

COURT FILE NUMBER

1103-14112

COURT

Court of Queen's Bench of Alberta

JUDICIAL CENTRE

EDMONTON

**IN THE MATTER OF THE TRUSTEE ACT
R.S.A. 2000, C T-8 AS AMENDED**

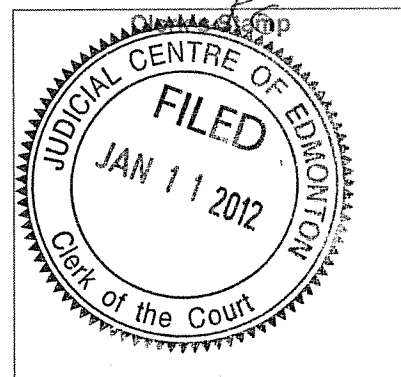
**IN THE MATTER OF THE SAWRIDGE
BAND INTER VIVOS SETTLEMENT
CREATED BY CHIEF WALTER PATRICK
TWINN, OF THE SAWRIDGE INDIAN
BAND, NO. 19 now known as
SAWRIDGE FIRST NATION ON APRIL
15, 1985 (the "1985 Sawridge Trust")**

APPLICANT(S)

Roland TWINN,
Catherine TWINN,
Walter Felix TWIN,
Bertha L'HIRONDELLE, and
Clara MIDBO, as Trustees for the 1985
Sawridge Trust

DOCUMENT

**AFFIDAVIT OF DAVID ALVIN
TWIN to be acknowledged as
a potential beneficiary of the
1985 Sawridge Trust.**



ADDRESS FOR SERVICE
AND CONTACT
INFORMATION OF PARTY
FILING THIS DOCUMENT

David Alvin Twin
118, 404 – 6th Avenue NW
SLAVE LAKE, AB T0G 2A1

Telephone: (780) 849-8899

AFFIDAVIT OF DAVID ALVIN TWIN

Sworn on January 9, 2012

I, DAVID ALVIN TWIN, of the Town of SLAVE LAKE in the Province of Alberta, **swear and say that:**

1. I am recognized as a Status Indian with the Canadian Federal Government under Bill C-31. I am also a descendent of the Sawridge Band No. 454, now known as the Sawridge First Nation

- (Hereinafter referred to as the "Sawridge First Nation" or "Nation"). I am not registered as a member of the Sawridge First Nation.
2. As a descendent of the Sawridge First Nation, this entitles me to the matter brought forward involving the Sawridge Band Intervivos Settlement created in 1985 (hereinafter called the "1985 Trust").
 3. This matter involving the 1985 Trust has been brought forward to the Court by the five Trustees of the 1985 Trust: Bertha L'HIRONDELLE, Clara MIDBO, Catherine TWINN, Roland C. TWINN and Walter Felix TWIN (hereinafter referred to as the Trustee").
 4. The Trustees are seeking the opinion, advice and direction of the Court respecting the administration and management of the property held under the 1985 Trust (Hereinafter referred to as the "Advice and Direction Application" as they have expressed concerns:
 - a. Regarding the definition of "Beneficiaries" contained in the 1985 Trust.
 - b. Regarding the transfer of assets into the 1985 Trust.
 5. I make this affidavit in support that as a descendent of the Sawridge First Nation that I am a potential beneficiary to the 1985 Trust.
 6. I am thereby also entitled to provide my opinion; advice and direction for the definition of "Beneficiaries" contained in the 1985 Trust and the transfer of assets into the 1985 Trust brought forward by the Trustees in the Advice and Direction Application.

Background

7. My father, Charles Thomas Twin (Neesotassis) hereinafter referred to as Charles Thomas Twin was born into the Sawridge First Nation on October 1, 1931, Registration # and my mother Rose Florence Twin was born April 8, 1937 became a member of the Sawridge First Nation through Marriage (to my father Charles Thomas Twin). Both my parents are deceased. D.T.
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M
8. My father, Charles Thomas Twin signed out of the band; in order to work off reserve; therefore I was not registered as a Sawridge Band Member.
9. In 1985, amendments were introduced to the Indian Act that were intended to remove discrimination, restore status and membership rights with Bill C-31, *An Act to Amend the Indian Act*. This allowed me to be reinstated as an Indian.

Conclusion

10. Charles Thomas Twin and Rose Florence Twin are my biological mother and father, and through their lineage bestowed to me, I am a potential beneficiary to the 1985 Trust and therefore should be included in the Advice and Direction Application presented before the court regarding the definition of the beneficiaries and the transfer of assets with the 1985 Trust.

SWORN BEFORE ME

on January 9, 2012
at Slave Lake, Alberta.

Valerie L. Sinclair
Commissioner for Oaths
in and for the Province of ALBERTA

DAVID ALVIN TWIN

COMMISSIONER OF OATHS

VALERIE L. SINCLAIR
CERTIFICATE # 201767
Effective Date Expiry Date
January 19, 2011 January 13, 2014