2235

GREAT NORTHERN RAILWAY COMPANY

LAW DEPARTMENT JAMES T. MAHER

RIGHT OF WAY, LAND & TAX COMMISSIONER

W. L. SCHOETTLER,

ASSISTANT COMMISSIONER WM. H. HECK, RIGHT OF WAY AGENT JOHN GARING. TAX AGENT GUSTAV NYBECK, ST. PAUL, MINN.

NGINEER OF RECEIVED

FRED GARING. SEATTLE, WASH. RIGHT OF WAY AGENT SEATTLE, WASH. JAMES T. MITCHELL,
RIGHT OF WAY & TAX AGENT
GREAT FALLS, MONT.

Mr. P. Philip, Chief Engineer, Department of Public Works, Victoria, B. C.

Dear Sir :-

Seattle, Washington, February 14, 1933. DREAD TREETE LA MIRIC WOLLS

Kindly be referred to your letter of February 3rd to our Mr. F. Mears, your file No. 2235, in connection with conveyance to the Province of parcel of land in connection with the "Peace Arch Highway".

The matter of conveyance of parcel of land to the Province will be handled by this department, and we will secure the recommendations of our people as to whether or not they are agreeable to making this con-However, there is one matter which I would like to have straightened out before a taking the matter up with them, and that is, you will note on the attached blueprint a strip colored red which it would appear you would desire, and which would seem to leave out a portion of property that our records show we still have title to, that is the strip outlined in yellow.

Will you kindly have investigation made of your records to see under what basis you claim title to the 33 foot strip, as our records show that we did not part with title to this strip, and if you are to secure conveyance for the strip outlined in red, no doubt, the strip outlined in yellow should also be secured, unless of course you have some basis for your title that we know nothing of.

I would therefore be pleased if with return of the blueprint you would advise me along the points raised above and I will then be more than glad to take up with our people the matter of securing approval for making conveyance of the strip you desire.

CEF/IMC CC F. Mears

of Wax Western Right Agent.

Yours very truly,

road adjacent to the part colored red on the enclosed plan.

It is conjectured that the Surveyor outlined the road as it existed on the ground at the time of the survey, and apparently had no knowledge of the establishment of the road under the notice in the Gazette. At all events the Coast Meridian road westward from the section line was included in the survey of the reserve. The fact that the whole road was not indicated on the sketch plan does not appear to me to affect the situation, since there is no doubt that the road extended to cover the area in question under the notice in the Gazette.

This Indian reserve formed part of what is known as the Railway Belt, which was transferred by the Province to the Dominion in aid of the construction of the Canadian Pacific Railway, under cap.ll Statutes 1880. Under this Act cognizance was taken of existing highways, section 2 providing that:-

"This Act shall not affect or prejudice the rights of the public with respect to common and public highways existing at the date hereof within the limits of the lands hereby intended to be conveyed".

It would follow, therefore, in my opinion that since the Coast Meridian road was duly constituted as a public highway prior to the date of the Statute referred to, the Dominion had no right to alienate the strip to the railway company, which strip, in my opinion, still exists as a public highway.

Plans and draft conveyance returned herewith.

Inspector of Legal Offices

M. Dimb

HJC/JP

C.E., B.C.L.S.,

RESIDENCE PHONE 479-X-3

LAND AND MINERAL CLAIM SURVEYS

SUBDIVISIONS AND TIMBER LIMITS

B.A.SC., D.L.S., B.C.L.S. RESIDENCE PHONE 792

BURNETT & McGUGAN

Professional Civil Engineers Dominion and B. C. Land Surveyors and Draughtsmen

SEWERAGE AND WATER SUPPLY IRRIGATION AND DRAINAGE

TELEPHONE 232 30 McKenzie St.

NEW WESTMINSTER, B.C., June 8th. 1933.

Description of a portion of the Vancouver Victoria and Eastern Railway and Navigation Company in the Semiahmoo Indian Reserve in Section 1, Township 1, W.C.M., New Westminster District, for the Provincial Department of Public Works.

ALL AND SINGULAR, that certain parcel or tract of land and premises situate, lying and being a portion of a 14.8 acre portion of the Right-of-Way of the Vancouver Victoria and Eastern Railway and Navigation Company in the Semiahmoo Indian Reserve in Section 1. Township 1. W.C.M., District of New Westminster, Province of British Columbia, according to Sketch #14310F, and being more particularly described as follows: -

COMMENCING at the Southeast corner of Section 1. Township 1, aforesaid;

thence North and following the East Boundary of said Section 1, 218.8 feet to the Northeasterly Corner of a 14.8 acre portion of said Section 1, as shown on Sketch No. 14310F, deposited;

thence Northwestwardly and following the Northeasterly Boundary of the Right-of-Way of the Vanwouver Victoria and Eastern Railway and Navigation Company, as shown on said Sketch #14310F, 263.4 feet to an iron pin;

thence on a curved line left, drawn with a radius of 955.4 feet, from a tangent bearing S. 6° 14' 06" E., a distance of 408.4 feet to an iron pin set on the West Boundary of the Coast Meridian Road, and being 33 feet West of the East Boundary of Section 1. aforesaid;

thence South and parallel to the East Boundary of Section 1, aforesaid, 42.5 feet to an intersection with the South Boundary of said Section 1;

thence East and following the South Boundary of Section 1, aforesaid, 33.0 feet to the point of commencement and containing, by admeasurement, 0.64 of an acre, be the same more or less, as shown on the plan hereunto annexed and thereon outlined with red colour.

