



COURT FILE NUMBER	1103-14112
COURT OF QUEEN'S BENCH OF ALBERTA JUDICIAL CENTRE	EDMONTON
	<p>IN THE MATTER OF THE TRUSTEE ACT, R.S.A. 2000, C T-8 AS AMENDED</p> <p>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")</p>
APPLICANTS	<p>Roland TWINN, Catherine TWINN, Walter Felix TWIN, Bertha L'HIRONDELLE, and Clara MIDBO, as Trustees for the 1985 Sawridge Trust</p>
DOCUMENT	<p><b><u>AFFIDAVIT OF Shawn Theresa AUGER to be acknowledge as a potential beneficiary of the 1985 Sawridge Trust</u></b></p>
ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT	<p>Reynolds, Mirth, Richards &amp; Farmer LLP 3200 Manulife Place 10180 - 101 Street Edmonton, AB T5J 3W8</p> <p>Attention: Doris C.E BONORA Telephone: (780) 425-9510 Fax: (780) 429-3044</p>
	File Number: 108511-001-DCEB

**AFFIDAVIT OF Shawn Theresa AUGER**

**Sworn on September 30, 2011**

I, Shawn Theresa AUGER nee MANDEL 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 the Indian Act. I am also a decedent of the Sawridge Band No. 454, now known as the Sawridge First Nation (hereinafter referred to as the "Sawridge First Nation" or "Nation") but I am no longer registered as a member of the Sawridge First Nation.
2. As a decedent 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 "Trustees").
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 decedent and former member 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**

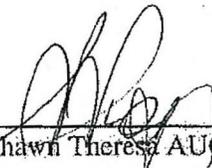
7. I was born into the Sawridge First Nation on April 1, 1969. My mother, Rita Rose MANDEL nee POTSKIN (deceased) (hereinafter referred to as "Rita MANDEL") was born on February 5, 1951 into the Sawridge First Nation.
8. Rita MANDEL was born to Mary Virginia POTSKIN nee DESJARLAIS (hereinafter referred to as "Virginia POTSKIN") and Albert N. POTSKIN (deceased) (hereinafter referred to as "Albert POTSKIN")
9. Virginia POTSKIN is a current member of the Sawridge First Nation.
10. Albert POTSKIN, to my knowledge, was a member of the Sawridge First Nation.
11. On January 3, 1992, Chief Walter Patrick TWINN, (hereinafter referred to as "Chief Walter TWINN") confirmed my membership resignation with the Sawridge First Nation.

12. As my membership with the Sawridge First Nation was still in affect at the time the 1985 Trust was created. I should still be considered a potential beneficiary and therefore able to be included in the opinion, advice and direction that the Trustees seek from the Court.

**Conclusion**

16. I was a member of the Sawridge First Nation born into it by my mother, Rita MANDEL. I did resign my membership which was confirmed by Chief Walter TWINN in 1992. The 1985 Trust had been created prior to my resignation and therefore I 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 at Boyle  
in the Province of Alberta,  
on the 30 day of September, 2011

  
Shawn Therese AUGER

  
A Commissioner of Oaths in and for  
the Province of Alberta.

