

## Canada's Colonial Practices

To access the Lower Saugeen Peninsula for non-Indigenous settlement, Canada promised in a treaty to protect Manitoulin Island as Indigenous territory. By 1862 Canada opened the Island to non-Indigenous settlement. (RCAP, Vol. 1, p. 146-147)

Edward Cornwallis, Governor of Nova Scotia paid "a bounty to anyone who killed a Mi'kmaq adult or child in a bid to drive them off mainland Nova Scotia" (Tattie, 2008)

(Kingston) Proposed residential schools (separation of children from their parents) as best way to achieve assimilation (Project of the Heart, N.d.)

(Toronto) Egerton Ryerson's Report on Native Education supports goal to separate children from parents and recommends religious instruction and agricultural training as focus (Project of the Heart, N.d.)

First residential school in Alderville Ontario (Rheault, 2011)

(Ottawa)

- women lose status if marry non-Indigenous men; women lose membership if marry into another band, must take husband's membership (Gradual Civilization Act, 6. In INAC, 1869)
- Chiefs must be elected by male members of the band (Removed Haudenosaunee clan mothers' traditional roles of appointing traditional chiefs). (Gradual Civilization Act, 10. In INAC, 1869)

(Regina) Louis Riel sentenced to death by an all-white Anglo-Saxon Protestant jury for leading a resistance movement to protect Métis land rights. John A. Macdonald had the trial moved to Regina from Winnipeg to ensure no Indigenous representation in the jury (CBC learning, 2001, Métis Nation of Ontario, 2018)

(Ottawa) Enforced enfranchisement (loss of First Nation status) in order to be admitted to a university (Indian Act, 1880, 9.1 in Indigenous Corporate Training Inc.)

1881 - Could not sell agriculture without permit if Indigenous (RCAP, Vol.1, 9.8, p. 271)

(Ottawa) Traditional spiritual practices/ ceremonies illegal (RCAP, Vol. 1, 9.5, p. 276-277)

(Prairies) Needed permission to travel outside of reserve (RCAP, Vol. 1, 9.10, p.272)

(Prairies)

Hayter Reed implemented his Peasant Farmer Policy which made it illegal for Indigenous farmers to use modern equipment. Settlers (voters) complained when Indigenous farmers (who had no voting rights) were successful so the government created laws to make it difficult for them to make a living from farming (Canadian Museum of History, N.d., Episkenew, 2009, p.38-39)

**Louis Riel  
Execution (1885)**

**The Manitoulin and  
Saugeen Treaties  
(1836)**

**Denied University  
Education  
(1880)**

**Scalping  
Proclamation (1749)**

**Apartheid Farming  
Laws (1881)**

**Bagot Commission  
Report (1842-44)**

**Indigenous  
Spirituality Banned  
(1884)**

**Egerton Ryerson's  
Report (1847)**

**Pass system policy  
(1885-1930s)**

**First residential  
school, 1848**

**Hayter Reed Farmer  
Policy  
(1889-97)**

**Women lose rights  
(1857)**

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### Bawaating, near Sault Ste. Marie

#### Oral Account of the Original Treaty from Isaac Murdoch:

- *Only dig as deep as a hand width (Serpents in the Ground)*
- *Respect each other's homestead and camps*
- *66ft shoreline width of every waterway to be undisturbed so the Indian will always have a place to sleep while travelling*
- *Reserves were to be sanctuaries for Indians to live without settler interference.*
- *The Indian can live anywhere based on their hunting and fishing migrations.*
- *The Treaty was a conditional agreement.*
- *Protect each other's children during times of war.*
- *respect each other's path of life*
- *live in accordance to Natural Laws*

#### Version from RCAP:

Chief Shingwakonce and Chief Nebanagoching from Sault Ste. Marie demand a treaty to address the problem of settler miners' encroachment on Ojibwe territories. William Robinson negotiated the treaties on behalf of the Crown to access the land for settlement, to mine, and to prevent American encroachment. The chiefs secure land reservations, annuities, and a share of future revenues from mining on their land that would increase in relation to the value of revenues. The oral agreements in both treaties indicated that hunting and fishing practices would not be interfered with. The chiefs consented in the verbal agreements to allowing mining on a limited amount of their lands, and that they would continue to use their traditional lands for harvesting both traditionally and commercially. The chiefs agreed to sharing their land as treaty partners. There was no discussion about land surrender. The written version of the treaties states a total land surrender. (Ontario Superior Court of Justice, 2018; RCAP, Vol. 1, p.147-149)

