
From: Ralph, Katie TRAN:EX
Sent: Thursday, July 28, 2011 5:41 PM
To: Kuhnke, Barb TRAN:EX
Subject: FW: Phone Message

Hi Barb,

Can you please action this tomorrow for me? Sorry, I didn't have a chance to get to it today.

Thanks very much,

Katie

Katie Ralph
Executive Assistant | Highways Department
Ministry of Transportation & Infrastructure
Ph: 250-387-3260 | Fax: 250-387-6431

From: MacEwen, Miranda TRAN:EX
Sent: Thursday, July 28, 2011 11:33 AM
To: Ralph, Katie TRAN:EX
Subject: Phone Message

Hi Katie,

I had a phone call from a lady by the name of s.22

She was calling from the lower mainland and can be reached at s.22

She was inquiring about getting a copy of the history of Speyside Lane (she mentioned this was part of the South Island Hwy District).

She has an old memorandum on the road, however, would like to view the entire file if possible.

I am not sure if I should be directing this call to you so please correct me if I am wrong and I will re-direct it.

Thanks, Katie.

M.

Miranda MacEwen
Documents Coordinator
Deputy Minister's Office
Ministry of Transportation and Infrastructure
Ph: (250) 356-1937

cc 10/07

Speyside road

I have looked at the road file, and road register file. I offer following comments regarding question if Speyside road is public through section 50.

- Section 50 is owned by s.22
- Property is adjacent to IR 2 and federal land.
- Part of IR 2 is land locked but recent settlement with fed's have granted IR2 strip of land to land locked area.
- Evidence on file shows road is public through IR 2 up to s.22 land.
- Road through IR 2 was built by province and s.22 see letter dated Nov 1, 1993 from R Hadley.

Conclusion:

No evidence found that road is public beyond IR 2 bdy and thru s.22 property.

Speyside rd.

June 24, 2005

File: 31000-20/TN/BEEC/BECH 2

RECEIVED
JUN 30 2005

MINISTRY OF TRANSPORTATION

Kathleen Scharf
Policy & Issues Analyst, Lands, Team 1
Lands and Trust Services
600 – 1138 Melville Street
Vancouver, British Columbia, V6E 4S3

Dear Kathleen Scharf:

Re: Proposed Addition to Becher Bay Indian Reserve No. 2

Thank you for your letter of May 6, 2005, requesting the Ministry of Transportation to provide you with comments regarding the above noted proposed Addition to Reserve (ATR) before August 5, 2005.

Speyside Road traverses Becher Bay I.R. 1 and provides access to the private property adjacent to Section 50 (see attached sketch). The ministry does not have any concerns with the proposed ATR and confirms that Speyside Road is public.

Should you have any questions or require further information please do not hesitate to contact me at (250) 356-6306.

Yours truly,



Garth Stewart
Provincial Coordinator,
First Nations Policy and Research
Properties and Business Management Branch

Attachment

cc **Bob Webb**, A/Operations Manager, Vanc

June
Put on
Speyside Rd
file.



74
122-13 AC

104

Nº 1
GARIBALDI
HILL

50

RECEIVED
JUN 30 2005

MINISTRY OF TRANSPORTATION

65

2/5
2/5
1509

63

QUARANTINE

RESERVE

INDIAN
ROAD

49

BAY
SOOKE

0 ARDEN IT.

CAFFERY PT.

HOSKYN PT.

JOHN PARKER
IS.

L136

L135

L133

BECHER

BECHER

130

DISTRICT

RD.

MATHESON

MT.

09

**BRITISH
COLUMBIA****Office of the Assistant Deputy Minister
Highways Department****Ministry of Transportation****Facsimile***Mailing Address: PO Box 9850, Str Prov Govt,
Victoria, BC V8W 9T5**Telephone: 250-387-3260
Facsimile: 250-387-6431***To:** Gary Leibel**From:** Wendy Leach**Office/Branch:****Fax:** 952-4508**Pages:** 3 including this cover sheet**Phone:****Date:** 2004-06-10**Re:** Status of Speyside Road☐ **Urgent** ☐ **For Review** ☐ **Please Comment** ☐ **Please Reply** ☐ **Please Recycle****● Comments:**

Gary:

We need to know the status of Speyside Road.
Please see the attached faxed copies for details.

Please email the information to Brenda Bulmer, with a "cc" to Tina Johnston, Bernice Gabriel, and myself.

This request has not been entered into Cliff as yet. I will forward the number to you later.

Thanks,

Wendy Leach
Administrative Assistant

Gary
See E Mail
[Signature]

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06/10/04 THU 13:40 FAX

001

Province of
British Columbia

Transportation

Rm. 306
Parliament Buildings
Victoria BC V8W 9E2OFFICE OF THE MINISTER
Facsimile Transmission Form

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Deliver To:

Brenda / Liz

Ministry or Company:

Date:

Telephone:

Fax:

Total Number of Pages: 2 (Including Cover Page)

Remarks:

PER OUR CONVERSATION
RE FIRST NATIONS blockade.
Arnie Hamilton, MLA would like
confirmation that whether or not
Speyside is a public HOT
ROAD - Thank - Cheryl

From:

- ☐ Kevin Falcon, Minister
- ☐ Dave Cyr, Ministerial Assistant
- ☒ Cheryl Maitland, Executive Assistant
- ☐ Sarah Andrews, Administrative Coordinator
- ☐ Lisa Grubestic, Administrative Assistant

If you do not receive all pages, please call sender.

Phone: (250) 387-1978 Fax: (250) 356-2290

Status of Original:

☐ to follow in mail ☐ to remain in this office ☐ to follow by courier ☐ other

06/10/04 THU 13:40 FAX

U-10-04:12:20 FAX Hamilton MLA

7200270000

002

Hamilton.MLA, Arnie

From: s.22
Sent: June 7, 2004 4:40 PM
To: May, Nick P TRAN:EX
Cc: Howat, Rob J TRAN:EX; Hamilton.MLA, Arnie; marchessaultm@inac.gc.ca
Subject: Speyside Lane, Metchosin Land District

s.22

→ Could happen tomorrow ←
VOTED last Friday
to block road.

June 7, 2004

Nick May, Manager of Properties
British Columbia Ministry of Transportation

Re: Access to Section 50, Metchosin Land District (Speyside Lane)

Dear Mr. May:

We have received unofficial information regarding court legal activities by

Rory Morahan in regards to closure of Speyside Lane by the Cheanuh Band.

We are informed that it is the Cheanuh Band's belief that this road is not public. We wish to confirm prior meetings with you, Mr. May, Rob Howat, Provincial Approving Officer for the Ministry of Transportation and Richard

Harold, District Highways Manager, South Island District Office for the Ministry of Transportation, resulting in validation that Speyside Lane is a

public road under the jurisdiction of the Ministry of Transportation. We request that you respond in writing as soon as possible, in order to further

verify the status of Speyside Lane. Thank you for your time and consideration on this matter.

Sincerely,

s.22

Cc: Merle Marchessault
Rob Howat
Arnie Hamilton

<http://join.msn.com/?pgmarket=en-ca&page=byoa/prem&xAPID=1994&DI=1034>
&SU=http://hotmail.com/enca&HL=Market_MSNIIS_Taglines

1 need to know that / if
it is a public road

Webb, Bob TRAN:EX

From: May, Nick TRAN:EX
Sent: Thursday, June 10, 2004 12:42 PM
To: s.22
Cc: Howat, Rob TRAN:EX; Hamilton.MLA, Arnie LASS:EX; marchessaultm@inac.gc.ca; Webb, Bob TRAN:EX; Stewart, Garth TRAN:EX; Hutchings, Geraldine AG:EX
Subject: RE:

Hello. Our office has not fully researched the history of Speyside Road, but British Columbia claims it as a public road for the following reasons.

