILT

Receipt is acknowledged of your letter dated June 16th, 1953,  
File 9152-176 (R10) relative to the administration of the above  
named estate.

In reply to the last paragraph I wish to advise that Lot 64  
under Location Ticket #744 is valued at approximately \$2000.00.  
As a result of a recent meeting with the heirs of this estate,  
I have obtained a statement, attached, turning over Lot 64 in  
favor of their mother, Mrs. Sarah Williams.

Your comments as to how to administer this estate will be ap-  
preciated.

JM:B

  
Acting Superintendent,  
Cowichan Agency

9152-176  
R.10

June 16, 1953.

R. H. Moore, Esq.,  
Indian Superintendent,  
P. O. Box 396,  
Duncan, British Columbia.

Re: Estate of Modeste Te-Che-Milt

In reply to your letter March 5, 1953, your file 152/33-3, 152/P-8-1, and 152/32-3-1-79 E, enclosed please find your appointment as administrator of the Modeste Te-Che-Milt estate.

The late Modeste Te-Che-Milt #1 Quamichan Band of Indians, died intestate on or about June 15, 1927 leaving him surviving the following heirs at law and next of kin: Sarah Williams, widow; Castle Modeste, James Modeste, Elwood Modeste, Wesley Modeste, sons; Alexandra George, Susan Knighton, Mabel Jones, daughters.

16/1/54  
152-118  
360  
The sole asset in this estate is a parcel of land known as Lot 64 on Cowichan Indian Reserve #1 held under Location Ticket 744, and some household effects. This land is subject to lease #1002 in favour of Hugo Tews. This lease will run for a period of 2 years and nine months from March 1, 1953. By virtue of this lease a rental of \$360.00 is payable in the year 1953, a rental of \$405.00 in the year 1954 and a rental of \$450.00 in the year 1955.

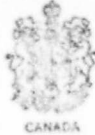
7777  
Before we can advise you how to administer this estate we would like you to give us a valuation of this land. Will you also interview the heirs as suggested in your letter March 5, 1953.

Upon receipt of this information and of an agreement of the heirs if you are able to secure same, we will advise you how to administer the Modeste Te-Che-Milt estate.

*MA*  
L. L. Brown,  
Superintendent,  
Reserves and Trusts.

000110

INDIAN AFFAIRS  
BRANCH



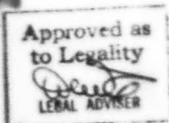
DEPARTMENT OF  
CITIZENSHIP AND IMMIGRATION

REFER TO FILE NUMBER  
9152-176  
R.4

In the Matter of the Estate of **..Modeste.Te-Che-Milt...**  
**.....No.1.....Quavichen.....**Band of Indians  
**.....Covichen.....**Indian Reserve, in the  
Province of **..British.Columbia.....**deceased, who died on  
or about the **....15th.....**day of **June.....**A.D.1927..  
at **....Seattle..Washington.(Cov.#1).....**in the Province of  
**.....**and who at the time of his death  
had a fixed place of abode at **.....Covichen.....**  
Indian Reserve, in the Province of **British.Columbia.....**

I, Donald Morrison MacKay, Director of the Indian Affairs  
Branch, Department of Citizenship and Immigration, in  
accordance with the provisions of subsection two of  
Section three of the Indian Act, do hereby appoint  
**.....Richard Herbert Moore.....**  
of ~~xxx~~ **.....Duncan.....**in the  
Province of **British.Columbia.....**the incumbent of  
the office of Indian Superintendent **.....Kavichen.....**  
Indian Agency, in the Province of **...British.Columbia.....**  
pursuant to Paragraph (a) of Section forty-three of the  
said Act to administer the estate of the above named  
deceased.

Dated at Ottawa this **14th** day of **March.....**A.D.1953.



*Donald Morrison MacKay*

Director  
Indian Affairs Branch  
Department of Citizenship and Immigration.



FIELD SERVICE

98421



CANADA

DEPARTMENT OF CITIZENSHIP AND IMMIGRATION  
INDIAN AFFAIRS BRANCH

PLEASE QUOTE

FILE.....

152/33-3  
152/P-8-1  
152/32-3-1-79 E

1953 MAR 11

INDIAN AFFAIRS

P. O. Box 396,  
DUNCAN B.C.  
March 5, 1953.

Dept. of Citizenship & Immigration,  
Indian Affairs Branch,  
OTTAWA.

RE: MODESTE TE-CHE-MILT, LOCATION TICKET  
NO. 744, QUAMICHAN BAND.