RESIDENCE PHONE 470-X-0

BURNETT & McGUGAN

Professional Civil Engineers Dominion and B. C. Land Surveyors and Draughtsmen

SEWERAGE AND WATER SUPPLY IRRIGATION AND DRAINAGE

SUBDIVISIONS AND TIMBER LIMITS

TELEPHONE 232 30 McKenzie St.

NEW WESTMINSTER, B. C., Sept. 29th., 1933.

Description of a portion of the Vancouver. Victoria and Eastern Railway and Navigation Company in the Semiahmoo Indixan Reserve in Section 1, Township 1, W.C.M., New Westminster District, for the Provincial Department of Public Works.

ALL AND SINGULAR, that certain parcel or tract of land and premises situate, lying and being a portion of a 14.8 acre portion of the Right-of-Way of the Vancouver Victoria and Eastern Railway and Navigation Company in the Semiahmoo Indian Reserve in Section 1, Township 1, W.C.M., District of New Westminster, Province of British Columbia, according to Sketch #14310F, deposited, and being more particularly described as follows: -

COMMENCING at the Southeast corner of Section 1. Township 1, aforesaid;

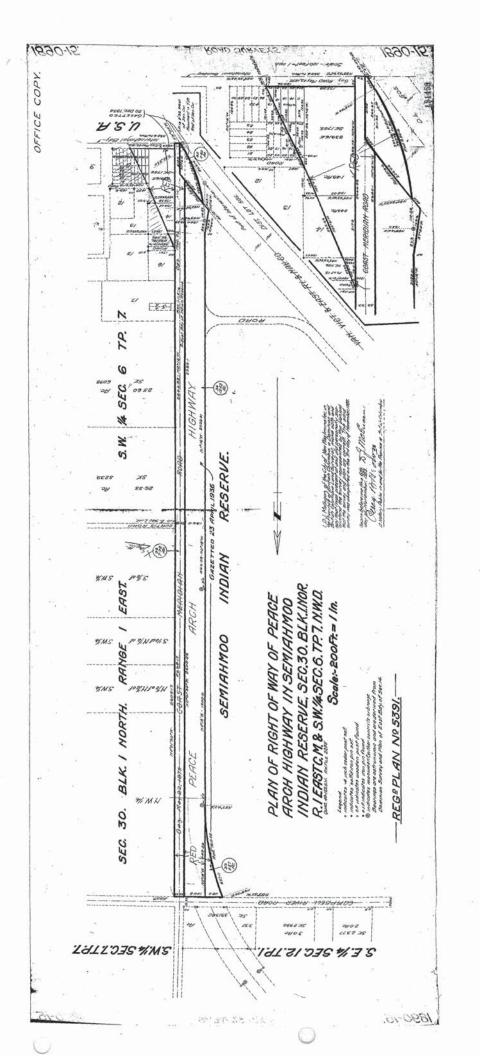
thence West and following the South Boundary of said

Section 1, 2.32 feet to an iron pin;

thence N. 31° 04' W., 58.64 feet to an iron pin; thence on a curved line right, drawn with a radius of 955.4 feet, from a tangent bearing N. 31° 04' W., 398.76 feet to an iron pin set on the Northeast Boundary of the Right-of-Way of the Vancouver Victoria and Eastern Railway

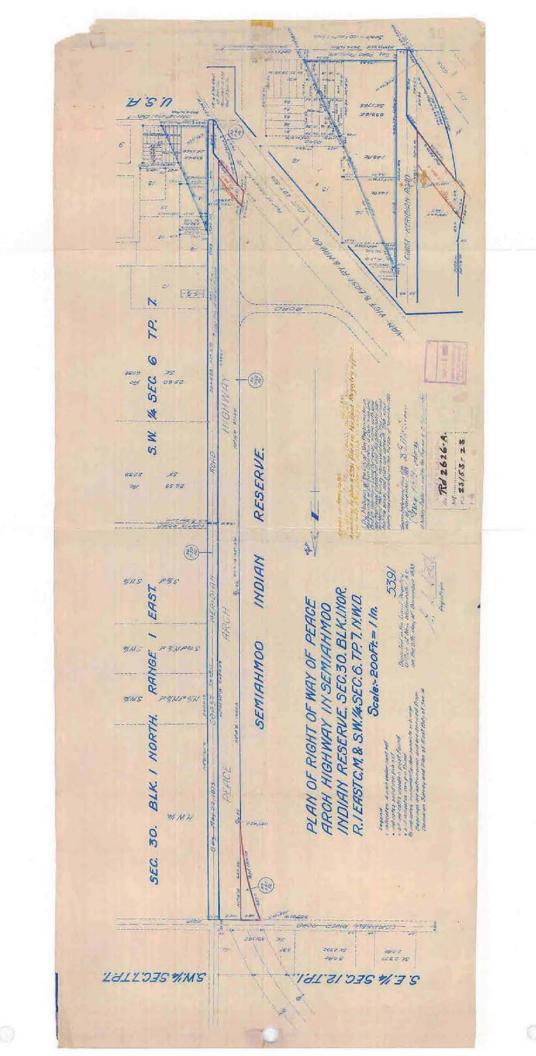
and Navigation Company, aforesaid; thence on a curved line right, drawn with a radius of 5879.6 feet, from a tangent bearing S. 390 23' 30" E. and following the said Northeast Boundary of the Right-of-Way of the Vancouver Victoria and Eastern Railway and Navigation Company, 261:08 feet to an intersection with the East Boundary of Section 1, aforesaid;