***Any reference to mining contradicts the Natural Laws — which forbade digging into the ground deeper than a hand's width — mandated in the original agreement. Treaty was not about resource extraction. The agreements are not ours. They didn't come out right. It was signed under coercion and extreme duress of reduced populations from diseases brought by encroaching settlers. It would not have a chance in courts today.***

(Personal conversations on July 10 and September 6, 2019 with Isaac Murdoch, descendant of Shingwauk, explaining the oral history passed on to him from the Elders at Serpent River)

(Rainy River to Lake of the Woods, Northwest Angle) Anishinaabe leaders did not allow settlers to use their waterways, land or timber without being compensated. Ojibwe leaders including Chief Mo-We-Do-Pe-Nais demanded rents from settlers to use their land. They sent word to Ottawa: "...do not bring Settlers and Surveyors amongst us to measure and occupy our lands until a clear understanding has been arrived at as to what our relations are to be in the time to come." (RCAP, Vol.1, p.153) Since they had always moved freely through their territory they negotiated free train passes within their land. Liquor trade was stopped and they were not obliged to take arms against their family in the United States in the case of war. They negotiated reserve land that they themselves marked out, farming equipment, domestic animals, annuities (compensation), clothing and education (RCAP, Vol.1, p.153-154). In exchange for these conditions being met, First Nations agreed to open up areas of their land to share with settlers. There was no talk of land surrender (RCAP, Vol.1, p.149). Canada's written version of Treaty 3 states a total land surrender (INAC, 2013).

**Treaty 3 (1873)**

**The Robinson  
Huron and Superior  
Treaties (1850)**

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### **(Fort Qu'Appelle, Sask.)**

Commissioner Morris offered the same terms of Treaty 3 to Cree and Salteaux leaders who accepted it. Terms included annual payments in perpetuity, clothing, ammunition, farming implements, selection of reserves, schools on reserves, banning of liquor on reserves. In accepting these terms, they agreed to live peaceably as treaty partners, sharing the land. There was no agreement to surrendering land (RCAP, Vol.1, p.149). Canada's written version of the treaty states total surrender of their land. (INAC, 1966)

### **(Fort Carlton and Fort Pitt, Sask.)**

Morris promised no interference with hunting and fishing throughout the territory, annuities, economic assistance with housing, hunger relief, and healthcare. There was no mention of land surrender. The written version of the treaty states land surrender. (RCAP, Vol.1, p.156-157)

### **(Lower Fort Garry, and Manitoba Post at northwest shore of Lake Manitoba)**

When Yellow Quill Salteaux leaders turned settlers away and when Ojibwe leaders of the North West Angle imposed rents on encroaching settlers who became fearful, the government agreed to engage in the treaty making process. Adams Archibald promised that Canada would not interfere with First Nations' traditional land based practices including hunting and fishing and they would not need to live on reserves. He promised farming and hunting equipment and livestock. Chippewa and Swampy Cree leaders agreed to share their land respectfully as treaty partners. There was no talk about giving up land. The written version of the treaty stated a total land surrender and contained none of Archibald's promises. (RCAP, Vol.1, p. 151-152)

### **(Beren's River and Norway House around Lake Winnipeg)**

Swampy Cree leaders negotiated with Morris similar terms for Treaties 3 and 4, including "annuities, education, and economic assistance with housing" except reserve land was calculated at 160 acres per family. They were also promised healthcare. They did not agree to surrender their land, but instead, the agreement was to share it. The treaty text states a total land surrender. (RCAP, Vol.1, p.154-156)

**Treaties 1 & 2**  
(1871)

**Treaty 4**  
(1874)

**Treaty 5**  
(1875)

**Treaty 6**  
(1876)

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**Ottawa** First Nations are severed from their traditional lands, forced onto reserves and deemed wards of the state.