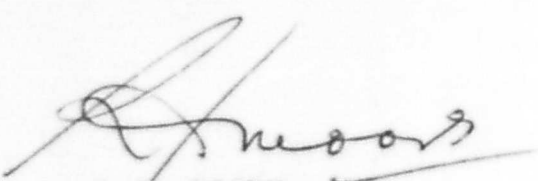
Please find attached hereto application for probate of  
the above estate, which I would recommend.

You will notice there are a considerable number of heirs  
and I am hoping to have most of them agree to sign over  
in favor of one or two of their members as owners, other-  
wise it will be next to impossible to have a satisfac-  
tory division made of a twenty acre lot between eight  
people.

Out copy of Location Ticket No. 744 is attached also,  
the original belonging to the locatee was burned in a  
fire many years ago.

I am applying within the next few days for permission to  
lease this acreage for two or three years, which I hope  
will be approved by the Department.

13



R.H. MOORE,  
Superintendent,  
Cowichan Agency.

152/P-8-1 (E)



CANADA

DEPARTMENT OF MINES AND RESOURCES  
INDIAN AFFAIRS BRANCH

APPLICATION  
FOR  
ADMINISTRATION OR PROBATE

THE ESTATE OF MODESTE TE-CHE-MILT  
KOKSILAH BAND No  
OF THE QUAMICHAN BAND OF INDIANS

Omit if the  
applicant is  
the Indian  
Agent

I Indian Agent for  
Indian Reserve do hereby certify that by reason of education, business capacity and personal integrity, the above applicant is a fit and proper person to fulfil the duties of an administrator.

Indian Agent

Letters  
Issued to  
Dated

## APPLICATION FOR ADMINISTRATION, OR PROBATE

To the Minister of Mines and Resources:

Insert name of (a) deceased IN THE MATTER OF THE ESTATE OF MODESTE TE-CHE-MILT deceased  
(b) applicant The petition of Incumbent in office of Cowichan Indian Agency  
(c) reserve of the Cowichan Indian Reserve, in the Province  
of B. C. sheweth:

1. That MODESTE TE-CHE-MILT

KOKSILAH

Band No. 1

of the

Quamichan

Band of Indians, died on or about the 15 day of June

A.D. 19 27 at Seattle, Washington (Cow. #1) Indian Reserve, on which

MODESTE

had HIS fixed place of abode.

Strike out  
inapplicable  
section.

2. (a) That the deceased left no Will

~~WILL THAT THE DECEASED LEFT NO WILL THAT THE DECEASED~~~~WILL THAT THE DECEASED~~~~WILL THAT THE DECEASED~~~~WILL THAT THE DECEASED LEFT NO WILL THAT THE DECEASED~~~~WILL THAT THE DECEASED LEFT NO WILL THAT THE DECEASED~~3. That the deceased left <sup>him</sup>~~her~~ surviving the following next of kin and heirs at law:

NAME	RELATIONSHIP (to deceased)	AGE
SARAH WILLIAMS	Widow	81 Yrs.
CASTLE MODESTE	Son	56 Yrs.
JAMES MODESTE	Son	53 Yrs.
ALEXANDRA GEORGE	Daughter	52 Yrs.
ELWOOD MODESTE	Son	51 Yrs.
SUSAN KNIGHTON	Daughter	48 Yrs.
WESLEY MODESTE	Son	50 Yrs.
MABEL JONES	Daughter	45 Yrs.
		Yrs.
		Yrs.
		Yrs.
		Yrs.

4. That your petitioner claims to be entitled to administration as .....

R.H. MOORE, Superintendent, Cowichan Indian Agency.  
(Executor named in will—Widow—Son—Daughter—Indian Agent, etc.)

5. That an inventory of the Real and Personal property and effects of the deceased as presently ascertainable are as herein listed, as follows:

Best possible description, Location Ticket number if any

LAND INTERESTS:

Lot 64, LOCATION TICKET 744, Cowichan I.R. #1

Property to be rented on 13152-3-1-114 for 2 years 9 months from Jan 1/53.

CHATEL INTERESTS:

Rentals 36 0.00 in 1953  
405.00 in 1954  
450.00 in 1955

Nil

Rentals a/c 413 - 180.00  
+ lease # 1002

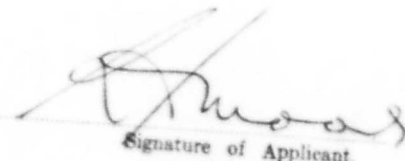
PERSONAL EFFECTS:

Household

6. That the debts of the deceased chargeable to the estate and including testamentary and funeral expenses, as presently ascertainable, are as listed herein, viz:—

Nil

And your Petitioner prays that (a) Letters of Administration (b) Letters Probate, or (c) Administration with Will annexed, of the estate of the said deceased be granted and committed to this applicant.

