

**Mellors, Shelley D EMPR:EX**

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**From:** Morrison, Ken ENV:EX  
**Sent:** Thursday, April 24, 2008 4:08 PM  
**To:** Mellors, Shelley D EMPR:EX  
**Cc:** Fischer, Debbie EMPR:EX  
**Subject:** RE: Notice of a pre-1999 compensation file proceeding to arbitration.

Approved. We have set aside funds in our land acquisition account to cover these costs.

On another issue, the Ministry of Environment will be expropriating mineral tenures associated with the implementation of the Morice LRMP and Sea to Sky LRMP. Chris Ash of your ministry has provided us with all the Mineral Title information that we require. I hope to write the expropriation notices and letters to the claim holders in the next couple of weeks, which will need to be reviewed by the Ministry of Attorney General (Legal Services Branch) and MEMPR. Will you be the MEMPR contact for this work? I suspect that the notices will go out in late May.

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**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Thursday, April 24, 2008 2:47 PM  
**To:** Morrison, Ken ENV:EX  
**Cc:** Fischer, Debbie EMPR:EX  
**Subject:** Notice of a pre-1999 compensation file proceeding to arbitration.  
**Importance:** High

Hi Ken,

I am the new contract manager for mineral title compensation claims.

Previously, Kim Stone was handling these files and has given me your name as the contact at Environment regarding financial responsibility for files previous to the '99 legislation when the responsibility switched to our Ministry.

Currently we are in process of initiating a contract for a case proceeding to Arbitration (the first in the programs history).

(here is some background info on file....)

- The mineral title holder has an active compensation claim with the Ministry pending settlement for land that was expropriated for a park back in April 1996.
- The title holder has met all obligations required under negotiation proceedings which have resulted in a dispute. If the Ministry's final offer is chosen in arbitration, the title holder will be responsible to pay the arbitrator's fees and expenses; and alternately, if the title holder's final offer is chosen, the Ministry will be responsible to pay the arbitrator's fees and expenses.
- It is now the Ministry's responsibility to appoint an Arbitrator by April 11, 2008, the end of a 60 day limit, based on the Final Framework Dispute Resolution Agreement wherein both parties agreed to arbitration provisions that satisfy the *Commercial Arbitration Act*, R.S.B.C. 1996, C. 55. (We are running behind because the previous Arbitrator backed out on his contract.)

Per legislation we have now confirmed Don Munroe, Q.C. of Heenan Blaikie, Vancouver (the only candidate available on the roster) is willing and available for the contract.

s.21 and the arbitration process is estimated to require approx 40 hours, totalling a maximum of 11,000 for fees + 1,000 for expenses.

The maximum contract total is \$12,000.

In addition to the contractors fees and expenses - the award for compensation is as follows:

If the Ministry's final offer is chosen, the payout to the title holder will be approximately \$10-15,000, whereas if the title holders final offer is chosen, the payout will be \$65,000.

This is not much notice since the contract will begin May 1, 2008 but I would appreciate a reply from you to attach to the contract as the financial authority for this file advising you have received and approve of this notice.

Thank you very much,

*Shelley Mellors*

*Manager, Titles Programs*

*Compliance and Administration Branch*

*Ministry of Energy, Mines and Petroleum Resources*

*Titles Division*

*Phone: (250) 952-0853*

*Facsimile: (250) 952-0331*

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s.14 ; s.22

Ken Davidson  
Invictus Consulting Inc.  
Cell: (250) 812-7040  
KenDavidson@InvictusBC.com

Please let me know if there is any way I can help, Thanks,

Shelley Mellors  
Manager, Titles Programs  
Ministry of Energy, Mines and Petroleum Resources Titles Division  
  
Phn (250) 952-0853

-----Original Message-----  
From: Jennifer; J. Bender Holdings, Inc. [mailto:s.22]  
Sent: Wednesday, March 5, 2008 11:02 AM  
To: Mellors, Shelley D EMPR:EX  
Subject: Arbitration

Hi, Shelley.

Attached please find our chronology/notes re the Noble file.

Jennifer R. Houghton  
J. Bender Holdings, Inc.  
(250) 661-4241

-----Original Message-----  
From: Jennifer; J. Bender Holdings, Inc. [mailto:s.22] ]  
Sent: January-24-08 4:54 PM  
To: 'kim.stone@gov.bc.ca'  
Subject: FW: Fair note to file

Jennifer R. Houghton  
J. Bender Holdings, Inc.  
(250) 661-4241

-----Original Message-----  
From: Jennifer; J. Bender Holdings, Inc. [mailto:s.22]  
Sent: January-24-08 4:24 PM  
To: 'KimStone@gov.bc.ca'  
Cc: 'Ken Davidson'  
Subject: Fair note to file

Kim,

We anticipate the Snosrap, et al, will proceed to arbitration. We have therefore prepared the attached Note to File and attach it for your review.

You will note in the letter that we forwarded earlier today that we have warned the Holder of our concerns, which we have now set out in the attached note.

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Jennifer

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Hi Patrick,

Just passing some information along regarding initiation of the Noble Arbitration. Kim has informed me that you will be handling this via Paul Jarman. Ken Davidson informs

s.14

s.14

conditions were met Feb 12/08. Therefore, we have another 4 weeks

to initiate arbitration. Our deadline is April 12/08.

Here is Ken's contact info:

Ken Davidson  
Invictus Consulting Inc.  
Cell: (250) 812-7040  
KenDavidson@InvictusBC.com

Please let me know if there is any way I can help, Thanks,

Shelley Mellors  
Manager, Titles Programs  
Ministry of Energy, Mines and Petroleum Resources Titles Division

Phn (250) 952-0853

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

From: Jennifer; J. Bender Holdings, Inc. [mailto:s.22]  
Sent: Wednesday, March 5, 2008 11:02 AM  
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Jennifer R. Houghton  
J. Bender Holdings, Inc.  
(250) 661-4241

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

From: Jennifer; J. Bender Holdings, Inc. [mailto:s.22]  
Sent: January-24-08 4:24 PM  
To: 'KimStone@gov.bc.ca'  
Cc: 'Ken Davidson'  
Subject: Fair note to file

Kim,

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Though it is currently in draft format and requires refinement, it clearly indicates the level of exposure the Holder will have at arbitration.

Jennifer

**Mellors, Shelley D EMPR:EX**

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**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Friday, April 4, 2008 12:18 PM  
**To:** Fischer, Debbie EMPR:EX  
**Subject:** FW: Arbitration Roster

Hi,

In addition to a phone call, written confirmation, below, from Brian Abraham on behalf of AMEBC approving the Arbitrator's Roster (I sent all 3 names,<sup>s.22</sup>  
<sup>s.22</sup> . In telephone discussion, Brian stated that<sup>s.22</sup> is the most qualified and has the most experience (in addition to having the most reasonable rate).

*Shelley Mellors  
Manager, Titles Programs  
Ministry of Energy, Mines and Petroleum Resources  
Titles Division*

*Phone: (250) 952-0853*

---

**From:** Abraham, Brian [mailto:Brian.Abraham@fmc-law.com]  
**Sent:** Friday, April 4, 2008 12:07 PM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Arbitration Roster

Hi Shelley  
The list is fine from AMEBC's perspective assuming all are still willing to act in an arbitration capacity.  
Regards Brian

**Brian Abraham**  
*Partner*  
**FRASER MILNER CASGRAIN LLP**  
*15th Floor - 1040 West Georgia Street  
Vancouver, BC V6E 4H8  
tel: (604) 443-7134  
fax: (604) 683-5214  
[brian.abraham@fmc-law.com](mailto:brian.abraham@fmc-law.com)*

THIS MESSAGE IS INTENDED ONLY FOR THE ADDRESSEE. IT MAY CONTAIN PRIVILEGED OR CONFIDENTIAL INFORMATION. ANY UNAUTHORIZED DISCLOSURE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR PLEASE NOTIFY US IMMEDIATELY SO THAT WE MAY CORRECT OUR INTERNAL RECORDS. PLEASE THEN DELETE THE ORIGINAL MESSAGE. THANK YOU.

FRASER MILNER CASGRAIN LLP is an Alberta Limited Liability Partnership.

**From:** Mellors, Shelley D EMPR:EX [mailto:Shelley.D.Mellors@gov.bc.ca]  
**Sent:** April 04, 2008 12:03 PM  
**To:** Abraham, Brian  
**Subject:** FW: Arbitration Roster

Hi Brian,  
As requested.  
Thanks,

*Shelley Mellors*  
*Manager, Titles Programs*  
*Ministry of Energy, Mines and Petroleum Resources*  
*Titles Division*

*Phone: (250) 952-0853*

---

**From:** Jonathan Buchanan [mailto:jbuchanan@amebc.ca]  
**Sent:** Tuesday, March 25, 2008 11:27 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Cc:** Brian Abraham  
**Subject:** RE: Arbitration Roster

Dear Ms. Mellors,  
Thank you for your email. Please contact Brian Abraham, an AME BC Director and Partner with Fraser Milner Casgrain LLP, at 604.443.7134 (I have also copied him on the email).

Regards,  
Jonathan

**Jonathan Buchanan**  
**Coordinator, Research & Publications**  
**Association for Mineral Exploration BC (AME BC)**  
Suite 800, 889 West Pender Street  
Vancouver, BC, Canada V6C 3B2  
P: 604.689.5271 ext. 225  
F: 604.681.2363  
[jbuchanan@amebc.ca](mailto:jbuchanan@amebc.ca)  
[www.amebc.ca](http://www.amebc.ca)

**Join us for Mineral Exploration Roundup 2009**  
**The Westin Bayshore, Vancouver**  
**January 26 to January 29, 2009**

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**From:** Mellors, Shelley D EMPR:EX [mailto:Shelley.D.Mellors@gov.bc.ca]  
**Sent:** March 18, 2008 2:34 PM  
**To:** Jonathan Buchanan  
**Subject:** Arbitration Roster

Hello,

I was given your e-mail address to ask if you are familiar with the roster held with your association and our Ministry (last list compiled in 1999) regarding a registered list of Arbitrators should one be required for one of our mineral title compensation claims for arbitration (claims due to land that the Ministry of Environment expropriated for a park).

We have an upcoming case for arbitration and I want to confirm you have the same list as us.  
Thanks if you are able to respond, and if not, would you possibly be able to direct me to someone that could address this issue?

Thank you very much,

Shelley Mellors  
Manager, Titles Programs  
Ministry of Energy, Mines and Petroleum Resources  
Titles Division

Phn (250) 952-0853

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Jennifer R. Houghton  
J. Bender Holdings, Inc.  
(250) 661-4241

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

From: Jennifer; J. Bender Holdings, Inc. [mailto:s.22]  
Sent: January-24-08 4:54 PM  
To: 'kim.stone@gov.bc.ca'  
Subject: FW: Fair note to file

]

Jennifer R. Houghton  
J. Bender Holdings, Inc.  
(250) 661-4241

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Sent: January-24-08 4:24 PM  
To: 'KimStone@gov.bc.ca'  
Cc: 'Ken Davidson'  
Subject: Fair note to file

]

Kim,

We anticipate the Snosrap, et al, will proceed to arbitration. We have therefore prepared the attached Note to File and attach it for your review.

You will note in the letter that we forwarded earlier today that we have warned the Holder of our concerns, which we have now set out in the attached note.

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Jennifer

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Please let me know if there is anything else you need prior to sending this information to Paul Jarman for review.

Debbie:

Just a head's up that there is a chance that the Division will be required to pay for the Arbitration. Something to keep in mind for next fiscal.

Thanks.

Kim Stone  
Manager, Mineral Titles Registry  
Mineral Titles Branch  
Titles and Offshore Division  
ph: 250-952-0567  
fax: 250-952-0541  
kim.stone@gov.bc.ca

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

From: Jennifer; J. Bender Holdings, Inc. [mailto:js.22 ]  
Sent: February-20-08 4:24 PM  
To: 'KimStone@gov.bc.ca'  
Cc: 'Ken Davidson'  
Subject: Fair note to file

Kim,

We anticipate the Snosrap, et al, will proceed to arbitration. We have therefore prepared the attached Note to File and attach it for your review.

You will note in the letter that we forwarded earlier today that we have warned the Holder of our concerns, which we have now set out in the attached note.

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<< File: Fair note to file.doc >>

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(250) 661-4241

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

From: Mellors, Shelley D EMPR:EX  
Sent: Thursday, March 13, 2008 4:09 PM  
To: O'Rourke, Patrick EMPR:EX  
Cc: Fischer, Debbie EMPR:EX; Stone, Kim EMPR:EX  
Subject: Helen Fair (Noble) Arbitration

Hi Patrick,

Just passing some information along regarding initiation of the Noble Arbitration. Kim has informed me that you will be handling this via Paul Jarman. Ken Davidson informs s.14

s.14

s.14

s.14

, conditions were met Feb 12/08.

Therefore, we have another 4 weeks to initiate arbitration. Our deadline is April 12/08.

Here is Ken's contact info:

Ken Davidson  
Invictus Consulting Inc.  
Cell: (250) 812-7040  
KenDavidson@InvictusBC.com

Please let me know if there is any way I can help, Thanks,

Shelley Mellors  
Manager, Titles Programs  
Ministry of Energy, Mines and Petroleum Resources Titles Division

Phn (250) 952-0853

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

From: Jennifer; J. Bender Holdings, Inc. [mailto:s.22]  
Sent: Wednesday, March 5, 2008 11:02 AM  
To: Mellors, Shelley D EMPR:EX  
Subject: Arbitration

Hi, Shelley.

Attached please find our chronology/notes re the Noble file.

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J. Bender Holdings, Inc.  
(250) 661-4241

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Sent: January-24-08 4:54 PM  
To: 'kim.stone@gov.bc.ca'  
Subject: FW: Fair note to file

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thanks

Debbie Fischer  
Director, Compliance and Administration  
Ministry of Energy, Mines and Petroleum Resources  
Titles Division  
(250) 952-0336

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Please let me know if there is any way I can help, Thanks,

Shelley Mellors  
Manager, Titles Programs  
Ministry of Energy, Mines and Petroleum Resources Titles Division

Phn (250) 952-0853

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

From: Jennifer; J. Bender Holdings, Inc. [mailto:s.22]  
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To: Mellors, Shelley D EMPR:EX  
Subject: Arbitration

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J. Bender Holdings, Inc.  
(250) 661-4241

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Sent: January-24-08 4:54 PM  
To: 'kim.stone@gov.bc.ca'  
Subject: FW: Fair note to file

Jennifer R. Houghton  
J. Bender Holdings, Inc.  
(250) 661-4241

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

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Sent: January-24-08 4:24 PM  
To: 'KimStone@gov.bc.ca'  
Cc: 'Ken Davidson'  
Subject: Fair note to file

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I will update you as things progress but do expect s.22

Debbie Fischer  
Director, Compliance and Administration  
Ministry of Energy, Mines and Petroleum Resources  
Titles Division  
(250) 952-0336

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**From:** Callbeck, Doug ECDV:EX  
**Sent:** Wednesday, April 9, 2008 11:43 AM  
**To:** Fischer, Debbie EMPR:EX  
**Subject:** RE: Direct award - Mineral Compensation Arbitrator

approved

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**From:** Fischer, Debbie EMPR:EX  
**Sent:** Wednesday, April 9, 2008 9:23 AM  
**To:** Callbeck, Doug ECDV:EX  
**Subject:** Direct award - Mineral Compensation Arbitrator

Hi Doug.

The ministry requires a contractor to provide arbitration service with respect to the resolution of a compensation dispute. We have 3 pre qualified vendors and the BC Mining Association has recommended s.22

In order to meet the legislated deadline, **we must appoint someone by April 12, 2008**, which is Saturday. The direct award will not exceed \$7,000 with a start date of April 11, 2008. Patrick has signed the contract approval form and I now require your signature.

Please let me know when you have a moment to discuss and/or sign off.

thanks

Debbie Fischer  
Director, Compliance and Administration  
Ministry of Energy, Mines and Petroleum Resources  
Titles Division  
(250) 952-0336

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## Mellors, Shelley D EMPR:EX

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**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Wednesday, September 3, 2008 11:12 AM  
**To:** 'Ken';s.22  
**Subject:** RE: Final Compensation for Expropriated Mineral Claims  
**Attachments:** Monroe Invoice.pdf

Hi Helen and Glen,

Per Ken's note below, please find attached for your reference, a scan copy of the Arbitrator's invoice. Claim Transfer Forms to follow.

Thanks,

**Shelley Mellors**

*Manager, Titles Programs*

*Compliance and Administration Branch, Titles Division*

*Ministry of Energy, Mines and Petroleum Resources*

*Phn: (250) 952-0853 Fax: (250) 952-0331*

---

**From:** Ken [mailto:s.22]  
**Sent:** Wednesday, September 3, 2008 9:45 AM  
**To:** s.22  
**Cc:** Mellors, Shelley D EMPR:EX  
**Subject:** Final Compensation for Expropriated Mineral Claims

Good morning Helen and Glen

I believe you have been notified that the arbitrator has accepted the final offer of the Province - \$8,250.

Under the terms of our Framework Agreement, the unsuccessful party at arbitration pays the cost of the arbitrator. The arbitrator has presented the Ministry with his bill in the amount of \$3,249.53. Shelley Mellors of the Ministry will provide you with a copy of that invoice shortly.

The net compensation payable is accordingly \$5,000.47, being \$8,250.00 less \$3,249.53.

The net compensation payable is increased by the amount of any taxes paid on the expropriated claims, post the date of expropriation. Ministry records confirm that \$70.58 is due to you as a refund of taxes. Would you please verify that this amount agrees with your records.

The Framework Agreement requires that you execute a Form C, which is a Land Titles Office form having the effect of formally moving the expropriated claims into the name of the Province. Shelley Mellors is in the process of preparing this form for you. You should expect to receive the Form C by mail in about two weeks. The Ministry will process a cheque for the net compensation amount and the confirmed refund of taxes, once you return the signed Form C and it is filed with the Land Titles Office.

Thank you for your cooperation in this matter,

Ken Davidson  
Provincial Negotiator

**Mellors, Shelley D EMPR:EX**

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**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Wednesday, January 21, 2009 3:10 PM  
**To:** Colins, Dhorea SBR:EX  
**Subject:** Tax inquiry request Noble et al claims

Hi Dhorea,

Another settlement and process in place for return of titles to crown.  
When complete, I'll need to pay out taxes owing to the following set of claims.

**Mining Rights Compensation Arbitration Settlement**  
**Mineral title holders: Noble ET AL represented by Helen Fair**  
**Properties: Snosrap, Lake Side and Geiler (Crown Granted 2 Post claims Numbers 1501, 1502 and 1369)**

Could you please advise of remaining tax owing on these claims?

Thanks!,

*Shelley Mellors*

*Manager, Titles Programs*

Compliance and Administration Branch, Titles Division

Ministry of Energy, Mines and Petroleum Resources

Phn: (250) 952-0853 Fax: (250) 952-0331

**Mellors, Shelley D EMPR:EX**

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**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Thursday, May 7, 2009 10:47 AM  
**To:** s.22  
**Subject:** Compensation for Expropriated Mineral Claims

Hello Helen and Glen,

Just checking in with you to ensure you received the Land Titles Office forms for "Geiler", "Snosrap" and "Lakeside" I sent to you for completion a month ago.

Please let me know if you are in receipt of the documents, the status of completion and if I can assist you in any way.

Thanks,

*Shelley Mellors*

*Manager, Titles Programs*

6th Floor, 1810 Blanshard St

Ministry of Energy, Mines and Petroleum Resources

Phn: (250) 952-0853 Fax: (250) 952-0331



## Mellors, Shelley D EMPR:EX

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**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Thursday, May 7, 2009 11:34 AM  
**To:** s.22  
**Subject:** Processing of your Mineral Claim Compensation Settlement

s.22

Please send me an e-mail or call me if you have any questions or I may assist you further in any way.  
Thanks,

*Shelley Mellors*

*Manager, Titles Programs*

6th Floor, 1810 Blanshard St

Ministry of Energy, Mines and Petroleum Resources

Phn: (250) 952-0853 Fax: (250) 952-0331

**Mellors, Shelley D EMPR:EX**

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Tuesday, August 4, 2009 1:20 PM  
**To:** s.22  
**Subject:** RE: Processing of your Mineral Claim Compensation Settlement

Hi Helen,

It's been a while, therefore, I am checking in to see how your paper work hunt is coming along.  
Please let me know if I can assist you further.

*Shelley Mellors*  
*Manager, Titles Programs*  
6th Floor, 1810 Blanshard St  
Ministry of Energy, Mines and Petroleum Resources  
Phn: (250) 952-0853 Fax: (250) 952-0331

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Thursday, May 7, 2009 11:34 AM  
**To:** s.22  
**Subject:** Processing of your Mineral Claim Compensation Settlement

s.22

Please send me an e-mail or call me if you have any questions or I may assist you further in any way.  
Thanks,

*Shelley Mellors*

*Manager, Titles Programs*

6th Floor, 1810 Blanshard St

Ministry of Energy, Mines and Petroleum Resources

**Phn:** (250) 952-0853    **Fax:** (250) 952-0331

## **Mellors, Shelley D EMPR:EX**

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Wednesday, August 19, 2009 10:44 AM  
**To:** s.22  
**Subject:** Status Request Title Transfer Procedures

Hi Helen,

Hope all is well.

Could you please let me know how the processing is going for you?

Thanks,  
Shelley

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Thursday, May 7, 2009 11:34 AM  
**To:** s.22  
**Subject:** Processing of your Mineral Claim Compensation Settlement

s.22

Please send me an e-mail or call me if you have any questions or I may assist you further in any way.  
Thanks,

*Shelley Mellors*  
*Manager, Titles Programs*

6th Floor, 1810 Blanshard St  
Ministry of Energy, Mines and Petroleum Resources  
**Phn:** (250) 952-0853    **Fax:** (250) 952-0331

## Mellors, Shelley D EMPR:EX

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Tuesday, August 25, 2009 11:50 AM  
**To:** Johnston, Maureen LTSA:EX  
**Subject:** RE: Ito Noble transfer

Hi Maureen,

Unfortunately, after having a look, the Expropriation Act cannot help us.

### Application

2 (3) (3.1) After the coming into force of this subsection, this Act does not apply to an expropriation under section 11 (2) of the *Park Act* of an interest in land in the form of

- (a) rights under a lease, as defined in the *Mineral Tenure Act*, of the recorded holder of the lease,
- (b) rights under a lease, as defined in the *Coal Act*, of the lessee, or
- (c) rights under a Crown granted 2 post claim of its owner.

Since this is an expropriation under the Park Act, under the Mineral Tenure Act.

Is there any other way under your legislation?

Shelley

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Tuesday, August 25, 2009 8:44 AM  
**To:** Johnston, Maureen LTSA:EX  
**Subject:** Ito transfer

Hello Maureen,

This note regards a settlement under the Mining Rights Compensation Program, Ministry of Energy, Mines and Petroleum Resources. The program manages settlements for mineral titles that are expropriated in the creation of a Provincial Park.

One year ago, the Province reached a negotiated settlement with the Noble family who are the registered owners of the following Crown granted mineral claims:

Lot 1369, Geiler, Sayward District  
Lot 1501, Snosrap, Sayward District

It has been a long year without much cooperation from the title holders.

356-5319

*Shelley Mellors*

*Manager, Titles Programs*

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Phn: (250) 952-0853 Fax: (250) 952-0331

**Mellors, Shelley D EMPR:EX**

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Monday, September 14, 2009 9:30 AM  
**To:** s.22  
**Subject:** title transfer for Mining Rights Compensation Program

Hi Helen,

I just wanted to check in and let you know I am working to find an alternate route to transfer your titles (Lot 1501, 1502 & 1369) back to crown.  
s.22

I will advise you as soon as I am successful. I suspect from my conversation with the Registrar, this will take some time.

Regards,

*Shelley Mellors*  
*Manager, Titles Programs*  
6th Floor, 1810 Blanshard St  
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## **Mellors, Shelley D EMPR:EX**

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**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Tuesday, September 15, 2009 3:34 PM  
**To:** Karpati, Julius LTSA:EX  
**Subject:** Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hi Julius,

I have more information based on our recent conversation regarding the Form 17 alternative to the Form C transfer of subject crown Lots 1369, 1501, 1502 (Noble et al).

Starting with the legislation to give government the power to acquire a mineral right under a Crown Grant.....

### **PARK ACT**

#### **[RSBC 1996] CHAPTER 344**

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#### **Minister's power to acquire land**

11 (1) For the purpose of establishing or enlarging any park, conservancy or recreation area, the minister, on behalf of the government, with the approval of the Lieutenant Governor in Council, may do one or more of the following:

(2) For the purpose of establishing or enlarging a park, conservancy or recreation area, the minister may expropriate

(d) rights under a Crown granted 2 post claim of its owner, as defined in the *Mineral Tenure Act*,

*FYI, my office comes in under this part of the Park Act here.....*

(2.2) The holder of a right expropriated under subsection (2) is entitled to compensation

(a) in relation to a right referred to in subsection (2) (b), (c) or (d), in accordance with section 17.1 of the *Mineral Tenure Act*,

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And I have a signed agreement between the Province and Noble et al with signatures from ***all*** title holders of the subject lots agreeing to surrender the lots according to the Park Act, Section 11 and to negotiate compensation according to Mineral Tenure Act 17.1: [http://www.bclaws.ca/Recon/document/freeside/--%20m%20--/mineral%20tenure%20act%20%20rsbc%201996%20%20c.%20292/00\\_96292\\_01.xml#FOUND-NOTHING](http://www.bclaws.ca/Recon/document/freeside/--%20m%20--/mineral%20tenure%20act%20%20rsbc%201996%20%20c.%20292/00_96292_01.xml#FOUND-NOTHING).

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**To:** Karpati, Julius LTSA:EX  
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Did you have a chance yet to speak to the head Registrar regarding an alternate transfer process as you advised?

Regards,

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## **Mellors, Shelley D EMPR:EX**

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Tuesday, November 3, 2009 2:09 PM  
**To:** Johnston, Maureen LTSA:EX  
**Subject:** FW: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hi Maureen,

I am still trying to transfer the subject lots back to Crown.

I tried talking to Julius oneday when I couldn't get a hold of you and he asked for the info below regarding what our authority to expropriate was.

You previously mentioned the Expropriation Act. Unfortunately, our program is exempt from this Act.

Are you able to take this up with the Registrar for direction?

I am uncertain how to proceed.  
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Please advise,  
Thanks,

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**From:** Karpati, Julius LTSA:EX  
**Sent:** Tuesday, November 3, 2009 9:24 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Shelley,

I mentioned it to the Deputy Registrar and she informed me that she already had your e-mail.

