

Deposition of Andre Gaudry for claimant, taken at Regina on 24<sup>th</sup> day of August, A.D. 1888.

Claimant's counsel, D.L. Scott

Defendant's counsel, F.L. Wade

At the same place, and on the 24<sup>th</sup> day of August, 1888, in the presence of the same counsel of both parties, Andre Gaudry, a witness on behalf of the Claimant, was produced, and having been by me in like manner duly sworn, deposed and said, that his name is Andre Gaudry; that his occupation is that of Farmer; that he is 35 years of age; that his place of residence is Wood Mountain; that he has no interest direct or indirect, in the claim which is the subject of inquiry in said cause, and that he is not related to the claimant.

And thereupon the said Andre Gaudry was examined by the counsel for the Claimant, and in answer to interrogatories, testified as follows:

Mr. Scott, Q.C.

How long have you lived at Wood Mountain Post? For the last two years. I lived at Willow Bunch.

How long did you live at Willow Bunch? I went to Willow Bunch in 1879 and lived there until about two years ago.

Where did you live before you went to Willow Bunch? At Wood Mountain Post.

How long did you live at Wood Mountain Post the first time? A little more than a year.

Where did you live before that? At the "Big Muddy" East of Willow Bunch.

When you were living at Wood Mountain Post in 1879 were there any Teton Sioux there? Yes, a good many.

Where was Sitting Bull at this time? He was around the Post.

Were there any of those Indians at Willow Bunch when you went there in 1879? Not many, a few. About how many? I don't know, it was a few.

Did many come there afterwards? Yes, I saw a big camp over there in 1881. How many came there? About five or six hundred there might be more or less. I didn't count them.

How many teepees were there? I didn't count them but I think there were between seventy-five and eighty.

What time of the year did they arrive? In the Spring about the month of April.

How did they come? Some on horseback, some on foot, some on travois and some in carts.

Were any policemen with them? I saw one half breed, he stays at my place. He said, he has been sent by the police to bring the old women.

How long did they stay at Willow Bunch? Some left soon after that and some stayed all Summer. Where did those that left go? I saw some start for Buford with Legare and some went to Qu'Appelle.

What became of those that went to Qu'Appelle? Some of them came back to Willow Bunch.

How many trips did Legare make to Buford that year? He made three. I made the last two trips with him.

How long was it after the Indians came there? He made the first trip a few days after.

How many Indians started with him that day? I didn't count them but I saw about thirty.

How many came back with him? I know two of them who started with him came back with him. There may be others whom I didn't know personally but I heard that others came back with him.

How many went with him on the second trip? There were either thirty-two or thirty-three Indians.

About how many Indians went with him on the third trip? About two hundred.

What outfit and provisions did he take on the second trip to Buford? About twelve carts and one wagon. I can't say the number of provisions in addition to those with the carts and wagon.

What provisions had he? He had flour, pemmican, dried meat, potatoes, tea and sugar. Can not say how much. I know they had plenty to eat. The Indians had lots to eat.

What outfit and provisions did he take on the third trip? About thirty-eight carts, two wagons and one buckboard, a number of ponies besides those drawing the carts and wagons. He had a big outfit that Legard. He had a big pile of provisions consisting of flour, dried meat, pemmican, tea, sugar, bacon, potatoes and tobacco. I can't give the quantities. There was plenty for the crowd to eat.

Was there any difficulty on the third trip? Yes, he had some trouble with the Indians on the road. One party of Indians left him with some of the carts and provisions and started in a more southerly direction. Legare sent me after them and I asked them where they

were going. I asked Sitting Bull who was in command of them and he provided South. A Sioux boy told me who was with them that they were going by Poplar Creek.

Did you bring them back to the main body? No, they sat down on the ground. I told an old chief that if they were not coming back Legare wanted his outfit and provisions returned. The chief gave a grunt of dissent. I then went back to Legare.

Did these Indians return to Legare's base? Yes, on my way back I met a few of the young bucks and they pointed their guns at me, they all came back the same day.

Was there any trouble afterwards? Yes, the same night when we were in camp some Indians came into the camp and wanted the others to go back to Willow Bunch. They talked bad and got mad and shot through the bags of flour. They stole some grub. One Indian had a bag of flour on his back and was going away with it. Legare told him it was his flour and told him to put it down. The Indian put the bag down on the ground on top of Legare's feet and shot through the bag at his feet.

Did you see this? I was close to Legare at the time.

Had Legare much trouble in quieting them after this? He didn't say much, he kept quiet. In the morning Legare and his men commenced to hitch up. To start, the Indians who came into camp the night before from Willow Bunch and wanted Sitting Bull's party to go back with them, returned to Willow Bunch. The party of about two hundred who had started out with Legare, all went on to Buford.