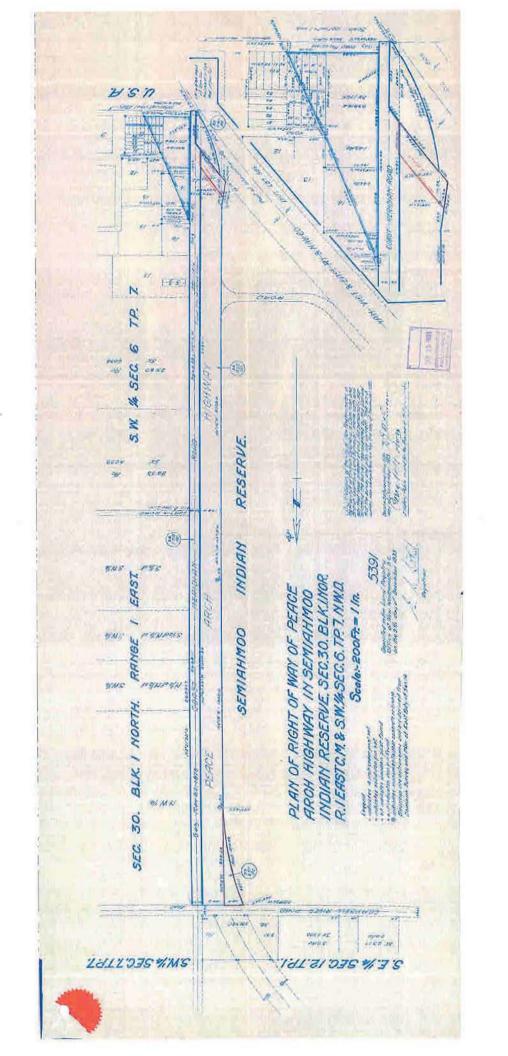
thence S. 0º 16' E. and following the said East Boundar of Section 1, 218.8 feet to the point of commencement, and containing, by admeasurement, 0.60 of an acre, be the same more or less, as shown on the plan hereunto annexed and ther on outlined with red colour.



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Dept. of Public Works Conveyance 0.60 Acre Portion of Right-of-Way from V.V.&E.Railway & Navigation Co. in Semiahmoo Indian Reserve. To Chief Engineer, Your File 2235. MEMORANDUM 1934, OF D.P.W. Markh 24th, INSPECTOR OF LEGAL OFFICES, Re: 500-333-2616

I beg to advise you that the title to this property is now registered in the name of the Crown under Certificate of Title No. 106599E.

forwarded to the Lands De-This certificate has been partment for safe-keeping.

Inspector of Legal Offices

NO			2.5 1934	 KS DEPT.	. E. C.
NOTED	ANSWERED	ATTENDED TO	FIAR 29	PUBLIC WORKS DEPT	VICTO 31A. B.

mb ned)

February 24th,

Re: Part 0.46 of an acre of the Vancouver, Victoria & Eastern Railway right of way, Semiahmoo Indian Reserve in Sec. 1, Tp. 1.

Dear Sir:-

The enclosed blue print marked "A" shows portion of land containing 0.46 acres for which we are seeking a conveyance from the Vancouver, Victoria and Eastern Railway & Nagigation Company in connection with highway development in the vicinity of Peace Arch.

As you will note from the enclosed copy of letter dated February 14th and blue print marked "B", the Railway Company is under the impression that title to the portion coloured in yellow is vested in the Railway Company.

We instructed the Public Works Engineer, at New Westminster, to examine title at the Land Registry Office and enclose copy of his letter of February 20th and copy of Gazette Notice of May 22nd, 1875.

The plan referred to in Mr. Anderson's letter and dated August 11th, 1906, did not disclose any pertinent information but we obtained from the Lands Department the enclosed blue print marked "C" showing the area which was conveyed by the Dominion of Canada to the Railway Company by Dominion Patent No. 15063 dated March 24th, 1908, and, judging from the plan, it would seem that the Patent granted the 33 foot wide strip Within the Reserve, which our records show was gazetted as a highway.

We are advised by the Surveyor General's Department that the matter might be conveniently settled by examination of the Patent with a view to ascertaining whether it contained the customary regulations for existing roads.

In any case, I shall be very grateful if you will advise me as to the standing of the area in question and, in particular, whether the signing of Plan "A", as it stands, would dedicate the disputed portion as a road: it seems to me that, for this to be

effective, the red line should be extended to include the 33 foot strip.