Julius Karpati  
Team Lead, Examiner of Title  
Land Title Division  
Land Title and Survey Authority of British Columbia  
Mailing address: PO Box 9255, Victoria, BC, V8W 9J3

Street address: 850 Burdett Ave. Victoria, BC V8Z 1B4  
Telephone: (250) 356-7573 Fax: (250) 356-6060  
E-mail: Julius.Karpati@ltsa.ca  
Website: http://www.ltsa.ca

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Regards,

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**Phn:** (250) 952-0853    **Fax:** (250) 952-0331

**Mellors, Shelley D EMPR:EX**

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Friday, November 6, 2009 2:04 PM  
**To:** s.22  
**Subject:** Mining Rights Compensation Program Settlement

s.22

Please advise. I will follow-up by phone call.

Regards,

*Shelley Mellors*  
*Manager, Titles Programs*  
6th Floor, 1810 Blanshard St  
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## Mellors, Shelley D EMPR:EX

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**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Friday, November 6, 2009 2:06 PM  
**To:** Johnston, Maureen LTSA:EX  
**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Thanks Maureen. s.22  
Shelley

---

**From:** Johnston, Maureen LTSA:EX  
**Sent:** Friday, November 6, 2009 11:50 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Cc:** Karpati, Julius LTSA:EX  
**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hello Shelley,  
s.14; s.22

### Maureen Johnston

Deputy Registrar  
Land Title Division  
Land Title and Survey Authority of British Columbia  
Mailing address: PO Box 9255, Victoria, BC, V8W 9J3  
Street Address: 850 Burdett Avenue, Victoria, BC, V8Z 1B4  
T: 250-356-5319 | F: 250-356-6060 | [Maureen.Johnston@ltsa.ca](mailto:Maureen.Johnston@ltsa.ca) | [www.ltsa.ca](http://www.ltsa.ca)

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**Mellors, Shelley D EMPR:EX**

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**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Friday, December 4, 2009 1:00 PM  
**To:** s.22  
**Subject:** RE: Mining Rights Compensation Program Settlement

s.22

With my regards,

*Shelley Mellors*  
*Manager, Titles Programs*  
6th Floor, 1810 Blanshard St  
Ministry of Energy, Mines and Petroleum Resources  
Phn: (250) 952-0853 Fax: (250) 952-0331

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Friday, November 6, 2009 2:04 PM  
**To:** 's.22'  
**Subject:** Mining Rights Compensation Program Settlement

Hi Helen,

**Re: Payment of your Compensation Settlement and Transfer of ownership Lots 1369, 1501, 1502**



It's been a while since we last spoke. I have explored all possible avenues to assist you in transferring your title.

I have now confirmed with the Victoria Land Title Office the easiest way for us to have your title transferred.

s.22

Please advise. I will follow-up by phone call.

Regards,

*Shelley Mellors*

*Manager, Titles Programs*

6th Floor, 1810 Blanshard St

Ministry of Energy, Mines and Petroleum Resources

Phn: (250) 952-0853 Fax: (250) 952-0331

## **Mellors, Shelley D EMPR:EX**

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Friday, December 4, 2009 3:32 PM  
**To:** Johnston, Maureen LTSA:EX  
**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hi Maureen,

Please let me know your opinion of the following in my ongoing attempt to dissolve the subject mineral tenure lots.

The Mineral Tenure Act S. 26, advises that a Crown Grant that is surrendered to the Government, or otherwise acquired by the government (both of which I can provide documentation of), may be disposed of by regulation.

Disposal: Section 18 (5), the Chief God Commissioner must serve notice of the cancellation of a claim on the recorded holder and register the cancellation in the registry.

(the client may appeal, but this will not happen, we already have confirmation in writing that all holders agree to surrender this property to the Crown.)

Please advise under this legislation, what the steps would be on your end.

Thanks,  
Shelley

---

**From:** Johnston, Maureen LTSA:EX  
**Sent:** Friday, November 6, 2009 11:50 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Cc:** Karpati, Julius LTSA:EX  
**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hello Shelley,  
s.14; s.22

### **Maureen Johnston**

Deputy Registrar  
Land Title Division  
Land Title and Survey Authority of British Columbia  
Mailing address: PO Box 9255, Victoria, BC, V8W 9J3  
Street Address: 850 Burdett Avenue, Victoria, BC, V8Z 1B4  
T: 250-356-5319 | F: 250-356-6060 | [Maureen.Johnston@ltsa.ca](mailto:Maureen.Johnston@ltsa.ca) | [www.ltsa.ca](http://www.ltsa.ca)

This communication and all attachments are intended only for the addressee and are confidential. If you receive this communication in error, please delete it and notify me immediately. Thank you.

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** November 3, 2009 2:09 PM  
**To:** Johnston, Maureen LTSA:EX  
**Subject:** FW: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hi Maureen,

I am still trying to transfer the subject lots back to Crown.

I tried talking to Julius oneday when I couldn't get a hold of you and he asked for the info below regarding what our authority to expropriate was.

You previously mentioned the Expropriation Act. Unfortunately, our program is exempt from this Act.

Are you able to take this up with the Registrar for direction?

I am uncertain how to proceed.  
s.22

Please advise,  
Thanks,

*Shelley Mellors*  
*Manager, Titles Programs*  
6th Floor, 1810 Blanshard St  
Ministry of Energy, Mines and Petroleum Resources  
Phn: (250) 952-0853 Fax: (250) 952-0331

---

**From:** Karpati, Julius LTSA:EX  
**Sent:** Tuesday, November 3, 2009 9:24 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Shelley,

I mentioned it to the Deputy Registrar and she informed me that she already had your e-mail.

Julius Karpati  
Team Lead, Examiner of Title  
Land Title Division  
Land Title and Survey Authority of British Columbia  
Mailing address: PO Box 9255, Victoria, BC, V8W 9J3  
Street address: 850 Burdett Ave, Victoria, BC V8Z 1B4  
Telephone: (250) 356-7573 Fax: (250) 356-6060  
E-mail: Julius.Karpati@ltsa.ca  
Website: <http://www.ltsa.ca>

This communication and all attachments are intended only for the addressee and are confidential. If you receive this communication in error, please delete it and notify me immediately. Thank you.

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** November 3, 2009 8:50 AM  
**To:** Karpati, Julius LTSA:EX  
**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hi Julius,

Just wondering regarding the status of this file. The subject lots are a transfer case s.22

Did you have a chance yet to speak to the head Registrar regarding an alternate transfer process as you advised?

Regards,

*Shelley Mellors*  
*Manager, Titles Programs*  
6th Floor, 1810 Blanshard St  
Ministry of Energy, Mines and Petroleum Resources  
Phn: (250) 952-0853 Fax: (250) 952-0331

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Tuesday, September 15, 2009 3:34 PM  
**To:** Karpati, Julius LTSA:EX  
**Subject:** Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hi Julius,

I have more information based on our recent conversation regarding the Form 17 alternative to the Form C transfer of subject crown Lots 1369, 1501, 1502 (Noble et al).

Starting with the legislation to give government the power to acquire a mineral right under a Crown Grant.....

## **PARK ACT**

### **[RSBC 1996] CHAPTER 344**

[http://www.bclaws.ca/Recon/document/freeside/--%20P%20--/17\\_Park%20Act%20%20RSBC%201996%20%20c.%20344/00\\_96344\\_01.xml#section11](http://www.bclaws.ca/Recon/document/freeside/--%20P%20--/17_Park%20Act%20%20RSBC%201996%20%20c.%20344/00_96344_01.xml#section11)  
**Minister's power to acquire land**

- 11 (1) For the purpose of establishing or enlarging any park, conservancy or recreation area, the minister, on behalf of the government, with the approval of the Lieutenant Governor in Council, may do one or more of the following:

(2) For the purpose of establishing or enlarging a park, conservancy or recreation area, the minister may expropriate

(d) rights under a Crown granted 2 post claim of its owner, as defined in the *Mineral Tenure Act*,

*FYI, my office comes in under this part of the Park Act here.....*

(2.2) The holder of a right expropriated under subsection (2) is entitled to compensation

(a) in relation to a right referred to in subsection (2) (b), (c) or (d), in accordance with section 17.1 of the *Mineral Tenure Act*,

*Mineral Tenure Act*

**MINERAL TENURE ACT REGULATION**

[includes amendments up to B.C. Reg. 78/2008, June 2, 2008]

[http://www.bclaws.ca/Recon/document/freeside/--%20M%20--/Mineral%20Tenure%20Act%20%20RSBC%201996%20%20c.%20292/05\\_Regulations/11\\_529\\_2004.xml](http://www.bclaws.ca/Recon/document/freeside/--%20M%20--/Mineral%20Tenure%20Act%20%20RSBC%201996%20%20c.%20292/05_Regulations/11_529_2004.xml)

*Contents*

1 Definitions

**"Crown granted 2 post claim"** means a mineral title that was issued under a former Act and subsequently converted to a Crown grant; 4

Here is legislative consent for the Ministry to take the lots:

[http://www.leg.bc.ca/36th5th/1st\\_read/gov15-1.htm](http://www.leg.bc.ca/36th5th/1st_read/gov15-1.htm)

Under schedule C (232) : [http://www.leg.bc.ca/36th5th/1st\\_read/gov15-1c.htm#232](http://www.leg.bc.ca/36th5th/1st_read/gov15-1c.htm#232)

And I have a signed agreement between the Province and Noble et al with signatures from **all** title holders of the subject lots agreeing to surrender the lots according to the Park Act, Section 11 and to negotiate compensation according to Mineral Tenure Act 17.1: [http://www.bclaws.ca/Recon/document/freeside/--%20m%20--/mineral%20tenure%20act%20%20rsbc%201996%20%20c.%20292/00\\_96292\\_01.xml#FOUND-NOTHING](http://www.bclaws.ca/Recon/document/freeside/--%20m%20--/mineral%20tenure%20act%20%20rsbc%201996%20%20c.%20292/00_96292_01.xml#FOUND-NOTHING).

Please advise if this information satisfies your proof of entitlement required for doing a FORM 17 to transfer the lots back to Crown.

I also happy to drop you a visit for a review of the documents on this file.

Thanks for your assistance,

***Shelley Mellors***

***Manager, Titles Programs***

6th Floor, 1810 Blanshard St

Ministry of Energy, Mines and Petroleum Resources

**Phn:** (250) 952-0853    **Fax:** (250) 952-0331



## Mellors, Shelley D EMPR:EX

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**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Monday, December 7, 2009 7:42 AM  
**To:** 'hfair'  
**Subject:** RE: Mining Rights Compensation Program Settlement

Hi Helen,

Thank you for your response. I have your complete file.

While the agreement that Ken had you and the others sign officially declares your title Crown ownership, registering that fact with the Land Titles Office is another story.

I will figure this out however. I will keep you posted.

Regards,

Shelley

---

**From:** hfair [mailto:s.22]  
**Sent:** Saturday, December 5, 2009 3:06 PM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** Re: Mining Rights Compensation Program Settlement

Shelly, Ken Davidson has all the information on these claims that you need. If you would like a meeting with Glen and myself, we will be in Victoria in January. Helen

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

**From:** Mellors, Shelley D EMPR:EX  
**To:** s.22  
**Sent:** Friday, December 04, 2009 1:00 PM  
**Subject:** RE: Mining Rights Compensation Program Settlement

Helen,

I just left you a phone message advising I would follow-up by e-mail.

I haven't heard back from you regarding my previous message (below) and haven't been able to reach you by phone.

s.22

With my regards,

*Shelley Mellors*

*Manager, Titles Programs*

6th Floor, 1810 Blanshard St

Ministry of Energy, Mines and Petroleum Resources

Phn: (250) 952-0853 Fax: (250) 952-0331

---

**From:** Mellors, Shelley D EMPR:EX

**Sent:** Friday, November 6, 2009 2:04 PM

**To:** s.22

**Subject:** Mining Rights Compensation Program Settlement

Hi Helen,

**Re: Payment of your Compensation Settlement and Transfer of ownership Lots 1369, 1501, 1502**

It's been a while since we last spoke. I have explored all possible avenues to assist you in transferring your title.

I have now confirmed with the Victoria Land Title Office the easiest way for us to have your title transferred.

Please advise. I will follow-up by phone call.

Regards,

*Shelley Mellors*

*Manager, Titles Programs*

6th Floor, 1810 Blanshard St

Ministry of Energy, Mines and Petroleum Resources

Phn: (250) 952-0853 Fax: (250) 952-0331

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No virus found in this incoming message.

Checked by AVG - [www.avg.com](http://www.avg.com)

Version: 8.5.426 / Virus Databasc: 270.14.94/2545 - Release Date: 12/04/09 19:34:00

## **Mellors, Shelley D EMPR:EX**

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**From:** Ken Davidson [kendavidson@invictusbc.com]  
**Sent:** Monday, April 7, 2008 4:12 PM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Arbitration - Noble

There is no track record on doing these things.

I would estimate:

2 hours for logistics  
8 hours to review materials (and he would have trouble getting to this number unless we are asked for more)  
2 hours local travel in Vancouver, given the mtg is held downtown.  
4 hours for a half day hearing with witnesses....there really isn't much to say/ask  
2 hours deliberation  
2 hours draft report....simple report to recap positions and evidence, and choice of position.

20 hours or 2.5 days total

Could double review time, adding a second day, if he asks for our whole file.  
Could add 4 hours to fly to Campbell River and back, if he chooses not to meet in Vancouver.

**Ken Davidson**  
**Invictus Consulting Inc.**  
Cell: (250) 812-7040  
[KenDavidson@InvictusBC.com](mailto:KenDavidson@InvictusBC.com)

---

**From:** Mellors, Shelley D EMPR:EX [mailto:Shelley.D.Mellors@gov.bc.ca]  
**Sent:** April-07-08 4:05 PM  
**To:** Ken Davidson  
**Subject:** Arbitration - Noble

Hi Ken,  
Just one more thing, if I may seek your expertise again,

What in your estimation would you consider the amount of days/hours the Arbitrator would require to complete the arbitration process?

There isn't an overly extensive amount of information, correct?

Thanks!,

*Shelley Mellors*  
*Manager, Titles Programs*  
*Ministry of Energy, Mines and Petroleum Resources*  
*Titles Division*

*Phone: (250) 952-0853*

## Mellors, Shelley D EMPR:EX

---

**From:** Ken Davidson [kendavidson@invictusbc.com]  
**Sent:** Wednesday, May 7, 2008 8:51 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Arbitration Process

To complete your file

**Ken Davidson**  
**Invictus Consulting Inc.**  
Cell: (250) 812-7040  
[KenDavidson@InvictusBC.com](mailto:KenDavidson@InvictusBC.com)

---

**From:** Helen & Glen Fair [mailto:[s.22](mailto:s.22)]  
**Sent:** April-25-08 8:57 PM  
**To:** Ken Davidson  
**Subject:** Re: Arbitration Process

Hi Ken We received your E-mail April 25/08 , and approve of a 30 day extension.

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

**From:** [Ken Davidson](#)  
**To:** 'Helen & Glen Fair'  
**Cc:** 'Jennifer; J. Bender Holdings, Inc.'  
**Sent:** Thursday, April 24, 2008 3:24 PM  
**Subject:** Arbitration Process

Hi Helen

Ministry is making progress on the Arbitration. I understand they have confirmed their roster of Arbitrators, have selected the Arbitrator (from the top of the list), and are finalizing the contract to hire the Arbitrator on behalf of the Holder and the province. You should be hearing from the arbitrator within a few days.

As you are the first file that has gone to Arbitration, it has taken a little while to set up the process so we can start. I think we are going to be a couple of days beyond the time allowed in our Agreement by the time you actually hear from the Arbitrator.

To clean up this last loose end before we start, could I ask you to please respond to this note confirming your approval of a 30 day extension to the time permitted to engage the arbitrator.

**Ken Davidson**  
**Invictus Consulting Inc.**  
Cell: (250) 812-7040  
[KenDavidson@InvictusBC.com](mailto:KenDavidson@InvictusBC.com)

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s.14 ; s.22

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Withheld pursuant to/removed as

s.14 ; s.22

>  
> Glen and Helen Fair (s.22 )  
>  
>

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s.14 ; s.22

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Withheld pursuant to/removed as

s.14

## **Mellors, Shelley D EMPR:EX**

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**From:** Ken [s.22 ]  
**Sent:** Wednesday, September 3, 2008 9:45 AM  
**To:** s.22  
**Cc:** Mellors, Shelley D EMPR:EX  
**Subject:** Final Compensation for Expropriated Mineral Claims

Good morning Helen and Glen

I believe you have been notified that the arbitrator has accepted the final offer of the Province - \$8,250.

Under the terms of our Framework Agreement, the unsuccessful party at arbitration pays the cost of the arbitrator. The arbitrator has presented the Ministry with his bill in the amount of \$3,249.53. Shelley Mellors of the Ministry will provide you with a copy of that invoice shortly.

The net compensation payable is accordingly \$5,000.47, being \$8,250.00 less \$3,249.53.

The net compensation payable is increased by the amount of any taxes paid on the expropriated claims, post the date of expropriation. Ministry records confirm that \$70.58 is due to you as a refund of taxes. Would you please verify that this amount agrees with your records.

The Framework Agreement requires that you execute a Form C, which is a Land Titles Office form having the effect of formally moving the expropriated claims into the name of the Province. Shelley Mellors is in the process of preparing this form for you. You should expect to receive the Form C by mail in about two weeks. The Ministry will process a cheque for the net compensation amount and the confirmed refund of taxes, once you return the signed Form C and it is filed with the Land Titles Office.

Thank you for your cooperation in this matter,

Ken Davidson  
Provincial Negotiator

## Mellors, Shelley D EMPR:EX

---

**From:** Ken [s.22]  
**Sent:** Monday, September 8, 2008 9:09 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** FW: Final Compensation for Expropriated Mineral Claims

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

**Categories:** Urgent

Hi Shelley

Can you please have our calculation reviewed.

We should be refunding all taxes paid on the three expropriated claims, since the date of expropriation. I'm not sure as to the exact date of but 1996, as suggested by Helen Fair sounds reasonable. Can you provide the exact date to the person who will be verifying the calculation?

Thanks, ken

---

**From:** Helen & Glen Fair [mailto:s.22]  
**Sent:** September-05-08 8:41 PM  
**To:** Ken  
**Subject:** Re: Final Compensation for Expropriated Mineral Claims

s.22

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

**From:** Ken  
**To:** s.22  
**Cc:** 'Mellors, Shelley D EMPR:EX'  
**Sent:** Wednesday, September 03, 2008 9:45 AM  
**Subject:** Final Compensation for Expropriated Mineral Claims

Good morning Helen and Glen

I believe you have been notified that the arbitrator has accepted the final offer of the Province - \$8,250.

Under the terms of our Framework Agreement, the unsuccessful party at arbitration pays the cost of the arbitrator. The arbitrator has presented the Ministry with his bill in the amount of \$3,249.53. Shelley Mellors of the Ministry will provide you with a copy of that invoice shortly.

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The Framework Agreement requires that you execute a Form C, which is a Land Titles Office form having the effect of formally moving the expropriated claims into the name of the Province. Shelley Mellors is in the process of preparing this form for you. You should expect to receive the Form C by mail in about two weeks. The Ministry will process a cheque for the net compensation amount and the confirmed refund of taxes, once you return the signed Form C and it is filed with the Land Titles Office.

Thank you for your cooperation in this matter,

Ken Davidson  
Provincial Negotiator

## Mellors, Shelley D EMPR:EX

---

**From:** Kens.22  
**Sent:** Thursday, September 25, 2008 9:53 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: tax refund: Snosrap, Lake Side and Geiler (Crown Granted 2 Post claims Numbers 1501, 1502 and 1369)

I sent this on in an email to the Fairs.

We are within a few dollars of their calculation, and I think your calculation is based on the correct logic, so I don't plan on spending any more time to reach "consensus". We've given them the answer.

Do we have the Form C's back? If so, I think you should just cut and send the cheque.

ken

---

**From:** Mellors, Shelley D EMPR:EX [mailto:Shelley.D.Mellors@gov.bc.ca]  
**Sent:** September-25-08 9:10 AM  
**To:** Ken  
**Subject:** FYI: tax refund: Snosrap, Lake Side and Geiler (Crown Granted 2 Post claims Numbers 1501, 1502 and 1369)

Hi Ken,

Actually, the formula is (total of the 3 lots hectares (56.46ha)X \$1.25 X the number of years.  
Which for the 3 lots was correct at 70.58, but with a further multiplication x 12 (for years).  
Therefore, the tax refund is \$846.96.

Shelley

## **Mellors, Shelley D EMPR:EX**

---

**From:** Ken s.22  
**Sent:** Thursday, October 30, 2008 9:34 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Cc:** Fischer, Debbie EMPR:EX  
**Subject:** Pre-1999 Compensation Files

Hi Shelley

Following up on our meeting with Debbie yesterday, my records indicate that Fair/Noble is the last open file for an expropriation that occurred prior to the enactment of the Mining Rights Compensation Regulation.

I believe my work on the Fair/Noble file is complete. The file has been through arbitration with a decision in favour of the Province, confirming the settlement amount will be the amount we offered, \$8,250.00. Costs for the arbitrator (previously paid by the Ministry in the amount of \$3,249.53) will be recovered from the holder. The net compensation amount will be  $\$8,250.00 - \$3,249.53 + \$846.96 = \$5847.43$ , where the \$846.96 is the refund of taxes paid by the holder since expropriation.

There should be no further negotiation costs (for me), no further evaluation report costs (for Bill), and no further compensation costs for settlement amounts pertaining to Pre-1999 files.

At this point, I think there are only two administrative actions left on the Fair/Nobel file:

- You provided the LTO with a draft Form C for its acceptance. You need to follow for its return
- Following approval of the Form C, you will need to arrange for signatures from the holders, at which point the final settlement cheque can be issued.

Please confirm your records agree with mine.

Thanks, ken

## **Mellors, Shelley D EMPR:EX**

---

**From:** Ken [S.22]  
**Sent:** Thursday, October 30, 2008 9:49 AM  
**To:** Fischer, Debbie EMPR:EX; Mellors, Shelley D EMPR:EX  
**Subject:** RE: Pre-1999 Compensation Files

Thank could well be.

I started with Rock as one of the first 4 claims I was dealing with right at the start of the program. Rock would not enter into the Framework Dispute Resolution Agreement, preferring to litigate. My file was closed and moved to MAG...from my perspective, its closed, but it unfortunately sound "live" to you.

---

**From:** Fischer, Debbie EMPR:EX [mailto:Debbie.Fischer@gov.bc.ca]  
**Sent:** October-30-08 9:44 AM  
**To:** Ken; Mellors, Shelley D EMPR:EX  
**Subject:** RE: Pre-1999 Compensation Files

Thanks Ken. The information Shelley has provided indicates the Goat Range, Rock Resources file is also outstanding and is scheduled for trail in January with an estimated settlement of \$100K. Does this information agree with your records??

Debbie Fischer  
Director, Compliance and Administration  
Ministry of Energy, Mines and Petroleum Resources  
Titles Division  
(250) 952-0336

---

**From:** Ken [mailto:S.22]  
**Sent:** Thursday, October 30, 2008 9:34 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Cc:** Fischer, Debbie EMPR:EX  
**Subject:** Pre-1999 Compensation Files

Hi Shelley

Following up on our meeting with Debbie yesterday, my records indicate that Fair/Noble is the last open file for an expropriation that occurred prior to the enactment of the Mining Rights Compensation Regulation.

I believe my work on the Fair/Noble file is complete. The file has been through arbitration with a decision in favour of the Province, confirming the settlement amount will be the amount we offered, \$8,250.00. Costs for the arbitrator (previously paid by the Ministry in the amount of \$3,249.53) will be recovered from the holder. The net compensation amount will be  $\$8,250.00 - \$3,249.53 + \$846.96 = \$5847.43$ , where the \$846.96 is the refund of taxes paid by the holder since expropriation.

There should be no further negotiation costs (for me), no further evaluation report costs (for Bill), and no further compensation costs for settlement amounts pertaining to Pre-1999 files.

At this point, I think there are only two administrative actions left on the Fair/Nobel file:

- You provided the LTO with a draft Form C for its acceptance. You need to follow for its return
- Following approval of the Form C, you will need to arrange for signatures from the holders, at which point the final settlement cheque can be issued.

Please confirm your records agree with mine.

Thanks, ken



## Mellors, Shelley D EMPR:EX

---

**From:** Karpati, Julius LTSA:EX  
**Sent:** Tuesday, November 3, 2009 9:24 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Shelley,

I mentioned it to the Deputy Registrar and she informed me that she already had your e-mail.

Julius Karpati  
Team Lead, Examiner of Title  
Land Title Division  
Land Title and Survey Authority of British Columbia  
Mailing address: PO Box 9255, Victoria, BC, V8W 9J3  
Street address: 850 Burdett Ave. Victoria, BC V8Z 1B4  
Telephone: (250) 356-7573 Fax: (250) 356-6060  
E-mail: Julius.Karpati@ltsa.ca  
Website: <http://www.ltsa.ca>

This communication and all attachments are intended only for the addressee and are confidential. If you receive this communication in error, please delete it and notify me immediately. Thank you.

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** November 3, 2009 8:50 AM  
**To:** Karpati, Julius LTSA:EX  
**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hi Julius,

Just wondering regarding the status of this file. The subject lots are a transfer case s.22 s.22

Did you have a chance yet to speak to the head Registrar regarding an alternate transfer process as you advised?

Regards,

*Shelley Mellors*  
*Manager, Titles Programs*  
6th Floor, 1810 Blanshard St  
Ministry of Energy, Mines and Petroleum Resources  
Phn: (250) 952-0853 Fax: (250) 952-0331

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Tuesday, September 15, 2009 3:34 PM  
**To:** Karpati, Julius LTSA:EX  
**Subject:** Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hi Julius,

I have more information based on our recent conversation regarding the Form 17 alternative to the Form C transfer of subject crown Lots 1369, 1501, 1502 (Noble et al).

Starting with the legislation to give government the power to acquire a mineral right under a Crown Grant.....