Did you meet anyone on the way to Buford? Yes, we met one of Legare's men and a Sioux Indian whom Legare had sent ahead to Buford. They brought another Sioux Indian from Buford with them and we afterwards met some white men with wagons and provisions who had come out to meet Legare. When close to Buford we meet an American Officer and some scouts.

Did you meet Inspector McDonald on the road? I didn't meet him on the road, I met him at Buford on the \_\_\_\_\_.

Do you know Major Brotherton? I saw an officer at Buford whom they called Major Brotherton.

Did you hear any conversation between Major Brotherton and Legare? The last trip he came up to Legare and shook hands with him and asked him where Sitting Bull was. I heard him telling Legare that he was doing well this time. I don't remember all that was said but I heard him tell Legare that he would be well recompensed. He said, that Sitting Bull crowd had cost a great deal to the American Government. He asked Legare if the Indians were afraid to come to Buford. Legare said, they were a little afraid that when they first caught sight of Buford, one old chief said, I don't like shaking hands with these Americans. The last time I saw them I was fighting with them and got a bullet in my hip. Major Brotherton told Legare to tell the Indians that they must deliver up their guns and

horses. Legare said that some of the guns and some of the horses belonged to him and he wanted to get them. Brotherton told Legare that the Sioux could camp close to the Post. After this, I left them and went out to the camp ground.

Did you see Major Brotherton on your first trip? Did you then learn any conversations between him and Legare? Yes, he asked Legare if he could bring Sitting Bull over. Legare said, I don't know, it is a pretty hard job but I will try. Major Brotherton said, all right. Don't be afraid, your expenses will be well covered by the government. This is all I remember.

Do you remember the day the Indians came from Wood Mountain to Willow Bunch?  
Yes.

What did they do after they got there? Some Indians came into Legare's store and he gave them a big feed.

How many did he feed? All that came from Wood Mountain.

What did he feed them with? Flour, pemmican, dried meat, tea, sugar.

How much flour did he give? I don't know how much. It would take a good deal of provisions to feed the crowd. They all appeared to be very hungry. I saw squaws cutting off big pieces of pemmican carrying it away under their blankets. I also saw Indians coming up with their tin basins and fill them up with \_\_\_\_\_ (Nababon?) which is a mixture of flour, pemmican and water which was mixed together in big iron kettles. They had about ten or twelve kettles that were filled several times.

How many pounds of pemmican would an Indian eat at one meal? I have seen some Indians who could eat a couple of pounds.

Did they all get as much as they could eat? Yes, they all had as much as they could eat and they took some away besides.

Who fed the Indians that summer while they were at Willow Bunch? I didn't see them get anything to eat except what they got from Legare.

Did he feed them all the time they were there? I think they were living on Legare all the time they were there. There was no other place they could get anything to eat around Willow Bunch. I saw Indians getting provisions from him every day. I saw some Sioux going to his place one day and they said to him, you want us to surrender? We are not ready to start now. You must feed us until we are ready. Some of them said, some of our relatives are not ready to start.

How much was flour worth at that time? From twelve to fifteen dollars per sack. I saw some selling at Willow Bunch at twenty-five dollars per sack. I bought some flour from

Legare that year at twelve dollars per sack and I sold it at Wood Mountain Post at a profit.

What did you sell it for at the Post? At different prices. Some of it I traded for horses and made a profit. I traded one sack of flour that year for a horse and sold the horse for twenty dollars. Twelve dollars was the lowest price of flour that year. That was what I paid for flour for my own use.

What was the cause of Sitting Bull and his Indians surrendering? Because they saw the chance that Legare offered them. Before that I heard the Sioux say that they didn't believe that they would receive a pardon, and Legare told them they would receive a pardon, and they told Legare and myself that they would believe him as they never heard of his having told a lie. This was the reason they went over.

Did you ever know of any person also trying to get them over? I heard from the Indians themselves that Major Crozier and Inspector McDonald had been trying to surrender them but they had no confidence in the Mounted Police as the police had never told them the truth.

How much was it worth at that time to take an Indian to Buford? It was worth a good deal as you had to carry grub, wood and water.

Have you any idea how much it would be worth? I think at that time it would be worth thirty or thirty-five dollars.

How much was pemmican worth that year? The cheapest you could get would be fifteen cents a pound. I think a person could get twenty cents a pound for it at that time.

How much was dried meat worth? From twelve to fifteen cents a pound.

How much was bacon worth? At that time from twenty – five cents to forty cents per pound.

Do you remember any quantity of flour being given out to the Indians at any one time? The day before Sitting Bull started with Legare, I saw Legare sending a cart with nine or ten sacks to Sitting Bull's camp on the top of the hill.

What camp was this? It was a camp formed of those who had prepared to accompany Legare.

How many were there in that camp? About two hundred. There might have been more.