Speyside Road existed as a "traveled" road over or through the land in 1938 when British Columbia transferred the reserve to Canada for the use and benefit of the band as an Indian reserve. According to the provisions in the 1938 order in council "traveled roads" were excluded from the transfer of the reserve. Canada acknowledged British Columbia's claim to Speyside Road in a letter dated March 1, 1993 in which Indian and Northern Affairs Canada wrote that "according to our records Speyside Lane Road ... is a public road". The letter further stated that the "Indian Lands Registry shows that this road was retained by the Province when the reserve was confirmed by Order in Council #1036, in 1938."

Although the Province claims Speyside Road as a public road there is ongoing litigation in which at least one British Columbia First Nation is challenging the validity of OIC 1036. This is not intended to be, nor should it be construed as a legal opinion.

-----Original Message-----

From: s.22
Sent: Monday, June 07, 2004 4:39 PM
To: May, Nick TRAN:EX
Cc: Howat, Rob TRAN:EX; Hamilton.MLA, Arnie LASS:EX; marchessaultm@inac.gc.ca
Subject:

s.22

June 7, 2004

Nick May, Manager of Properties
British Columbia Ministry of Transportation

Re: Access to Section 50, Metchosin Land District (Speyside Lane)

Dear Mr. May:

We have received unofficial information regarding court legal activities by Rory Morahan in regards to closure of Speyside Lane by the Cheanuh Band. We are informed that it is the Cheanuh Band's belief that this road is not public. We wish to confirm prior meetings with you, Mr. May, Rob Howat, Provincial Approving Officer for the Ministry of Transportation and Richard Harold, District Highways Manager, South Island District Office for the Ministry of Transportation, resulting in validation that Speyside Lane is a public road under the jurisdiction of the Ministry of Transportation. We request that you respond in writing as soon as possible, in order to further verify the status of Speyside Lane. Thank you for your time and



Ministry of
Transportation

Properties and
Business Management
Branch
www.gov.bc.ca/tran

FAX SHEET

To: Bob Webb
Branch/Company: Ministry of Transportation
Phone: 952-4491
Fax: 952-4808

From: Nick May
Phone: 250-356-8780
Fax: 250-356-8767
E-Mail ID:

Date: June 8, 2004
Total pages: 10 including cover

Material contained in this fax transmission may be confidential, and should be delivered only to the addressee.

If all pages are not received, please call: Properties and Business Management Branch
Main Reception at (250) 356-0114.

Original Pages To Be:

Comments:

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Province of
British Columbia

Ministry of
Transportation
and Highways

MEMORANDUM

Leonor Jolly
District Development Technician
South Island Highway District

File: Becher Bay Band

December 1, 1993

Re: Speyside Lane (formerly Milne Road)
Becher Bay Indian Reserve No. 1

Clarification of the subject road's status became necessary when, in the spring of 1993, the Becher Bay Band commenced construction on a residential subdivision in I.R. 1. The work was soon halted when South Island Highway District expressed concerns about whether permission had been obtained for work on what it viewed as a public road.

Becher Bay I.R. 1 and Speyside Lane are shown on the attached Maps A and B.

Administration and control of the lands comprising I.R. 1 was conveyed from B.C. to Canada, in trust for the Band, by B.C. Order-in-Council 1036 of 29 July, 1938, see copy.

History

How the road came into existence is quite well documented. It was built in 1912-13 by the Province at the request of s.22 who wished to have his property at Becher Bay connected with East Sooke Road. A copy of s.22 application of 9 April 1912 is attached. It was also reported in April, 1912, by the Road Superintendent that the "Indians in the vicinity" were much in favour of the proposed road. As s.22 would be the chief beneficiary of the road, the Ministry suggested that he pay half the construction cost, to which he agreed. Plans of the projected road were then obtained by the Ministry and forwarded to the Department of Indian Affairs in July, 1912. Construction appears to have followed in the later months of 1912. Correspondence from January, 1913, indicates that the road was completed by that time, and with his letter of 17 February 1913, s.22 sent a cheque for s.22 being half the cost of construction. In 1917, at Canada's request, the Province paid s.22 for the right-of-way through I.R. 1.

- 2 -

Since the initial construction, the Ministry has periodically maintained the road up to the present. When first built, it was usually known as Milne Road (or ^{s.22}, though sometimes it was also called Beecher Bay Road. Milne Road came to be the route's official name, one probable reason being to distinguish it from another road in the vicinity, just west of I.R. 1, known as Beecher Bay Road. In 1953, the Ministry changed the road's name to Speyside Lane.

Status

Available evidence clearly indicates that Speyside Lane through I.R. 1 is a public highway. As such, our views accord with those in the Ministry report of 3 December 1984. Public status appears to arise, in the first place, from that provision of Order 1036/38 which states:

"Provided also that all travelled streets, roads, trails, and other highways existing over or through said lands at the date hereof shall be excepted from this grant."

Obviously, the road existed by 1938. This is demonstrated not only by numerous file references from the construction period of 1912-13 onward, but also by several maps and plans dating before 1938 and by listings of work and public spending in at least seven Ministry annual reports prior to 1938. Attached are copies from annual reports for 1912-13, 1914-15, 1915-16, 1921-22, 1923-24, 1924-25, and 1925-26.

Secondly, Speyside Lane appears to have acquired public status pursuant to Section 4 of the Highway Act, which deems a road public if public money has been spent on it. Annual report listings cited above show Provincial spending before administration and control of the lands forming I.R. 1 was transferred to Canada in 1938. File references to expenditures predating 1938 do likewise.

The Ministry appears entitled to claim a width of 33 feet for the road through I.R.1 in accordance with the plans submitted to Canada in 1912 and 1918.

No record has been found of any gazetting of the road.

...3

- 3 -

Arrangements with Canada. 1912 and 1917-18

The steps necessary to settle matters to Canada's satisfaction for construction of the road through I.R.1 took place in two stages, in 1912 and 1917-18. In 1912, it was the Ministry's understanding that the Becher Bay Band was clearly in favour of the road; see copies of the Road Superintendent's report of 22 April 1912 and Deputy Minister's letter of 14 June 1912. Available records indicate that, in the main, the Ministry in 1912 left it to s.22 to make arrangements with the federal government. See copies of Department of Indian Affairs letter to s.22 of 7 May 1912 and B.C. Minister of Public Works letter of 18 July, 1912. Presumably, this was duly achieved, as construction proceeded sometime in the later months of 1912 and we have no record of objection by the federal authorities. At the time, Provincial dealings with Canada apparently were restricted to the furnishing of acceptable plans by B.C.

By letter to the Ministry of 26 June 1917, DIA submitted a claim for compensation for the lands in I.R. 1 used for building the subject road in 1912, see copy. A reason for this delayed claim was that in 1912 the Becher Bay Band was not, it seems, consulted about the proposed road. Instead, another group of Indians was mistakenly approached, as explained by the Indian Agent in another letter of 26 June 1917, copy. The Indian agent also stated that "... the amount should have been paid before the construction of the road ..." In his initial response of 28 June 1917, the Public Works Engineer expressed his surprise that such a claim had not been made previously, and stated that there was nothing on file to indicate a prior claim (i.e. in 1912), see copy. It may also be observed that while Canada was, of course, involved with the arrangements of 1912, we have found no record of a claim for compensation from that date.

By letter of 20 November 1917 to the Indian Agent, the Ministry agreed to the compensation requested, and by letter of 27 November 1917, the Assistant Public Works Engineer was advised that a cheque had been forwarded to Canada, see copies. A few months later, in 1918, the Ministry forwarded plans of the road (referred to then as "Beecher Bay Road") to Canada on which it is shown as 33 ft. wide with an area in I.R.1 of 1.74 acres. Attached is a copy of the plan, RS 1120, and a copy of RS 848A, prepared probably in 1912 at the time the road had first been proposed. This appears to have been the final action necessary to meet Canada's requirements.

... 4

- 4 -

There is some question as to Speyside Lane's terminal point. The early correspondence from 1912-13 is not clear on where in relation to s.22 property the road was to terminate. In fact, there is perhaps some suggestion that it was to be built to the water. The records are inconclusive but there is the possibility that it was build as a public route some distance into the s.22 property, to his house, for instance. Presently, Highways maintains Speyside Lane as far as the property line separating I.R. 1 from the s.22 land. Any portion of public road which may exist within the s.22 land would fall within the jurisdiction of Metchosin municipality.