(Indian Act, 1876, 2, 6, 8)

- replaced traditional governance structures with elected chief and band council system (Indian Act, 1876, 3.1)
- illegitimate children may be excluded from membership by band (Indian Act, 1876, 3.a)
- lose membership if living outside of country for 5 years (Indian Act, 1876, 3.b)
- women lost status if married outside band (Indian Act, 1876, 3.c)
- Canadian law defines "person" as "an individual other than an Indian" (Indian Act, 1876, 3.12)
- arrested for intoxication if Indigenous (Indian Act, 1876, 83)
- had to give up Native status upon earning a university degree (Indian Act, 1876, 86.1)
- renamed Indigenous people with Christian names and European surnames (Joseph, 2014)

### **Blackfoot Crossing**

Blood, Blackfoot, Peigan, Sarcee and Stoney nations of the Blackfoot Confederacy negotiate with Crown commissioner David Laird who stated: "She [the Queen] wishes you to allow her white children to come and live on your land and raise cattle, and should you agree to this she will assist you to raise cattle and grain... She will also pay you and your children money every year, which you can spend as you please..." He offered one square mile of reserve land for every five persons, annuities, and promised not to interfere with their hunting practices throughout their territories. There was no discussion of land surrenders. The written text states a total land surrender outside reserves.

(RCAP, Vol.1, p.157-158, Historica Canada, 2016)

### **Lesser Slave Lake area, Northern Alberta, northeast corner of B.C.**

Prospectors for gold in the Klondike rush of 1897, and companies looking for resources in oil and gas agitated First Nations who began refusing settlers from entering their land by 1898. The Crown offered similar terms agreed to in previous numbered treaties. Cree and Dene leaders made the demand that: "nothing would be allowed to interfere with their way of making a living; the old and destitute would always be taken care of; they were guaranteed protection in their way of living as hunting and trappers from white competition; they would not be prevented from hunting and fishing as they had always done, so as to enable them to earn their living and maintain their existence" (RCAP, Vol.1, p. 158). The Commissioners made a solemn promise to this with the agreement that no land was being surrendered. The written treaty does not contain these agreements and states a land surrender.

### **Northern Ontario, James Bay region**

Cree and Ojibwe leaders agreed to share their territories under the condition that they would be able to continue hunting and fishing, that their land would not be interfered with, and they would not be confined to reserves. Canada agreed but then wrote clauses in their written version of the agreement that negated the terms that were orally agreed to. (Louttit, N.d., Obomsawin, 2014)

**Treaty 8 (1899)**

**The Indian Act (1876)**

**Treaty 9 (1905)**

**Treaty 7 (1877)**

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### **Ile-a-la-Crosse, Sask.**

Canada agreed to negotiate this treaty to establish the provinces of Alberta and Saskatchewan and to settle Métis claims. Canada promised Cree and Chipewyan leaders that their hunting, fishing and gathering rights would not be interfered with. Annuities, land tracts and education were promised.

### **Western part of Northwest Territories**

Canada sought a treaty as soon as oil was found in the Mackenzie River. Commissioner Conroy and Bishop Breynat promised Dene leaders healthcare, no reserves, land protections, education, and protection of their hunting, trapping and fishing economies. These promises were left out of the written treaty. Dene leaders agreed to sharing the land. The written treaty states a land surrender. (RCAP, Vol.1, p.159-160)

**Ottawa** Regalia forbidden without permission (RCAP, Vol.1, 9.5, p.269)

**Ottawa** Bill C-31 restores Indian Status to women who married non-Indigenous men

### **Ottawa**

Residential school attendance compulsory, illegal not to attend (Walker, 2009). Over 150 000 Indigenous students subjected to horrific emotional, physical, sexual abuse in 130 schools across Canada that Dr. Peter Bryce (1907) reported had "criminal" health conditions and 40% death rates. (Blackstock 2016)

**Bella Bella and Nanaimo** Two major centres established by the United Church of Canada where thousands of Indigenous men and women sterilized by missionary doctors under the Sexual Sterilization Act, British Columbia (Rheault, 2011)

### **Ottawa**

- First Nations denied right to hire a lawyer without a licence (RCAP, Vol. 1, 9.9, p.272)
- First Nations denied right to form political organizations (CBC, 2005)
- Denied voting rights until 1960

Some Inuit were forced by Canada to relocate, and their sled dogs were slaughtered by RCMP officers. This limited their mobility, and their ability to earn incomes and feed themselves traditionally. (Mihychuk, M. 2017, p.8)