Do you remember any other occasion? Yes, the day after Sitting Bull returned from Qu'Appelle he came to Legare and asked him for some food to have a feast as he wanted to talk to him. Legare then gave them a lot of flour, about ten or fifteen sacks. They had a feast. Legare also gave them pemmican, dried meat, sugar, tea and tobacco.

Now examined by Mr. Wade

You say you think there were about five hundred Indians at Willow Bunch in 1881?  
About five or six hundred.

Were there about eighty teepees? Seventy-five or eighty.

How many would there be in each teepee in order to make up that number? I saw a teepee with three family in it. There were twenty-four people and have seen a teepee with only two people in it. I think they would average six or seven people to a lodge.

Mr. Legare says there were only forty teepees. I don't know what he says. I think there were seventy-five or eighty. I didn't count them.

If Mr. Legare and the half breeds counted the teepees, they would know better than you who didn't count them? If Mr. Legare counted them he ought to know.

Had these Indians just come from Major Crozier to Willow Bunch? Yes.

What did they come to Willow Bunch for? I heard by the half breed and the Sioux Indians that the police had sent them away from Willow Bunch (should this not be Wood Mountain Post?).

Did you hear why they had been sent to Legare's place? I don't know, I suppose they were bothering them too much at the Post.

Did this half breed bring any message from Crozier to Legare? I don't know.

Did you hear it said that the Indians were taken there to be taken to the boundary? No, I heard from the half breed that he had been employed to take the Indians to Willow Bunch. I didn't hear from anybody that they had been sent to Legare to be taken to the boundary.

Was that the reason the Indians were taken to Willow Bunch? I don't know.

Did you ever hear that given as the reason? No.

Were you present when some messengers came from Buford to Willow Bunch on their way to Wood Mountain? No. I heard that Inspector McDonald had gone to Buford some days before the Sioux had come to Legare's to see about the surrender.

Did they call at Willow Bunch on their return from Buford? I didn't hear of them doing so.

Did you hear of them bringing back any message from Major Brotherton? I heard that Inspector McDonald brought good news for the Indians. I heard the Sioux say that they didn't want to believe what the Mounted Police told them.

Did Mr. Legare help the police in getting the Indians down? I don't think he was doing it for the police. I think he was doing it for himself.

Did some of these Indians go to Qu'Appelle? Yes.

Were you present at the first feast? Yes.

Did you hear Sitting Bull talking about his Qu'Appelle visit? Yes. He said, he was going to Qu'Appelle to see Major Walsh and see if he could get a reserve and some help from the Canadian Government.

Did thirty Indians go on the first trip? Yes.

How do you know? I saw them pass before my house. There were six or seven squaws, ten or fifteen children and about seven or eight men. There might be more, there might be less.

How many went on the second trip? Thirty-two or thirty-three. Five or six women, ten or twelve bucks, one old man and the rest were children.

How many were there on the third trip? Two hundred.

How do you make that out? I counted them.

How many men, women and children would there be? About forty men, not quite as many women and the rest would be children.

Does it cost more to feed a man than a woman or child? A child does not eat as much as a man but wasted a lot. It costs just about as much.

How many bags of flour were used at the first feast? I don't know. I think there would be eight or ten sacks judging by the number of Indians.

How much Pemmican? There would be five or six hundred pounds.

How much tea? I don't know.

How many bales of dried meat? Not so much as there was pemmican. A little more than half, I suppose.

How much sugar? I don't know.

What was the amount of supplies taken on the second trip? There would be eight or ten sacks of flour, about the same amount of pemmican; about five or six hundred pounds of dried meat; a pack of tea; a sack of sugar; seven or eight sacks of potatoes; six or seven pounds of tobacco. I didn't count them but I think it was about that.

How much was there on the third trip? I can't say exactly. There was plenty for the party.

Do you remember Major Brotherton's outfit coming out to meet you on your third trip? Yes. I can't say how many miles out but I think about thirty or thirty-five miles.

How long would you take to travel this distance? With a loaded cart it would take about a day and a half.

How far out was it you met the American Officer? About fifteen miles from the post.

If you met Major Brotherton's carts out fifty miles from Buford, how many days would it take you to get from there to Buford? A couple of days.

How fast were you traveling on that third trip? We were making twenty or twenty-five miles a day.

What was done with the supplies that Major Brotherton sent out? The Sioux had a big supper that night and ate a great deal of it. I don't know how much.

You stated that Major Brotherton told Legare on your second trip not to be afraid that his expenses would be well covered by the government.

Did you hear him say, "Do what you like, I have no authority to make any bargain with you as to expenses"? I don't remember those words.

How do you calculate that it would be worth from thirty to thirty-five dollars to take an Indian from Willow Bunch to Buford? From the distance, the state of the roads at that time and the amount of stuff we had to carry for the Indians and the price of provisions at the time.