R. Hadley
Research Officer

cc: Ross Dalpre, Regional Property Agent, Nanaimo

Indian and Northern
Affairs CanadaAffaires indiennes
et du Nord Canada

File With reference

Our file Norm reference

E5670-640

1 March 1993

Mary Koyle
Director Aboriginal Issues
Ministry of Transportation and Highways
3rd Floor
940 Blanshard Street
Victoria, B. C.
V8W 3E6

Dear Ms. Koyle:

Re: Road Access - Beecher Bay Indian Reserve No. 2

I refer to our telephone conversation on March 1, 1993 regarding the matter of road access to Beecher Bay Indian Reserve No. 2.

There is no public or band road access to Beecher Bay Indian Reserve No. 2. Present land access is through Department of National Defense property (Rocky Point). Band members travelling to their No. 2 Reserve must report to the main gate at the military establishment. The Band has requested that they be provided with unrestricted access from Beecher Bay Indian Reserve No. 1 to their No. 2 Reserve (see attached sketch).

According to our records Speyside Lane Road (formerly Yates Road), a 33 foot wide road from East Sooke Road to Lot 50 ^{s.22} is a public road. The Indian Land Registry shows that this road was retained by the province when the reserve was confirmed by Order-in-Council #1036, in 1938. Attached are letters from the Ministry of Highways dated April 25, 1947 and October 1, 1979 confirming this as a public road. Attached is a copy of part of plan No. 1737 showing the location of Speyside Road.

/2...

Canada

Printed on recycled paper - Imprimé sur papier recyclé

- 2 -

Beecher Bay Band members claim that a number of years ago band members were able to access their No. 2 Reserve via Speyside Road and its extension across the ^{s.22} and D.N.D. property. Would you please advise if Speyside Road extends through Lot 50 ^{s.22} and D.N.D. land to Beecher Bay I. R. #2.

Your early attention to this matter would be appreciated as the Beecher Bay Band are extremely anxious to formalize public access to their No. 2 Reserve.

Should you require further information please contact me at 754-0280.

Yours truly,



A. R. Newman
Lands Management and Leasing Officer
Statutory and Trusts
Vancouver Island Office
401 - 60 Front Street
Nanaimo, B. C.
V9R 5H7

ARN:pw
Encl.

c.c.: Beecher Bay Band, Attention: Chief and Council

81

1434





DISTRICT OF METCHOSIN

*Spoke to
J. Mellott
in late
October 2001.
Lpally
"No"
"PAVING"
FILE*

File No. 0400-03

October 26, 2001

Ministry of Transportation & Highways
South Island District Highways Office
103 - 4475 Viewmont
Victoria, BC V8Z 6L8

Dear Sir or Madam:

The District of Metchosin plans to surface treat the Districts' portion of Speyside Lane in 2002.

There may be cost savings to yourselves if the balance of the road is improved by the Contractor hired by the District.

Please contact the writer if you wish to participate in a joint project.

Yours truly,

G.M. Mellott,
Clerk Administrator

/sf

cc: Beecher Bay Band Council



4450 Happy Valley Road, Victoria, B.C. V9C 3Z3
Administration Office (250) 474-3167 Fax 474-6298
Building Inspection Department (250) 474-3196 Fax 474-6298

Dan -

October 21, 1999

Your File: 20053.004
District File: 17364

Paterson Adams
PO Box 1231
Victoria, BC V8W 2T6
Attention: David Adams

RE: SPEYSIDE LANE

Thank you for your letter of September 21, 1999, regarding the legal status of Speyside Lane through Becher Bay Indian Reserve No. 1. I have discussed this issue with staff from the Ministry's Aboriginal Relations Branch.

The research indicates that the Ministry believes that Speyside Lane through Becher Bay Indian Reserve No. 1, is claimable as a public road pursuant to the following:

1. BC Order-in-Council 1036 of 29 July 1938 – which conveyed administration and control of IR 1 from BC to Canada in trust for the Band, but excluding from the transfer travelled roads existing at the time. There is ample evidence to show that the subject road well predates 1938.
2. Section 4, Highway Act – there is substantial evidence to show public spending on the road **before** IR 1 was conveyed to Canada.
3. In 1918 a road survey was made of the road (Road Survey 1120) which shows the road 33 feet wide and which was provided to Canada (I have attached a copy of the survey plan for your information)

There seems to be some question as to where Speyside Lane terminates. Records are inconclusive, though the Ministry has maintained the road as far as the property line separating IR 1 from fee simple land.

Please note that as is the case on all roads through reserves where the Ministry bases its claim to that road on its travelled status as of a particular date, the foregoing information is subject to further research and litigation.

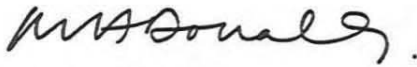
I have been in contact with the Provincial Approving Officer regarding the issue of Section 75(1)(c) of the Land Title Act. Mr. Howat advises that it would be inappropriate to comment at this time, as the Approving Officer for the Municipality of Metchosin will

.../2

David Adams
October 21, 1999
Page 2

have to evaluate the need for access to water at this location assessing the need for access to water, the Municipal Approving Officer may wish to contact the Ministry of Transportation and Highways, South Island District Office, for advice on the sufficiency of the road to provide public access to the water.

Yours truly,

A handwritten signature in dark ink, appearing to read "MADonald".

Michael Donald
Sr. District Development Technician

MAD/jlk

Attachments



E.S. Gowman
Regional Property Agent
Property Services
Vancouver Island Region

C O N F I D E N T I A L

Date: July 30, 1991
South Island District:
Ste. 103-4475 Viewmont Avenue
Victoria, B.C. V8Z 5K8
Fax No. 387-4197
Telephone: 387-5264
Regional File: PS Prop 25
District File: 61-10-29

Re: MEDIUM PRIORITY ROADS, Perfection of Titles, and
LOW PRIORITY ROADS, Perfection of Titles

Further to my letter of July 22, we have now completed our work
for MEDIUM PRIORITY roads:

Becher Bay IR #1, Metchosin District

A drawing for Speyside Road is enclosed. The references used
to prepare the drawing were 2688 O/S, 2553 R/W and Road Surveys
1120. 398 676
104

We have also completed our work for LOW PRIORITY roads:

Becher Bay IR #1, Metchosin District

Drawings for (Old) Mt. Metheson and Yates Roads are enclosed.
The references used to prepare these drawings were 2553 R/W and
2688 O/S. Road locations were derived from Regional Surveyor Air
Photo Map No. 00361.

Charles Road is a private road

Due to field work restrictions, it cannot be determined or
confirmed that the travelled road portion is contained within
the right-of-way boundaries shown on the enclosed drawings.

East Saanich IR #02, South Saanich Land District

A copy of drawings 01.02/0000/M/1050 (formerly plan numbers
35-25 and 35-26) is enclosed. It may well be that this
acquisition is not relevant to the current task. We have,
therefore, retained the original drawings in our files.

If you have any concerns, please contact me at this office.

ORIGINAL SIGNED BY

R.E. Webb
District Technician

DW/b

cc: A. Davidson, Regional Manager, Professional Services
cc: R.E. Harold, District Highways Manager, South Island
cc: Rob Pratt, Property Agent, Vancouver Island Region

MINISTRY OF TRANSPORTATION AND HIGHWAYS
SOUTH ISLAND DISTRICT OFFICE

ROAD REGISTER
1995

NAME : SPEYSIDE LANE
NUMBER : 105

INITIAL : W BDY PLAN RS 848-A, EAST SOOKE RD, SEC 46 METCHOSIN
TERMINAL : S BDY PLAN RS 848-A, HWM, SEC 50 METCHOSIN

km OPEN : 0.70 km TOTAL : 0.70

REMARKS : Public road by purchase. See I.R. report, road file

LAND DISTRICT/AREA : 01.07
BCGS MAP NUMBER : 92B.033.1.3
ELECTORAL DISTRICT : ESQ

UPDATED : 1992

CONTRACT AREA : 01
CONTRACT MANAGER AREA C

s.22

Handwritten:
John.
387-7568



Cheamuk Destination Resort Proposal.