## **PARK ACT**

**[RSBC 1996] CHAPTER 344**

[http://www.bclaws.ca/Recon/document/freeside/--%20P%20--/17\\_Park%20Act%20%20RSBC%201996%20%20c.%20344/00\\_96344\\_01.xml#section11](http://www.bclaws.ca/Recon/document/freeside/--%20P%20--/17_Park%20Act%20%20RSBC%201996%20%20c.%20344/00_96344_01.xml#section11)

### **Minister's power to acquire land**

- 11** (1) For the purpose of establishing or enlarging any park, conservancy or recreation area, the minister, on behalf of the government, with the approval of the Lieutenant Governor in Council, may do one or more of the following:
- (2) For the purpose of establishing or enlarging a park, conservancy or recreation area, the minister may expropriate
- (d) rights under a Crown granted 2 post claim of its owner, as defined in the *Mineral Tenure Act*,

*FYI, my office comes in under this part of the Park Act here.....*

- (2.2) The holder of a right expropriated under subsection (2) is entitled to compensation
- (a) in relation to a right referred to in subsection (2) (b), (c) or (d), in accordance with section 17.1 of the *Mineral Tenure Act*,

*Mineral Tenure Act*

**MINERAL TENURE ACT REGULATION**

[includes amendments up to B.C. Reg. 78/2008, June 2, 2008]

[http://www.bclaws.ca/Recon/document/freeside/--%20M%20--/Mineral%20Tenure%20Act%20%20RSBC%201996%20%20c.%20292/05\\_Regulations/11\\_529\\_2004.xml](http://www.bclaws.ca/Recon/document/freeside/--%20M%20--/Mineral%20Tenure%20Act%20%20RSBC%201996%20%20c.%20292/05_Regulations/11_529_2004.xml)

***Contents***

**1 Definitions**

**"Crown granted 2 post claim"** means a mineral title that was issued under a former Act and subsequently converted to a Crown grant; 4

Here is legislative consent for the Ministry to take the lots:

[http://www.leg.bc.ca/36th5th/1st\\_read/gov15-1.htm](http://www.leg.bc.ca/36th5th/1st_read/gov15-1.htm)

Under schedule C (232) : [http://www.leg.bc.ca/36th5th/1st\\_read/gov15-1c.htm#232](http://www.leg.bc.ca/36th5th/1st_read/gov15-1c.htm#232)

And I have a signed agreement between the Province and Noble et al with signatures from **all** title holders of the subject lots agreeing to surrender the lots according to the Park Act, Section 11 and to negotiate compensation according to Mineral Tenure Act 17.1:

[http://www.bclaws.ca/Recon/document/freeside/--%20m%20--/mineral%20tenure%20act%20%20rsbc%201996%20%20c.%20292/00\\_96292\\_01.xml#FOUND-NOTHING](http://www.bclaws.ca/Recon/document/freeside/--%20m%20--/mineral%20tenure%20act%20%20rsbc%201996%20%20c.%20292/00_96292_01.xml#FOUND-NOTHING).

Please advise if this information satisfies your proof of entitlement required for doing a FORM 17 to transfer the lots back to Crown.

I also happy to drop you a visit for a review of the documents on this file.

Thanks for your assistance,

*Shelley Mellors*

*Manager, Titles Programs*

6th Floor, 1810 Blanshard St

Ministry of Energy, Mines and Petroleum Resources

**Phn:** (250) 952-0853    **Fax:** (250) 952-0331

## **Mellors, Shelley D EMPR:EX**

---

**From:** Johnston, Maureen LTSA:EX  
**Sent:** Tuesday, October 28, 2008 12:35 PM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** Noble family mining rights

Hi Shelley,

I have received your letter of October 24, 2008 and looked at the example of the Form C transferring Undersurface Rights P102414, R44549, and P102419. I have made my best guess at what you are aiming for here.

On your Form C in item # 2 you should remove the PID #s and legal descriptions and add the words "see Schedule".

The PID #s and legal descriptions noted in Item # 2 do not cover all the parcels that these charges appear on. It appears the intent may be to assign the entire interest to the Crown. If this is so, I have ATTACHED to this email a "Form E Schedule" that sets out the individual charge #s and all legal descriptions that relate to each. You could use a version of this as the "schedule" to your document.



Undersurface  
FCO - multi charg..

I tried calling but could not get through. If you have further questions you can try calling or emailing me. I will be out of the office until about 2 pm today but back for the remainder of the day.

Thanks,

*Maureen Johnston*

Deputy Registrar  
Land Title and Survey Authority of British Columbia  
Telephone: 250-356-5319 Fax: 250-356-6060  
E-mail: [Maureen.Johnston@ltsa.ca](mailto:Maureen.Johnston@ltsa.ca)  
Website: <http://www.ltsa.ca>

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## Mellors, Shelley D EMPR:EX

---

**From:** Johnston, Maureen LTSA:EX  
**Sent:** Wednesday, October 29, 2008 8:17 PM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** FW: Noble family mining rights

Hi Shelley,

This is to let you know I will be on vacation from October 31 until November 14th, back of November 17th. You can get hold of me after that time if you have further questions.

Maureen

---

**From:** Johnston, Maureen LTSA:EX  
**Sent:** October 28, 2008 12:35 PM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** Noble family mining rights

Hi Shelley,

I have received your letter of October 24, 2008 and looked at the example of the Form C transferring Undersurface Rights P102414, R44549, and P102419. I have made my best guess at what you are aiming for here.

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<< File: Undersurface TCO - multi charge - example-Oct08.doc >>

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Thanks,

*Maureen Johnston*

Deputy Registrar  
Land Title and Survey Authority of British Columbia  
Telephone: 250-356-5319 Fax: 250-356-6060  
E-mail: [Maureen.Johnston@ltsa.ca](mailto:Maureen.Johnston@ltsa.ca)  
Website: <http://www.ltsa.ca>

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## **Mellors, Shelley D EMPR:EX**

---

**From:** Johnston, Maureen LTSA:EX  
**Sent:** Tuesday, December 2, 2008 8:41 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Noble family mining rights

Hi Shelley,

I have had the following documents scanned and they are now available on BCOOnline:

- P102414 (34 pages)
- P102419 (2 pages)
- R44549 (5 pages)
- 162401G (5 pages)
- 244298G (2 pages)

I have not had J61085 scanned as it is 76 pages, but can have that done if required.

This may be of some assistance to you?

When transferring Undersurface Rights I would expect that the entire charge, where ever it exists, would be transferred at the same time or an explanation would be provided for our review as to the reasons for transferring the interest as to only certain lands.

*Maureen Johnston*

Deputy Registrar  
Land Title and Survey Authority of British Columbia  
Telephone: 250-356-5319 Fax: 250-356-6060  
E-mail: [Maureen.Johnston@ltsa.ca](mailto:Maureen.Johnston@ltsa.ca)  
Website: <http://www.ltsa.ca>

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---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** November 19, 2008 1:56 PM  
**To:** Johnston, Maureen LTSA:EX  
**Subject:** FW: Noble family mining rights

*Shelley Mellors*

*Manager, Titles Programs*

*Compliance and Administration Branch, Titles Division*

*Ministry of Energy, Mines and Petroleum Resources*

*Phn: (250) 952-0853 Fax: (250) 952-0331*

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<< File: Undersurface TCO - multi charge - example-Oct08.doc >>

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Thanks,

*Maureen Johnston*

Deputy Registrar  
Land Title and Survey Authority of British Columbia  
Telephone: 250-356-5319 Fax: 250-356-6060  
E-mail: [Maureen.Johnston@ltsa.ca](mailto:Maureen.Johnston@ltsa.ca)  
Website: <http://www.ltsa.ca>

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## **Mellors, Shelley D EMPR:EX**

---

**From:** Johnston, Maureen LTSA:EX  
**Sent:** Wednesday, December 3, 2008 10:33 PM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Noble family mining rights

Hi,

My original reply dealt with what we commonly see. At this point I think you should complete the form as you have been advised it should be completed. We will review it when it is received and will get back to you if we have any questions. You know better than I what outcome is required.

*Maureen Johnston*

Deputy Registrar  
Land Title and Survey Authority of British Columbia  
Telephone: 250-356-5319 Fax: 250-356-6060  
E-mail: [Maureen.Johnston@ltsa.ca](mailto:Maureen.Johnston@ltsa.ca)  
Website: <http://www.ltsa.ca>

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---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** December 3, 2008 9:48 AM  
**To:** Johnston, Maureen LTSA:EX  
**Subject:** RE: Noble family mining rights

Maureen,

I'm a bit confused on why this is so complicated. The titles are crown grants, 2 post claims. We are trying to transfer back to crown separate claims, each individually surveyed. Why the issue with charge numbers? Please advise when you have a chance, I'm still confused here.

Thanks,

*Shelley Mellors*

*Manager, Titles Programs*

*Compliance and Administration Branch, Titles Division*

*Ministry of Energy, Mines and Petroleum Resources*

*Phn: (250) 952-0853 Fax: (250) 952-0331*

---

**From:** Johnston, Maureen LTSA:EX  
**Sent:** Tuesday, December 2, 2008 8:41 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Noble family mining rights

Hi Shelley,

I have had the following documents scanned and they are now available on BCOOnline:

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*Maureen Johnston*

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**From:** Mellors, Shelley D EMPR:EX  
**Sent:** November 19, 2008 1:56 PM  
**To:** Johnston, Maureen LTSA:EX  
**Subject:** FW: Noble family mining rights

*Shelley Mellors*

*Manager, Titles Programs*

*Compliance and Administration Branch, Titles Division*

*Ministry of Energy, Mines and Petroleum Resources*

*Phn: (250) 952-0853 Fax: (250) 952-0331*

---

**From:** Johnston, Maureen LTSA:EX  
**Sent:** Tuesday, October 28, 2008 12:35 PM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** Noble family mining rights

Hi Shelley,

I have received your letter of October 24, 2008 and looked at the example of the Form C transferring Undersurface Rights P102414, R44549, and P102419. I have made my best guess at what you are aiming for here.

On your Form C in item # 2 you should remove the PID #s and legal descriptions and add the words "see Schedule".

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<< File: Undersurface TCO - multi charge - example-Oct08.doc >>

I tried calling but could not get through. If you have further questions you can try calling or emailing me. I will be out of the office until about 2 pm today but back for the remainder of the day.

Thanks,

*Maureen Johnston*

Deputy Registrar  
Land Title and Survey Authority of British Columbia  
Telephone: 250-356-5319 Fax: 250-356 6060  
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## **Mellors, Shelley D EMPR:EX**

---

**From:** Johnston, Maureen LTSA:EX  
**Sent:** Friday, December 19, 2008 11:56 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Form C complete & request for processing confirmation

Hi Shelly,

As discussed previously, the land title office does not pre-vette documents. Also, Agents are private individuals or companies that are not part of the land title and survey authority. If you wish to have one of them review this document you would need to contact a Land Title Agent directly.

I have quickly pulled up the first 3 parcels shown on your document to compare the information to your Form C. I note that on those parcels that there is a remark that indicates s.22

Also, I note that you have not include document # R44549 in Item # 3 of the Form C. If the intent is to transfer all of these rights to the Queen, this # should be included in Item 3.

Although this is transferring interests that appear under 2 numbers on these titles, in this instance you will only require 1 application # when you file this.

*Maureen Johnston*

Deputy Registrar  
Land Title and Survey Authority of British Columbia  
Telephone: 250-356-5379 Fax: 250-356-6060  
E-mail: [Maureen.Johnston@ltsa.ca](mailto:Maureen.Johnston@ltsa.ca)  
Website: <http://www.ltsa.ca>

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---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** December 18, 2008 1:45 PM  
**To:** Johnston, Maureen LTSA:EX  
**Subject:** Form C complete & request for processing confirmation

Hi Maureen,

I have followed your instructions and believe I have completed a Form C according to standards for the Victoria LTO office.

Could you please pass on to an Agent who can confirm this form is okay for processing?

I am trying to prevent the client from 2 visits with a solicitor for signing (in case the Form C requires corrections and is returned by LTO, I would need to revise and have client resign.)

Therefore, again, could you please pass the following document on to an approving/processing Agent who can confirm this form is acceptable for processing?

<< File: Form C, Nobles II.doc >>

Thanks so much,

***Shelley Mellors***

***Manager, Titles Programs***

*Compliance and Administration Branch, Titles Division*

*Ministry of Energy, Mines and Petroleum Resources*

***Phn: (250) 952-0853 Fax: (250) 952-0331***

## Mellors, Shelley D EMPR:EX

---

**From:** Johnston, Maureen LTSA:EX  
**Sent:** Tuesday, August 25, 2009 5:12 PM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Ito Noble transfer

Hi Shelly,

Isn't this just referring to a lease under the Mineral Tenure Act?

Maureen

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** August 25, 2009 11:50 AM  
**To:** Johnston, Maureen LTSA:EX  
**Subject:** RE: Ito Noble transfer

Hi Maureen,

Unfortunately, after having a look, the Expropriation Act cannot help us.

### Application

2 (3) (3.1) After the coming into force of this subsection, this Act does not apply to an expropriation under section 11 (2) of the *Park Act* of an interest in land in the form of

- (a) rights under a lease, as defined in the *Mineral Tenure Act*, of the recorded holder of the lease,
- (b) rights under a lease, as defined in the *Coal Act*, of the lessee, or
- (c) rights under a Crown granted 2 post claim of its owner.

Since this is an expropriation under the Park Act, under the Mineral Tenure Act.

Is there any other way under your legislation?

Shelley

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Tuesday, August 25, 2009 8:44 AM  
**To:** Johnston, Maureen LTSA:EX  
**Subject:** Ito transfer

Hello Maureen,

This note regards a settlement under the Mining Rights Compensation Program, Ministry of Energy, Mines and Petroleum Resources. The program manages settlements for mineral titles that are expropriated in the creation of a Provincial Park.

One year ago, the Province reached a negotiated settlement with the Noble family who are the registered owners of the following Crown granted mineral claims:

Lot 1369, Geller, Sayward District  
Lot 1501, Snosrap, Sayward District  
Lot 1502, Lakeside, Sayward District

It has been a long year without much cooperation from the title holders.

356-5319

*Shelley Mellors*

*Manager, Titles Programs*

6th Floor, 1810 Blanshard St

Ministry of Energy, Mines and Petroleum Resources

Phn: (250) 952-0853 Fax: (250) 952-0331



## **Mellors, Shelley D EMPR:EX**

---

**From:** Johnston, Maureen LTSA:EX  
**Sent:** Tuesday, August 25, 2009 5:40 PM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: lto transfer

Hi Shelley,

The only owner shown on the Undersurface Rights charges where I could find evidence in our records that they were s.22

s.22

s.14; s.22

I hope this is some help to you.

### **Maureen Johnston**

Deputy Registrar  
Land Title Division  
Land Title and Survey Authority of British Columbia  
Mailing address: PO Box 9255, Victoria, BC, V8W 9J3  
Street Address: 850 Burdett Avenue, Victoria, BC, V8Z 1B4  
T: 250-356-5319 | F: 250-356-6060 | [Maureen.Johnston@ltsa.ca](mailto:Maureen.Johnston@ltsa.ca) | [www.ltsa.ca](http://www.ltsa.ca)

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**Lot 1502, Lakeside, Sayward District**

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*Shelley Mellors*

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6th Floor, 1810 Blanshard St

Ministry of Energy, Mines and Petroleum Resources

Phn: (250) 952-0853 Fax: (250) 952-0331

## **Mellors, Shelley D EMPR:EX**

---

**From:** Johnston, Maureen LTSA:EX  
**Sent:** Friday, November 6, 2009 11:50 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Cc:** Karpatis, Julius LTSA:EX  
**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hello Shelley,  
s.14; s.22

### **Maureen Johnston**

Deputy Registrar  
Land Title Division  
Land Title and Survey Authority of British Columbia  
Mailing address: PO Box 9255, Victoria, BC, V8W 9J3  
Street Address: 850 Burdett Avenue, Victoria, BC, V8Z 1B4  
T: 250-356-5319 | F: 250-356-6060 | [Maureen.Johnston@ltsa.ca](mailto:Maureen.Johnston@ltsa.ca) | [www.ltsa.ca](http://www.ltsa.ca)

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---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** November 3, 2009 2:09 PM  
**To:** Johnston, Maureen LTSA:EX  
**Subject:** FW: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hi Maureen,

I am still trying to transfer the subject lots back to Crown.

I tried talking to Julius oneday when I couldn't get a hold of you and he asked for the info below regarding what our authority to expropriate was.

You previously mentioned the Expropriation Act. Unfortunately, our program is exempt from this Act.

Are you able to take this up with the Registrar for direction?

I am uncertain how to proceed.

s.22

Please advise,  
Thanks,

*Shelley Mellors*  
*Manager, Titles Programs*  
6th Floor, 1810 Blanshard St

Ministry of Energy, Mines and Petroleum Resources  
Phn: (250) 952-0853 Fax: (250) 952-0331

---

**From:** Karpati, Julius LTSA:EX  
**Sent:** Tuesday, November 3, 2009 9:24 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Shelley,

I mentioned it to the Deputy Registrar and she informed me that she already had your e-mail.

Julius Karpati  
Team Lead, Examiner of Title  
Land Title Division  
Land Title and Survey Authority of British Columbia  
Mailing address: PO Box 9255, Victoria, BC, V8W 9J3  
Street address: 850 Burdett Ave. Victoria, BC V8Z 1B4  
Telephone: (250) 356-7573 Fax: (250) 356-6060  
E-mail: Julius.Karpati@ltsa.ca  
Website: <http://www.ltsa.ca>

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---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** November 3, 2009 8:50 AM  
**To:** Karpati, Julius LTSA:EX  
**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hi Julius,

Just wondering regarding the status of this file. The subject lots are a transfer case s.22 s.22

Did you have a chance yet to speak to the head Registrar regarding an alternate transfer process as you advised?

Regards,

*Shelley Mellors*  
*Manager, Titles Programs*  
6th Floor, 1810 Blanshard St  
Ministry of Energy, Mines and Petroleum Resources  
Phn: (250) 952-0853 Fax: (250) 952-0331

**From:** Mellors, Shelley D EMPR:EX

**Sent:** Tuesday, September 15, 2009 3:34 PM

**To:** Karpati, Julius LTSA:EX

**Subject:** Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hi Julius,

I have more information based on our recent conversation regarding the Form 17 alternative to the Form C transfer of subject crown Lots 1369, 1501, 1502 (Noble et al).

Starting with the legislation to give government the power to acquire a mineral right under a Crown Grant.....

## **PARK ACT**

### **[RSBC 1996] CHAPTER 344**

[http://www.bclaws.ca/Recon/document/freeside/--%20P%20--/17\\_Park%20Act%20%20RSBC%201996%20%20c.%20344/00\\_96344\\_01.xml#section11](http://www.bclaws.ca/Recon/document/freeside/--%20P%20--/17_Park%20Act%20%20RSBC%201996%20%20c.%20344/00_96344_01.xml#section11)  
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*Mineral Tenure Act*

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[includes amendments up to B.C. Reg. 78/2008, June 2, 2008]

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***Contents***

**1 Definitions**

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Under schedule C (232) : [http://www.leg.bc.ca/36th5th/1st\\_read/gov15-1c.htm#232](http://www.leg.bc.ca/36th5th/1st_read/gov15-1c.htm#232)

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Please advise if this information satisfies your proof of entitlement required for doing a FORM 17 to transfer the lots back to Crown.

I also happy to drop you a visit for a review of the documents on this file.

Thanks for your assistance,

***Shelley Mellors***

***Manager, Titles Programs***

6th Floor, 1810 Blanshard St

Ministry of Energy, Mines and Petroleum Resources

**Phn:** (250) 952-0853    **Fax:** (250) 952-0331



## **Mellors, Shelley D EMPR:EX**

---

**From:** Johnston, Maureen LTSA:EX  
**Sent:** Saturday, December 12, 2009 4:41 PM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hi Shelley,

What District are these district lots in - is this still P102414, R44549 and P102419 you are dealing with? Also if you have documentation of some sort can you scan and send it to me?

Looking at S. 26 of the Mineral Tenure Act this seems to refer to escheat, reversion and surrender. We know it has not escheated (not a company) and that it has not reverted yet, which just leaves surrender. Do you have proof that this has occurred?

### **Reverted and escheated Crown granted 2 post claims**

**26** (1) A Crown granted 2 post claim that has reverted, escheated or been surrendered to the government, or is otherwise acquired by the government, before or after this Act comes into force, may be disposed of as a mineral claim in accordance with the regulations.

(2) [Repealed 2004-22-22.]

(3) An area covered by a Crown granted 2 post claim that escheats to the government is not available for acquisition as a mineral title until one year elapses from the date that the escheat occurs.

s.14; s.22

### **Maureen Johnston**

Deputy Registrar  
Land Title Division  
Land Title and Survey Authority of British Columbia  
Mailing address: PO Box 9255, Victoria, BC, V8W 9J3  
Street Address: 850 Burdett Avenue, Victoria, BC, V8Z 1B4  
T: 250-356-5319 | F: 250-356-6060 | [Maureen.Johnston@ltsa.ca](mailto:Maureen.Johnston@ltsa.ca) | [www.ltsa.ca](http://www.ltsa.ca)

This communication and all attachments are intended only for the addressee and are confidential. If you receive this communication in error, please delete it and notify me immediately. Thank you.

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** December 4, 2009 3:32 PM

**To:** Johnston, Maureen LTSA:EX  
**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hi Maureen,

Please let me know your opinion of the following in my ongoing attempt to dissolve the subject mineral tenure lots.

The Mineral Tenure Act S. 26, advises that a Crown Grant that is surrendered to the Government, or otherwise acquired by the government (both of which I can provide documentation of), may be disposed of by regulation. Disposal: Section 18 (5), the Chief God Commissioner must serve notice of the cancellation of a claim on the recorded holder and register the cancellation in the registry.  
(the client may appeal, but this will not happen, we already have confirmation in writing that all holders agree to surrender this property to the Crown.)

Please advise under this legislation, what the steps would be on your end.

Thanks,  
Shelley

---

**From:** Johnston, Maureen LTSA:EX  
**Sent:** Friday, November 6, 2009 11:50 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Cc:** Karpati, Julius LTSA:EX  
**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hello Shelley.  
s.14; s.22

### **Maureen Johnston**

Deputy Registrar  
Land Title Division  
Land Title and Survey Authority of British Columbia  
Mailing address: PO Box 9255, Victoria, BC, V8W 9J3  
Street Address: 850 Burdett Avenue, Victoria, BC, V8Z 1B4  
T: 250-356-5319 | F: 250-356-6060 | Maureen.Johnston@ltsa.ca | [www.ltsa.ca](http://www.ltsa.ca)

This communication and all attachments are intended only for the addressee and are confidential. If you receive this communication in error, please delete it and notify me immediately. Thank you.

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** November 3, 2009 2:09 PM  
**To:** Johnston, Maureen LTSA:EX  
**Subject:** FW: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hi Maureen,

I am still trying to transfer the subject lots back to Crown.

I tried talking to Julius oneday when I couldn't get a hold of you and he asked for the info below regarding what our authority to expropriate was.

You previously mentioned the Expropriation Act. Unfortunately, our program is exempt from this Act.

Are you able to take this up with the Registrar for direction?

I am uncertain how to proceed.

s.22

Please advise,

Thanks,

*Shelley Mellors*

*Manager, Titles Programs*

6th Floor, 1810 Blanshard St

Ministry of Energy, Mines and Petroleum Resources

Phn: (250) 952-0853 Fax: (250) 952-0331

---

**From:** Karpati, Julius LTSA:EX

**Sent:** Tuesday, November 3, 2009 9:24 AM

**To:** Mellors, Shelley D EMPR:EX

**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Shelley,

I mentioned it to the Deputy Registrar and she informed me that she already had your e-mail.

Julius Karpati

Team Lead, Examiner of Title

Land Title Division

Land Title and Survey Authority of British Columbia

Mailing address: PO Box 9255, Victoria, BC, V8W 9J3

Street address: 850 Burdett Ave. Victoria, BC V8Z 1B4

Telephone: (250) 356-7573 Fax: (250) 356-6060

E-mail: Julius.Karpati@itsa.ca

Website: <http://www.itsa.ca>

This communication and all attachments are intended only for the addressee and are confidential. If you receive this communication in error, please delete it and notify me immediately. Thank you.

---

**From:** Mellors, Shelley D EMPR:EX

**Sent:** November 3, 2009 8:50 AM

**To:** Karpati, Julius LTSA:EX

**Subject:** RE: Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hi Julius,

Just wondering regarding the status of this file. The subject lots are a transfer case s.22

Did you have a chance yet to speak to the head Registrar regarding an alternate transfer process as you advised?

Regards,

*Shelley Mellors*

*Manager, Titles Programs*

6th Floor, 1810 Blanshard St

Ministry of Energy, Mines and Petroleum Resources

Phn: (250) 952-0853 Fax: (250) 952-0331

---

**From:** Mellors, Shelley D EMPR:EX

**Sent:** Tuesday, September 15, 2009 3:34 PM

**To:** Karpati, Julius LTSA:EX

**Subject:** Follow up to conversation regarding: Title transfer of Lots 1369, 1501, 1502 (Noble et al) to Crown

Hi Julius,

I have more information based on our recent conversation regarding the Form 17 alternative to the Form C transfer of subject crown Lots 1369, 1501, 1502 (Noble et al).

Starting with the legislation to give government the power to acquire a mineral right under a Crown Grant.....

## **PARK ACT**

### **[RSBC 1996] CHAPTER 344**

<http://www.bclaws.ca/Recon/document/freeside/--%20P%20-->

[/17\\_Park%20Act%20%20RSBC%201996%20%20c.%20344/00\\_96344\\_01.xml#section11">/17\\_Park%20Act%20%20RSBC%201996%20%20c.%20344/00\\_96344\\_01.xml#section11](#)

#### **Minister's power to acquire land**

11 (1) For the purpose of establishing or enlarging any park, conservancy or recreation area, the minister, on behalf of the government, with the approval of the Lieutenant Governor in Council, may do one or more of the following:

(2) For the purpose of establishing or enlarging a park, conservancy or recreation area, the minister may expropriate

(d) rights under a Crown granted 2 post claim of its owner, as defined in the *Mineral Tenure Act*,

*FYI, my office comes in under this part of the Park Act here.....*

(2.2) The holder of a right expropriated under subsection (2) is entitled to compensation

(a) in relation to a right referred to in subsection (2) (b), (c) or (d), in accordance with section 17.1 of the *Mineral Tenure Act*,

*Mineral Tenure Act*

**MINERAL TENURE ACT REGULATION**

[includes amendments up to B.C. Reg. 78/2008, June 2, 2008]

[http://www.bclaws.ca/Recon/document/freeside/--%20M%20--  
/Mineral%20Tenure%20Act%20%20RSBC%201996%20%20c.%20292/05\\_Regulations/11\\_529\\_2004.xml](http://www.bclaws.ca/Recon/document/freeside/--%20M%20--/Mineral%20Tenure%20Act%20%20RSBC%201996%20%20c.%20292/05_Regulations/11_529_2004.xml)

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And I have a signed agreement between the Province and Noble et al with signatures from **all** title holders of the subject lots agreeing to surrender the lots according to the Park Act, Section 11 and to negotiate compensation according to Mineral Tenure Act 17.1: [http://www.bclaws.ca/Recon/document/freeside/--%20m%20--/mineral%20tenure%20act%20%20rsbc%201996%20%20c.%20292/00\\_96292\\_01.xml#FOUND-NOTHING](http://www.bclaws.ca/Recon/document/freeside/--%20m%20--/mineral%20tenure%20act%20%20rsbc%201996%20%20c.%20292/00_96292_01.xml#FOUND-NOTHING).