**Alberta** Over 3500 Indigenous women sterilized under the Sexual Sterilization Act. Residential school principals had the right to authorize sterilization of students (Ontario Métis Family Records Centre, 2012, Rheault, 2011)

Provincial policies support removal of 20 000 Indigenous children from parents to be adopted into middle class white homes

**Treaty 11 (1921)**

**Treaty 10 (1906)**

**Women's Status  
Restored (1985)**

**Regalia forbidden  
(1914)**

**Sexual Sterilization  
Law (1933-1980s)**

**Residential Schools  
Compulsory (1920)**

**Inuit relocation and  
dog slaughter  
(1960s - 1970s)**

**No political rights  
(1927)**

**Sixties Scoop  
(late 1960s to mid 1980s)**

**Sexual Sterilization  
Law (1928-72)**

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**Kanohstaton** Six Nations clan mothers block a settler housing development project after years of writing letters and handing out pamphlets to inform settlers that their proposed building site is on part of the Haldimand Tract that was never ceded. In 1784 the Crown purchased this land from the Mississaugas of the Credit to reward Six Nations for their allyship during the American Revolution (RCAP, Vol.1, p.136). The land was granted to Six Nations in 1788. Since then more and more settlers have encroached onto this land which is legally Six Nations territory.

**Kanesatake Pines** Mohawk land defenders resist a Quebec community's plans to build a golf course on the sacred site of their ancestors' burial grounds. Canada sends 4000 soldiers in a military siege that lasts 78 days.

### Canada

More Indigenous children taken from their parents than at the height of residential schools. Parents are denied all rights to access their children.

**Ipperwash** Dudley George murdered by OPP under Mike Harris' direction. George was peacefully protesting to reclaim land that had been taken from Stoney Point First Nations by the Canadian government during World War II to use as a military training base, and never given back as promised.

### Elsipogtog

The New Brunswick government makes a deal with a Texas oil company to frack on Mi'kmaq land that has never been ceded. Elsipogtog First Nation protests this development by blocking access to their territory. The government sends in the army who shoot tear gas at the land defenders, arrest them, and point sniper rifles at Elders' heads. New Brunswick settlers concerned about the environment ally with First Nations. A moratorium on fracking in New Brunswick is established.

### Six Nations of the Grand River

- Clan mothers and hereditary chiefs arrested and forcibly removed at gunpoint by the RCMP, under the direction of Prime Minister Mackenzie King, to be replaced by the Canadian government's colonial band council system (Deskaheh, 1925 in Two Row Times, N.d., Elliott, 2018, Jamieson in Roque, 2009)
- Wampum belts stolen by Canadian government officials from the Haudenosaunee Confederacy in an attempt to destroy their traditional governance system that had been in place for thousands of years (Carmer, 1995, Deskaheh, 1925 in Two Row Times, N.d., Elliot, 2018, Jamieson in Roque, 2009)
- Haudenosaunee clan mothers walked out of traditional council at gunpoint by Canadian officials who did not want women in leadership positions. Clan mothers are the traditional leaders under Haudenosaunee governance models, and have been for thousands of years (Diabo, 2013).

**Caledonia conflict  
(2006)**

**Fracking protest at  
Elsipogtog (2014)**

**Removal of  
Haudenosaunee  
Confederacy's  
traditional  
governing body  
(1924)**

**Oka Crisis (1990)**

**Millenium Scoop  
(1980 - present)**

**Murder of Dudley  
George (1995)**

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### **Maritimes, Gaspé region, Maine**

British colonials wanted to establish peace and trade with Wabanaki nations after it took over French colonies in the maritimes. Land and resources were not surrendered.

### **The Crooked Place**

William Johnson invites over 2000 Indigenous leaders from the Great Lakes region and beyond to engage in an alliance treaty with Britain. This treaty ratified the Royal Proclamation from 1763 which declared Britain's recognition of First Nations' sovereignty and acknowledged that settlement on First Nation territories was forbidden without treaties. Britain asserts a monopoly over the treaty-making process with First Nations. Wampum belts are exchanged to establish a covenant of non-interference and alliance.

**Prairies** Encouraged white settlement in the prairies on Indigenous land without First Nations' consent

**Prairies** Royal Canadian Mounted Police "born out of a need for a national police force to implement the law in Canada's newly acquired western territories" (Royal Canadian Mounted Police, History of the RCMP).