Will you please return the plans

Yours obediently,

P. PHILIP

Chief Engineer.

H.J. Crane, Esq., Registrar, Land Registry Office, Court House, Victoria, B.C.

ICB:MIB Encls:

INTERNATIONAL 9 MS 235 1/1 RLY & WAV. CO., PLAN OF A PORTION OF A 14,8 ACRE PORTION OF Scale:-/ mch = 100 feet ', TOWNSHIP I, WEST OF COAST RESERVE SEYCE YBCH HICHMYK INTERNATIONAL BOUNDARY NEW WESTMINSTER DISTRICT, B.C. RLY. VANCOUVER VICTORIA & EASTERN OOWHVIW35 81 IN THE SEMIAHMOO INDIAN 505, GP. 2 BAY. THE RIGHT OF WAY OF SEMIAHM00 SECTION .

MEMORANDUM

2235

NSPECTOR OF LEGAL OFFICES,

FEB VICTORIA B. C. Froruary 25th, 1933

To Chief Engineer,

Dept. of Public Works.

Re: Part 0.46 of an acre of the Vancouver, Victoria & Eastern Railway right of way, Semiahmoo Indian Reserve in Sec.1, Tp.1.

I beg to acknowledge receipt of your memorandum of the 24th instant, enclosing three blue prints, together with copies of correspondence, and in reply, I think that the title to the area in question passed to the railway company under the Dominion Patent.

The parcel in question, forming part of an Indian Reserve, I do not see upon what authority the Provincial Government could acquire title to a highway by the method adopted here. This being the case, I think that the plan, properly executed by the proper officials of the company, Would effectively dedicate the area.

Crank

FEB 2 8 1933

Dienster PULARENTE Victoria

Enclosures returned herewith.

Inspector of Legal Offices

368694

And, Eng.

2235

March 24th, 1 9 3 3.

Re: Proposed Conveyance in connection with Peace Arch Highway.

Dear Sir:-

With reference to your letter of March 7th, it appears that there has been some misunderstanding in the whole matter and I feel that the enclosed extract from letter received from Mr. H.C. Anderson, Public Works Engineer at New Westminster, B.C., dated March 20th, will fully explain the matter.

As you are no doubt aware, the late Mr. Samuel Hill was greatly interested in the proposal and it is only due to his untimely death that arrangements under way became, to some extent, rather involved.

On further investigation I find that the highway was gazetted in 1875 and that the highway has, in fact, been in use as a public highway for many years.

We took the matter up with the Registrar General who admits that it is possible that title to the area in question may have passed to the Railway Company under the Dominion Patent, but, in any case, he was of the opinion that the plan, properly executed by the proper officials of the company, would effectively dedicate the area.

I do not think for a minute that your Company would wish to dispute the question as to whether the portion which you outlined in yellow on your plan is a public highway or not, same being so used today: accordingly, I feel that the plans, as they stand, are suitable for the purpose that we have in view and I shall be grateful for your assistance in bringing this matter to a conclusion.

Your plan is returned herewith.

Yours obediently,

C.E. Finley, Esc., Western Right of Way Agent, Great Northern Rly. Co., Seattle, Washington.

P. PHILIP

Chief Engineer.

ICB:MIB Encl.

GREAT NORTHERN RAILWAY COMPANY

2235

LAW DEPARTMENT

JAMES T. MAHER

RIGHT OF WAY, LAND & TAX COMMISSIONER

W. L. SCHOETTLER,
ASSISTANT COMMISSIONER
WM. H. HECK,
RIGHT OF WAY AGENT
JOHN GARING,
TAX AGENT
GUSTAV NYBECK,
LEASE AGENT
ST. PAUL, MINN.

FRED GARING,
TAX AGENT
SEATT

SEATTLE, WASH.

C. E. FINLEY, RIGHT OF WAY AGENT

SEATTLE, WASH

JAMES T. MITCHELL, RIGHT OF WAY & TAX AGE

RIGHT OF WAY & TAX AGENT GREAT FALLS, MONT.



Seattle, Washington, April 18,1933.

Mr. P. Philip, Chief Engineer, Department of Public Works, Victoria, B. C.

Dear Sir:-

APR 2 1 1933

Your letter of March 24th in regard to highway being located on our property near the Peace Arch between Blaine and White Rock:

I am returning herewith the prints which you sent me sometime ago. I presume from your letter now that what you desire is a 33 foot strip of our property that the Province never secured title to and if you will have the prints revised to show the 33 foot strip that you desire to obtain title to at this time, I will place the matter before our people for official action. There is also returned herewith the form of conveyence which you prepared, and would be pleased if you would have same revised to cover the actual property that it is desired we convey to the Province at this time.

Yours very truly,

C. E. Finley

Western Right of Way Agent.

CEF/IMC

3/2557



COPY SENT TO MR. VERNER.

2235

April 22nd,

Re: Part 0.46 of an acre of the Vancouver, Victoria & Eastern Railway right of way, Semiahmoo Indian Reserve in Sec. 1, Tp. 1.

Dear Sir: -

Will you kindly refer to your memorandum of February 25th in reply to mine of February 24th, 1933.