Please advise if this information satisfies your proof of entitlement required for doing a FORM 17 to transfer the lots back to Crown.

I also happy to drop you a visit for a review of the documents on this file.

Thanks for your assistance,

***Shelley Mellors***

***Manager, Titles Programs***

6th Floor, 1810 Blanshard St

Ministry of Energy, Mines and Petroleum Resources

**Phn:** (250) 952-0853    **Fax:** (250) 952-0331



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Withheld pursuant to/removed as

s.14

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Withheld pursuant to/removed as

s.14 ; s.22

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Withheld pursuant to/removed as

s.14 ; s.22

Subject: FW: Fair note to file

Jennifer R. Houghton  
J. Bender Holdings, Inc.  
(250) 661-4241

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

From: Jennifer; J. Bender Holdings, Inc. [mailto:[j.houghton@jbh.com](mailto:j.houghton@jbh.com)]  
Sent: January-24-08 4:24 PM  
To: 'KimStone@gov.bc.ca'  
Cc: 'Ken Davidson'  
Subject: Fair note to file

Kim,

We anticipate the Snosrap, et al, will proceed to arbitration. We have therefore prepared the attached Note to File and attach it for your review.

You will note in the letter that we forwarded earlier today that we have warned the Holder of our concerns, which we have now set out in the attached note.

Though it is currently in draft format and requires refinement, it clearly indicates the level of exposure the Holder will have at arbitration.

Jennifer

Page 153 of 519

Withheld pursuant to/removed as

s.14

**Cc:** Conte, Rick EMPR:EX  
**Subject:** RE: Fair, Noble etc., Compensation

Kim: Am I correct that as a 1995 file, the negotiations are based on a voluntary agreement to apply the compensation regulation process? If so, please send me a copy of the agreement as Paul will want to see it. Thanks. Pat

---

**From:** Stone, Kim EMPR:EX  
**Sent:** Wednesday, February 27, 2008 12:43 PM  
**To:** O'Rourke, Patrick EMPR:EX; Fischer, Debbie EMPR:EX  
**Cc:** Conte, Rick EMPR:EX  
**Subject:** Fair, Noble etc., Compensation

Hi Patrick:

s.22

Please let me know if there is anything else you need prior to sending this information to Paul Jarman for review.

Debbie:

Just a head's up that there is a chance that the Division will be required to pay for the Arbitration. Something to keep in mind for next fiscal.

Thanks.

Kim Stone  
Manager, Mineral Titles Registry  
Mineral Titles Branch  
Titles and Offshore Division  
ph: 250-952-0567  
fax: 250-952-0541  
[kim.stone@gov.bc.ca](mailto:kim.stone@gov.bc.ca)

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

From: Jennifer; J. Bender Holdings, Inc. [<mailto:jtos.22>]  
Sent: February-20-08 4:24 PM  
To: 'KimStone@gov.bc.ca'  
Cc: 'Ken Davidson'  
Subject: Fair note to file

Kim,

We anticipate the Snosrap, et al, will proceed to arbitration. We have therefore prepared the attached Note to File and attach it for your review.

You will note in the letter that we forwarded earlier today that we have warned the Holder of our concerns, which we have now set out in the attached note.

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<< File: Fair note to file.doc >>

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s.14



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Withheld pursuant to/removed as

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Withheld pursuant to/removed as

s.14 ; s.22

**Mellors, Shelley D EMPR:EX**

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**From:** hfair.s.22  
**Sent:** Saturday, December 5, 2009 3:06 PM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** Re: Mining Rights Compensation Program Settlement

Shelly, Ken Davidson has all the information on these claims that you need. If you would like a meeting with Glen and myself, we will be in Victoria in January. Helen

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

**From:** Mellors, Shelley D EMPR:EX  
**To:** s.22  
**Sent:** Friday, December 04, 2009 1:00 PM  
**Subject:** RE: Mining Rights Compensation Program Settlement

Helen,

I just left you a phone message advising I would follow-up by e-mail.

I haven't heard back from you regarding my previous message (below) and haven't been able to reach you by phone.

s.22

I would appreciate any assistance you may be able to provide in contacting the remaining holders.

With my regards,

*Shelley Mellors*  
*Manager, Titles Programs*

6th Floor, 1810 Blanshard St  
Ministry of Energy, Mines and Petroleum Resources  
Phn: (250) 952-0853 Fax: (250) 952-0331

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Friday, November 6, 2009 2:04 PM  
**To:** s.22  
**Subject:** Mining Rights Compensation Program Settlement

Hi Helen,

Re: Payment of your Compensation Settlement and Transfer of ownership Lots 1369, 1501, 1502

It's been a while since we last spoke. I have explored all possible avenues to assist you in transferring your title.

I have now confirmed with the Victoria Land Title Office the easiest way for us to have your title transferred.

s.22

Please advise. I will follow-up by phone call.

Regards,

*Shelley Mellors*  
*Manager, Titles Programs*  
6th Floor, 1810 Blanshard St  
Ministry of Energy, Mines and Petroleum Resources  
Phn: (250) 952-0853 Fax: (250) 952-0331

---

No virus found in this incoming message.  
Checked by AVG - [www.avg.com](http://www.avg.com)  
Version: 8.5.426 / Virus Database: 270.14.94/2545 - Release Date: 12/04/09 19:34:00

## **Mellors, Shelley D EMPR:EX**

---

**From:** Fischer, Debbie EMPR:EX  
**Sent:** Thursday, October 30, 2008 9:44 AM  
**To:** 'Ken'; Mellors, Shelley D EMPR:EX  
**Subject:** RE: Pre-1999 Compensation Files

Thanks Ken. The information Shelley has provided indicates the Goat Range, Rock Resources file is also outstanding and is scheduled for trial in January with an estimated settlement of \$100K. Does this information agree with your records??

Debbie Fischer  
Director, Compliance and Administration  
Ministry of Energy, Mines and Petroleum Resources  
Titles Division  
(250) 952-0336

---

**From:** Ken [mailto:[S.22](#)]  
**Sent:** Thursday, October 30, 2008 9:34 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Cc:** Fischer, Debbie EMPR:EX  
**Subject:** Pre-1999 Compensation Files

Hi Shelley

Following up on our meeting with Debbie yesterday, my records indicate that Fair/Noble is the last open file for an expropriation that occurred prior to the enactment of the Mining Rights Compensation Regulation.

I believe my work on the Fair/Noble file is complete. The file has been through arbitration with a decision in favour of the Province, confirming the settlement amount will be the amount we offered, \$8,250.00. Costs for the arbitrator (previously paid by the Ministry in the amount of \$3,249.53) will be recovered from the holder. The net compensation amount will be  $\$8,250.00 - \$3,249.53 + \$846.96 = \$5847.43$ , where the \$846.96 is the refund of taxes paid by the holder since expropriation.

There should be no further negotiation costs (for me), no further evaluation report costs (for Bill), and no further compensation costs for settlement amounts pertaining to Pre-1999 files.

At this point, I think there are only two administrative actions left on the Fair/Nobel file:

- You provided the LTO with a draft Form C for its acceptance. You need to follow for its return
- Following approval of the Form C, you will need to arrange for signatures from the holders, at which point the final settlement cheque can be issued.

Please confirm your records agree with mine.

Thanks, ken

**Mellors, Shelley D EMPR:EX**

---

**From:** Fischer, Debbie EMPR:EX  
**Sent:** Wednesday, February 18, 2009 2:49 PM  
**To:** Gelinas, Terry STED:EX  
**Cc:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Noble settlement outstanding

Excellent Terry, thanks

Shelley - FYI, yipee!!!!

Debbie Fischer  
Director, Compliance and Administration  
Ministry of Energy, Mines and Petroleum Resources  
Titles Division  
(250) 952-0336

---

**From:** Gelinas, Terry STED:EX  
**Sent:** Wednesday, February 18, 2009 2:48 PM  
**To:** Fischer, Debbie EMPR:EX  
**Subject:** Re: Noble settlement outstanding

No problem.

---

**From:** Fischer, Debbie EMPR:EX  
**To:** Gelinas, Terry STED:EX  
**Sent:** Wed Feb 18 14:47:29 2009  
**Subject:** FW: Noble settlement outstanding

Hi Terry. Please see the note below from Shelley Mellors. We will need to access the mineral Compensation accrual for \$5071.05.

Please let me know if see any issues with this.

Debbie Fischer  
Director, Compliance and Administration  
Ministry of Energy, Mines and Petroleum Resources  
Titles Division  
(250) 952-0336

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Wednesday, February 18, 2009 2:44 PM  
**To:** Fischer, Debbie EMPR:EX  
**Subject:** Noble settlement outstanding

Hi Debbie,

As discussed, I have overlooked one remaining Mineral Title Compensation settlement that EMPR is responsible for paying out.

**RE: Mining Rights Compensation Arbitration Settlement**

**Mineral title holders: Noble ET AL represented by Helen Fair**

**Properties: Snosrap, Lake Side and Geiler (Crown Granted 2 Post claims Numbers 1501, 1502 and 1369)**

The arbitration settlement was for \$8250.00 in EMPR's favor. The title holder absorbs the cost of arbitration due to their loss, at \$3249.53.

\$3249.53 was already paid out by EMPR under Don Munroe's contract, hired at the Arbitrator.

Paperwork is still being resolved through the Land Title Office but, payment will be required in the upcoming month or two. (the family must resolve title ownership issues through the Land Title Office first).

Therefore, the remaining settlement amount EMPR owes is \$5000.47 plus return of the title holder's mineral land taxes paid between 1995 and 2007 in the amount of \$70.58. For a grand total of: **\$5071.05**.

The general ledger coding is:

Client 057  
Resp Centre 27665  
Service Line 26230  
Stob 8585  
Project 2700000

Once again, my apology for the mishap and resulting budget adjustment required.

*Shelley Mellors*

*Manager, Titles Programs*

6th Floor, 1810 Blanshard St

Ministry of Energy, Mines and Petroleum Resources

Phn: (250) 952-0853 Fax: (250) 952-0331



**Mellors, Shelley D EMPR:EX**

---

**From:** Fischer, Debbie EMPR:EX  
**Sent:** Monday, September 21, 2009 1:00 PM  
**To:** Fischer, Debbie EMPR:EX; Gelinas, Terry STED:EX  
**Cc:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Noble settlement outstanding

Hi Terry.

Just wanted to touch base on this as we are experiencing some road blocks on completing this compensation payments. Before settlement can be paid the titles must first be transfer back to the crown.<sup>s.22</sup>

s.22

Shelley will continue to push this forward and we'll keep you in the loop as best we can.

---

**From:** Fischer, Debbie EMPR:EX  
**Sent:** Wednesday, February 18, 2009 2:49 PM  
**To:** Gelinas, Terry STED:EX  
**Cc:** Mellors, Shelley D EMPR:EX  
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Excellent Terry, thanks

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Debbie Fischer  
Director, Compliance and Administration  
Ministry of Energy, Mines and Petroleum Resources  
Titles Division  
(250) 952-0336

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Please let me know if see any issues with this.

Debbie Fischer  
Director, Compliance and Administration  
Ministry of Energy, Mines and Petroleum Resources  
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---

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**Sent:** Wednesday, February 18, 2009 2:44 PM  
**To:** Fischer, Debbie EMPR:EX  
**Subject:** Noble settlement outstanding

Hi Debbie,

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**RE: Mining Rights Compensation Arbitration Settlement**

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*Shelley Mellors*

*Manager, Titles Programs*

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Ministry of Energy, Mines and Petroleum Resources

Phn: (250) 952-0853 Fax: (250) 952-0331

## **Mellors, Shelley D EMPR:EX**

---

**From:** Collins, Dhorea SBR:EX  
**Sent:** Monday, August 25, 2008 8:05 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Tax inquiry

Hi Shelley,  
s.22

I will watch for the transfer documents to ensure that these lots are removed from the roll when the registration has completed.  
Thanks,  
Dhorea

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Thursday, August 21, 2008 1:31 PM  
**To:** Collins, Dhorea SBR:EX  
**Subject:** Tax inquiry

Hi Dhorea,

We have another settlement for compensation:

**Mining Rights Compensation Arbitration Settlement**

**Mineral title holders:** Noble ET AL represented by Helen Fair

**Properties:** Snosrap, Lake Side and Geiler (Crown Granted 2 Post claims Numbers 1501, 1502 and 1369)

---

Please let me know the amount of tax required for payment to settle these claims. I am currently preparing paperwork to transfer the claims through LTO by the way.  
Thank you,

*Shelley Mellors*  
*Manager, Titles Programs*  
*Compliance and Administration Branch, Titles Division*  
*Ministry of Energy, Mines and Petroleum Resources*  
*Phn: (250) 952-0853 Fax: (250) 952-0331*

## **Mellors, Shelley D EMPR:EX**

---

**From:** Collins, Dhorea SBR:EX  
**Sent:** Thursday, September 25, 2008 8:47 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: tax refund verification for: Snosrap, Lake Side and Geiler (Crown Granted 2 Post claims Numbers 1501, 1502 and 1369)

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Hi Shelley,  
s.22

Thanks,  
Dhorea

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Monday, September 22, 2008 4:36 PM  
**To:** Collins, Dhorea SBR:EX  
**Subject:** tax refund verification for: Snosrap, Lake Side and Geiler (Crown Granted 2 Post claims Numbers 1501, 1502 and 1369)

Hi Dhorea, I have pasted a previous note below here:

We have another settlement for compensation:

### **Mining Rights Compensation Arbitration Settlement**

**Mineral title holders: Noble ET AL represented by Helen Fair**

**Properties: Snosrap, Lake Side and Geiler (Crown Granted 2 Post claims Numbers 1501, 1502 and 1369)**

(Expropriated April 30, 1996.)

You responded to this reporting: \$70.58 is due to as a refund of taxes.

Per the note from the title holder (also pasted from below):

the tax refund is not correct.. total yearly taxes are \$243.98 minus the Allright claim which is billed separately and is \$19.14.. 243.98 minus 19.14 equals \$224.84, divided by 9 claims equals \$24.98 each , times the three claims equals \$74.94. and that times 12 years equals \$899.35.

and our Negotiator believes they are correct.

Could you please review this and confirm for me?

Thank you,

**Shelley Mellors**

*Manager, Titles Programs*

*Compliance and Administration Branch, Titles Division*

*Ministry of Energy, Mines and Petroleum Resources*

*Phn: (250) 952-0853 Fax: (250) 952-0331*

---

**From:** Ken [mailto:s.22]  
**Sent:** Monday, September 8, 2008 9:09 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** FW: Final Compensation for Expropriated Mineral Claims

Hi Shelley

Can you please have our calculation reviewed.

We should be refunding all taxes paid on the three expropriated claims, since the date of expropriation. I'm not sure as to the exact date of but 1996, as suggested by Helen Fair sounds reasonable. Can you provide the exact date to the person who will be verifying the calculation?

Thanks, ken

---

**From:** Helen & Glen Fair [mailto:s.22]  
**Sent:** September-05-08 8:41 PM  
**To:** Ken  
**Subject:** Re: Final Compensation for Expropriated Mineral Claims

s.22

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

**From:** Ken  
**To:** s.22  
**Cc:** 'Mellors, Shelley D EMPR:EX'  
**Sent:** Wednesday, September 03, 2008 9:45 AM  
**Subject:** Final Compensation for Expropriated Mineral Claims

Good morning Helen and Glen

I believe you have been notified that the arbitrator has accepted the final offer of the Province - \$8,250.

Under the terms of our Framework Agreement, the unsuccessful party at arbitration pays the cost of the arbitrator. The arbitrator has presented the Ministry with his bill in the amount of \$3,249.53. Shelley Mellors of the Ministry will provide you with a copy of that invoice shortly.

The net compensation payable is accordingly \$5,000.47, being \$8,250.00 less \$3,249.53.

The net compensation payable is increased by the amount of any taxes paid on the expropriated claims, post the date of expropriation. Ministry records confirm that \$70.58 is due to you as a refund of taxes. Would you please verify that this amount agrees with your records.

The Framework Agreement requires that you execute a Form C, which is a Land Titles Office form having the effect of formally moving the expropriated claims into the name of the Province. Shelley Mellors is in the process of preparing this form for you. You should expect to receive the Form C by mail in about two weeks. The Ministry will process a cheque for the net compensation amount and the confirmed refund of taxes, once you return the signed Form C and it is filed with the Land Titles Office.

Thank you for your cooperation in this matter,

Ken Davidson  
Provincial Negotiator

## **Mellors, Shelley D EMPR:EX**

---

**From:** Colins, Dhorea SBR:EX  
**Sent:** Friday, January 23, 2009 9:02 AM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Tax inquiry request Noble et al claims

Hi Shelley,

s.22

Regards,  
Dhorea

---

**From:** Mellors, Shelley D EMPR:EX  
**Sent:** Wednesday, January 21, 2009 3:10 PM  
**To:** Colins, Dhorea SBR:EX  
**Subject:** Tax inquiry request Noble et al claims

Hi Dhorea,

Another settlement and process in place for return of titles to crown.  
When complete, I'll need to pay out taxes owing to the following set of claims.

**Mining Rights Compensation Arbitration Settlement**  
**Mineral title holders: Noble ET AL represented by Helen Fair**  
**Properties: Snosrap, Lake Side and Geiler (Crown Granted 2 Post claims Numbers 1501, 1502 and 1369)**

---

Could you please advise of remaining tax owing on these claims?

Thanks!,

*Shelley Mellors*  
*Manager, Titles Programs*  
Compliance and Administration Branch, Titles Division  
Ministry of Energy, Mines and Petroleum Resources  
Phn: (250) 952-0853 Fax: (250) 952-0331



*Copy*

May 5, 2008

Donald R. Munroe, Q.C.  
Heenan Blaikie  
2200 – 1055 West Hastings St  
Vancouver BC V6E 2E9

Dear Don Munroe:

**Re: Mining Rights Compensation dispute between the Province of BC and mineral title holders  
Noble ET AL represented by Helen Fair. Properties: Snosrap, Lake Side and Geiler  
(Crown Granted 2 Post claims Numbers 1501, 1502 and 1369)**

---

Thank you for accepting appointment on behalf of the Ministry to conduct an arbitration proceeding for the above noted dispute.

As stated in Schedule B of your contract, the Ministry requires that you conduct the proceeding in full accordance with all terms and conditions set out in the Mining Rights Compensation Regulation and Final Framework Dispute Resolution Agreement. Regulations request that you strive to achieve a timely selection of either the minister's final offer or the holder's offer based on their merit. The proceeding will conclude upon your delivery of an award to the title holder with written reasoning.

Regulations also require that each party be given a full and fair opportunity to present their case based only on the following enclosed material: the title holder's affidavit, final report and final offer and the Ministry's final report and final offer. Also enclosed is the Final Framework Dispute Resolution Agreement, the Mining Rights Compensation Regulation and a list of relevant contacts.

Please keep me advised of significant events marking your progress throughout the proceeding, a quick weekly/biweekly (as relevant) e-mail or phone call will suffice. I can be reached at (250) 952-0853 and my e-mail address is [Shelley.D.Mellors@gov.bc.ca](mailto:Shelley.D.Mellors@gov.bc.ca). Should you have any questions I am available to assist you.

Sincerely,

*Original signed by,*

Shelley Mellors  
Manager, Titles Programs

Enclosures

## Arbitration Contacts

<b>Ministry of Energy Mines and Petroleum Resources Contacts</b>	Ministry Negotiator	Ken Davidson, Consultant Invictus Consulting Inc. c/o 648 Falkland Rd, Victoria BC V8S 4L5 Cell: (250) 812-7040 E-mail: <a href="mailto:kendavidson@invictusbc.com">kendavidson@invictusbc.com</a>
	Negotiator's Assistant	Jennifer Houghton, Consultant J.BenderHoldings Inc. 194 Denison Rd, Victoria BC V8S 4K3 Cell: (250) 661-4241 E-mail: s.22
	Ministry Evaluator	William (Bill) Roscoe Roscoe Postle Associates Inc. 501 – 55 University Ave, Toronto, ON M5J 2H7 Business: (416) 947-0907 E-mail: <a href="mailto:William.Roscoe@scottwilson.com">William.Roscoe@scottwilson.com</a>
	Ministry Representing Solicitor	Alan Hincks, Lawyer Ministry of Attorney General Legal Services Branch 6 <sup>th</sup> Floor, 1001 Douglas St, Victoria BC V8W 1X4 Office: (250) 356-8895 E-mail: <a href="mailto:Alan.Hincks@gov.bc.ca">Alan.Hincks@gov.bc.ca</a>
<b>Title Holder Contacts</b>	Title Holder representing: Nobel ET Al	Helen Fair s.22
	Title Holder Evaluator	Jacques Houle, P.Eng Mineral Exploration Consulting 6552 Peregrine Rd, Nanaimo BC V9V 1P8 Telephone: (250) 390-3930 E-mail: <a href="mailto:jhoule06@shaw.ca">jhoule06@shaw.ca</a>

*Copy*

April 11, 2008

Donald Munroe  
8964 Gowlland Point  
Pender Island, BC V0N 2M0

Dear Donald Munroe:

Back in 1999, you were selected with the assistance of the BC Mining Association and the BC and Yukon Chamber of Mines as a candidate qualified to sit on a roster of Arbitrators as required by the Mining Rights Compensation Regulation. The program offers compensation to mineral title holders after expropriation of their property due to the creation of a Provincial Park. For the first time in the program's history, a compensation negotiation has moved to arbitration.

Without further delay, the Ministry is required to appoint an Arbitrator from this roster and would like to offer you the position if you are willing and available.

As you may know, the arbitrator will be required to make an award to the holder of the expropriated mineral title in the amount of either the minister's or the title holder's final offer with reasoning. All corresponding materials required will be provided to you from the Ministry and from the title holder at your request. In addition to your fees, your expenses necessary for the arbitration proceeding including travel, lodging and the cost of a hearing room will be included in your contract. The dates of the contract would be as immediate as possible to August 31, 2008. Although, I can let you know the case is not expected to require more than a few weeks at most (approximately 20 to 35 hours in total) to determine a settlement since it is a straight forward case. (The end-date August 31, 2008 is provided only to correspond with maximum time-lines for arbitration dictated by legislation.)

Please contact me at (250) 952-0853 at your earliest convenience to advise me of your availability and/or to discuss this opportunity further. I look forward to hearing from you.

Sincerely,

*Original Signed by,*

Shelley Mellors  
Manager, Titles Programs

**Stone, Kim EMPR:EX**

---

**From:** Stone, Kim EMPR:EX  
**Sent:** Tuesday, March 28, 2006 1:20 PM  
**To:** Grant, Brian DB EMPR:EX; 'Kendavidson@invictusbc.com'  
**Subject:** Noble

Hi Guys, attached is the preliminary report for the Snosrap etc crown grants. Could you please review the report and provide me with your comments.

Thanks very much.

(Mrs.) Kim Stone  
Manager, Victoria Mineral Titles Office  
Mineral Titles Branch  
250-952-0567

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

**From:** Hrayr agnerian [mailto:hagnerian@rpacan.com]  
**Sent:** Tuesday, March 28, 2006 9:46 AM  
**To:** Stone, Kim EMPR:EX  
**Subject:** BC Titles Valuation

Kim,

Attached you will find our Preliminary Valuation Report on the Snosrap, Lakeside, Margaret Whalen, Hindurton, Geiler and Copper Hill claims on Quadra Island, in Draft form and in pdf format.

Please let us know if there are any comments so that we may prepare the Final Report.

Regards,

**Hrayr Agnerian, M.Sc. (Applied), P.Geo.**  
Consulting Geologist  
**Roscoe Postle Associates Inc.**  
Suite 501, 55 University Ave.,  
Toronto, Ontario. M5J 2H7  
Tel: (416) 947-0907  
Fax: (416) 947-0395  
E-mail: hagnerian@rpacan.com

<<...>>

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If you are not the intended recipient of this communication, please notify us immediately by reply e-mail or by telephone (above) and delete this communication (and any attachments) without making a copy. Thank you.

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July 14/2008

**IN THE MATTER OF AN ARBITRATION PURSUANT TO A  
FINAL FRAMEWORK DISPUTE RESOLUTION AGREEMENT DATED  
OCTOBER 13, 2002**

**BETWEEN:**

**HER MAJESTY THE QUEEN IN RIGHT OF  
THE PROVINCE OF BRITISH COLUMBIA**

(the "Province")

**AND:**

**NOBLE ET AL (Eiva Anna Noble, Hilda Kathleen Noble,  
John Bruce Noble, Michael Ellis Noble, Anna Elizabeth  
Noble, Marilyn Ann Ferry, Helen Rosemary Fair, John  
Edward Noble, Patrick Hugh Noble, Mary-Kaye Noble  
and Nelson Glen Fair)**

(the "Holder")

**SUBMISSIONS OF THE PROVINCE**

**Introduction**

1. This is an arbitration pursuant to an agreement between the Province and the Holder dated October 13, 2002. The agreement is found at Tab 1 of the Documents of the Province.
2. The subject of the arbitration is the compensation to be paid by the Province to the Holder as a result of the expropriation by the Province of certain mineral claims owned by the Holder. The expropriation resulted from the creation of the Main Lakes Chain Provincial Park on April 30, 1996. The claims and the park are on Quadra Island, an island just off the east coast of Vancouver Island opposite Campbell River.
3. The mineral claims which were expropriated are Crown granted mineral claims. The claims are:
  - Lot #1502 "Lakeside"
  - Lot #1501 "Snorap"
  - Lot #1369 "Geiler"

4. These mineral claims range in size between 45 and 50 acres. Their location, along with other mineral claims owned by the Holder in the same area of Quadra Island but not expropriated, is shown in the reports of the Province's valuer, Scott Wilson RPA (Tab 2, p. 6 – 3) and of the Holder's valuer, Jacques Houle (Tab 3, Figure 3b). Tab references are to the Documents of the Province, submitted June 24, 2008.

5. The valuers agree that these claims are exploration properties on which an economically viable mineral deposit has not yet been demonstrated to exist. Some small mineral deposits on the claims were developed prior to the 1940s. However, there is no record of recent exploration (RPA Report, Tab 2, pp. 4 – 1, 4 – 2, 7 – 1 to 7 – 5; Houle Report, Tab 3, pp. 3, 9 – 14).