### **Mackinaw, around Great Lakes, Niagara Frontier, St. Lawrence River, Atlantic coast, American Northwest, Gulf coast**

*A battle between independent Indigenous nations and the U.S. When Americans started putting up flags in Detroit and the north shores of Lake Huron to the east side of Lake Winnipeg, the Anishinaabe nations got together in a massive war. On July 16, Shingwauk assembled 800 warriors and went to Mackinaw. In total, 30 000 Indigenous warriors from various tribes and 5000 British fought in this war against the U.S. In addition, 5000 halfbreeds fought alongside the Anishinabek. After Britain's declared victory, Britain and the U.S. made a backroom deal (The Treaty of Ghent) without inviting any Indigenous leaders. The War of 1812 was a staged battle. Political puppet masters tried to get as many Indigenous people to fight to reduce their numbers. Half the Anishinaabek warriors died in this war. Natives guarded and protected resources. Mining companies in NYC, Chicago, Montreal, and Detroit pressured the government to make treaties with First Nations to get rid of them and split up the land. The British helped facilitate the war with the U.S. because they could not afford more soldiers to kill the Natives. It was like how the Iraq war was staged for resource extraction.*

*(Personal conversation on July 10, 2019 with Isaac Murdoch, descendant of Shingwauk, explaining the oral history passed on to him from the Elders at Serpent River)*

**Peace & Friendship  
Treaties (1725-1779)**

**The War of 1812  
(1812-1814)**

**Niagara Treaty (1764)**

**The Dominion  
Lands Act (1872)**

**RCMP created (1873)**

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**Elliot Lake** Millions of tons of radioactive waste from uranium mining contaminates the territory of Serpent River First Nation.

**Ottawa** Status First Nations finally establish federal voting rights that had been denied (RCAP, Vol. 1, 9.12, p.275)

**Northwest Coast** Potlatch ceremonies made illegal: "Every Indian or other person who engages in or assists in celebrating the Indian festival known as the 'potlatch' or in the Indian dance 'tamananawas' is guilty of a misdemeanour, and shall be liable to imprisonment..." (U'Mista Cultural Society 2019)

**Northwest Coast** Duncan Scott admits failure of the potlatch ban in his annual report. First Nations' petitions, refusal to indict their brothers for money, and creativity in maintaining the ceremony with clandestine means defied the ban. (Manuel, G. 1974, p.73-77)

**Geneva, Switzerland** Haudenosaunee Chief Deskaheh brings the issue of Canada's treaty violations to the League of Nations.

**Ottawa** Pierre Trudeau's Liberal government attempts to enact the White Paper which would remove First Nations' treaty rights under the guise of equality with Canadians.

**Ottawa** 200 First Nations leaders reject the White Paper in Parliament and hand Trudeau the **Red Paper** (Citizens Plus) to maintain their nation to nation relationship with the federal government. Indian Chiefs of Alberta including Harold Cardinal wrote the Red Paper.

**Vancouver to Ottawa** George Manuel, President of Union of BC Indian Chiefs, organizes a movement to include Indigenous rights in the Constitution. He charts two trains running from Vancouver to Ottawa, picking up people along the way, to raise awareness of this issue. 1000 people advance on Ottawa demanding these rights and Section 35 is added to the Constitution.

**New York City** Indigenous activists establish a working group at the U.N. to create a document that would protect Indigenous rights throughout the world. The group works for two decades on UNDRIP (the United Nations Declaration on the Rights of Indigenous Peoples).

**The White Paper  
(1969)**

**Uranium Disaster in  
Serpent River (1959)**

**Voting Rights  
Established (1960)**

**The Red Paper (1970)**

**Potlatch Ban (1885)**

**The Constitution  
Express (1980-81)**

**Failure of Potlatch  
Ban (1885)**

**UNDRIP (1982)**

**Chief Deskaheh  
Calls out Canada  
Globally (1923 & 1925)**

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**RCAP** In response to the Oka Crisis, Canada issues the Royal Commission on Aboriginal Peoples, a 4000 page report that outlines solutions from First Nations on how to remedy the problematic relationship between Canada and First Nations. It is not implemented by Canadians.