1. Close portion of old road
 2. Dedicate new road & linked to HOTH Stnd. (Section 35)
 3. Intersection improvements;
 - new site
 - back on E-S. Road.
 - at other service areas.
 4. Time table - 10 years.
 5. Casino *
 6. Have some traffic data (stay over 10 years?)
 7. Other road improvements requested beyond develop.
 8. Spray side Road * - (Future Access if road turned over).
 - Property for sale?
 9. Intersection Rocky Point Rd. - improvements required? (how much Right of Way?)
 10. Priority would be intersection at Proposed Fairhall & Commercial Area.
 11. Kenney Nicholson - Arch. - 642-7880
 - Planning Office at Marina.
- 7072 Richman
Sook

FACSIMILE RECORD



MINISTRY OF TRANSPORTATION & HIGHWAYS

October 22, 1997

FILE #:

TO: Bill Bedford
District Highways Manager
South Island District

FROM: Mary Koyl
Director
Aboriginal Relations Branch
Phone: 356-0297
Fax: 356-8767

Re:

Hi Bill:

For your information.

Mary

RECEIVED

OCT 22 1997

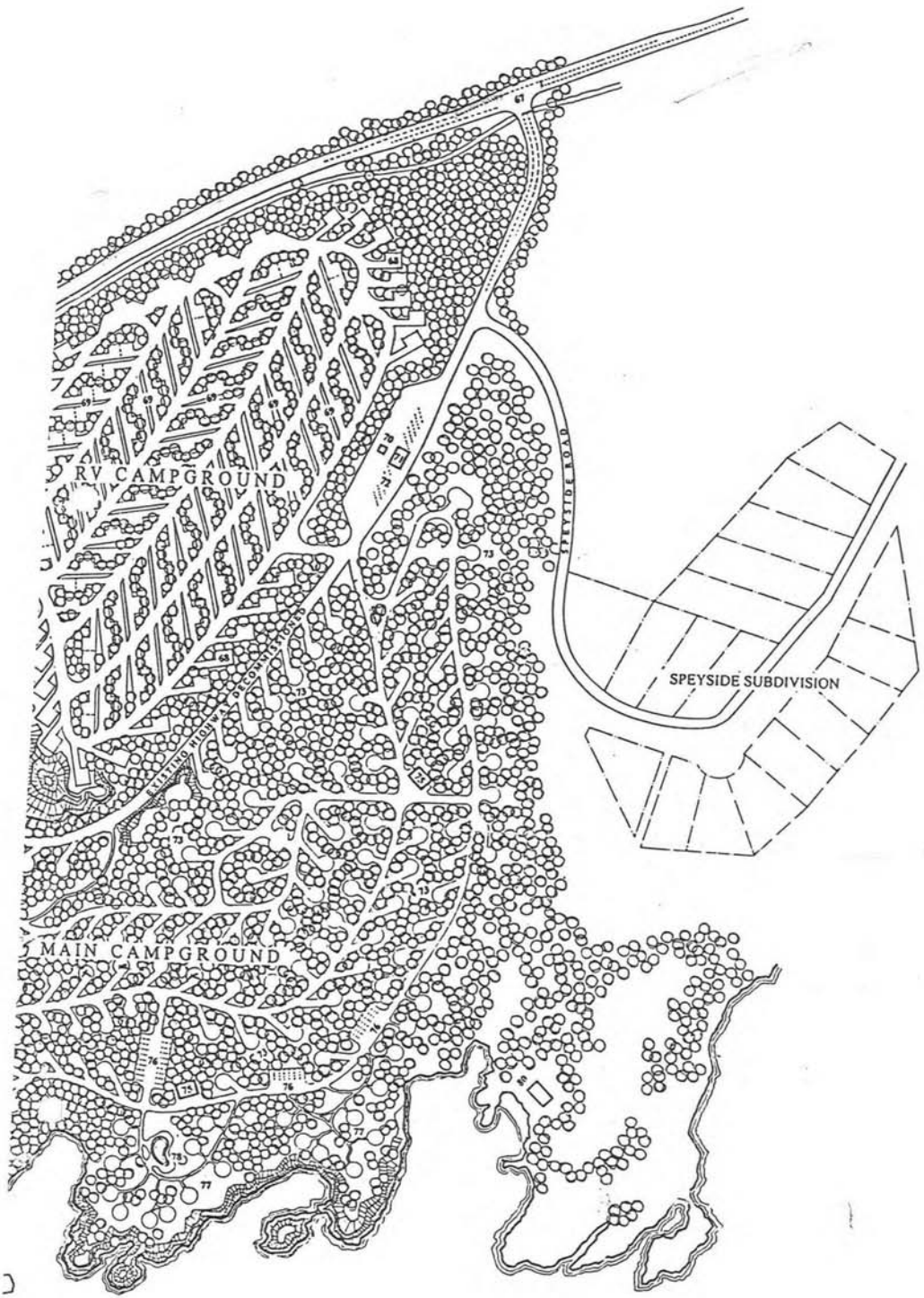
MINISTRY OF TRANSPORTATION
& HIGHWAYS
SOUTH ISLAND DISTRICT

OF PAGES: ☐ Original by mail
(including this one)

(ABRG_FAX.DOT)