6. The Province values the three claims at \$7,500 (one half the value of the six claims valued). The valuation date is April 30, 1996 (Tab 2, pp. 2 – 1, 11 – 3). The Province's final offer is \$8,250 (Tab 4).

7. The Holder values the three claims at \$53,764.50. The valuation date is November 1, 2007 (Tab 3, p. 3; Tab 5). This is the Holder's final offer.

### **Submissions**

8. In accordance with the Agreement, the Arbitrator must select one of the final offers proposed (Agreement, Tab 1, Article 1, Schedule B, s. 21(1)).

9. It is submitted that the Arbitrator should select the Province's final offer.

10. The valuation which is the basis of the Province's final offer is set out in the RPA Report at Tab 2. The valuation date used by RPA is the date of expropriation (see para. 2 above and RPA Report Tab 2, p. 2 – 1).

11. The authors of the RPA Report, Hrayr Agnerian and Dr. William Roscoe are consulting geologists with substantial experience valuing mineral properties. Dr. Roscoe has published extensively on the subject of mineral property valuation and has been

accepted as an expert in this area by the B.C. Supreme Court and the B.C. Expropriation Compensation Board (RPA Report, Tab 2, pp. 5 – 1, 5 – 2, 13 – 1, 13 – 2).

12. In valuing the mineral claims, RPA relied on the Appraised Value Method and the Comparable Transactions Method.

13. The Appraised Value Method bases the value estimate on meaningful part exploration expenditures plus warranted future costs. For the subject claims, RPA considered that the past expenditures for work done during the first half of the 20<sup>th</sup> century on the claims would have a 1996 cost in the order of \$12,000. No further work was warranted in view of adequate exploration of target areas and the style of mineralization. RPA concluded that the value of the six claims (which includes three claims which were not expropriated) by the Appraised Value Method was \$12,000 (RPA Report, Tab 2, pp. 4 – 2, 4 – 3, 11 – 1).

14. The Appraised Value Method requires an experienced, knowledgeable exploration geologist with a good understanding of the principles of valuation. It best represents value where there is active exploration underway at the date of valuation (RPA Report, Tab 2, p. 4 – 3).

15. The Comparable Transactions Method uses the transaction price of a comparable mineral property at the date of valuation to establish a value for the subject property. RPA maintains an extensive database of mineral property transactions and from this database identified six comparable transactions which took place between August 1, 1994 and October 31, 1996. RPA selected comparables on the basis of property size, exploration stage and geological environment (RPA Report, Tab 2, pp. 4 – 3, 4 – 4, 5 – 1, 11 – 1, 11 – 2). There is a typographical error on p. 1 – 7 and p. 11 – 2 in the transaction date for the US Platinum Inc. purchase. The purchase date for this transaction is October 15, 1996 (RPA Report, Tab 2, p. 14 – 6).

16. RPA concluded that the range of value for the six subject claims by the Comparable Transactions Method was \$14,000 to \$18,000 (RPA Report, Tab 2, p. 1 – 7).

17. RPA concluded that the Comparable Transaction Method was more reliable than the Appraised Value Method and that the market value of the six claims as of April 30, 1996 was \$15,000 (RPA Report, Tab 2, p. 1 – 7), which is the basis of the Final Offer of the Province.

18. The valuer retained by the Holder, Jacques Houle, valued ten mineral claims held by the Holder, including the subject claims (Houle Report, Tab 3).

19. Mr. Houle valued the claims as of the date of his report, November 1, 2007. This is not in accord with the Agreement which specifically provides for compensation equal to the value of the claims on the expropriation date which in this case is April 30, 1996 (Agreement, Tab 1, Article 1, Schedule B, s. 1 ("date of expropriation"), s. 5(1)). The Province has raised this error in assumption with the Holder throughout the valuation process.

20. The selection of November 1, 2007 as a valuation date has a material effect on the value of the claims. At p. 6 of his report (Tab 3), Mr. Houle states that:

"There have been both significant increases in world commodity prices and also a significant improvement in the mineral exploration investment climate in B.C. from the date of expropriation, March 19, 1996 to the date of the Valuation and Report. These changes have resulted in substantial increases in the marketability and prices paid for mineral properties in B.C. from 1996 to 2007." (emphasis added).

21. This comment indicates that Mr. Houle's valuation significantly exceeds the value of the mineral claims at the correct valuation date.

22. Mr. Houle's experience as a mineral claim valuer is set out on p. 36 of his report. He states that "... this is only my third evaluation...".

23. Mr. Houle employs the Comparable Transactions Method and what he refers to as the "Multiple of Exploration Method" – apparently a type of cost approach to valuation (Houle Report, Tab 5, p. 26).

24. For the Comparable Transactions Method, Mr. Houle examined 16 transactions. The criteria for selection are not revealed other than location (South Coastal B.C.) and involvement of a public company. The transactions took place between 2003 and 2006.

25. It is a fundamental principle of valuation that hindsight evidence (information not available at the date of valuation) cannot be relied on. The transactions relied on by Mr. Houle, coming as they do long after the valuation date, and in a very different environment, can have no bearing on the value of the claims at the date of the expropriation.

- *Premanco Industries Ltd. v. Ministry of Environment, Lands and Parks* 2001 BCCA 116 at paras. 1 and 2.

26. Similarly, the valuation carried out by Mr. Houle using the "Multiple of Exploration Expenditure of the Cost Method" is based on the environment for mineral exploration in 2007, which he acknowledges to be significantly improved over that in 1996. There would have been a greater willingness to incur exploration costs in 2007 than in 1996, and as these costs form the basis of value in this method, the 2007 value would be expected to exceed the 1996 value.

27. Furthermore, the exploration program upon which Mr. Houle bases his valuation by the Cost Method encompasses not only the ten claims owned by the Holder, but contiguous mineral property "approximately ten times the area of the Ten Claims", acquisition of which "could be established" (Houle Report, Tab 3, p. 33).

28. The contribution of the three claims to be valued is thus a small fraction of a much larger hypothetical mineral holding which did not exist in 2007, or at the date of valuation. Mr. Houle gives no consideration as to whether this assembly could have been achieved economically (or at all), or how, assuming it could be, why the contribution to value of the ten claims being valued should be 10% of the total.



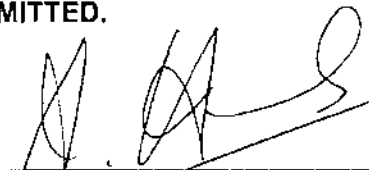
**Conclusions**

29. The final offer of the Province should be accepted and an order made that compensation in the amount of \$8,250 be paid to the Holder. This is based on the valuation by the Province's experienced mineral valuer, employing the correct principles of valuation.

30. The final offer of the Holder should not be accepted. It is based on the value of the claims more than 10 years after the expropriation and valuation date, at which time the market for mineral claims was much different. This error in assumption affects both valuation methods used by the Holder's valuer. In addition, the criteria for selection of comparables is not revealed, and the Cost Method is based on the claims being valued forming a small part of a much larger mineral property consisting of claims not owned by the Holder.

**ALL OF WHICH IS RESPECTFULLY SUBMITTED.**

Dated: July 14, 2008

A handwritten signature in black ink, appearing to read 'Alan V. W. Hincks', written over a horizontal line.

**Alan V. W. Hincks**  
Counsel for the Province

**IN THE MATTER OF AN ARBITRATION PURSUANT TO A  
FINAL FRAMEWORK DISPUTE RESOLUTION AGREEMENT DATED  
OCTOBER 13, 2002**

BETWEEN:

**HER MAJESTY THE QUEEN IN RIGHT OF  
THE PROVINCE OF BRITISH COLUMBIA**

(the "Province")

AND:

**NOBLE ET AL (Eiva Anna Noble, Hilda Kathleen Noble,  
John Bruce Noble, Michael Ellis Noble, Anna Elizabeth  
Noble, Marilyn Ann Ferry, Helen Rosemary Fair, John  
Edward Noble, Patrick Hugh Noble, Mary-Kaye Noble  
and Nelson Glen Fair)**

(the "Holder")

**REPLY SUBMISSIONS OF THE PROVINCE**

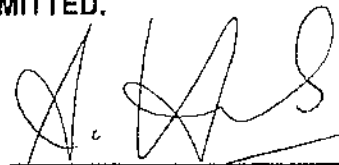
1. This is the reply of the Province to the submissions of the Holder dated July 14, 2008.
2. With respect to the submissions of the Holder concerning "fair market value" and a "fair and equitable settlement", the parties have agreed that compensation will equal the fair market value of the claims on the date of expropriation, as defined in section 5(1) of Schedule B of the Agreement (Documents of the Province Tab 1). This is the basis of the offer of the Province. This measure of compensation (and the process) here is the same as that available under the *Mining Rights Compensation Regulation*, BC Reg. 19/99, for holders of mineral claims expropriated for park purposes after 1999.
3. With respect to the acceptance of the Holder's report, the Province simply confirmed receipt of the report (Tab 4, p. 1). At no time did the Province agree to a valuation date other than the date of the expropriation, as provided by the Agreement.

4. With respect to past production on the Geiler claim, previous mining activity on this claim and others in the area was recognized and considered by the Province's valuer (RPA Report, Tab 2, pp. 1-5; 7-1 to 7-5).

5. The issues raised in the numbered paragraphs of the submissions of the Holder have no bearing on the sole issue in this arbitration – compensation – and are therefore not relevant.

**ALL OF WHICH IS RESPECTFULLY SUBMITTED.**

Dated: July 24, 2008

A handwritten signature in black ink, appearing to read 'A. W. Hincks', is written over a horizontal line.

**Alan V. W. Hincks**  
Counsel for the Province

Aug 14 / 2008

**IN THE MATTER OF AN ARBITRATION PURSUANT TO A  
FRAMEWORK DISPUTE RESOLUTION AGREEMENT DATED  
OCTOBER 13, 2002**

**BETWEEN:**

**HER MAJESTY THE QUEEN IN RIGHT OF  
THE PROVINCE OF BRITISH COLUMBIA**

**(the "Province")**

**AND:**

**NOBLE ET AL (Eiva Anna Noble, Hilda Kathleen Noble,  
John Bruce Noble, Michael Ellis Noble, Anna Elizabeth Noble,  
Marilyn Ann Ferry, Helen Rosemary Fair, John Edward Noble,  
Patrick Hugh Noble, Mary-Kaye Noble and Nelson Glen Fair)**

**(the "Holder")**

Arbitrator: Donald R. Munroe, Q.C.

For the Province: Alan V. W. Hincks

For the Holder: Glen Fair and Helen Fair

**AWARD**

The purpose of this arbitration is to fix the compensation to be paid by the Province to the Holder as the result of the expropriation by the Province of three mineral claims owned by the Holder. The expropriation of the mineral claims was under Section 11 of the *Park Act*; was in relation to the creation by the Province of the Main Lakes Chain Provincial Park; and occurred on April 30, 1996.

On October 13, 2002, the Province and the Holder entered into a Framework Dispute Resolution Agreement ("the Agreement"), by which this arbitration proceeding is governed.

Section 9(1) of the Agreement states that, "the minister or the holder of the expropriated mineral title may, by notice to the other party, require that the amount of compensation payable to the holder be settled by a single arbitrator". Notice having been given, this arbitration proceeding was duly initiated.

Section 10 of the Agreement states that, "The arbitrator must decide by selecting either the minister's final offer or the title holder's final offer".

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At the point of expropriation, the subject properties were at an early stage of exploration. The three generally accepted valuation approaches for mineral claims are the Cost, Market and Income approaches. The Scott Wilson RPA evaluators used two valuation methods: the Appraised Value Method (a Cost approach) and the Comparable Transactions Method (a Market approach). An Income approach was not used because it is not appropriate for early-stage exploration properties.

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April 30, 1996, at \$7,500 -- but with a final offer for purposes of this arbitration of \$8,250.

Taking the report by Scott Wilson RPA at face value, the Province's final offer is justified.

The Holder is critical of the authors of the Scott Wilson RPA report for not doing a site visit (although it was not explained how the absence of a site visit impaired the quality of the report). However, there is no dispute about the authors' independence, experience or expertise. Nor is there a dispute about the valuation methods employed by the authors; nor indeed, any criticism of the report at all (apart from the lack of a site visit).

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information and “private information” supplied by the Holder. Mr. Houle also conducted a site visit on August 2, 2007, and did some selective sampling.

For the Comparable Transactions Method, Mr. Houle selected 16 transactions for mineral properties in South Coastal B.C. which occurred between 2003 and 2007 (three in 2003; four in 2004; five in 2005; two in 2006; and two in 2007). And thus, the earliest of the comparable transactions examined by Mr. Houle occurred some seven years after the date of expropriation of the subject properties; and the latest of the comparable transactions examined by Mr. Houle occurred some 11 years after the date of expropriation.

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of Exploration Expenditure Method used by Mr. Houle is based on the investment climate for mineral exploration in British Columbia in 2007 -- some eleven years subsequent to the expropriation of the subject properties.

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Mr. Houle's selection of November 1, 2007 as the "valuation date" for the two valuation methods used by him runs directly counter to section 5(1) of the Agreement. Using November 1, 2007 as the valuation date, the combined value of the three subject properties using the Comparable Transactions Method was found by Mr. Houle to be \$60,954.10; and using the Multiple of Exploration Expenditures method, \$46,575. The average of those two figures is \$53,764.50 -- which is the Holder's final offer.

But as Mr. Houle himself says in the above-quoted extract, "These changes [between 1996 and 2007] have resulted in substantial increases in the marketability and prices paid for mineral properties in B.C., and in mineral exploration expenditures incurred throughout B.C. from 1996 to 2007".

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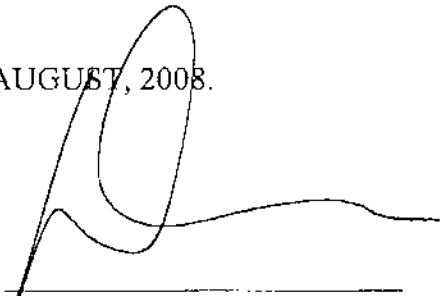
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In the result, the amount payable by the Province to the Holder, subject to section 22 of the Agreement (arbitrator's costs) is \$8,250.

IT IS SO AWARDED

DATED THE 14<sup>th</sup> DAY OF AUGUST, 2008.

  
\_\_\_\_\_  
Donald R. Munroe, Q.C.  
Arbitrator

**IN THE MATTER OF AN ARBITRATION PURSUANT TO A  
FRAMEWORK DISPUTE RESOLUTION AGREEMENT DATED  
OCTOBER 13, 2002**

**BETWEEN:**

**HER MAJESTY THE QUEEN IN RIGHT OF  
THE PROVINCE OF BRITISH COLUMBIA**

**(the "Province")**

**AND:**

**NOBLE ET AL (Eiva Anna Noble, Hilda Kathleen Noble,  
John Bruce Noble, Michael Ellis Noble, Anna Elizabeth Noble,  
Marilyn Ann Ferry, Helen Rosemary Fair, John Edward Noble,  
Patrick Hugh Noble, Mary-Kaye Noble and Nelson Glen Fair)**

**(the "Holder")**

Arbitrator: Donald R. Munroe, Q.C.

For the Province: Alan V. W. Hincks

For the Holder: Glen Fair and Helen Fair

**AWARD**

The purpose of this arbitration is to fix the compensation to be paid by the Province to the Holder as the result of the expropriation by the Province of three mineral claims owned by the Holder. The expropriation of the mineral claims was under Section 11 of the *Park Act*; was in relation to the creation by the Province of the Main Lakes Chain Provincial Park; and occurred on April 30, 1996.

On October 13, 2002, the Province and the Holder entered into a Framework Dispute Resolution Agreement ("the Agreement"), by which this arbitration proceeding is governed.

Section 9(1) of the Agreement states that, "the minister or the holder of the expropriated mineral title may, by notice to the other party, require that the amount of compensation payable to the holder be settled by a single arbitrator". Notice having been given, this arbitration proceeding was duly initiated.

Section 10 of the Agreement states that, "The arbitrator must decide by selecting either the minister's final offer or the title holder's final offer".

This, then, is a final-offer-selection arbitration -- sometimes colloquially called "baseball arbitration". By virtue of section 10 of the Agreement, I am obliged to select either the Province's final offer or the Holder's final offer as the amount to be paid by the former to the latter for the three expropriated mineral claims. I am not permitted to award an amount representing a "third point of view"; or put more elaborately, I am not permitted to award an amount representing what I might consider to be a more acceptable figure than either of the figures proposed by either of the parties. Again, and very simply, I must decide the amount payable by the Province to the Holder by selecting one or another of the parties' final offers.



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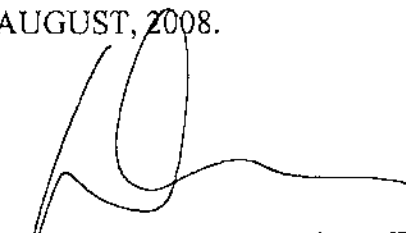


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DATED THE 14<sup>th</sup> DAY OF AUGUST, 2008.

  
\_\_\_\_\_  
Donald R. Munroe, Q.C.  
Arbitrator

# Heenan Blaikie LLP

1055 West Hastings Street  
Suite 2200  
Vancouver, British Columbia V6E 2E9  
T. 604 669.0011  
F. 604 669.5101

LAWYERS

N° 537937

Page 1

August 18, 2008

Our Reference: 050926-0001

## PRIVATE & CONFIDENTIAL

Shelley Mellors, Manager, Titles Programs  
Ministry of Energy, Mines & Petroleum Resources  
P.O. Box 9326 Stn Fort  
Victoria, BC V8W 9N3

**Contract Number: CC66509010**

**FOR PROFESSIONAL SERVICES RENDERED** as arbitrator in the matter of a dispute between the Province of British Columbia (Ministry of Energy, Mines and Petroleum Resources) –and– Noble et al, including initial review of Framework Agreement and materials provided; letter to parties; memoranda to and from parties; pre-arbitration conference call with parties and follow-up memorandum; pre-arbitration meeting with parties and follow-up memorandum; review initial and reply written submissions; miscellaneous correspondence; further study of expert reports; deliberations; drafting, revising and settling award.

**FEES** \$ 3,160.00

### **DISBURSEMENTS**

- Fax	\$ 69.00	
- Photocopies	\$ 11.25	
- Telephone Conference Call	\$ 9.28	
		\$ 89.53

**SUB-TOTAL** \$ 3,249.53

### **AMOUNT DUE**

\$ 3,249.53

This is our account herein  
**HEENAN BLAIKIE LLP**

Per: \_\_\_\_\_  
Donald R. Munroe

We have made every effort to include fees and disbursements incurred on your behalf for the current billing period. In the event additional fees or disbursements are subsequently incurred and/or recorded, a subsequent account will be forwarded.

hbdocs - 4796483v1

Reference / File: 050926-0001

GST N° 864865936

Initials DRM

**PLEASE RETURN THIS COPY WITH YOUR REMITTANCE**

Page 271 of 519

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s.22

CANADIAN DOLLAR BANK DRAFT  
TRAITE BANCAIRE EN DOLLARS CANADIENS

300341

HSBC Bank Canada  
Banque HSBC Canada  
1000 Shoppers Row  
Compass River, QC V3W 1C9

2 0 0 7 1 1 2 8  
DATE Y/A M/M D/J

Name of Payee  
Nom du bénéficiaire

MICHAEL NOBLE

\$ \*\*8,000.00

CAD SIX THOUSAND ONLY

\$ 0  
COMMISSION

919318150

ACCOUNT NUMBER / NUMÉRO DE COMPTE

*Helen Fair*

PURCHASER / ACHÉTEUR

CANADIAN DOLLARS  
DOLLARS CANADIENS

1715  
NOT NEGOTIABLE / NON NÉGOCIABLE

2 - Purchaser's Receipt / Reçu de l'acheteur

S.17

Dec 19/07

Dear Ken,

RE: Crown Granted Mineral Claims

Here is a copy of the Bank Draft that was sent to Michael.

Michael has all the signatures you asked for, hope they have been sent to you.

Yours Truly,  
*Helen Fair*



Page 273 of 519

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s.22

Y9C3

**Jennifer; J. Bender Holdings, Inc.**

---

**From:** Ken Davidson [kendavidson@invictusbc.com]  
**Sent:** January-03-08 4:38 PM  
**To:** 'Helen & Glen Fair'  
**Cc:** 'Jennifer Rose Houghton'  
**Subject:** RE: Granite Bay Mineral claims

Got them both.... Jennifer and I should have a letter with "next steps" off to you by email tomorrow

**Ken Davidson**  
**Invictus Consulting Inc.**  
Cell: (250) 812-7040  
KenDavidson@InvictusBC.com

---

**From:** Helen & Glen Fair [mailto:s.22]  
**Sent:** January-03-08 2:08 PM  
**To:** Ken Davidson  
**Subject:** Granite Bay Mineral claims

s.22

January 3, 2008

Re: Granite Bay Mineral Claims

Dear Ken Davidson

We would like to know if you received the letter from Mike Noble, with all the signature's that releases him from representing the family, regarding the expropriated mineral claims. Also did you receive a copy of the Bank Draft that we sent to Mike?

Yours truly, Helen & Glen Fair

TITLE NAME: SNOSRAP & LAKE SIDE

TAB 1 Description and Location of Mineral Tenure

TAB 2 Framework Dispute Resolution Agreement

TAB 3 Correspondence (External)

TAB 4 Correspondence (Internal)

TAB 5 Settlement

TAB 6 Reports

MICHAEL NOBLE  
s.22

Glen / HELEN FAIR  
s.22



### **Preliminary**

- ☐ Request File open info from Kristy (Appointment letter, FDRA and Mineral Title Info)
- ☐ Receive file open info
- ☐ Send out participation letter and FDRA
- ☐ Response from Holder (within 30 days)
- ☐ Follow up required
- ☐ Receive FDRA back from Holder with signature
- ☐ Send FDRA to MEM for signature
- ☐ Receive 2 fully executed copies of FDRA back from MEM
- ☐ Send 1 executed copy of FDRA to Holder

### **Offers**

- ☐ Offer 1 \_\_\_\_\_
- ☐ Response \_\_\_\_\_
- ☐ Offer 2 \_\_\_\_\_
- ☐ Response \_\_\_\_\_
- ☐ Offer 3 \_\_\_\_\_
- ☐ Response \_\_\_\_\_

Y/N Goes to Arbitration

### **Settlement**

- ☐ Request Abandonment Form from MEM
- ☐ Send out Settlement Letter/Contract and Abandonment
- ☐ Receive original Contract and Abandonment back from Holder
- ☐ Make cheque requisition (fax contract and abandonment to Kristy)
- ☐ Receive copy of cheque requisition

Page 278 of 519

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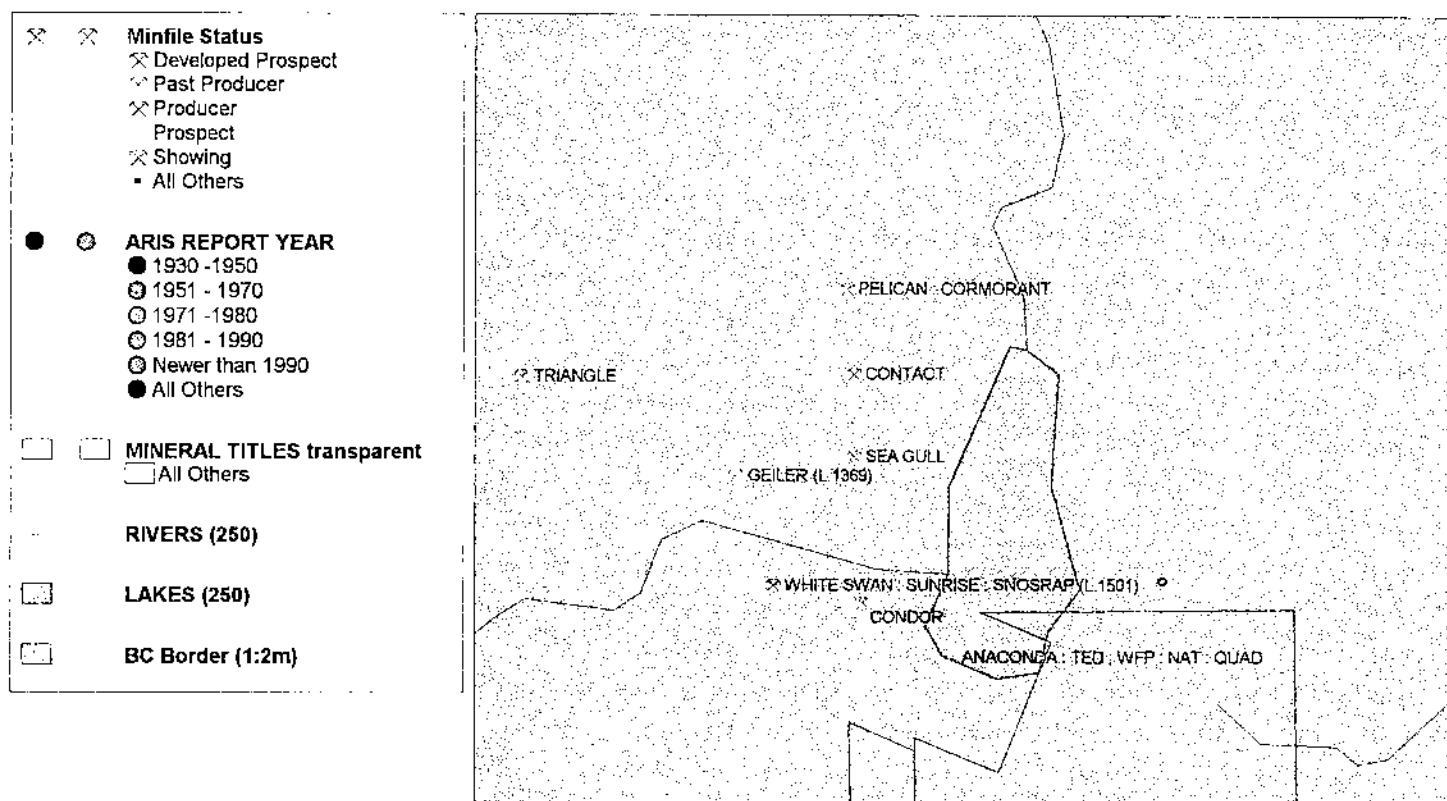
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Page 279 of 519