The Railway Company disputes our claim that the section of the Coast Maridian road adjacent to their property is a public highway and requests that we amend the plans so as to include this portion of the road for conveyance.

We have at present no guarantee that the Railway Company will execute the conveyance and it seems to me that if we were to change the plans and conveyance as suggested this would be an admission that the road is not a public highway although same has actually been in use as a highway for many years.

Under the circumstances, I shall be glad to receive your further advice and would ask, in particular, whether you think it will be desirable to examine Dominion Patent No. 15063 dated March 24th, 1908, before taking further action.

Two linen tracings, linen blue print and draft conveyance enclosed herewith.

Yours obediently,

P. PHILIP

Chief Engineer.

H.J. Crane, Esq., Registrar, Land Registry Office, Court House, Victoria, B.C.

ICB:MIB

MEMORANDUM

INSPECTOR OF LEGAL OFFICES, APR 2 9 1933
VICTORIA, B.C.April 28th, 1933.

TO Chief Engineer,

Dept. of Public Works.

Your File 2235

Re: Part 0.46 of an acre of the Vancouver, Victoria & Eastern Railway right of way, Semiahmoo Indian Reserve in Section 1, Township 1. MAY 8 1933

Referring to your memorandum of the 22nd instant, and to our previous correspondence herein, the question here involves the status of the title to the portion of the Coast Meridian road adjoining the 0.46 acre portion of the Vancouver, Victoria & Eastern Railway and Navigation Company's right of way, in respect of which negotiations are under way for the purchase by your department.

The Railway Company asserts ownership of the strip of the Coast Meridian road referred to, by virtue of a Dominion Patent dated the 24th of March, 1908, in favour of the Victoria Terminal Railway and Ferry Company, the predecessor in title to the Victoria, Vancouver & Eastern Railway and Navigation Company. An examination of this grant shows that the area conveyed includes, inter alia, the lands shown outlined in red on the enclosed plan together with the strip of the Coast Meridian road, and further that there is no reservation concerning roads in the Crown Grant. It is recited in this document that the lands conveyed are part and parcel of those set apart for the use of the Semiahmoo band of Indians.

The Coast Meridian road was established as a highway under notice in the Gazette dated May 22nd, 1875. The Semiahmoo Indian Reserve was allotted on the 4th of June, 1887, surveyed in 1890, and approved in March, 1892. An examination of the field notes of the survey of this Indian Reserve, made by the late Ashdown Green, shows the starting point as the South East corner of Section 1, Township 1, West of the Coast Meridian; thence following the township line a distance of 80 chains from the said South East corner. There is indicated, on a sketch in the field notes, by dotted lines, what appears to be a travelled road commencing at a distance approximately 40 chains from the South East corner on the said section line, and running Northward along the section line and beyond the area surveyed.

One might infer from this sketch that the Coast Meridian road existed as a travelled road along part of the section line at the time of the survey, but that it did not extend to cover the area in question. In other words, there is no indication on this sketch, nor in the field notes, showing the existence of the

Not Responsive

Public Roads and Highways

The public roads and highways comprise seven discrete parcels of land that were formerly part of the Reserve. The parcels are listed below, as they are set out in the overview, with date of removal from the Reserve:

1. Parcel 35 – railway right-of-way (1908)

Not Responsive

Three separate methods were used to remove these lands from the reserve:

1. Expropriation under the *Indian Act*, pre 1911 (Parcel 35 – railway right-ofway)

Not Responsive

Research pointed out four outstanding issues, as follows:

1. Parcel 35 – The 1933 survey plan (tab 19) showed parcel 35 overlapping a portion of the Burlington Northern Railway right-of-way, which Canada granted to the Railway Company in 1908. It is not clear from this overview whether the 1998 alignment of Highway 99 traverses parcel 35. If so it would be necessary to determine what tenure, if any, the Province has acquired over parcel 35.

Not Responsive

The federal grant in 1908 was to the Victoria Terminal Railway and Ferry Company. On the 1933 plan the right-of-way was marked "Vanc. Vict. & East. RY. & NAV. Co." It is assumed that both were predecessor companies to the Burlington Northern Railway Company that now uses the right-of-way. Investigation of title to the railway right-of-way was beyond the scope of this overview.

SEMIAHMOO INDIAN RESERVE No. 0 OVERVIEW of PUBLIC ROADS AND HIGHWAYS

This overview of the tenure of public roads and highways in Semiahmoo Indian Reserve is divided into eight sections as follows:

1) Parcel 35 – Railway Right-of-Way

Not Responsive

1 PARCEL 35 - RAILWAY RIGHT-OF-WAY

a) In 1906 Canada passed an order in council authorizing the Victoria Terminal Railway And Ferry Company to acquire a right-of-way comprised of 25.39 acres over the Semiahmoo Reserve for railway purposes, as shown on a plan recorded in the Indian Affairs Surveys Records.¹

Tab 1: Canada. Natural Resources Canada. Legal Surveys Division. CLSR Plan 754.