Terry Vanderkracht.
356-8772
OPERATOR

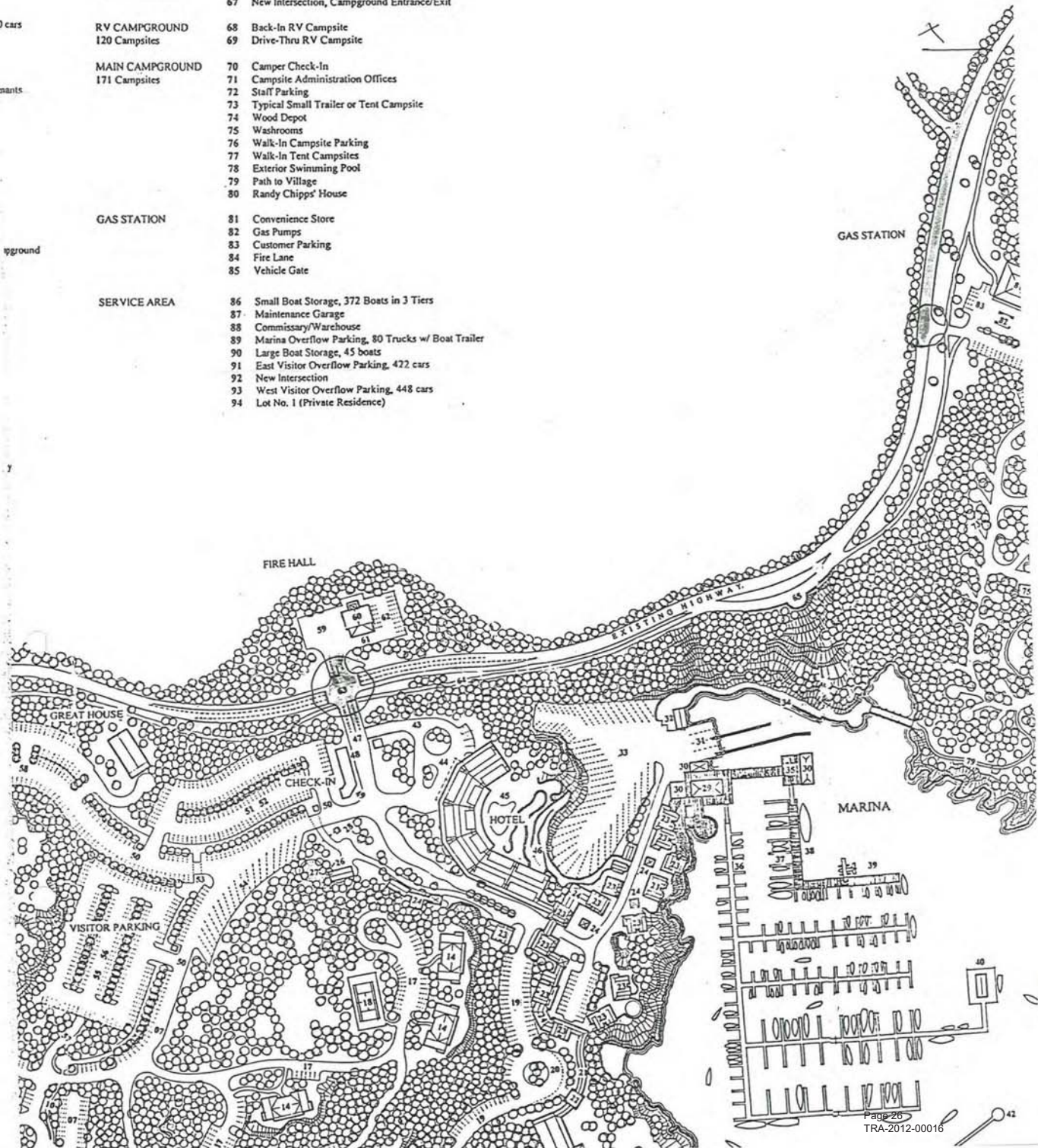
4



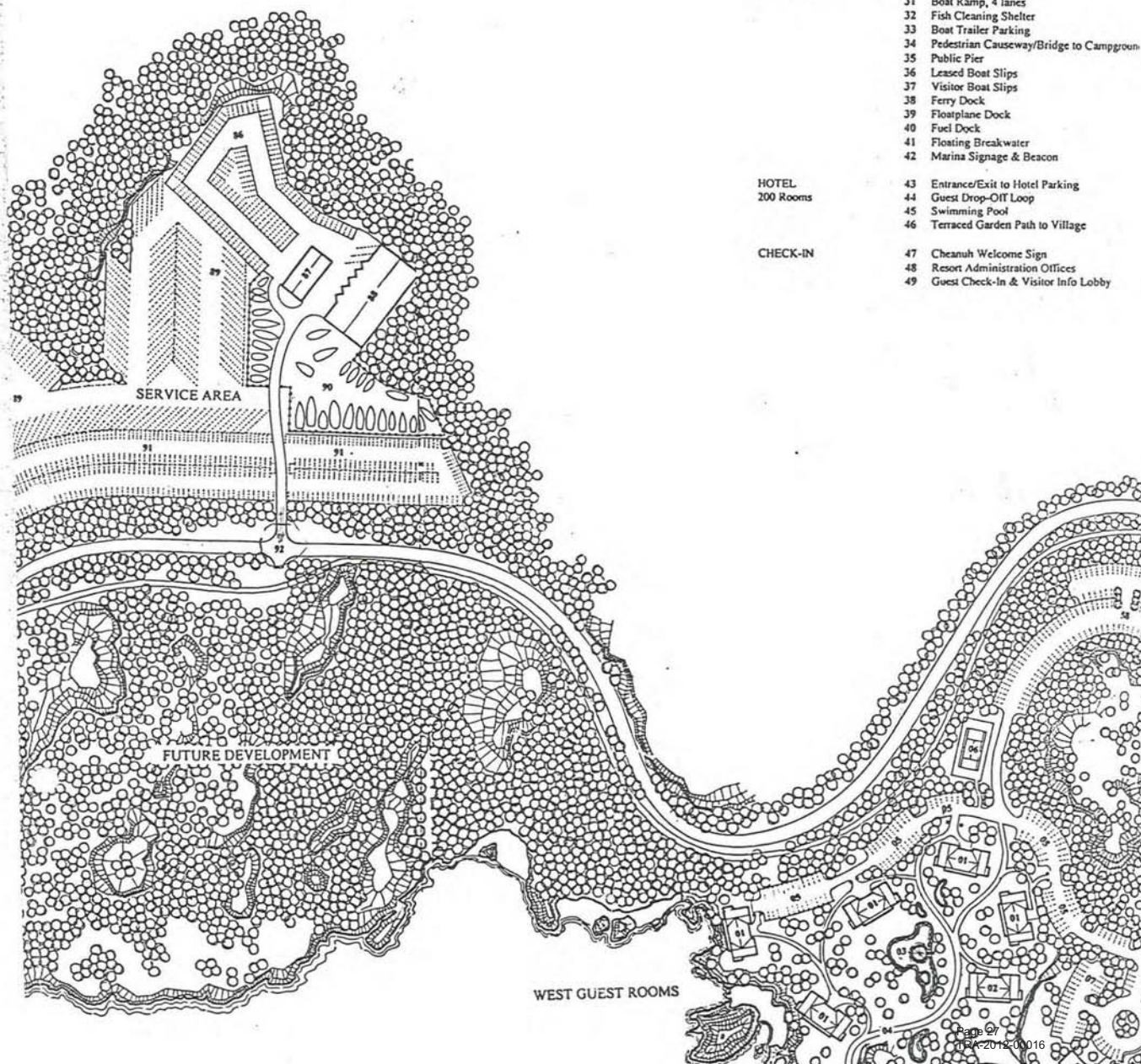
G E N D

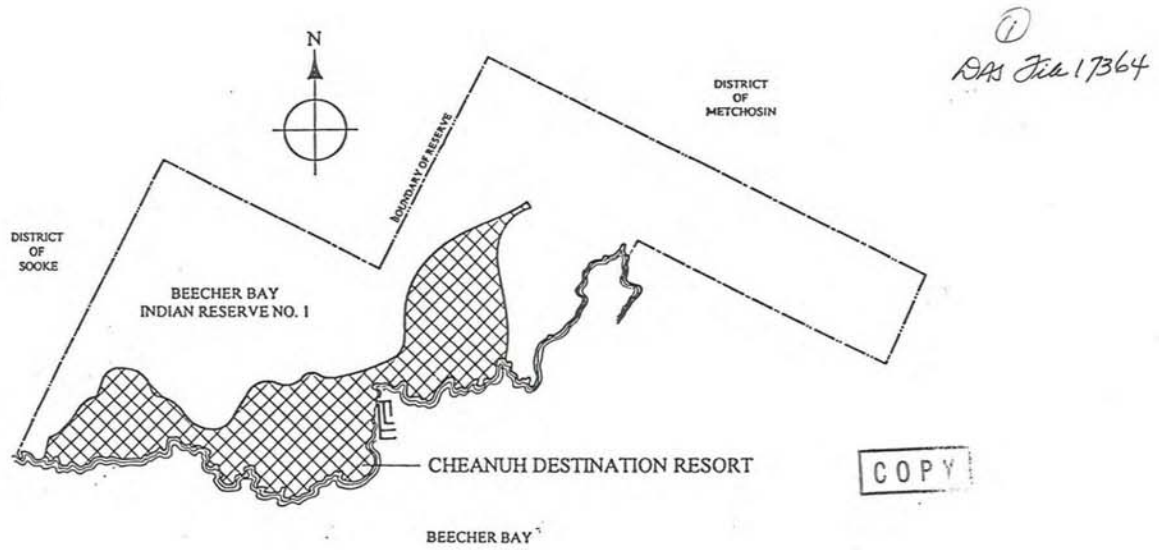
3

s)	VISITOR PARKING	50 Shuttle Shelters
	794 Cars	51 Village Visitor Parking, 154 Cars at grade
	30 Trucks w/ Boat Trailer	52 Hotel Guest Parking, 200 Cars below grade
		53 Connecting Pedestrian Walkway
		54 Marina Overflow Parking, 30 Trucks w/ Boat Trailer
		55 Casino Visitor Parking, 220 Cars at grade
		56 Staff Parking, 98 Cars below grade
		57 Entrance/Exit to Staff Parking
	FIRE HALL	58 Visitor Overflow Parking, 122 Cars
		59 Fire Truck Turp-Around
		60 Apparatus Bay
		61 Office
	EXISTING HIGHWAY	62 Staff parking
		63 Improved Intersection, Resort Entrance
		64 Public Bicycle Trail
	NEW HIGHWAY	65 Improved Viewpoint Turn-Off
		66 New Intersection, Gas Station Entrance/Exit
		67 New Intersection, Campground Entrance/Exit
40 cars	RV CAMPGROUND	68 Back-In RV Campsite
	120 Campsites	69 Drive-Thru RV Campsite
nants	MAIN CAMPGROUND	70 Camper Check-In
	171 Campsites	71 Campsite Administration Offices
		72 Staff Parking
		73 Typical Small Trailer or Tent Campsite
		74 Wood Depot
		75 Washrooms
		76 Walk-In Campsite Parking
		77 Walk-In Tent Campsites
		78 Exterior Swimming Pool
		79 Path to Village
	GAS STATION	80 Randy Chipps' House
		81 Convenience Store
		82 Gas Pumps
		83 Customer Parking
		84 Fire Lane
ground	SERVICE AREA	85 Vehicle Gate
		86 Small Boat Storage, 372 Boats in 3 Tiers
		87 Maintenance Garage
		88 Commissary/Warehouse
		89 Marina Overflow Parking, 80 Trucks w/ Boat Trailer
		90 Large Boat Storage, 45 boats
		91 East Visitor Overflow Parking, 422 cars
		92 New Intersection
		93 West Visitor Overflow Parking, 448 cars
		94 Lot No. 1 (Private Residence)

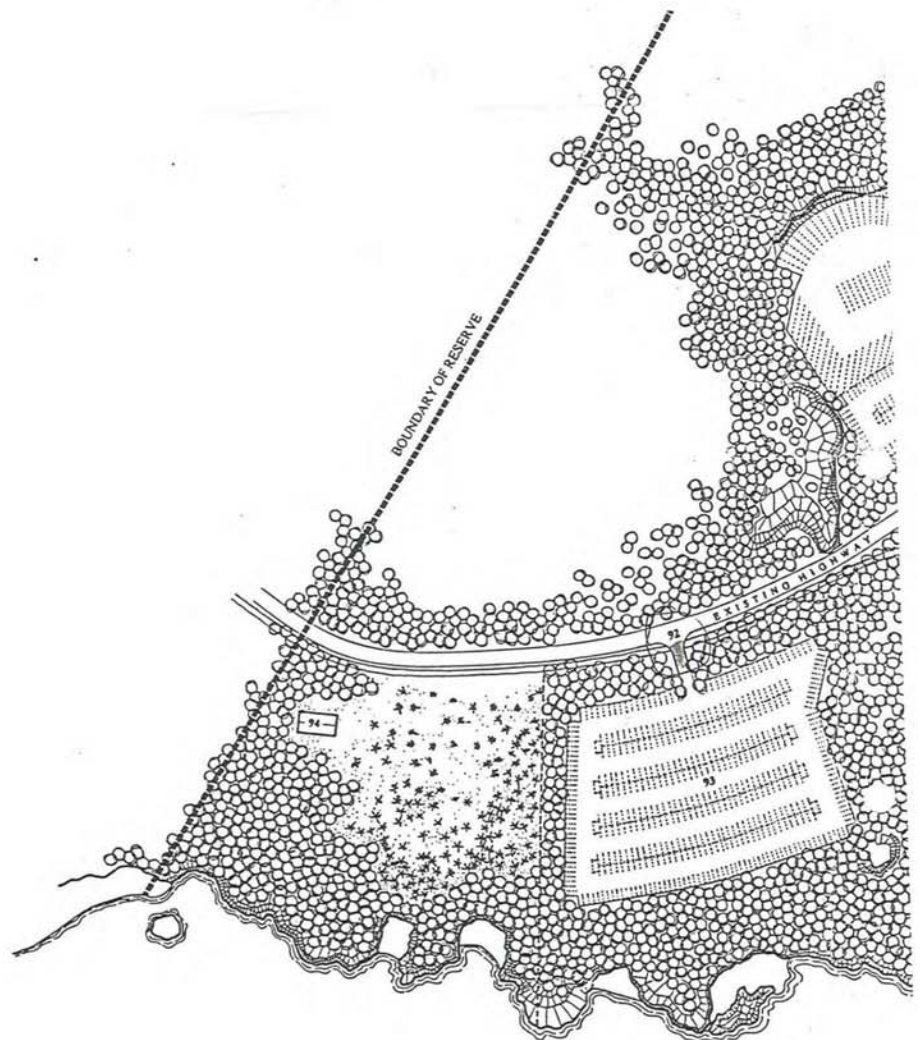


WEST GUEST ROOMS 96 Rooms	01	12 Room Building
	02	18 Room Building (Walk-In Access)
	03	Water Feature
	04	Fire Lane
	05	Guest Parking
	06	Tennis Court
RESTAURANT 300 Seats	07	Restaurant Parking, 100 cars
	08	Service
	09	Entrance
	10	Path to Parking
EAST GUEST ROOMS 88 Rooms	11	Enclosed Swimming Pavilion
	12	Pedestrian Bridge
	13	Pavilion Visitor Parking
	14	12 Room Building
	15	18 Room Building
	16	One Bedroom Cabin
	17	Guest Parking
	18	Tennis Court
CASINO 300 Machines, 30 Tables	19	Casino Visitor Drop-Off Parking, 60 cars