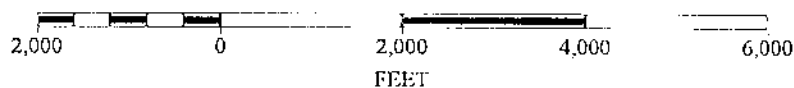
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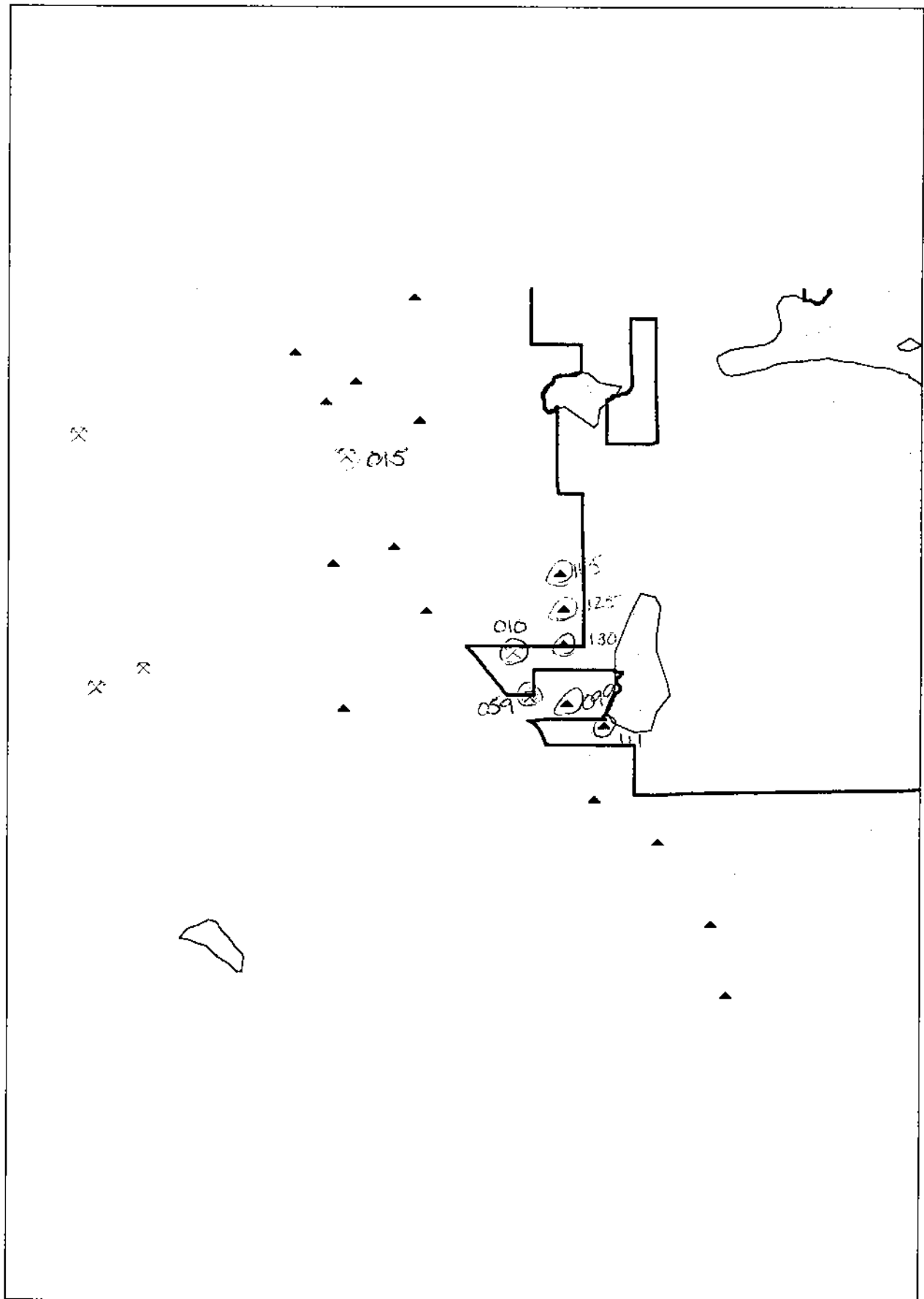
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# B.C. Ministry of Energy and Mines



SCALE 1 : 25,349





Run Date: 2003/May/12  
Run Time: 10:07 AM

MINFILE / www  
**MASTER REPORT**  
GEOLOGICAL SURVEY BRANCH  
MINISTRY OF ENERGY & MINES

MINFILE Number: 092K 059

National Mineral Inventory: 092K3 Cu7

Name(s): **WHITE SWAN, SUNRISE, SNOSRAP S. 15**

Status: Developed Prospect      Underground      Mining Division: Nanaimo  
Regions: British Columbia, Vancouver Island  
NTS Map: 092K03W (NAD 83)      UTM Zone: 10 (NAD 83)  
Latitude: 50 11 16 N      Northing: 5561952  
Longitude: 125 15 34 W      Easting: 338711  
Elevation: 90 Metres  
Location Accuracy: Within 500M  
Comments: About 6.5 kilometres southeast of Granite Bay, adjoining the Geiler claim (L 1369) on the southeast (Minister of Mines Annual Report 1913, page 72). Geological Survey of Canada Summary Report for 1913 reports the White Swan as being part of the Sunrise group of claims, while the 1910 Minister of Mines Annual Report refers to the White Swan group. The group consisted of the White Swan, Sunrise and Mystic Cave claims with the addition of the Geiler claim according to the Summary Report 1913. The area is now held as the Snosrap (Lot 1501) claim.

Commodities: Copper      Silver

**MINERALS**

Significant: Pyrrhotite      Chalcopyrite      Arsenopyrite      Pyrite  
Associated: Quartz  
Alteration: Garnet      Epidote  
Alteration Type: Skarn  
Mineralization Age: Unknown

**DEPOSIT**

Character: Massive      Podiform      Vein  
Classification: Skarn      Hydrothermal      Epigenetic  
Type: [Cu skarn.]

**HOST ROCK**

Dominant Host Rock: Sedimentary

Stratigraphic Age	Group	Formation	Igneous/Metamorphic/Other
Upper Triassic	Vancouver	Karmutsen	
Mesozoic-Cenozoic			Coast Plutonic Complex

Lithology: Limestone  
Andesite  
Intrusive Rock

Host Rock Comments: Mineralization occurs in limestone and andesite near their contact. Intrusive rock occurs several hundred metres to the east.

**GEOLOGICAL SETTING**

Tectonic Belt: Insular  
Terrane: Wrangell

Physiographic Area: Georgia Depression

**INVENTORY**

Ore Zone: VEIN  
Category: Assay/analysis  
Sample Type: Grab

Report On: N  
Year: 1913

Commodity	Grade
Silver	6.86 g/t
Copper	1.000 %

Comments: Sample of pyrrhotite from quartz vein.  
Reference: Minister of Mines Annual Report 1913, page 285.

**CAPSULE GEOLOGY**

The area is underlain by Upper Triassic Karmutsen Formation volcanics of the Vancouver Group. These are interbedded with, and overlain to the northeast by a northwest trending belt of Quatsino Formation limestone (Vancouver Group) known historically as the "lime-belt". The Vancouver Group rocks are in fault and/or intrusive contact to the northeast with intrusive rocks of the Coast Plutonic Complex.

On the White Swan occurrence a 3.4 by 2.6 metre shaft has been sunk for 15 metres, and from the bottom of the shaft 30 metres or more of drifts have been driven. In addition, considerable surface work in the shape of pits, trenches and open-cuts has been done.

Several bodies of pyrrhotite occur in limestone and andesite near their contact. A large pit, about 4 metres deep, has exposed three parallel mineralized fracture zones which strike about 72 degrees, all of which are included within a width of 5.5 metres. The larger central zone is about 1.2 metres thick, and the smaller deposits on either side range from 5 to 40 centimetres in thickness. These mineralized zones or deposits are composed mainly of pyrrhotite, chalcopyrite, arsenopyrite, pyrite, quartz, garnets and epidote, the better ore material consisting mainly of quartz, pyrrhotite and chalcopyrite. An average sample was taken across the central deposit, 1.2 metres from the surface. This was assayed and proved to contain trace gold, no silver and 0.62 per cent copper (Geological Survey of Canada Summary Report 1913, page 73).

A mass of pyrrhotite about 3.6 metres thick was exposed in the old water filled shaft in 1913. An average sample was taken across this width and it assayed trace gold, no silver and 0.70 per cent copper (Geological Survey of Canada Summary Report 1913, page 73).

A 6-metre wide quartz vein containing pyrite and chalcopyrite was exposed at the northwest end of the old White Swan claim. A sample of pyrrhotite from the surface assayed trace gold, 6.86 grams per tonne silver and 1.0 per cent copper (Minister of Mines Annual Report 1913, page 285).

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GSC MAP 120A; 1386A  
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73-1A, pp. 42,43  
GSC SUM RPT \*1913, pp. 53-75

Date Coded: 1985/07/24  
Date Revised: 1989/05/02

Coded By: GSB  
Revised By: GJP

Field Check: N  
Field Check: N

MINFILE NUMBER: 092K 059

NATIONAL MINERAL INVENTORY: 092K3 Cu7

NAME(S): WHITE SWAN, SUNRISE, SNOSRAP s.15

STATUS: Developed Prospect  
REGIONS: British Columbia, Vancouver Island  
NTS MAP: 092K03W  
LATITUDE: 50 11 17 N  
LONGITUDE: 125 15 29 W  
ELEVATION: 90 Metres  
LOCATION ACCURACY: Within 500M  
COMMENTS: About 6.5 kilometres southeast of Granite Bay, adjoining the Geiler claim (L.1369) on the southeast (Minister of Mines Annual Report 1913, page 72). Geological Survey of Canada Summary Report for 1913 reports the White Swan as being part of the Sunrise group of claims, while the 1910 Minister of Mines Annual Report refers to the White Swan group. The group consisted of the White Swan, Sunrise and Mystic Cave claims with the addition of the Geiler claim according to the Summary Report 1913. The area is now held as the Snosrap (Lot 1501) claim.

COMMODITIES: Copper Silver

MINERALS

SIGNIFICANT: Pyrrhotite Chalcopyrite Arsenopyrite Pyrite  
ASSOCIATED: Quartz  
ALTERATION: Garnet Epidote  
ALTERATION TYPE: Skarn  
MINERALIZATION AGE: Unknown

DEPOSIT

CHARACTER: Massive Podiform Vein  
CLASSIFICATION: Skarn Hydrothermal Epigenetic  
TYPE: K01 Cu skarn

HOST ROCK

DOMINANT HOST ROCK: Sedimentary

STRATIGRAPHIC AGE	GROUP	FORMATION	IGNEOUS/METAMORPHIC/OTHER
Upper Triassic	Vancouver	Quatsino	
Upper Triassic	Vancouver	Karmutsen	
Mesozoic-Cenozoic			Coast Plutonic Complex

LITHOLOGY: Limestone  
Andesite  
Intrusive Rock

HOST ROCK COMMENTS: Mineralization occurs in limestone and andesite near their contact.  
Intrusive rock occurs several hundred metres to the east.

GEOLOGICAL SETTING

TECTONIC BELT: Insular  
TERRANE: Wrangell  
PHYSIOGRAPHIC AREA: Georgia Depression

INVENTORY

ORE ZONE: VEIN

REPORT ON: N

CATEGORY: Assay/analysis  
SAMPLE TYPE: Grab  
COMMODITY GRADE  
Silver 6.8600 Grams per tonne  
Copper 1.0000 Per cent

COMMENTS: Sample of pyrrhotite from quartz vein.  
REFERENCE: Minister of Mines Annual Report 1913, page 285.

CAPSULE GEOLOGY

The area is underlain by Upper Triassic Karmutsen Formation volcanics of the Vancouver Group. These are interbedded with, and overlain to the northeast by a northwest trending belt of Quatsino Formation limestone (Vancouver Group) known historically as the "lime belt". The Vancouver Group rocks are in fault and/or intrusive contact to the northeast with intrusive rocks of the Coast Plutonic Complex.

On the White Swan occurrence a 3.4 by 2.6 metre shaft has been sunk for 15 metres, and from the bottom of the shaft 30 metres or more of drifts have been driven. In addition, considerable surface work in the shape of pits, trenches and open-cuts has been done.

Several bodies of pyrrhotite occur in limestone and andesite near their contact. A large pit, about 4 metres deep, has exposed three parallel mineralized fracture zones which strike about 72 degrees, all of which are included within a width of 5.5 metres. The larger central zone is about 1.2 metres thick, and the smaller



#### CAPSULE GEOLOGY

deposits on either side range from 5 to 40 centimetres in thickness. These mineralized zones or deposits are composed mainly of pyrrhotite, chalcopyrite, arsenopyrite, pyrite, quartz, garnets and epidote, the better ore material consisting mainly of quartz, pyrrhotite and chalcopyrite. An average sample was taken across the central deposit, 1.2 metres from the surface. This was assayed and proved to contain trace gold, no silver and 0.62 per cent copper (Geological Survey of Canada Summary Report 1913, page 73).

A mass of pyrrhotite about 3.6 metres thick was exposed in the old water filled shaft in 1913. An average sample was taken across this width and it assayed trace gold, no silver and 0.70 per cent copper (Geological Survey of Canada Summary Report 1913, page 73).

A 6-metre wide quartz vein containing pyrite and chalcopyrite was exposed at the northwest end of the old White Swan claim. A sample of pyrrhotite from the surface assayed trace gold, 6.86 grams per tonne silver and 1.0 per cent copper (Minister of Mines Annual Report 1913, page 285).

#### BIBLIOGRAPHY

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GSC OF 463; 480  
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73-1A, pp. 42,43

DATE CODED: 850724  
DATE REVISED: 890502

CODED BY: GSB  
REVISED BY: GJP

FIELD CHECK: N  
FIELD CHECK: N

## B.C. Ministry of Energy and Mines

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## Capsule Geology and Bibliography

092K 059

<b>Name</b>	WHITE SWAN	<b>Mining Division</b>	Nanaimo
<b>Status</b>	Developed Prospect	<b>NTS</b>	092K03W <sup>NAD 27</sup>
<b>Latitude Longitude</b>	<u>50 11 17 N</u> <u>125 15 29 W</u>	<b>UTM</b>	10 5561750 338800
<b>Commodities</b>	Copper Silver	<b>Deposit Types</b>	K01: Cu skarn.

**Capsule  
Geology**

The area is underlain by Upper Triassic Karmutsen Formation volcanics of the Vancouver Group. These are interbedded with, and overlain to the northeast by a northwest trending belt of Quatsino Formation limestone (Vancouver Group) known historically as the "lime-belt". The Vancouver Group rocks are in fault and/or intrusive contact to the northeast with intrusive rocks of the Coast Plutonic Complex.

On the White Swan occurrence a 3.4 by 2.6 metre shaft has been sunk for 15 metres, and from the bottom of the shaft 30 metres or more of drifts have been driven. In addition, considerable surface work in the shape of pits, trenches and open-cuts has been done.

Several bodies of pyrrhotite occur in limestone and andesite near their contact. A large pit, about 4 metres deep, has exposed three parallel mineralized fracture zones which strike about 72 degrees, all of which are included within a width of 5.5 metres. The larger central zone is about 1.2 metres thick, and the smaller deposits on either side range from 5 to 40 centimetres in thickness. These mineralized zones or deposits are composed mainly of pyrrhotite, chalcopyrite, arsenopyrite, pyrite, quartz, garnets and epidote, the better ore material consisting mainly of quartz, pyrrhotite and chalcopyrite. An average sample was taken across the central deposit, 1.2 metres from the surface. This was assayed and proved to contain trace gold, no silver and 0.62 per cent copper (Geological Survey of Canada Summary Report 1913, page 73).

A mass of pyrrhotite about 3.6 metres thick was exposed in the old water filled shaft in 1913. An average sample was taken across this width and it assayed trace gold, no silver and 0.70 per cent copper (Geological Survey of Canada Summary Report 1913, page 73).

A 6-metre wide quartz vein containing pyrite and chalcopyrite was exposed at the northwest end of the old White Swan claim. A sample of pyrrhotite from the surface assayed trace gold, 6.86 grams per tonne silver and 1.0 per cent copper (Minister of Mines Annual Report 1913, page 285).

**Bibliography**

EMPR AR \*1910-159; \*1913-285,286  
EMPR BULL 23; 40  
GSC SUM RPT \*1913, pp. 53-75  
GSC MEM 23, p. 134  
GSC MAP 120A; 1386A  
GSC OF 463; 480  
GSC P 70-1A, pp. 44-49; 71-1A, pp. 31-33; 72-1A, pp. 21-23;  
73-1A, pp. 42,43

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**MASTER REPORT**  
GEOLOGICAL SURVEY BRANCH  
MINISTRY OF ENERGY & MINES

MINFILE Number: 092K 010

National Mineral Inventory: 092K3 Au2

Name(s): GEILERS, 15

Status: Past Producer  
Regions: British Columbia, Vancouver Island  
NTS Map: 092K03W (NAD 83)  
Latitude: 50 11 28 N  
Longitude: 125 15 40 W  
Elevation: 90 Metres  
Location Accuracy: Within 500M  
Comments: Centre of the Geiler claim (L.1369) located about halfway between Granite Bay and Open Bay.

Underground

Mining Division: Nanaimo

UTM Zone: 10 (NAD 83)  
Northing: 5562327  
Easting: 338604

Commodities: Gold Silver Copper

**MINERALS**

Significant: Chalcopyrite Pyrrhotite Pyrite Arsenopyrite Gold  
Sylvanite Telluride  
Associated: Quartz Calcite Magnetite  
Alteration: Garnet Amphibole Epidote Magnetite  
Alteration Type: Skarn  
Mineralization Age: Unknown

**DEPOSIT**

Character: Disseminated Vein Breccia Massive  
Classification: Skarn Hydrothermal Epigenetic Replacement  
Type: [Cu skarn.] [Polymetallic veins Ag-Pb-Zn±Au.]

**HOST ROCK**

Dominant Host Rock: Volcanic

Stratigraphic Age	Group	Formation	Igneous/Metamorphic/Other
Upper Triassic	Vancouver	Karmutsen	
Mesozoic-Cenozoic			Coast Plutonic Complex

Lithology: Porphyritic Amygdaloidal Andesite  
Limestone  
Greenstone  
Feldspar Porphyry Dike

Host Rock Comments: Skarn mineralization occurs at the volcanic-limestone contact. A silicified shear occurs in andesite.

**GEOLOGICAL SETTING**

Tectonic Belt: Insular  
Terrane: Wrangell

Physiographic Area: Georgia Depression

**INVENTORY**

Ore Zone: SAMPLE  
Category: Assay/analysis  
Sample Type: Chip

Report On: N  
Year: 1938

Commodity	Grade
Gold	8.90 g/t

Comments: From a 1.5 metre chip.  
Reference: Property File, Stevenson, J.S. (1938): Report on the Geiler Group.

**CAPSULE GEOLOGY**

The western half of Quadra Island lies within the Insular belt and is underlain primarily by andesitic volcanics of the Upper Triassic Karmutsen Formation, Vancouver Group. These are interbedded with and overlain to the east by a northwest trending belt of Upper Triassic Quatsino Formation limestone, also of the Vancouver Group.

The eastern half of Quadra Island lies within the Coast Crystalline belt and is mainly underlain by Jurassic to Tertiary intrusive rocks of the Coast Plutonic Complex. These granitic rocks are in fault and/or intrusive contact with the Insular rocks along a northwest trending zone from Open Bay to Granite Bay.

In the vicinity of the Geiler workings, fine-grained, porphyritic and amygdaloidal varieties of andesite predominate. Andesite and limestone occur in small lenses within the volcanic rocks. Both the lime rocks and the volcanics have been intruded by granitic rocks and outcrop approximately 1.2 kilometres northeastward from the Geiler workings.

The most abundant rock types comprise a group of greenstones. The predominant greenstone is a dark green, fine-grained andesite, some phases of which are porphyritic and contain phenocrysts of hornblende. One outcrop exposes amygdaloidal greenstone that strikes 140 degrees and dips northeast. Also in the vicinity, greenstone schist, containing some biotite, outcrops. This schist strikes 150 degrees and dips 40 degrees northeast.

Pods of white crystalline limestone occur occasionally in the greenstones. The most conspicuous band is in the vicinity of the silicified breccia-shear zone. In the vicinity of the main workings on the breccia-shear zone, irregular feldspar porphyry dykes are common. They intrude the greenstones and contain many angular xenoliths of these rocks. The dykes are dark grey in color and contain small, but conspicuous phenocrysts of feldspar (Stevenson, J.S., 1938).

D.D. Cairnes (Geological Survey of Canada Summary Report 1913), describes three types of deposits on the Geiler: 1) Skarn-type mineralization, which was developed by a 9 metre shaft, (as of 1913) is composed mainly of garnet, amphibole, epidote, quartz and calcite, throughout which occurs sparsely disseminated pyrite, arsenopyrite, chalcopyrite, pyrrhotite and magnetite. Occasional particles of native gold were also reported. One sample assayed 1.0 gram per tonne gold (Minister of Mines Annual Report 1913). Elsewhere two shallow pits about 30 metres apart examined masses of ore material from 2 to 3 metres in width consisting dominantly of pyrrhotite with some disseminated chalcopyrite. The strike of the ore material appears to be the same in both pits, about 075 degrees, which indicates one continuous deposit. 2) A vein-like deposit of quartz and calcite as much as 0.9 metres thick within greenstone was explored by a 5.5 metre shaft. The vein material contained sparsely disseminated chalcopyrite, pyrrhotite and pyrite. 3) A silicified shear-breccia zone occurs traversing the andesitic volcanics and is at least 6 to 9 metres wide and traceable for over 150 metres. Throughout this zone the volcanics are extremely broken and shattered and the rock fragments are cemented mainly by quartz. Veinlets and stringers of quartz from 2 to 15 centimetres in width also cut the volcanic rocks. The quartz appears to constitute up to half of the rock mass in places and is sparsely mineralized showing only occasional particles of pyrite, chalcopyrite, native gold and a dark lustrous telluride identified as sylvanite. One 1.5 metre sample across the dip of numerous quartz stringers in greenstone assayed 8.9 grams per tonne gold (Stevenson, J.D., 1938). One chip across 30 centimetres of decomposed and oxidized shear assayed 48.0 grams per tonne gold and 0.4 per cent copper (Stevenson, J.D., 1938).

The Geiler produced (1940-1941) 1897 grams of gold, 497 grams of silver and 229 kilograms of copper from a total of 108 tonnes mined.

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1940-28; 1941-28  
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EMPR PF (\*Special Report on the Geiler Group for the Minister of Mines  
Annual Report by J.S. Stevenson, 1938)  
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GSC OF 463; 480  
GSC P 70-1A, pp. 44-49; 71-1A, pp. 31-33; 72-1A, pp. 21-23;  
73-1A, pp. 42,43  
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Field Check: N  
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MINFILE / www  
**MASTER REPORT**  
GEOLOGICAL SURVEY BRANCH  
MINISTRY OF ENERGY & MINES

MINFILE Number: 092K 015

National Mineral Inventory: 092K3 Au1

Name(s): LUCKY JIM S. 15 GREAT GRANITE

Status: Past Producer

Underground

Mining Division: Nanaimo

Regions: British Columbia, Vancouver Island

NTS Map: 092K03W (NAD 83)

UTM Zone: 10 (NAD 83)

Latitude: 50 12 19 N

Northing: 5563943

Longitude: 125 16 48 W

Easting: 337304

Elevation: 90 Metres

Location Accuracy: Within 500M

Comments: The Lucky Jim occurs on Crown Grant Lot 723. The Lucky Jim group, consisting of the Lucky Jim, Rising Sun (092K 102), Saxon and Standard claims (Minister of Mines Annual Report 1908), lies 4 kilometres southeast of Granite Bay on Quadra Island.

Commodities: Gold

Silver

Copper

#### MINERALS

Significant: Pyrrhotite

Chalcopyrite

Pyrite

Marcasite

Gold

Sylvanite

Telluride

Associated: Quartz

Alteration: Epidote

Garnet

Magnetite

Alteration Type: Skarn

Mineralization Age: Unknown

#### DEPOSIT

Character: Massive

Classification: Skarn

Type: [Cu skarn.]

#### HOST ROCK

Dominant Host Rock: Volcanic

Stratigraphic Age	Group	Formation	Igneous/Metamorphic/Other
Upper Triassic	Vancouver	Karmutsen	
Mesozoic-Cenozoic			Coast Plutonic Complex

Lithology: Andesite

Limestone

Basalt

Quartz Diorite

Host Rock Comments: Skarn mineralization occurs mainly at the volcanic-limestone contact. Coast Plutonic Complex rocks intrude to the immediate east.

#### GEOLOGICAL SETTING

Tectonic Belt: Insular

Terrane: Wrangell

Physiographic Area: Georgia Depression

#### INVENTORY

Ore Zone: LUCKY JIM

Report On: Y

Category: Indicated

Year: 1986

Quantity: 12,700 t

Commodity	Grade
Silver	17.14 g/t
Gold	10.97 g/t
Copper	2.000 %

Comments: Drill indicated reserves as of 1986.

Reference: George Cross Newsletter April 28, 1986.

#### CAPSULE GEOLOGY

The western half of Quadra Island lies within the Insular belt and is underlain primarily by andesitic volcanics of the Upper Triassic Karmutsen Formation, Vancouver Group. These are interbedded with and overlain to the east by a northwest trending belt of Upper Triassic Quatsino Formation limestone, also of the Vancouver Group.

The eastern half of Quadra Island lies within the Coast Crystalline belt and is mainly underlain by Jurassic to Tertiary intrusive rocks of the Coast Plutonic Complex. These granitic rocks are in fault and/or intrusive contact with the Insular rocks along a northwest trending zone from Open Bay to Granite Bay.

The Lucky Jim deposit is situated 4 kilometres southeast of Granite Bay. Irregular lenticular bodies of limestone occur at intervals along a narrow northeast trending zone intercalated with rocks of andesitic composition.

The skarn-type main zone upon which a shaft has been sunk, strikes between 111 and 128 degrees and dips about 80 degrees to the southwest. The ore material follows a prominent line of faulting within the andesite but occurs along the limestone-andesite contact in the shaft area.

The ore material consists almost entirely of pyrrhotite with some chalcopyrite, pyrite and marcasite. At other points along its strike this deposit includes more quartz, epidote, garnet and other silicates, and to the southeast of the shaft a mass of magnetite is exposed. A 0.5 metre sample was taken near the top of the shaft and assayed 8.23 grams per tonne gold and 4.13 per cent copper (Geological Survey of Canada Summary Report 1913). Free gold and sylvanite were also reported (Minister of Mines Annual Report 1908).