Tab 2: National Archives of Canada (NAC). RG 2. Series 1. Order in council 1906-1948. Approved September 27, 1906. Copy in Canada. Department of Indian Affairs and Northern Development. Indian Lands Registry. Hull, Quebec. Instrument No. 12566.

b) Further to the 1906 order in council authorizing the Victoria Terminal Railway and Ferry Company to acquire 25.39 acres, in 1907 Canada passed an order in council authorizing the Company to acquire an additional 5.2 acres for railway purposes.

In 1908 a federal Crown Grant was issued to the Victoria Terminal Railway and Ferry Company.²

Tab 3: Canada. Natural Resources Canada. Legal Surveys Division. CLSR Plan 754-A.

The order in council was made pursuant to section 35 of the 1886 Indian Act, as amended in 1887. However the 1906 Indian Act received royal assent on July 13, 1906, prior to the Governor General in Council's approval of this order in council.
The wording of the grant is not legible, therefore it is not clear what amount of area was granted. Entries in the RGR and the Land Sales Book refer to errors, and do not clarify the Issue. Further research would be required.

- **Tab 4:** National Archives of Canada (NAC). RG 2. Series 1. Order in council 1907-2287. Copy in Canada. Department of Indian Affairs and Northern Development. Indian Lands Registry. Hull, Quebec. Instrument No. 12567.
- **Tab 5**: Canada. Department of Indian Affairs and Northern Development. Indian Lands Registry. Hull, Quebec. Letters Patent 15063.
- **Tab 6**: Canada. Department of Indian Affairs and Northern Development. Indian Lands Registry. Hull, Quebec. Sales Book 1. Folio 450, Sale #2

Not Responsive

Pages 21 through 22 redacted for the following reasons:

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Pages 24 through 32 redacted for he following reasons Not responsive

TAB 1

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INDIAN AFFAIRS SURVEY RECORDS

AIR DEX NUMBER
HUMERO DE REPERTORIS
DATE: 1987, 04 02

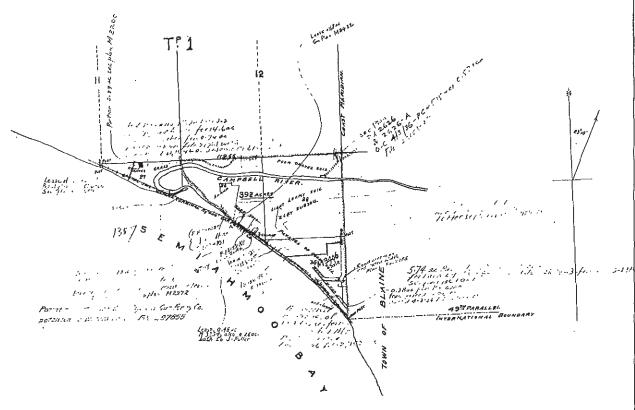
PLAN

OF THE

SEMIAHMOO INDIAN RESERVE

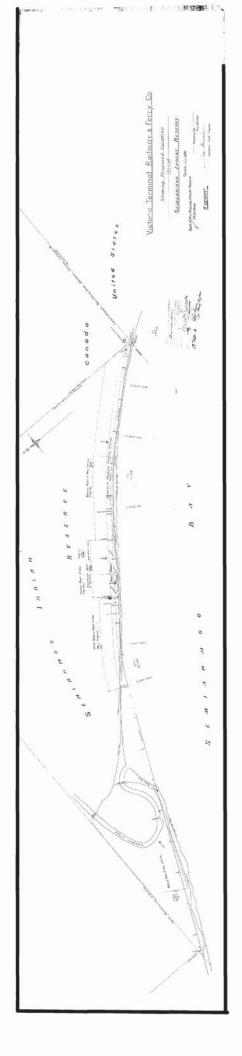
NEW WESTMINSTER DISTRICT

BRITISH COLUMBIA



Ottowa Jan 18th 1910

Deputy Superintendent General of Isalian Affairs



On a Memorandum dated 21 et September 1906, Seon the Superintendent General of Indian Affairs statung that the Victoria Terminal Railway and Jerry company has applied to the Department of Judean Gair for permission to acquire right of way, comprising an alea of 25.39 acres of land, over the Semiahmon Reserve, in the France River Agency, in the Province of British bolumbia, and has furnished a plan of the land applied for with a certificate indoesed thereon of the brief Eigenees of the Department of Railways and banals that the said land is actually bequired for hailway purposes and is such as the loonpany should be allowed to acquire under Section 35 of the Indian Act as amended.

The Muster recommends that under the Vilorsime of the said Section 35 of the Indian Act, as amended by Section 5 of Chapter 33, 50-51 brotoria, the said boulany be allowed to acquire the right of way above referred to upon such tetues as may be agreed upon.

worms for Mitguil Quemis

Pring Council, approved by the Covernor General on the 27th September, 1906.

On a memorandum, dated 21st September, 1908; from the Superintendent General of Indian Affairs, stating that the Victoria Terminal Railway and Ferry Company has applied to the Department of Indian Affairs for permission to acquire right of way, comprising an area of (25.39 acres of land, over the Semiahmoo Indian Reserve, in the Fraser River Agency, in the Province of British Columbia, and has furnished a plan of the Liffland applied for with a certificate endorsed thereon of the Chief Engineer of the Department of Rallways and Canals that the said land is actually required for railway purposes and is such as the Company should be allowed to acquire under section 35 of the Indian Act as amended.

of the said section 35 of the Indian Act, as amended by section 5 of the Indian Act, as amended The Minister recommends that, under the provisions by section 5 of Chapter 33, 50-51 Victoria, the said Company be allowed to acquire the right of way above reformed to upon such terms as may be agreed upon.