  
Signature of Applicant.

To be  
completed  
by any  
one who has  
the required  
informa-  
tion.

IN THE MATTER OF THE ESTATE OF MODESTE TE-CHE-MILT deceased  
I Elwood Modeste of Cowichan Indian Reserve No. 1  
make oath and say that I knew MODESTE TE-CHE-MILT late of  
the Cowichan Indian Reserve No. 1 deceased.  
That the said deceased died on or about the 15 day of June  
A.D. 19 27, at Seattle Washington and that the said deceased  
at the time of his death had his fixed place of abode at Cowichan I.R.#1  
Sworn before me St. C. Duncan in the } Elwood Modeste  
Province of British Columbia }  
this 2 day of March }  
A.D. 19 53 }  
[Signature]  
Indian Agent or Notary, etc.

To be signed  
by one  
of the  
witnesses.

I \_\_\_\_\_ of \_\_\_\_\_ in the Province  
of \_\_\_\_\_ (occupation)  
make oath and say:

1. That I knew \_\_\_\_\_ late of \_\_\_\_\_  
Indian Reserve, deceased.
2. That on or about the \_\_\_\_\_ day of \_\_\_\_\_ A.D. \_\_\_\_\_  
I was personally present and did see the paper writing hereto annexed marked "A" signed  
by \_\_\_\_\_ as the same now appears and as and  
for his last Will and Testament and that the same was so signed by the said  
\_\_\_\_\_ in the presence of me and of \_\_\_\_\_  
who were both present at the same time, thereupon  
the said \_\_\_\_\_ and I did at the request  
of the said \_\_\_\_\_ and in his presence  
attest and subscribe the said Will.

Sworn before me at \_\_\_\_\_ in the }  
Province of \_\_\_\_\_ }  
this \_\_\_\_\_ day of \_\_\_\_\_ }  
A.D. 19 \_\_\_\_\_ }  
\_\_\_\_\_  
Indian Agent or Notary, etc.

Strike out  
inapplicable  
portions.

I \_\_\_\_\_ of \_\_\_\_\_ in the Province  
of \_\_\_\_\_ (occupation)  
make oath and say:

1. That I am of the full age of Twenty-one years.
2. (a) That I am the sole executor or one of the executors of the Will or  
(b) That I am the applicant for Letters of Administration of the said

deceased.

3. That I do solemnly promise and swear that I will faithfully administer the property  
of the said deceased by paying his just debts and legacies so far as the same will thereto  
extend and the law bind me and by distributing the residue according to law and the  
terms of the Will (if any) and that I will exhibit under oath a true and perfect inventory  
of all the property of the said deceased and render a just and true account of its admin-  
istration when lawfully required.

Sworn before me at \_\_\_\_\_ in the }  
Province of \_\_\_\_\_ }  
this \_\_\_\_\_ day of \_\_\_\_\_ }  
A.D. 19 \_\_\_\_\_ }  
\_\_\_\_\_  
Indian Agent or Notary, etc.

Applicant



FILE NO.

9152-176

VOLUME

1

## INDIAN AFFAIRS BRANCH

DEPARTMENT OF CITIZENSHIP AND IMMIGRATION

SUBJECT ESTATE

152/37-2-3-X24

MODESTE TE-CHE-MILT

(NAME)

QUAMICHAN

(BAND)

Couchman

(BAND NUMBER)

744  
COWICHAN

(AGENCY)

## REFERENCE

## DISPOSAL

REFERRED TO	BY	REMARKS	DATE	PA OR BF	BY	DATE	For Records Use
R-4 PR-11		98421	11/3/53	PA	PR	11/3/53	
R4	15	50540	2-2-54	PA	PR	2-2-54	
R5	MM	To issue Cert of Possession	16/4/54	PA	TS	16/4/54	2-4-15
Est 1	15	05570	2-11-54	PA	PR	2-11-54	
R5	MM	To issue Cert of Possession	17/4/54	PA	PR	17/4/54	
Est 1	PR	Re C.P.	17/4/54	PA	TS	17/4/54	
<div style="border: 1px solid black; padding: 5px; display: inline-block;"> <b>ESTATE</b>  <u>18-11-54</u>  Date </div>							
Est 6	+	Ref	24/1/58	PA	TS	24-1-58	
EST 5	31	Ref	21-6-61	PA	TS	21-6-61	

DO NOT WRITE BELOW THIS LINE

000117