	20	Visitor Drop-Off Loop
	21	Covered Walkway
	22	Entrance
VILLAGE 28 Rooms 25,000 sq. ft. Commercial	23	Guest Rooms above Commercial Tenants
	24	Commercial Tenant Space
	25	Guest Parking
	26	Picnic Pavilion
	27	Adventure Playground
	28	Village Gate
MARINA 500 Boat Slips	29	Marina Office
	30	Commercial Tenant
	31	Boat Ramp, 4 lanes
	32	Fish Cleaning Shelter
	33	Boat Trailer Parking
	34	Pedestrian Causeway/Bridge to Campground
	35	Public Pier
	36	Leased Boat Slips
	37	Visitor Boat Slips
	38	Ferry Dock
	39	Floatplane Dock
	40	Fuel Dock
HOTEL 200 Rooms	41	Floating Breakwater
	42	Marina Signage & Beacon
	43	Entrance/Exit to Hotel Parking
	44	Guest Drop-Off Loop
CHECK-IN	45	Swimming Pool
	46	Terraced Garden Path to Village
	47	Chelanuh Welcome Sign
	48	Resort Administration Offices
	49	Guest Check-In & Visitor Info Lobby





LOCATION PLAN



FACSIMILE RECORD



MINISTRY OF TRANSPORTATION & HIGHWAYS

FILE #:

TO: Bill Bedford

District Hwys Man.

952-4514

FROM: Terry Vanderkracht

RECEIVED

ABORIGINAL RELATIONS BRANCH

4TH FLOOR (4A/B)

940 BLANSHARD ST

VICTORIA BC V8W 3E6

PHONE #: (250) 387-5925

FAX #: (250) 356-8767

OCT 17 1997

MINISTRY OF TRANSPORTATION
AND HIGHWAYS
SOUTH ISLAND DISTRICT

RE: Beecher Bay

NOTES:

Nick May wanted like you to review and comment on the attached draft of letter. Could you please provide your comments by fax by the end of the day. Thanks

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE. If the reader of this message is not the intended recipient or an employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us by mail. Thank you.

OF PAGES: 2 ☐ Original by mail
(including this one)

OPERATOR

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DATE

Chief Bert Charles
Beecher Bay Indian Band
3843 East Sooke Road
P.O. Box 4, R.R.1
Sooke, BC V8M 2C3

DRAFT

Dear Chief Charles:

It was a pleasure to meet with you, your Councilors and advisors on Thursday, October 9, 1997 to learn about the land development proposal for your community and other matters of interest to you involving the local roads.

The proposal you outlined to develop and enhance the commercial and residential capacity of your community over the next ten years is very impressive and will represent a tremendous achievement when it is completed.