The Committee submit the same for approval.

Clark of the Privy Council.

The Honourable The Superintendent General of Indian Affairs.

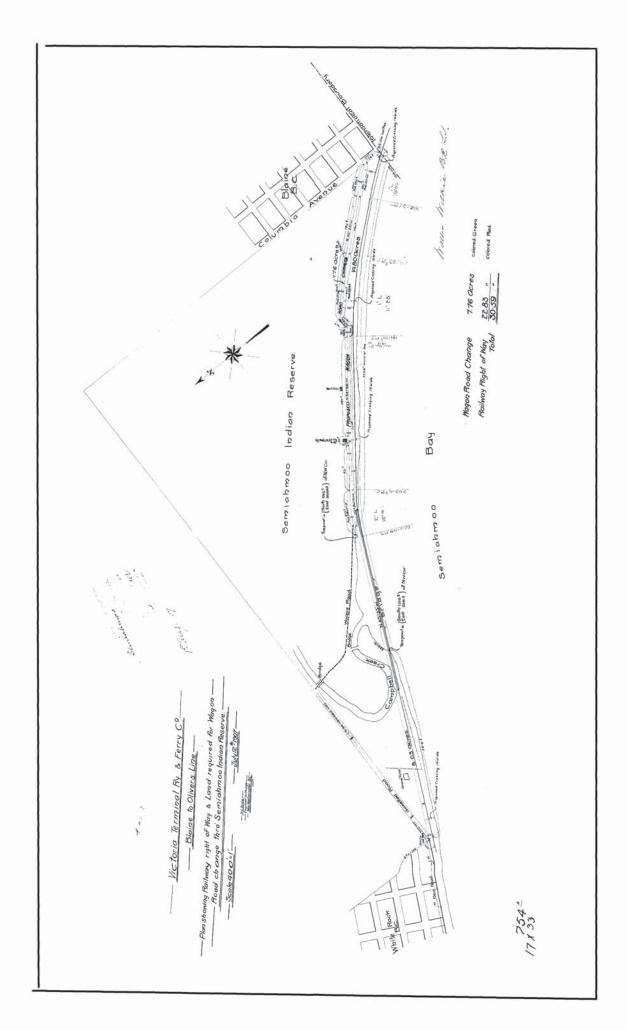
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TAB 3



TAB 4

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On a memorandum, dated 11th October, 1907, from the Superintendent General of Indian Affairs submitting with reference to the Order in Council of 27th September, 1906, authorizing the acquirement by the Victoria Terminal Railway and Ferry Company of 25.39 acres of land for right of way over the Semiahmoo Indian Reserve, B.C., that the Company finds that it needs an additional 5.20 acres and has furnished a plan showing what is required, with a certificate endorsed thereon of the Chief Engineer of the Department of Railways and Canals that the additional area applied for is actually required for railway purposes and is such as the Company should be allowed to acquire under the provisions of Sec.46 of the Indian Act:

The Minister recommends, as he knows of no objection to the railway company being allowed to acquire the said additional area, that, under the provisions of the section referred to, authority be given for the disposition thereof to the Company upon such terms as may be agreed upon.

The Committee submit the same for approval.

M. Santwright Morely 19/0) Satract from a Report of the Committee of the Privy Council, approved by the Governor concrat on the 19th. October, 1907.

315817

On a momorandum, dated 11th October, 1907, from the substitute of the General of Indian Affairs submitting with programme to the Order in Council of 27th September, 1906, authorizing the acquirement by the Victoria Terminal Railway and Ferry Company of 25.39 acres of land for right of way over the Semiahmoo Indian Reserve, B.C., that the Company finds that it needs an additional 5.20 acres and has furnished a plan showing what is required, with a certificate endorsed thereon of the Chief Engineer of the Department of Railways and Canals that the additional area applied for is actually required for railway surposes and is such as the Company should be allowed to acquire under the provisions of Sec.46 of the Indian Act:

The Minister recommends, as he knows of no objection to the railway company being allowed to acquire the said additional area, that, under the provisions of the section referred to, authority be given for the disposition thereof to the Company whom such terms as may be agreed upon.

The Cormittee submit the same for approval.

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Olork of the Privy Council

22.89 RIR Pater Standard Contraction of the American Contraction of the Contraction of th

The Honourable

The Superintendent General of Indian Affairs.