**Fort Chipewyan** Cree residents of Fort Chipewyan experience high rates of a rare form of cancer in their community and local wildlife cannot be hunted or harvested due to the impacts of the Alberta Tar Sands (Thompson and Radford, 2011)

**New York City UNDRIP** is accepted by the UN with 143 nations voting in favour, and 4 voting against it (Canada, New Zealand, Australia and the U.S.)

**Saskatoon** 4 activists - Nina Wilson, Sheelah Mclean, Sylvia McAdam and Jessica Gordon - organize a teach in entitled "Idle No More" after the Harper government introduces omnibus Bill C-45 which stripped treaty rights and environmental protections. The Bill changed the Navigable Waters Protection Act (1882) to the Navigation Protection Act, putting resource exploitation ahead of waterway protections, and removing regulations that protect the water. The movement grows into a nationwide phenomenon of public teach-ins and round dances to draw attention to environmental and Indigenous rights.

**Mount Polley, Cariboo region of central BC** - 25 million cubic metres of copper tailings spills into Quesnel Lake, devastating the fishing and hunting grounds of surrounding First Nations. The accident was due to a collapse in the tailing pond which could have been prevented with proper regulations.

**Gatineau, Toronto, Winnipeg, Regina** Indigenous activists occupy INAC (Indian and Northern Affairs Canada) offices after State of Emergency declared in Attawapiskat from 11 youth suicide attempts in one night. They draw attention to Canada's genocidal policies that create hopeless living conditions for Indigenous youth.

**Ottawa** Canadian Human Rights Tribunal rules that Canada discriminates against First Nation children by providing less funding to them than Canadian children. Canada spends \$5.3 million fighting this case against Cindy Blackstock over the course of 9 years. The Tribunal orders Canada to pay equally. Canada refuses to pay. The Tribunal issues several non-compliance orders to no avail.

**Lelu Island** - Justin Trudeau approves the Pacific Northwest LNG Project without First Nations' consent (Union of BC Indian Chiefs). This project interferes with First Nations' hunting, fishing and trapping rights. (Grant 2016)

**RCAP (1996)**

**Mount Polley  
Disaster (2014)**

**Suicide Crisis/INAC  
Occupation (2016)**

**Alberta Tar Sands  
Impacts (...2011)**

**CHRT Ruling:  
Canada  
Discriminates  
Against First Nation  
Children (2016)**

**UNDRIP (2007)**

**Idle No More (2012)**

**Trudeau approves  
pipeline without FN  
Consent (2016)**

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**Peace River Valley** Without First Nations' consent, Trudeau issues permits for the Site C dam interfering with West Moberly and Prophet River First Nations' land rights: *"The Site C dam will flood more than 100km of the Peace River Valley... The land is crucial habitat for wild animals and plants vital to First Nations cultures and traditions. The land also includes hundreds of cultural and sacred sites, including graves."* (Amnesty International 2016)

**Secwepemc Territory, near Kamloops** *Tiny House Warriors build tiny houses to protect their land from encroachment of Kinder Morgan Pipeline Project (Living Big in a Tiny House, 11 Sep, 2017).*

**Edmonton to Vancouver** Kinder Morgan stops pipeline project due to opposition from First Nations and environmental groups. Trudeau purchases the pipeline with \$4.5 billion in Canadian funds.

**Secwepemc Territory** Secwepemc land defender Kanahus Manuel is arrested for blocking construction of a pipeline through her territory with tiny eco houses. (Canada's National Observer. 15 July, 2018)

**Biggar, Saskatchewan** European Canadian farmer Gerald Stanley shoots and kills 22 year old Cree youth Colten Boushie. Boushie had been sleeping in a vehicle parked in front of Stanley's farm which is on Boushie's traditional territory. When Stanley heard Boushie's friends in his yard, he came out with a gun to protect "his land". The all European Canadian jury acquits Stanley of second degree murder and of manslaughter.

**Trudeau issues  
permits for Site C  
dam without FN  
Consent (2016)**

**Colten Boushie  
murdered by white  
settler who walks  
free (2018)**

**Tiny House  
Warriors Resistance  
(2017-2019)**

**Trudeau buys  
Kinder Morgan  
pipeline (2018)**

**Tiny House Warrior  
arrested for  
protecting her  
territory (2018)**