

**The Corporation of the Township of Whitewater Region  
By-Law Number 14-01-675**

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**Being a By-Law to Designate the McDonald Burial Ground under the Ontario Heritage Act**

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**WHEREAS** Section 29 of the Ontario Heritage Act, R.S.O. 1990, c.O.18, as amended, authorizes the Council of a Municipality to enact a by-law to designate real property, including all buildings and structures thereon, to be of Cultural Heritage value or interest;

**AND WHEREAS** the Council of the Corporation of the Township of Whitewater Region has determined that the following municipal legal address as being of cultural heritage value or interest, 1501 Sutherland Road, Westmeath Con 1 West of Muskrat Lake North Pt Lot 18, also known as the McDonald Burial Ground, set out in Schedule "A" attached hereto, in the Township of Whitewater Region and upon the Ontario Heritage Trust, has caused such Notice of Intention to be published in a newspaper having general circulation in the Township.

**AND WHEREAS** the Statement of Cultural Heritage Value or Interest and the Description of Heritage Attributes is set out in Schedule "B" attached hereto; and,

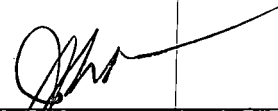
**AND WHEREAS** no Notice of Objection to the proposed designation has been served on the Township Clerk.

**NOW THEREFORE** the Council of The Corporation of the Township of Whitewater Region enacts as follows:

1. That the property known as the McDonald Burial Ground with the legal municipal address of 1501 Sutherland Road, Westmeath Con 1 West of Muskrat Lake North Pt Lot 18, Township of Whitewater Region is hereby designated as being of cultural value and interest pursuant to Section 29 of the Ontario Heritage Act.
2. That the Clerk is hereby authorized to cause a notice of passing of this by-law to be published in the same newspapers having general circulation in the Township and be registered on the title of the property.

All By-Laws or parts of By-Laws previously passed that are inconsistent with the provisions of By-Law 14-01-675 are hereby repealed.

**PASSED THIS 8th DAY OF JANUARY, 2014**

  
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Mayor, Jim Labow

  
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CAO/Clerk Christine FitzSimons

**SCHEDULE "A"**  
**to By-Law 14-01-675**

**LEGAL DESCRIPTION OF THE  
MCDONALD BURIAL GROUND**

1501 Sutherland Road,  
Township of Whitewater Region

Westmeath Concession 1 West of Muskrat Lake  
North Part Lot 18

**SCHEDULE "B"**  
**to By-Law 14-01-675**

**Statement of Cultural Heritage Value or Interest**

The McDonald Burial Ground is of cultural heritage value or interest as a representative example of a rural small family cemetery of the nineteenth and early twentieth century.

It is also of cultural heritage value or interest for its association with members of the McDonald family, veterans of the War of 1812 who were among the earliest settlers in the Westmeath area, west of Muskrat Lake, now known as the Whitewater Region.

The cemetery was first used sometime after Walter McDonald petitioned the Crown to acquire the property in 1835. It is the resting place of Walter McDonald and his brothers William and John, all of whom served in the War of 1812: Walter in his Majesty's Fencibles Regiment, John in the Glengarry Militia and William by hauling a sleigh of ammunition between Kingston and Montreal. Following their service, it took an estimated thirty (30) years for the veterans of the War of 1812 to finalize and transfer land deeds from the government they served and protected.

The cemetery also holds the remains of members of several other families who settled in the area in the nineteenth century, including the Livingston, McLeod, Pappin and Bradly families. The last known burial in the cemetery took place in 1924.

**Description of Heritage Attributes**

Heritage attributes of the cemetery that reflect its value as an example of rural small family cemetery of the nineteenth and early twentieth century include:

- ❖ The rectangular cemetery grounds, 100 feet wide by 66 feet deep;
- ❖ The location and orientation of the cemetery parallel to and beside Sutherland Road;
- ❖ The surviving grave markers with inscriptions; and
- ❖ The rural setting and views of the surrounding pastureland and woodlots.

Heritage attributes of the cemetery that reflect its association with the McDonald family include:

- ❖ The grave markers inscribed for William and Walter McDonald; and
- ❖ The grave markers for other members of the McDonald family.