As we discussed, I would appreciate it if you would keep Bill Bedford, District Highway Manager, and his staff informed of the progress of your proposal especially during the planning stages. This will help ensure that any proposed changes or impacts to local roads such as access to and from East Sooke Road, where it passes through your community, conform with Ministry standards. Bill can be reached at (250) 952-4482.

Thank you, Chief Charles, for taking the time to explain your proposal to me and my staff.

Yours truly,

Dan Doyle
Assistant Deputy Minister
Highways Operations

✓ cc: Bill Bedford, District Highways Manager, South Island District
Nicholas May, Manager, Policy and Negotiations

bcc: Christie Brown, Assistant Deputy Minister, Ministry of Aboriginal Affairs
\\DATA\NICK\CORRESP\ADM\CHARLES.DOC

MINISTRY OF TRANSPORTATION AND HIGHWAYS
SOUTH ISLAND DISTRICT OFFICE

ROAD REGISTER
1998

NAME : SPEYSIDE LANE
NUMBER : 105 ALPHA:

INITIAL : W BDY PLAN RS 848-A, EAST SOOKE RD, SEC 46 METCHOSIN
TERMINAL : S BDY PLAN RS 848-A, HWM, SEC 50 METCHOSIN

KM OPEN : 0.70 KM TOTAL 0.70

REMARKS : Public road by purchase. See I.R. report, road file

LAND DISTRICT/AREA : 01.07
BCGS MAP NUMBER : 92B.033.1.3
ELECTORAL DISTRICT : ESQ

CONTRACT AREA : 01
CONTRACT MANAGER AREA C

UPDATED : 1992

Edit C:@dbase@ris@ROADREG Rec 2166/2633 File NumCaps

Use Page Up/Page Down to view records. NO EDITING ALLOWED

FACSIMILE RECORD



MINISTRY OF TRANSPORTATION & HIGHWAYS

Feb 10

FILE #:

TO: *Richie Harold*FROM: *Sharon Varley*

ABORIGINAL RELATIONS BRANCH

Plaza Level - 940 BLANSHARD ST.

VICTORIA, BC. V8W 3E6

PHONE #: (604) 387-5925

FAX #: (604) 356-8767

Fax 387-4197

RE:

NOTES:

Hi Richie,
See attached.
The road is public!

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OF PAGES: ☐ Original by mail
(including this one)

(ABRG_FAX.DOT)

OPERATOR

**MINISTRY OF TRANSPORTATION AND HIGHWAYS
BRIEFING NOTE****REGION**
6**COMMUNITY**
Beecher Bay**TOPIC**
Beecher Bay road negotiations**ISSUE**
Status of negotiations**BACKGROUND**

The ministry has been working with the Beecher Bay Band to provide access to a proposed subdivision on the Band's reserve No. 2 near Sooke. ARB originally became involved when the Band started work on a subdivision access road onto East Sooke Road, which is a public road, in 1993. The access road potentially would have cut off Speyside Lane, which is also a public road, and, as a result, cut off access to the property of s.22

s.22 Work was stopped on the road at the request of the Saanich District Highways Office.

ARB, with the assistance of the Saanich office, has been working with the Band to arrive at alternatives for providing access to the subdivision and s.22 property. The current option would involve closing Speyside Lane and locating the access at a location which will better serve the subdivision and continue to provide access to s.22

The Band is currently dealing with drainage questions concerning its proposed subdivision. It is also meeting with the federal government to address the issue of access to its reserve No. 1, which was landlocked in the 1950s by the surrounding Department of National Defense property. Meetings will begin again to address the subdivision and access questions when the Band has finished dealing with these other issues, possibly this fall.

MINISTRY POSITION

ARB and the district will continue to work with the Band to address access issues concerning the proposed subdivision and to maintain its commitment to preserve access to s.22 property.

PREPARED BY

John Balogh, Aboriginal Relations Branch

DATE SUBMITTED

TB. September 6, 1994

DATE REVISED



Province of
British Columbia

Ministry of
Transportation
and Highways

Saanich District Office:
103-4475 Viewmont Avenue
Victoria, B. C. V8Z 5K8

Telephone: 479-9344

YOUR FILE

OUR FILE 62-20-0 (#105)

& 62-21-13 (11) Metchosin

June 29, 1984.

Mr. T. Stevens, Chairman
Metchosin Incorporation Task Force,
c/o 151 Cliff Drive, R. R. #1,
Victoria, B. C.
V8X 3W9

Dear Sir:

Re: Speyside Road - Metchosin District

This letter confirms that Speyside Road is a public road vested to the Crown and maintained by this Ministry.

We also wish to point out the last approximate 54 metres of road would be the responsibility of the Municipality of Metchosin to maintain.

Yours truly,

J. C. Jensen,
District Highways Manager.

RDD/b

b/cc: B. Robertson

OFFICE OF SENIOR APPROVING OFFICER

81-02-20

Ross Deveau,
Saanich Hwy. Dist.

From: W. W. Solberg,
Approvals Planning Office.

H. 2B

Esquimalt
H.Q. 350/319651
Your File: 974/30-1 L.R.
(A.D.S)

V87 2M3

November 21, 1975.

Mrs. A. Richter,
Land Administration Officer,
Department of Indian Affairs,
203 Federal Building,
Nanaimo, British Columbia.
V9R 5H7.

Dear Madam:

Re: Part 1.74 acre Road in Beecher
Bay Indian Reserve No. 1

In furtherance to your letter of November 3, we respectfully advise that our files do not reveal a P.C. Order-in-Council covering the transfer of the subject road.

The history of this road starts around 1912 as an access to a
s.22 holding. The attached copies of correspondence and plans
reflect the release of a compensation cheque covering payments of
s.22 and s.22 for 1.74 acres and 2.48 acres respectively for
Milne access road and East Sooke Road.

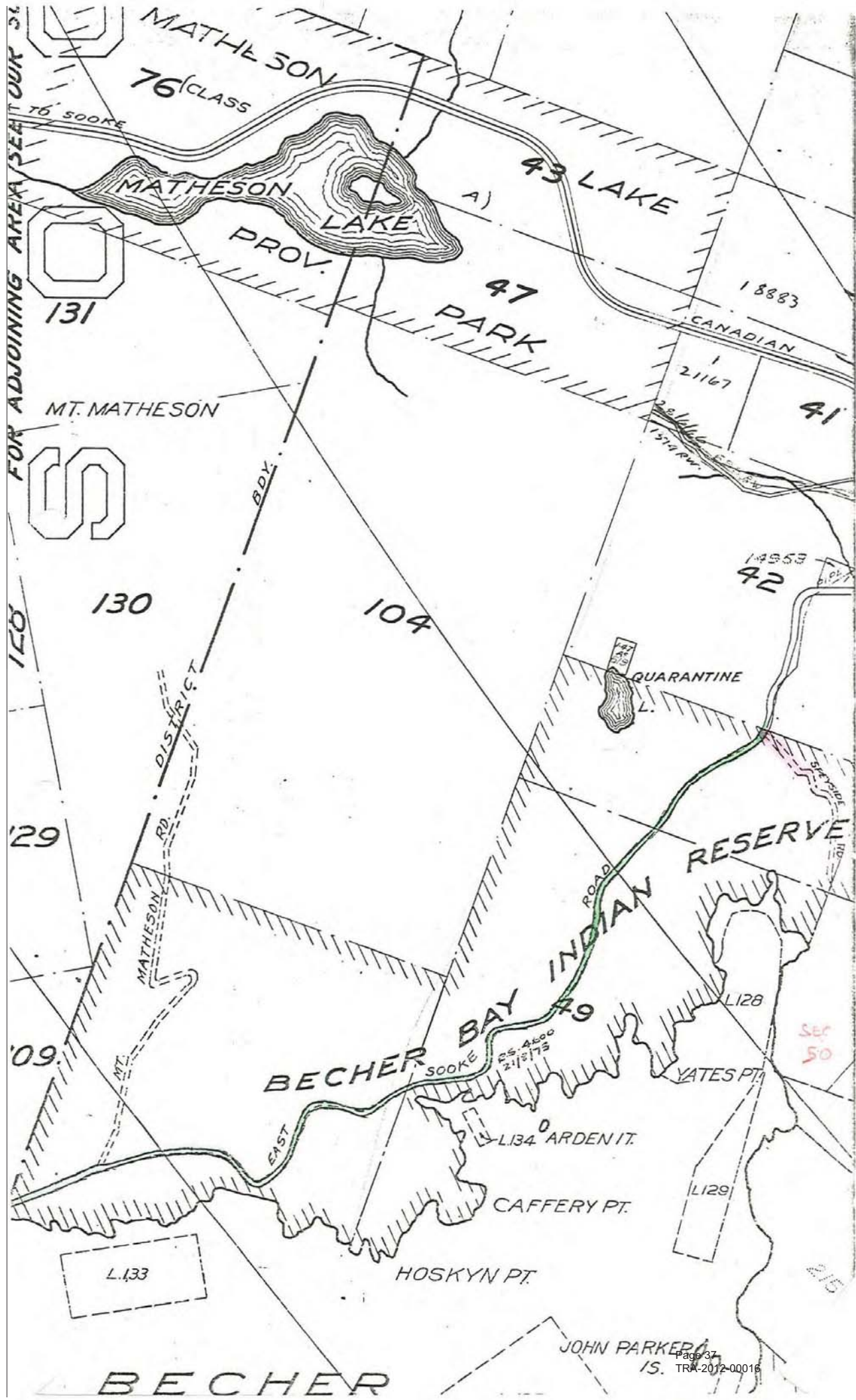
C.L.S.R. Plan Rd. 1737 would likewise appear to refer to the
1.74 acre Milne Road.