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308768 at a specting of the male members A Thet Semiahino Inclus held on in reserve This Lot chay of april 1907 the following resolution Moved by Chief Sam and Seconded by blistly was cauced unanimously that we The undersigned being a A of the strate Inender of the full age of twenty out years do Were by Consent to the Indians Terminal hailway & Hory down Jany, 5.20 accor of the Is weatheres hisia word on the Land restine as them on plan Lub metter in the Lack Conferment the Lane of \$ 300.00 provided that fifty per cent of the said sum la paid to us and the balance definited in our trust fund of interest for our lynn and provided also that the Laid company I hall pay to hus Hake for the improvements on the Said land as follows, Vi 50.00 90.00 for twoing House 100,00 For Cleaning on Cand 60,00 Chief Same His + mark Charley Stis of walk, Johnny Dalan His + week,

308768 George Sam Hist walk, Jimmy Charley Hist wark Meter Love His + wark Willie Dolan His + wark, Witness-Romosonaed,

Department of Indian Affairs & Northern Bevelopaint

Definition of the Control of

DEPUTY GOVERNOR.

CANADA.

Toward the Sevently, by the Grace of God, of the United Kingdom of Great Britain and Ireland and of the British Dominions beyond the Seas KING, Defender of the Paith.

Emperor of India.

To all to whom these Presents shall come-GREEFING:

COINTIES the Lands hereinafter described are part and parcel of those set spart for the use of the

AND WHIMMAN We have thought fit to authorize the sale and disposal of the Lands househild to the mentioned, in order that the proceeds may be applied to the henefit, support and advantage of the said Indians, in such a manner as We shall be pleased by direct from time to time: AND WHENEAU

The Victoria Terminal Railway

en Ferry Company hun

contracted and agreed to and with Our Superintendent General of Indian Affairs, duly anthorised by Us in this behalf, for the absolute purchase at and for the price and sum of Indian Indian Indian Affairs, duly anthorised by Us in this behalf, for the absolute purchase at and for the price and sum of Indian I

THOW He, that in consideration of the said sum of her, Mindered (III Mindeled and Serly fire Chilled All Superintendents General of Indian Affairs in hand well and truly paid to Our use at or before the said of light Our Letters Patent, We, by these Presents, do grant, sell, alsen, wester unto the said

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Parcel, or Tract, of Land, hereby granted, conveyed and assured unto the said // Free be, passed and information, in order and the light all navigable waters be bereafter found on or under, or be flowing through or upon any part of the said Parcel, or Tract, of Land hereby granted as aforesaid.

GIVEN under the Great Seal of Canada: - Witnesse, CHARLES J. JONES, ESQUIRE, I.S.O., B.A., Deputy of Our Right Trusty and Right.

Well-Beloved Cousin the Right Honourable Sir Albert Henry George, Earl Grey, Viscount Howick,

Baron Grey of Howick, in the County of Northumberland, in the Pegrage of the United Kingdom, and a

Baronet; Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George

&c., &c. Governor General and Commander in Chief of the Dominion of Canada.

wille day of 10.011 , in the year of Our Lord, one thousand nine hundred and say het

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POSERH POPE

Deputy of the Suberfatehalas General of Indian Agains.

ider-Secretary of State,

contracted and agreed to and with Our Superintendent General of Indian Affairs, duly anthorized by Us in this behalf, for the absolute purchase at and for the

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Parcels or Track, of Land, hereby granted, conveyed and assured unto the mid // frite, the free but, parameter and assured unto Us, Our Heirs and Successors, the free but, parameter found and assured, as the first of Land bereby granted as shortenid.

Well-Beloved Cousin the Right Honourable Sir Albert Henry George, Earl Grey, Viscounf Howick, Baron Grey of Howick, in the County of Northumberland, in the Pegrage of the United Kingdom, and a Baronet; Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George, &c., &c., &c., &c. GIVEN under the Great Seal of Canada :- Withnesses, CHARLES J. JONES, ESQUIRE, I.S.O., B.A., Deputy of Our Right Trusty and Rig

contracted and agreed to and with Our Superintendent General of Indian Affairs, duly authorized by Us in this behalf, for the absolute purchase at and for the principle of lawful money of Canada, of the Lands and Tenamentia hereinalist money of Savin Mos are seized in right of Our Grown.

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Well-Beloved Cousin the Right Honourable Sir Albert Henry George, Earl Grey, Viscount Howick, Baron Grey of Howick, in the County of Northumberland, in the Peerage of the United Kingdom, and a Baronet: Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George, &c., &c., &c., &c., Governor General and Commander in Chief of the Dominion of Cahada.

DEPUTY GOVERNOR / CANADAL

Toward the Seventh, by the Grace of God, of the United Kingdom of Great Britain and Ireland and of the British Dominions beyond the Seas KING, Defender of the Faith.

Emperor of India.

To all to whom these Presents shall come—GREETING:

FIRETERS the Lands hereinsfier described are part and parcel of those set spart for the use of the

Ann Winnands We have thought fit to authories the sale and disposal of the Lands hereinsfield

thought, in order that the proceeds may be applied to the benefit, support and advantage of the said Indians, in such a minuter as We shall be pleased to direct
a time to time. Ann Winnands

The Victoria Terminal Railwa and Ferry Company have

and sum of the third of the Lands and Tenements herematist managed and tenemed, of which We are seized in right of Our Crown.

NOW He, that in consideration of the said sum of The Minister of Civil Hemelved and Serily fire De 1115
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CIVEN under the Great Seal of Canada - Witnesses, CHARLES J. JONES, ESQUIRE, I.S.O., B.A., Deputy of Our Right Trusty and Right /1

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