The shaft was reported to be down 46 metres with ore still present near the bottom. Drifts are present at the 15 and 30 metre levels with drifts on the latter totalling some 67 metres.

Two parallel zones of mineralization occur 90 metres to the north and 90 metres to the south of the Lucky Jim shaft. All ore deposits in the area occur in the vicinity of limestone.

Over 396 metres of drilling were completed in 1984 by Butler Mountain Minerals Corporation. The resulting indicated reserves were 12,700 tonnes grading 10.97 grams per tonne gold, 17.14 grams per tonne silver and 2 per cent copper (George Cross Newsletter, April 28, 1986).

The Lucky Jim was discovered in 1903 and held by G.D. Mumford. It was later taken over by Great Granite Development Syndicate Ltd.

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1913-286; \*1916-345,519; 1919-218; 1925-282; 1926-313; 1927-353;  
1928-382; 1930-306  
EMPR ASS RPT 2362  
EMPR BC METAL MM00170  
EMPR BULL 1, p. 141; 23; 40; 101, p. 169, Appendix 6  
EMPR GEM 1969-211; 1970-280  
EMPR INDEX 3-204  
EMPR PF (\*Report by W.H. Trewartha - James, Oct.1910; Sketch Plans  
(2) of the Lucky Jim workings)  
GSC MAP 120A; 1386A  
GSC MEM \*23, 146 pp.  
GSC OF 463; 480  
GSC P 70-1A, pp. 44-49; 71-1A, pp. 31-33; 72-1A, pp. 21-23;  
73-1A, pp. 42,43  
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N MINER Feb.9, 1984; Aug.22, 1985  
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MINFILE / www  
**MASTER REPORT**  
GEOLOGICAL SURVEY BRANCH  
MINISTRY OF ENERGY & MINES

MINFILE Number: **092K 115**

National Mineral Inventory:

Name(s): **PELICAN, CORMORANT**

Status: Showing  
Regions: British Columbia, Vancouver Island  
NTS Map: 092K03W (NAD 83)  
Latitude: 50 11 48 N  
Longitude: 125 15 21 W  
Elevation: 90 Metres  
Location Accuracy: Within 1KM

Mining Division: Nanaimo

UTM Zone: 10 (NAD 83)  
Northing: 5562933  
Easting: 338999

Comments: Part of the Cormorant group located about 5.5 kilometres southeast of Granite Bay. Reported to lie northeast of the old Cormorant (092K 098). May be in the vicinity of, or within the Lond claim (L.1359), Hindurton claim (L.1358) or Margaret Whelan claim (L.1357). Map 120A would place it east of Geiler (092K 010) and White Swan (092K 059), Geological Survey of Canada Summary Report 1913.

Commodities: Copper

#### MINERALS

Significant: Pyrrhotite	Chalcopyrite			
Associated: Quartz	Calcite			
Alteration: Epidote	Garnet	Amphibole	Quartz	Calcite
Alteration Type: Skarn	Silicification			
Mineralization Age: Unknown				

#### DEPOSIT

Character: Massive  
Classification: Skarn

#### HOST ROCK

Dominant Host Rock: Volcanic

Stratigraphic Age	Group	Formation	Igneous/Metamorphic/Other
Upper Triassic	Vancouver	Karmutsen	
Mesozoic-Cenozoic			Coast Plutonic Complex

Lithology: Andesite  
Limestone

Host Rock Comments: Mineralization occurs in faulted volcanic rocks near limestone. Coast Plutonic Complex rocks outcrop approximately 100 metres northeast.

#### GEOLOGICAL SETTING

Tectonic Belt: Insular  
Terrane: Wrangell

Physiographic Area: Georgia Depression

#### INVENTORY

Ore Zone: SAMPLE  
Category: Assay/analysis  
Sample Type: Chip

Report On: N  
Year: 1913

Commodity	Grade
Copper	1.780 %

Comments: Taken across about 1 metre.  
Reference: Geological Survey of Canada Summary Report 1913, page 74.

#### CAPSULE GEOLOGY

The area is underlain by Upper Triassic Karmutsen Formation volcanic rocks of the Vancouver Group. These are interbedded with, and overlain to the northeast by a northwest trending belt of Quatsino Formation limestone (Vancouver Group) known historically as the "limestone belt". The Vancouver Group rocks are in fault and/or intrusive contact to the northeast with intrusive rocks of the Juro-Cretaceous Coast Plutonic Complex.

The Pelican deposit is exposed almost continuously for about 180 metres and varies from a few centimetres to a few metres in width. The deposit follows a well defined fault that strikes 125 degrees through dominantly fine textured greenish andesitic rock. Irregular bodies and lenses of limestone occur in the vicinity of the ore material.



The deposit is composed primarily of pyrrhotite but also contains chalcopyrite, quartz, epidote, garnet and amphibole. Fine particles of native gold are also reported to occur. A sample taken across about 1 metre assayed 1.78 per cent copper, and trace gold and silver (Geological Survey of Canada Summary Report 1913).

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pp. 42,43  
GSC SUM RPT \*1913, pp. 53-75

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Field Check: N

Run Date: 2003/May/12  
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MINFILE / www  
**MASTER REPORT**  
GEOLOGICAL SURVEY BRANCH  
MINISTRY OF ENERGY & MINES

MINFILE Number: 092K 125

National Mineral Inventory:

Name(s): CONTACT

Status: Showing  
Regions: British Columbia, Vancouver Island  
NTS Map: 092K03W (NAD 83)  
Latitude: 50 11 39 N  
Longitude: 125 15 20 W  
Elevation: 90 Metres  
Location Accuracy: Within 1KM

Mining Division: Nanaimo

UTM Zone: 10 (NAD 83)  
Northing: 5562654  
Easting: 339010

Comments: Located between Granite Bay and Open Bay. Reported to adjoin the Pelican (092K 115) on the south (Geological Survey of Canada Summary Report 1913). May actually be in the vicinity of, or located on the Hindurton (L.1358) or Lond (L.1359) claims.

Commodities: Copper

#### MINERALS

Significant: Pyrrhotite                      Chalcopyrite  
Associated: Quartz  
Alteration: Epidote                      Garnet                      Amphibole                      Quartz  
Alteration Type: Skarn                      Silicification  
Mineralization Age: Unknown

#### DEPOSIT

Character: Massive  
Classification: Skarn  
Type: [Cu skarn.]

#### HOST ROCK

Dominant Host Rock: Sedimentary

Stratigraphic Age	Group	Formation	Igneous/Metamorphic/Other
Upper Triassic	Vancouver	Quatsino	
Mesozoic-Cenozoic			Coast Plutonic Complex

Lithology: Limestone  
Granitic Rock

Host Rock Comments: Skarn mineralization occurs along the granite-limestone contact.

#### GEOLOGICAL SETTING

Tectonic Belt: Insular  
Terrane: Wrangell

Physiographic Area: Georgia Depression

#### CAPSULE GEOLOGY

The area is underlain by Upper Triassic Karmutsen Formation volcanic rocks of the Vancouver Group. These are interbedded with, and overlain to the northeast by a northwest trending belt of Quatsino Formation limestone (Vancouver Group) known historically as the "lime-belt". The Vancouver Group rocks are in fault and/or intrusive contact to the northeast with intrusive rocks of the Juro-Cretaceous Coast Plutonic Complex.

On the Contact, skarn-type mineralization occurs along the contact of limestone and granitic intrusive rocks. The ore deposit is from 30 to 90 centimetres wide and consists dominantly of pyrrhotite with some quartz, chalcopyrite, garnet, epidote, hornblende and related silicates. At one point, four narrow parallel mineralized bands or zones occur within a thickness of 4.6 metres (Geological Survey of Canada Summary Report 1913).

#### BIBLIOGRAPHY

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GSC MAP 120A; 1386A  
GSC MEM 23, p. 146  
GSC OF 463; 480  
GSC P 70-1A, pp. 44-49; 71-1A, pp. 31-33; 72-1A, pp. 21-23; 73-1A, pp. 42,43  
GSC SUM RPT \*1913, pp. 53-75

Date Coded: 1989/05/09  
Date Revised: 1989/05/16

Coded By: GJP  
Revised By: GJP

Field Check: N  
Field Check: N

Run Date: 2003/May/12  
Run Time: 09:38 AM

MINFILE / www  
**MASTER REPORT**  
GEOLOGICAL SURVEY BRANCH  
MINISTRY OF ENERGY & MINES

MINFILE Number: 092K 130

National Mineral Inventory:

Name(s): SEA GULL

Status: Showing

Regions: British Columbia, Vancouver Island

NTS Map: 092K03W (NAD 83)

Latitude: 50 11 30 N

Longitude: 125 15 20 W

Elevation: 90 Metres

Location Accuracy: Within 1KM

Comments: The Sea Gull is reported to be part of the Condor group located at its northern end. The group is said to lie south or southeast of and adjoining the Contact (092K 125), Geological Survey of Canada Summary Report 1913.

Mining Division: Nanaimo

UTM Zone: 10 (NAD 83)

Northing: 5562376

Easting: 339002

Commodities: Copper

Molybdenum

#### MINERALS

Significant: Pyrrhotite

Chalcopyrite

Molybdenite

Associated: Quartz

Alteration Type: Skarn

Mineralization Age: Unknown

#### DEPOSIT

Character: Vein

Disseminated

Classification: Skarn

Hydrothermal

Epigenetic

#### HOST ROCK

Dominant Host Rock: Sedimentary

Stratigraphic Age	Group	Formation	Igneous/Metamorphic/Other
Upper Triassic	Vancouver	Quatsino	
Mesozoic-Cenozoic			Coast Plutonic Complex

Lithology: Limestone  
Granitic Rock

Host Rock Comments: Mineralized quartz vein occurs at the granite-limestone contact.

#### GEOLOGICAL SETTING

Tectonic Belt: Insular

Terrane: Wrangell

Physiographic Area: Georgia Depression

#### CAPSULE GEOLOGY

The area is underlain by Upper Triassic Karmutsen Formation volcanic rocks of the Vancouver Group. These are interbedded with, and overlain to the northeast by a northwest trending belt of Quatsino Formation limestone (Vancouver Group) known historically as the "lime-belt". The Vancouver Group rocks are in fault and/or intrusive contact to the northeast with intrusive rocks of the Juro-Cretaceous Coast Plutonic Complex.

The Sea Gull showing consists of an irregular mass of quartz "several feet" in width developed along the contact between granitic intrusive rock and limestone. The quartz contains some disseminated pyrrhotite and chalcopyrite as well as occasional flakes of molybdenite (Geological Survey of Canada Summary Report 1913).

#### BIBLIOGRAPHY

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GSC SUM RPT \*1913, pp. 53-75

Date Coded: 1989/05/09  
Date Revised: 1989/05/16

Coded By: GJP  
Revised By: GJP

Field Check: N  
Field Check: N

RUN DATE: 11/20/98  
RUN TIME: 14:41:23

MINFILE / pc  
MASTER REPORT  
GEOLOGICAL SURVEY BRANCH  
ENERGY AND MINERALS DIVISION

PAGE: 43  
REPORT: s.15

MINFILE NUMBER: 092K 111

NATIONAL MINERAL INVENTORY:

NAME(S): ANACONDA, TED, WFP,  
NAT, QUAD

STATUS: Prospect

MINING DIVISION: Nanaimo

REGIONS: British Columbia, Vancouver Island

NTS MAP: 092K03E 092K03W

UTM ZONE: 10 (NAD 27)

LATITUDE: 50 11 09 N

NORTHING: 5561500

LONGITUDE: 125 14 59 W

EASTING: 339400

ELEVATION: 50 Metres

LOCATION ACCURACY: Within 500M

COMMENTS: The Anaconda occurrence reportedly adjoins the "Guilher" claim (read Geiler, Crown Grant L.1369, Annual Report 1911, page 194) and is located on the shore of a small lake (Annual Report 1913, page 284). The Geiler appears on up-to-date claim maps about 600 metres west of Stramberg Lake. Geological Survey of Canada Summary Report 1913, page 74 reports the Anaconda as being part of the Condor group while Minister of Mines Annual Report 1913, page 284, includes it with the Bird group of mineral claims. The showings are probably on the lower half of Stramberg Lake's western margin, or possibly along the south-west corner. The Ted crown grants (Lots 1463 and 1502) now cover the land adjacent and south to southwest of Stramberg Lake and may include the Anaconda showing. Several companies held claims from the early 1970's to present, possibly covering the occurrence, but reporting no work in the occurrence area.

COMMODITIES: Gold

Silver

Copper

MINERALS

SIGNIFICANT: Pyrrhotite

Pyrite

Chalcopyrite

ASSOCIATED: Quartz

ALTERATION: Garnet

Epidote

ALTERATION TYPE: Skarn

MINERALIZATION AGE: Unknown

DEPOSIT

CHARACTER: Disseminated

Vein

CLASSIFICATION: Skarn

Hydrothermal

Epigenetic

TYPE: K01 Cu skarn

HOST ROCK

DOMINANT HOST ROCK: Sedimentary

STRATIGRAPHIC AGE

GROUP

FORMATION

IGNEOUS/METAMORPHIC/OTHER

Upper Triassic Vancouver

Quatsino

Upper Triassic Vancouver

Karmutsen

Mesozoic-Cenozoic

Coast Plutonic Complex

LITHOLOGY: Limestone

Andesite

Intrusive Rock

HOST ROCK COMMENTS: Mineralization occurs at contact of limestone and andesite. Intrusive rocks occur 180 metres west.

GEOLOGICAL SETTING

TECTONIC BELT: Insular

PHYSIOGRAPHIC AREA: Georgia Depression

TERRANE: Wrangell

INVENTORY

ORE ZONE: SAMPLE

REPORT ON: N

CATEGORY: Assay/analysis

YEAR: 1913

SAMPLE TYPE: Chip

COMMODITY

GRADE

Silver 6.8600 Grams per tonne

Gold 6.8600 Grams per tonne

COMMENTS: From a 0.6 metre chip of pyritic matter taken along limestone-andesite contact.

REFERENCE: Minister of Mines Annual Report 1913, pages 284-286.

CAPSULE GEOLOGY

The area is underlain by two Upper Triassic Vancouver Group formations consisting of Karmutsen volcanic rocks overlain on their north-eastern margin by a northwest trending belt of Quatsino limestone, known historically as the "lime-belt". These are in fault and/or intrusive contact to the northeast with Jurassic to Tertiary intrusive rocks of the Coast Plutonic Complex.

The Anaconda occurrence is probably located along the lower half of Stramberg Lake's western shore about 180 metres southwest of the intrusive contact.

MINFILE NUMBER: 092K 111

#### CAPSULE GEOLOGY

A fractured mineralized zone, 4 to 6 metres in width, occurs along the contact between limestone and finely textured, greenish andesitic rocks, the contact having a general strike of about 125 degrees. Throughout this zone, the volcanic rocks are much altered and iron-stained, and include, in places, some disseminated pyrrhotite, pyrite, chalcopyrite, garnet, epidote and other silicates. Quartz also occurs within this zone, either irregularly distributed or in the form of narrow veinlets up to 15 to 20 centimetres in thickness, the quartz of the veinlets being characterized by long, interlacing, interlocking crystals (Geological Survey of Canada Summary Report 1913, page 74-75).

A 0.6 metre sample of pyritic matter taken along the limestone-andesite contact assayed 6.86 grams per tonne gold and 6.86 grams per tonne silver (Minister of Mines Annual Report 1913, pages 284-286).

#### BIBLIOGRAPHY

EMPR AR 1911-194; \*1913-284,286  
EMPR BULI, 23; 40  
EMPR ASS RPT 3100, 3167, 5680, 10538, 16142, 16143  
EMPR PF (Several Reports on the Contact Group by E.P. Sheppard, dated 1970, 1971, 1972 and 1973)  
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GSC MEM 23, 146 pp.  
GSC MAP 120A; 1386A  
GSC OF 463; 480  
GSC F 70-1A, pp. 44-49; 71-1A, pp. 31-33; 72-1A, pp. 21-23, 41-44; 73-1A, pp. 42, 43

DATE CODED: 890429  
DATE REVISED: 890429

CODED BY: GJP  
REVISED BY: GJP

FIELD CHECK: N  
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## Capsule Geology and Bibliography

092K 111

on 7/10

<b>Name</b>	ANACONDA	<b>Mining Division</b>	Nanaimo
<b>Status</b>	Prospect	<b>NTS</b>	092K03E <sup>NAD 27</sup>
<b>Latitude Longitude</b>	<u>50 11 09 N</u> <u>125 14 59 W</u>	<b>UTM</b>	10 5561500 339400
<b>Commodities</b>	Gold Silver Copper	<b>Deposit Types</b>	K01: Cu skarn.

### Capsule Geology

The area is underlain by two Upper Triassic Vancouver Group formations consisting of Karmutsen volcanic rocks overlain on their north-eastern margin by a northwest trending belt of Quatsino limestone, known historically as the "lime-belt". These are in fault and/or intrusive contact to the northeast with Jurassic to Tertiary intrusive rocks of the Coast Plutonic Complex.

The Anaconda occurrence is probably located along the lower half of Stramberg Lake's western shore about 180 metres southwest of the intrusive contact.

A fractured mineralized zone, 4 to 6 metres in width, occurs along the contact between limestone and finely textured, greenish andesitic rocks, the contact having a general strike of about 125 degrees. Throughout this zone, the volcanic rocks are much altered and iron-stained, and include, in places, some disseminated pyrrhotite, pyrite, chalcopyrite, garnet, epidote and other silicates. Quartz also occurs within this zone, either irregularly distributed or in the form of narrow veinlets up to 15 to 20 centimetres in thickness, the quartz of the veinlets being characterized by long, interlacing, interlocking crystals (Geological Survey of Canada Summary Report 1913, page 74-75).

A 0.6 metre sample of pyritic matter taken along the limestone- andesite contact assayed 6.86 grams per tonne gold and 6.86 grams per tonne silver (Minister of Mines Annual Report 1913, pages 284-286).

**Bibliography**

EMPR AR 1911-194; \*1913-284,286  
EMPR BULL 23; 40  
EMPR ASS RPT 3100, 3167, 5680, 10538, 16142, 16143  
EMPR PF (Several Reports on the Contact Group by E.P. Sheppard, dated  
1970, 1971, 1972 and 1973)  
GSC SUM RPT \*1913, p. 74  
GSC MEM 23, 146 pp.  
GSC MAP 120A; 1386A  
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73-1A, pp. 42,43

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RUN TIME: 14:41:23

MINFILE / pc  
MASTER REPORT  
GEOLOGICAL SURVEY BRANCH  
ENERGY AND MINERALS DIVISION

PAGE: 41  
REPORT: s.15

MINFILE NUMBER: 092K 099

NATIONAL MINERAL INVENTORY:

NAME(S): CONDOR

STATUS: Showing  
REGIONS: British Columbia, Vancouver Island  
NTS MAP: 092K03W 092K03E  
LATITUDE: 50 11 15 N  
LONGITUDE: 125 15 14 W  
ELEVATION: 90 Metres  
LOCATION ACCURACY: Within 1 KM  
COMMENTS: Located northwest of the Anaconda (092K 111) adjoining the Geiler claim, L.1369 (Annual Reports 1911, page 194; 1913, page 285). May be located on or north, or west of the Ted (L.1502).

MINING DIVISION: Nanaimo

UTM ZONE: 10 (NAD 27)  
NORTHING: 5561700  
EASTING: 339100

COMMODITIES: Copper Gold Silver

MINERALS

SIGNIFICANT: Pyrrhotite  
ASSOCIATED: Quartz  
MINERALIZATION AGE: Unknown

DEPOSIT

CHARACTER: Podiform  
CLASSIFICATION: Hydrothermal Epigenetic

HOST ROCK

DOMINANT HOST ROCK: Sedimentary

STRATIGRAPHIC AGE	GRCUFE	FORMATION	IGNEOUS/METAMORPHIC/OTHER
Upper Triassic	Vancouver	Quatsino	
Upper Triassic	Vancouver	Karmutsen	
Mesozoic-Cenozoic			Coast Plutonic Complex

LITHOLOGY: Limestone  
Andesite  
Intrusive Rock

HOST ROCK COMMENTS: Mineralization occurs at the contact of limestone and andesite. Intrusive rocks occur a few hundred metres west.

GEOLOGICAL SETTING

TECTONIC BELT: Insular  
TERRANE: Wrangell

PHYSIOGRAPHIC AREA: Georgia Depression

INVENTORY

ORE ZONE: SAMPLE

REPORT ON: N

CATEGORY: Assay/analysis  
SAMPLE TYPE: Grab  
COMMODITY

	GRADE
Silver	6.8600 Grams per tonne
Gold	0.6900 Grams per tonne
Copper	0.9000 Per cent

REFERENCE: Minister of Mines Annual Report 1913, page 286.

CAPSULE GEOLOGY

The area is underlain by the Upper Triassic Vancouver Group consisting of Karmutsen Formation volcanics rocks which are overlain on the northeast by a northwest trending belt of Quatsino Formation limestone. The latter is known historically as the "lime-belt". These are in fault and/or intrusive contact to the northeast with intrusive rocks of the Jurassic to Tertiary Coast Plutonic Complex.

A body of pyrrhotite with quartz about 1 metre wide has been exposed at the mouth of a tunnel that has been driven 33 metres south-west in limestone. The Condor occurrence is situated to the north-west of the Anaconda (092K 111), which exhibits similar geology. The latter occurs at the contact of andesitic rock and limestone. The intrusive contact occurs within a few hundred metres to the northeast.

A sample of pyrrhotite and quartz assayed 0.69 grams per tonne gold, 6.86 grams per tonne silver and 0.9 per cent copper (Minister of Mines Annual Report 1913, page 285).

BIBLIOGRAPHY

EMPR AR 1911-194; \*1913-285,286  
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EMPR BULL 23; 40  
GSC SJM RPT \*1913, pp. 53-75  
GSC MAP 120A; 1386A  
GSC MEM 23, 146 pp.  
GSC CF 463; 460

MINFILE NUMBER: 092K 099

RUN DATE: 11/20/98  
RUN TIME: 14:41:23

MINFILE / pc  
MASTER REPORT  
GEOLOGICAL SURVEY BRANCH  
ENERGY AND MINERALS DIVISION

PAGE: 42  
REPORT: s.15

BIBLIOGRAPHY

GSC P 70-1A, pp. 44-49; 71-1A, pp. 31-33; 72-1A, pp. 21-23; 73-1A,  
pp. 42,43

DATE CODED: 850724  
DATE REVISED: 890501

CODED BY: GSB  
REVISED BY: GJP

FIELD CHECK: N  
FIELD CHECK: N

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## Capsule Geology and Bibliography

092K 099

<b>Name</b>	CONDOR	<b>Mining Division</b>	Nanaimo
<b>Status</b>	Showing	<b>NTS</b>	092K03W NAD 27
<b>Latitude Longitude</b>	50 11 15 N 125 15 14 W	<b>UTM</b>	10 5561700 339100
<b>Commodities</b>	Copper Gold Silver	<b>Deposit Types</b>	

<b>Capsule Geology</b>	<p>The area is underlain by the Upper Triassic Vancouver Group consisting of Karmutsen Formation volcanics rocks which are overlain on the northeast by a northwest trending belt of Quatsino Formation limestone. The latter is known historically as the "lime-belt". These are in fault and/or intrusive contact to the northeast with intrusive rocks of the Jurassic to Tertiary Coast Plutonic Complex.</p> <p>A body of pyrrhotite with quartz about 1 metre wide has been exposed at the mouth of a tunnel that has been driven 33 metres south- west in limestone. The Condor occurrence is situated to the north- west of the Anaconda (092K 111), which exhibits similar geology. The latter occurs at the contact of andesitic rock and limestone. The intrusive contact occurs within a few hundred metres to the northeast.</p> <p>A sample of pyrrhotite and quartz assayed 0.69 grams per tonne gold, 6.86 grams per tonne silver and 0.9 per cent copper (Minister of Mines Annual Report 1913, page 285).</p>
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<b>Bibliography</b>	EMPR AR 1911-194; *1913-285,286 EMPR ASS RPT 16142, 16143 EMPR BULL 23; 40 GSC SUM RPT *1913, pp. 53-75 GSC MAP 120A; 1386A GSC MEM 23, 146 pp. GSC OF 463; 480 GSC P 70-1A, pp. 44-49; 71-1A, pp. 31-33; 72-1A, pp. 21-23; 73-1A, pp. 42,43
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No. 7

THE ANNUAL REPORT OF THE MINISTER  
OF MINES FOR THE YEAR 1938

By J. S. Stevenson

GEILER GROUP: The Geiler Group on Quadra Island includes the following mineral claims, staked in 1929 and 1938 and owned by Thos. Noble, Quathisqui Cove: Geiler, Copper Hill, Lakeside, Snosrap and Retrag.

The older workings on the Geiler property have been described by J. A. Bancroft in Memoir No. 23 of the Geological Survey of Canada, 1913, p. 134, and by D. D. Cairnes under the heading Sunrise Group in Summary Report of the Geological Survey of Canada, 1913, pp. 72-73.

The group is approximately in the geographic centre of Quadra Island. It is 4 miles south-eastward by road from Granite Bay Post Office on the east coast of the island; Granite Bay may be reached either by Union Steamship from Vancouver, or by gas-boat from Campbell River, 2 hours distant on Vancouver Island.

The claims cover an area of low, rocky knolls in the centre of the island. Forest fires have bared the low knolls of timber and the rocks are well exposed. The most recent workings are on the top and the south-westerly slope of a low, rocky knoll adjacent to the main road from Granite Bay.

GEOLOGY: The Geiler group covers ground that occurs within the so-called Lime Belt of Quadra Island. Of this Cairnes<sup>2</sup> says - "The lime belt is so called because limestone outcrops conspicuously within this area, and is of rare occurrence, not only in the remaining portions of the island, but also on the other islands and along the coast of the mainland, at least between the Strait of Georgia and Queen Charlotte Sound. This belt extends in a north-westerly direction from Open Bay on the eastern side of the island, toward Granite Bay, and reaches to

within about a mile of Discovery Passage on the western side of the island, a distance of approximately 10 miles, and throughout its length, the belt has an average width of from 1 to 2 miles."

In addition to limestone, the lime belt contains widespread occurrences of greenstone volcanics which include andesites, volcanic breccias and tuffs. In the vicinity of the Geiler workings, fine-grained, porphyritic and amygdaloidal varieties of andesite predominate; andesite and limestone occur in small lenses within the volcanics.

Both the lime rocks and the volcanics have been intruded by granitic rocks belonging to the Coast Range intrusives. These rocks outcrop approximately three-quarters of a mile north-eastward from the Geiler workings.