We hope that this information will be of assistance.

Yours very truly,

E. W. Pritchard,
Property Negotiator.

ENP:km



FOR ADJOINING AREA SEE

120

129

109

130

104

131

MT. MATHESON

MATHESON LAKE

PROV.

43 LAKE

47 PARK

18883

CANADIAN

21167

41

14953

42

QUARANTINE

RESERVE

BECHER BAY INDIAN

L128

YATES PT.

L134 ARDEN IT.

CAFFERY PT.

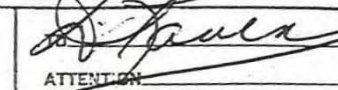
HOSKYN PT.

L133

JOHN PARKER

BECHER

Page 37
TRA-2012-00016

DIST. SUPERINTENDENT DEPT. OF HIGHWAYS		 ATTENTION	
DATE _____			
INFORMATION		DIE AND FILE	
REPORT BY		DIE AND RETURN	
COVERING LETTER		PREPARE DRAFT	
ACTION		ATTACH RELATED PAPERS	
DISCUSS WITH ME		REPLY DIRECT	
		DRAFT REPLY	
COMMENTS			

Have you any
 knowledge of legality
 of Speyside Rd!
 ② Yates Rd.
 through Becker Bay
 I.R.

*
 ESTABLISHED
 1888



295

Page 39 redacted for the following reason:

s.22

~~A 225~~ CRU

~~Box 229~~ sub - BE 1

s.22

Claims his land is not
sub-divideable unless Speyside Lane
is 66ft wide leading to his
property through the Land Res.

Ross.

D.R. wants us to
find out & get proof
that Speyrick Lane,
does belong to us.

Road Register as far as he is
concerned is not proof.

Call Bill & see who would
do this - Bill??

C
O
P
Y

s.22

July 3, 1953.

The Chief Engineer,
Dept. of Public Works,
Victoria, B.C.

My dear sir:

This may appear to be an odd request but I wish you would give it your consideration.

Leading from the East Sooke Road to the estate of "Speyside" is a winding narrow (33') road named "Milne Road". This name causes some confusion because of numerous other "Milne Roads" in the province, and the proximity of Milne's Landing, situated some twelve miles distant, near Saseenos. This road leads through half a mile of Indian Reserve and only to Speyside. It can never lead anywhere else, and there can never be anything other than "Speyside" at its end, an estate of some forty acres.

Would you consider renaming Milne Road as "Speyside Lane", which is a far more attractive and distinctive and descriptive title?

Yours very truly,

s.22

DEPARTMENT OF PUBLIC WORKS

FROM CHIEF ENGINEER VICTORIA	TO Divisional Engineer, Victoria, B.C.	DATE July 9th, 1953 ELECTORAL DISTRICT Esquimalt OUR FILE 350/969069 YOUR FILE
SUBJECT Request for renaming Milne Road as " Speyside Lane "		REFERENCE DEPT. OF PUBLIC WORKS RECEIVED JUL 13 1953 BURNSIDE ROAD VICTORIA, B. C.

FOR DEPARTMENTAL AND INTERDEPARTMENTAL CORRESPONDENCE ONLY.

With reference to the attached request, dated
July 3rd, from [redacted] s.22

Do you consider there would be any objection
to renaming this road in the District Road
Register.

N.M. McCallum,
Chief Engineer

by:

J.P. Hague,
Maintenance Engineer

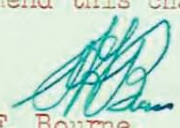
JPH:MH

Encl'

July 10, 1953. 12-20-205

Mr. Mulcaster:

Please report. Do you recommend this change in name?


H.F. Bourne,
Divisional Engineer.

TFB:vmh

July 17th, 1953

District Engineer,
280 Burnside Rd. W.,
Victoria, B. C.

Divisional
Engineer
Victoria

Esquimalt

12-20-105

"

Request for renaming Milne Road as
"Speyside Lane"

July 10/53

I do not recommend changing the name of this
road as all maps and past records show it as
Milne Road.

RCM/YH

R. G. MULCASTER,
District Engineer.

DR

You wished to have proof
Speyside Lane belongs to us -
it is attached.

RDA.

81:08:08

Spoke to ^{s.22} and told him
everything he wanted to know about
Speyside Rd.
RDA.

October 18th, 1951

District Engineer,
280 Burnside Rd.W.,
Victoria, B. C.

H. E. Thornett

Esquimalt

12-20-105

Milne Road

I have had a complaint from a s.22 who lives on Milne Road. He has advised me that the loggers who are logging on the property adjacent to his are very gravely damaging the road. I would ask you to investigate this complaint and, if possible, obtain the name and address of the logger involved. I shall write him and warn him that, unless he gives us some assurance that he will leave the road in the condition in which he found it, we shall be forced to close this road for logging operations.

McL:FH

D. R. McLEOD,
District Engineer.

File 12-20-105 Sept. 14, 1953.

Mr. Freebairn:

Please let me have form 59 for the change in name.

TFB:vmh

H.F. Bourne, Div. Eng.
Divisional Engineer's Office

File 12-20-105

Victoria, B.C.
Sept. 14, 1953.

s.22



Dear Sir:

Re Speyside Road

Relative to your letter of the 3rd July I beg to advise you that the name of Milne Road has been changed to "Speyside Lane" as requested by you, on the understanding that there will be no objection from any other party or property owner.

Yours very truly,

H. F. BOURNE,
Divisional Engineer.

TFB:vmh

September 25th, 1953

District Engineer,
280 Burnside Rd.W.,
Victoria, B. C.

Divisional
Engineer
Victoria

Esquimalt

12-20-105, 12-21-48

"

Speyside Lane

Sept. 14/53

Attached Form 59, in duplicate, for Speyside Lane,
as per above-noted letter and file.

/FH
Encls.

A. L. FREEBAIN,
District Engineer.



South Island District Office

PRELIMINARY R/W LOCATION
SPEYSIDE ROAD
(SURVEY REQUIRED)
BECHER BAY I.R. #1
Page 5 of 5

CASH by David Wisner
 Date (M/Y) 28 / 07 / 81
 Approved by District Plan Number 01.07/0105/D/1542
 Approved On day of 19
 RECEIVED MEDICAL SERVICES