There are two main types of deposits on the property:

- (1) a silicified shear zone that contains gold and is vericuously exposed by open-cuts, strippings and outcrops over a strike length of 200 feet.
- (2) replacement bodies containing sulphides and lime silicates but very little gold.

The most abundant rock types comprise a group of greenstones. The predominant greenstone is a dark green, fine-grained andesite, some phases of which are porphyritic and contain one-eighth-inch phenocrysts of hornblende. An outcrop easterly from No. 2 shaft, and the 65-foot adit over the hill, expose amygdaloidal greenstone that strikes north 40 degrees west and dips north-easterly. A short distance easterly from No. 2 shaft, greenstone schist containing some biotite, outcrops; this schist strikes north 25 degrees west and dips 40 degrees north-easterly.

Peds of white crystalline limestone occur occasionally in the greenstones; the most conspicuous band is in the vicinity of the

gold showings. In the vicinity of the main workings on the gold showings, irregular feldspar porphyry dykes are common; these definitely intrude the greenstones and contain many angular xenoliths of these rocks. The dykes are dark grey in color and contain small, but conspicuous, phenocrysts of feldspar, one-eighth inch by one-quarter inch in dimensions.

A small area of quartz-sericite schist and hornfels occurs within the andesitic greenstone 1000 feet north-eastward from No. 2 shaft.

WORKINGS: Inasmuch as the workings on the silicified shear-zone are the most recent, and those on which work is at present being done, they will be described first.

The largest working known as the "Big Cut" or No. 1, is north-eastward from the cabin and 55 feet above it at an elevation of 345 feet. It has been driven at north 82 degrees east for 55 feet. Twelve feet from the west end of it a pit, 10 feet square by 8 feet deep, has been sunk entirely in massive, crystalline limestone. A short bridge of andesite intervenes between this pit and the next one in the same trench 10 feet eastward. This second pit is 9 feet in diameter and 4 feet deep. It has been dug across the silicified shear-zone, which is here 8 feet in width. The material of the zone consists of irregular and discontinuous quartz stringers, small amounts of chalcopyrite and pyrite scattered in both the quartz stringers and badly oxidized, sheared greenstone. Cairnes<sup>x</sup> reports the finding of gold and telluride apparently from this silicified shear but neither mineral was seen by the present writer.

An irregular quartz lens 3 feet long by 1 foot wide occurs between greenstone above, and a small fragment of limestone below, on

---

x Cairnes, D.D. P.73.

the east wall of the pit. The trench extends eastward from this pit for 14 feet to an 8-foot vertical face. A small tongue of feldspar porphyry 3 feet long by 2 feet wide intrudes the greenstone on the north wall of the trench at a point 3 feet east from the trench. A band of crystalline limestone 3 feet wide strikes north across the trench at a place 3 feet from the end.

The following samples were taken in the "Big Cut":--

No. 3041 - Across 12 inches of badly decomposed and oxidized shear in north-west corner wall 1 foot from floor; sheared chalcopyrite and definite seams of rust, assayed:

Gold, 1.40 ounces per ton; Silver, trace;  
Copper, 0.4 per cent.

No. 3042 - Across 5 feet in north wall of pit close to floor; across the dip of numerous quartz stringers in greenstone, assayed:

Gold, 0.20 ounces per ton; Silver, trace;  
Copper, trace.

No. 3043 - Across the width (12 inches) of a 2-foot by 1-foot quartz lens east wall of pit, assayed:

Gold, 0.63; Silver, trace; Copper, trace.

No. 3044 - Across 5 feet on south wall of cut, across zone of 1-inch quartz stringers in greenstone, a little chalcopyrite, assayed:

Gold, 0.26 ounces per ton; Silver, trace;  
Copper, trace.

No. 2 cut at an elevation of 345 feet is 44 feet in a direction south 5 degrees east, and apparently on the same shear.

The easterly end of this working was sloughed but the west end showed a pit 10 feet long east and west, 8 feet wide and 4 feet deep, and on the south side a stripping 8 feet square. This stripping exposes a zone 5 feet wide that consists of 6 one-inch quartz stringers within greenstone; a small amount of chalcopyrite was seen. A chip sample taken across the full width assayed: Gold, 0.28 ounces per ton; silver, trace; copper, trace.



The west end of No. 3 working, at an elevation of 345 feet, is 18 feet from No. 2 in a direction south 40 degrees east. The easterly end is a dirt trench 25 feet long, and the west end a stripping 4 feet square. This stripping exposes a silicified zone 4 feet wide and containing 3 one-inch quartz stringers and a little chalcopyrite. A sample taken across the full width of the zone assayed: Gold, 0.21 ounces per ton; silver, trace; copper, trace.

No. 4 is at a place 102 feet in a direction south 30 degrees east from No. 3, and at an elevation of 340 feet. This trench does not appear to be on the silicified zone. It is a trench 20 feet long, in an east-west direction; the west end exposes a band of limestone 4 feet wide and the east end, greenstone. Initial stages of contact metamorphism of this greenstone are seen in the patchy development of epidote within it.

The following workings, or rather showings, are those lying northwards from the "Big Cut".

A point 45 feet due north from the east pit in the Big Cut, lies on the east end of a cut that extends 30 feet westward and ends in a rusty greenstone outcrop 3 feet wide that contains small amounts of chalcopyrite, arsenopyrite and pyrite -- a 3-foot sample of this material assayed: nil in gold and silver and a trace in arsenic; immediately west of the outcrop a 3-foot band of limestone is exposed, then a 3-foot silicified zone, consisting of 1-inch quartz stringers in greenstone and of a small amount of chalcopyrite -- a 3-foot sample taken across this zone assayed: traces only in gold and silver; the trench ends in a tongue of feldspar porphyry.

The east end of a 35-foot trench, mostly in dirt, lies 35

feet north-westward from the east end of the last trench; the silicified zone was not exposed in this trench.

The middle of an irregular north-south stripping lies 45 feet north-westward from the west end of the last trench. This stripping is 20 feet long north and south and up to 10 feet wide. It exposes a silicified zone 6 feet wide consisting of quartz stringers in greenstone. A 2-foot sample taken across what appears to be the northern extremity of the zone assayed: Gold, 0.14 ounces per ton; silver, trace; copper, nil.

A trench 25 feet east and west lies 17 feet in a north-westward direction from the north end of the last stripping. This trench exposes limestone on the west and a 1-foot lens of rusty chalcopyrite, pyrrhotite and pyrite in greenstone on the east; this material is not similar to that of the silicified shear zone and is not considered to have any connection with the zone, but is rather a replacement lens of sulphides in the greenstone. Such material is the result of high temperature replacement of greenstone by solutions originally emanating from the vicinity of the granitic body of rocks lying three-quarters of a mile north-eastward.

Three trenches have been dug, 46 feet, 94 feet and 126 feet, respectively, north-westward from the last stripping, but they failed to expose any section of the silicified zone. However, at a point 196 feet north-west from the stripping, a 30-foot stripping exposes a barren quartz lens 4 feet long and ranging from a few inches to 12 inches in thickness.

Fifty feet north-westward from the last stripping, an outcrop 72 feet north and south and 4 feet east and west, has been blasted to expose an area of silicified greenstone containing thin stringers of

quartz, such as are typical of the zone immediately north of the Big Cut. This zone is cut by a 6-foot greenstone dyke on the east; but east of the dyke the outcrop of silicified greenstone again outcrops and extends for 6 feet into the overburden. This area of silicification may represent a local widening of silicification of the general zone of fracturing that extends north-west and south-east on either side of the Big Cut.

The workings to be described are those on replacement bodies of sulphides and constitute the older workings on the property.

The west end of a trench 30 feet long driven north-easterly lies 145 feet south-easterly from No. 4 trench, and at an elevation of 350 feet. Ten feet from the east end a 3-foot area of rusted pyrite, chalcopyrite and pyrrhotite outcrops in the floor of the trench. A sample of this material assayed traces only in gold and silver, and 0.7 per cent. copper.

At a point 30 feet easterly from the trench, a pit 4 feet deep exposes the eastward extension of the same sulphide lens, it is here 4 feet thick. Another similar pit lies 38 feet south-easterly from the last and exposes a 1-foot lens of sulphides in greenstone; limestone lies adjacent on the west.

Shaft No. 1 lies 50 feet southward from the last pit and at an elevation of 355 feet, and shaft No. 2 lies 100 feet north-eastward across a slight depression from No. 1 and at an elevation also of 355 feet.

No. 1 shaft is covered, timbered, and a ladder extends for 27 feet to the bottom. From the bottom, a working goes west for 8 feet and north for 8 feet; limestone occurs on west wall and greenstone on the east wall. The only sulphides seen underground were a few grains of pyrite scattered in the greenstone. However, specimens were seen around the collar that consist of heavy sulphides in a gangue of brown

garnet, actinolite, calcite and quartz. The sulphides comprised chalcopyrite, magnetite and pyrrhotite.

No. 2 shaft, although filled with water, appears to be about 15 feet deep. It was apparently sunk on two sinuous quartz lenses 3 feet in length and ranging from 2 to 6 inches in width - these contain bunches of pyrite and chalcopyrite and small amounts of pyrrhotite and calcite. A sample taken across a 4-inch width assayed, nil in gold and silver and a trace in copper. The rock is medium-grained andesitic greenstone.

At a place 1000 feet north-eastward from No. 2 shaft, over a hilltop and on a north-easterly slope at an elevation of 400 feet, irregular trenching and open-cutting over an area 40 feet in diameter, exposes two lenses of quartz-sericite schist 15 feet in width and approximately 100 feet in length, which grade into non-schistose hornfels along the strike; the surrounding rocks include greenstone and intrusive feldspar porphyry. The schist strikes north and dips 40 degrees eastward.

In the east end of the main trench a pit 5 feet deep exposes an area of replacement sulphides and quartz 3 feet in diameter. The sulphides include pyrrhotite, arsenopyrite and a little chalcopyrite. A sample of heavy pyrrhotite assayed traces only in gold and silver, and one of heavy arsenopyrite assayed: Arsenic, 5.9 per cent. and traces in gold and silver. The foliation of the schist is interleaved by numerous thin lenses of quartz which range from knife edges to 1 inch in thickness - a sample of such quartz assayed nil in gold and silver.

An adit has been driven westward into the hillside at an elevation of 285 feet, at a place that is one-quarter of a mile eastward down the hillside from the last showings, but which may be more easily reached from camp by following an old skid-road that

The adit was driven in a direction north 63 degrees west for 65 feet with the intention of intersecting the downward continuation of a sulphide lens that is exposed in the wall of an old shaft higher up the hillside; the objective was apparently not reached. The rock in the shaft is amygdaloidal greenstone which contains abundant quartz amygdules.

The collar of the old shaft is westward up the hillside and 55 feet above the edit; it was filled with water at the time of examination. It was sunk on the east side of a northerly striking replacement lens of pyrite, pyrrhotite, chalcopyrite and calcite. A sample of heavy pyrrhotite assayed nil in gold and silver and 1.4 per cent. copper.

At a place 50 feet northward from the shaft an outcrop exposes a 6-foot area of greenstone in which three veins of barren quartz, ranging from 6 inches to 12 inches in width, cross each other and die out.

At a place 20 feet northward from this exposure, an old cut has been driven 12 feet north-westward on a little pyrite and pyrrhotite.

The White Swan shaft, on the old White Swan claim, lies 100 feet north-eastward from a point 1000 feet south-eastward down the main road from the camp; it is at an elevation of 245 feet. The shaft was filled with water at the time of examination. It is a large shaft, the collar measuring 11 feet by 8 feet. Cairnes says that the shaft is 50 feet deep and that 100 feet or more of drifts extend from the bottom. The dump shows specimens both of greenstone

chalcopryrite.

The equipment used by the owners on the property includes a 20 h.p. Cletrac engine which is used to drive a Holman compressor for one machine.

At the time of the writer's examination (May 19-20, 1938), work was temporarily suspended on the property, but it is understood that the owner and his sons were currently working on the ground; which work apparently consisted of deepening the easterly pit in the Big or No. 1 Cut.

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<sup>1</sup> Cairnes, D.D. p.73.

August 27th. 1916

Mr. W. Gilleland.

Silver Standard Mine.

Room 609 .602 West Hastings Street.

Vancouver.2. B.C.

Dear Sir,

I understand your Company is interested in the Lucky Jim mine Quadra Island. I have two adjoining claims the Allright and Gulf. The Allright has an assay of 0.46 au. 0.50 ag. 4.86 cu. across 3 feet, this assay was taken years ago by Mr. M.O'Brien and grouped with other claims, and we did no work on it, but along this same break, joining the Lucky Jim we did a very considerable amount of work, shipping 100 tons from a width of about 13 feet, bulk sample to Tacoma, this went just over 0.5 au. and the last sample of 4 ton 0.80 au.

Mr. Freeland, Government engineer from Victoria with a chip assay got 1.16 au across 8 feet, we have had picked samples running 15oz and 22oz.

The source of the ore as in the Lucky Jim is a Porphyry dyke acting as a dam for solutions from the granite mass (Coast Range Batholith) which is  $\frac{1}{2}$  to  $\frac{3}{4}$  of a mile away. Dr. Ruffan consulting engineer for the Noranda saw the property when we were starting to explore it, and gave this explanation, and said I cannot say how much gold there will be (at the time we only had 0.20 au) that will depend on the basic content of the rock, but I can tell you this deposit will go below mining depth.

A considerable amount of gold and copper has been obtained from the Lucky Jim, see D.D. Cairnes' Report page 58 Summary Report Geological Survey Dept. of Mines for 1913 also Bancroft's report for the same year which gives a very good map showing the Coast Range Batholith.

This is about the only place you can see a contact with the Coast Range Batholith, and the Diabase of Vancouver Island as the rest is under the sea, in the Johnson Straits, and down past Taxada.

From Cairnes' report this applies to the Lucky Jim - "The Provincial Assayer of B.C. in reporting on this property in 1910 states the management stated that there was good ore for the entire depth of the shaft, and that 184 tons, taken from about 75 feet down gave \$22 in gold 8% copper 34 ounces of silver, and at the bottom of the shaft the ore was even of a higher grade".

*An examination of the ore dump would seem to confirm the above statement*

August 25, 1983

Mr. B. P. Fagan, Trust Officer  
National Trust Company, Limited  
1280 Douglas St.,  
Victoria, B. C.

Dear Sirs:

RE: Noble Trust

This is to advise you that if you consider it worthwhile to retain me to make a geological report on the claims comprising the Noble Group, Quadra Island, I would be pleased to do this and write a report on my findings.

My fee would be \$22 a day and expenses, and you have my word it would not exceed \$5,000.00.

Without having done anything more than read the data you and Mr. Bristow have provided me with, I think Mr. T. E. Arnold's offer for the ten crown grant claims of \$50,000.00 is a bit low. On the other hand, this offer should be taken seriously because it is the first concrete offer that has been made. I should think, however, that \$100,000.00 would be more appropriate and a 5% interest in any company to be formed should be requested.

Finally, I would be prepared to meet with Mr. Arnold in your office if it should appear that this is desirable. Possibly this should be done prior to any examination.

Yours very truly,



W. R. Bacon, Ph.D., P. Eng.  
Consulting Geological Engineer

EXH. NO. 97  
EXAM OF: B. P. Fagan  
BRENDA L. PEARSON  
OFFICIAL REPORTER

Apr 30/84



# MINERAL ACT.

(FORM G.)

(Section 88 (g).)

## Affidavit on Application for Certificate of Improvements.

I, Thomas Noble  
of Qualitashu Cons. Co., make oath and say: "Successor to the

1. I am the recorded holder and am in undisputed possession of the Redox Copper Hill Mineral Claims situate at about 4 miles South of Kamik Bay, in the Nanaimo Mining Division.

2. I have done, or caused to be done, work on the said claim in developing a mine, and paid money, full particulars whereof are hereunto annexed, and marked "A."

3. I have found [specify the particular mineral] Gold within the limits of the said claim. (See Group)

4. I have had the claim surveyed by Mr. D. Schilderup, a duly authorized Provincial land surveyor.

5. I placed a plan of the claim, made by the said surveyor, on a conspicuous part of the land embraced in such plan on the 24<sup>th</sup> day of November, 1951.

6. I have posted a copy of the notice hereunto annexed, and marked "B," at the same place as said plan is posted, on the 24<sup>th</sup> day of November, 1951, and another copy on the Mining Recorder's office at Nanaimo on the 24<sup>th</sup> day of November, 1951, which said notice and plan have been posted, and have remained posted, for at least sixty days concurrently with the publication of the said notice in the Gazette.

7. I have inserted a copy of the said notice in the Gazette, where it first appeared on the day of 6<sup>th</sup> December, 1951, and in the Campbell River Courier, a newspaper published in the Province and circulating in the mining division in which the said claim is situate, where it first appeared on the 5<sup>th</sup> day of December, 1951, and was published once each week for eight consecutive weeks concurrently with the publication of the said notice in the Gazette prior to the date of this affidavit.

SWORN and subscribed to by Thomas Noble  
at Qualitashu Cons. Co. this  
15 day of March, 1952, before me,

Thomas Noble

P. E. Brown

\* Particulars must be exclusive of all houses, buildings, and other like improvements.  
If the claim was worked under a grouping, pursuant to section 48, and the mineral was found on another claim in the group, here state specifying the particular mineral and the name of the claim upon which it was found.  
† This affidavit may be made by an agent, duly authorized in writing, and may be altered to suit circumstances.  
★ 2,600-741-3200

"A"

# PARTICULARS OF WORK.

The work done is in a brecciated zone 20-30 feet wide and 500 feet long mentioned on page 73 D.D. Cairns report Geological Survey 1913. The largest early shingles then was 6" along this zone. We together with the Canadian Exploration Co. have made most extensive open pits, and before the Canadian Exploration Co. took up an option, we had uncovered a quartz vein 8 feet wide, then Mr. Freeman of the Mines Dept. made a report and obtained 1.76 oz. across 8 feet, porphyry dyke for one well under the open pit work along the length of 500 feet: a shaft of 40 feet has been sunk with a small cross cut at the bottom in ore. ~~One thousand feet~~ <sup>Nine hundred feet</sup> of diamond drilling has been done and the holes bled. (no good results were obtained and I am hoping to be able to extend these holes) Three bulk samples of a little over 100 tons have been shipped to Tacoma. Smelter on another vein 52 feet wide 600 feet long a shallow crosscut of 52 feet has been made

This is the statement "A" referred to in the annexed affidavit.

this was through ceremonial iron and showed some signs.

Grouped under the Geller Group and all work done in the "Copper Hill" etc.

"B"

## MINERAL ACT.

(FORM F.)

(Section 58 (d).)

### Notice of Application for Certificate of Improvements.

"Petrae" "Copper Hill" "Geller" "Snecrap" "Lake Side" Mineral Claims,  
Situate in the Nanaimo Mining Division.

Where located:

about 4 miles South of Nanaimo Bay B.C.

Lawful holder: Thomas Noble.

Number of the holder's free miner's certificate 19540 F.

Take notice that I Thomas Noble

Free Miner's Certificate No. 19540 F, intends, at the end of sixty days from the date hereof, to apply to the Mining Recorder for a Certificate of Improvements for the purpose of obtaining a Crown grant of the above claim.

And further take notice that action, under section 85 of the "Mineral Act," must be commenced before the issuance of such Certificate of Improvements.

Dated this

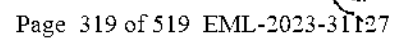
15<sup>th</sup>

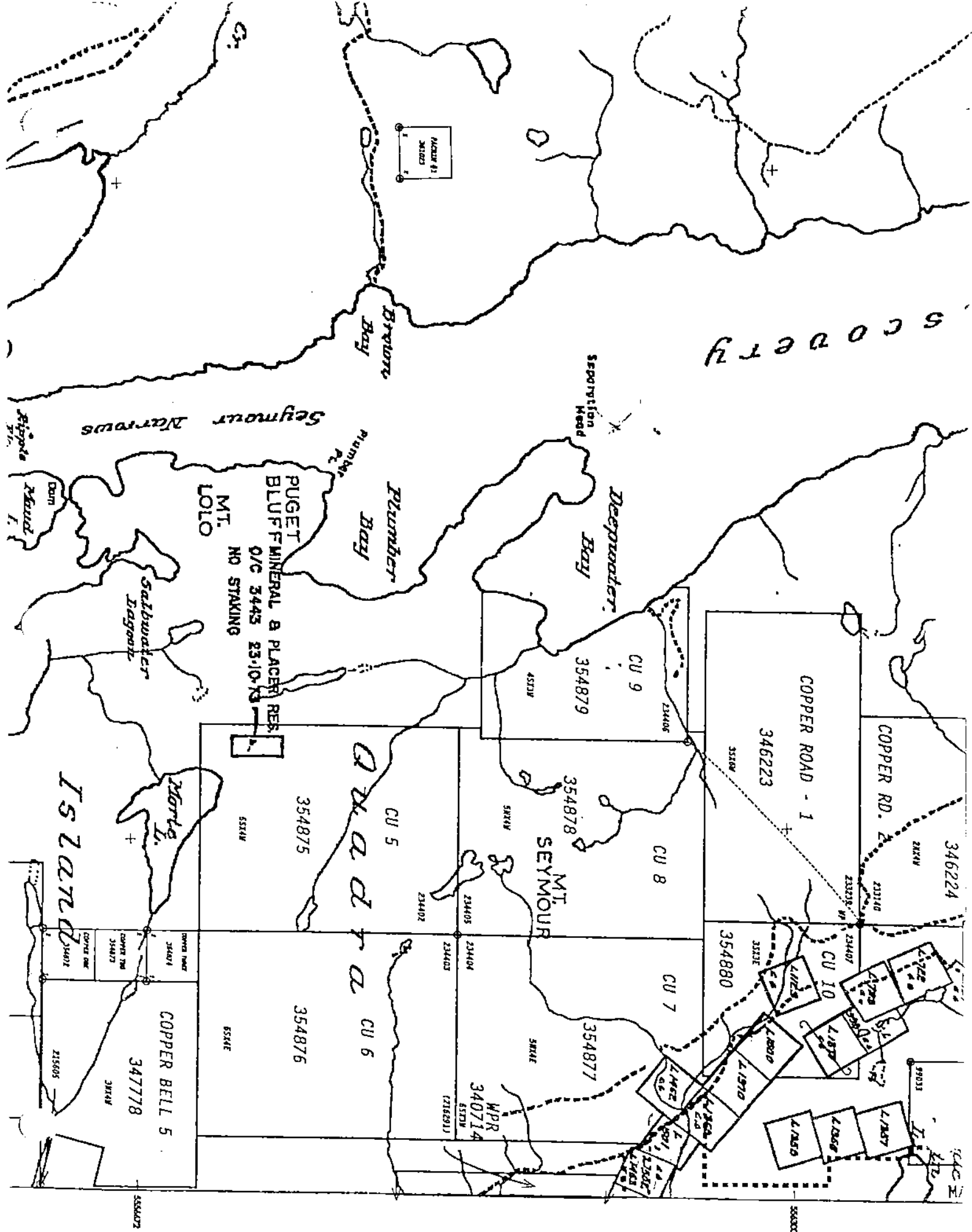
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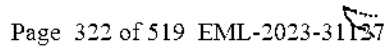
1952

Thomas Noble









**Castillo, Talitha EM:EX**

**From:** Brian Grant S.22  
**Sent:** Wednesday, February 06, 2002 3:13 PM  
**To:** Castillo, Talitha EM:EX; Grant, Brian  
**Subject:** Main Lakes Park  
**Main Lakes Park**

**File # 46**

Property: CG1463 "Ted" (Placer Dome) CG 1501 and 1502 "Snosrap & Lakeside"  
 Owner: Placer Dome Inc. and Noble et al.  
 Park: Main Lake park - 1996

**Location:**

NTS 092K03W. The area of these crown grants lies immediately south and west of Stramberg Lake and the crown grants include the showings recorded in Minfile known as White Swan (092K 059), Condor (092K 099), and Anaconda (092K 111). These showings lie along a west-northwest trend within the crown grants.

**Economic Geology:**

The area of the crown grants is underlain by volcanic rocks of the Karmutsen Formation which are reported to be in contact with limestone of the Quatsino Formation and a granitic intrusive about 180 metres to the northeast of the Anaconda showing. Mineralization is reported along the contact of limestone and volcanics along the trend of the contact and including all three mineralized showings. The nature of the showings appears to be, narrow, mineralized fractures associated with the volcanic-limestone contact. Vein minerals include pyrrhotite, chalcopyrite, arsenopyrite, pyrite, quartz, garnet and epidote. This combination of minerals is typical of intrusive related quartz-sulphide veining with some skarn alteration. Mineralization is reported to be sporadic but with some silver up to 6.86 g/tonne, gold of trace to 0.69 g/tonne and up to 1% copper.

**Conclusions:**

- 1) The showings are typical of intrusive related contact vein occurrences with precious and base metal values with some skarn development. However, the development of skarn alteration indicates that there is enhanced potential for veins in such an environment to be of interest economically.
- 2) The available reports (Ministry of Mines Annual Reports) indicate that grades of precious metals reported from these veins are economically interesting but that these gold & silver values may be sporadic. There are no reports of systematic or extensive sampling and evaluation. The relative abundance of pyrrhotite and arsenopyrite as part of the sulphide suite of minerals is a negative factor to the potential development of these claims.
- 3) There are no reports filed to indicate any mineral exploration or assessment has been carried out on the crown grants since the work recorded in 1910.- 1913 in the Ministry of Mines Annual Reports to government. This is not unusual as the Crown Grants are maintained by annual fees.
- 4) In considering the reported grades and mineralization environment of these crown grants I am led to believe that the potential for economic development is low to moderate. Exploration would have to prove both that the potential tonnage and average gold grades are more extensive than currently documented.
- 5) Considering the geological environment of the adjoining properties and the geology and precious metal analysis reported for the Crown Grants themselves I consider the potential for precious metal resources to be low to moderate. Low, due to the typically sporadic nature of sheared vein and skarn systems, but moderate due to the documented precious metal assays and obviously extensive strike continuation of the reported mineralization in the area.

2002/02/06

**References:**

- 1) Minister of Mines Annual Report 1913, pages 285-286.
- 2) Minister of Mines Annual Report 1910, pages 159.
- 3) Minister of Mines Annual Report 1911, pages 194.
- 4) Minister of Mines Annual Report 1913, pages 284-286.

Note: All annual reports may now be viewed on the Ministry of Energy & Mines website at:

[http://www.em.gov.bc.ca/Mining/Geolsurv/Publications/catalog/cat\\_rpts.htm](http://www.em.gov.bc.ca/Mining/Geolsurv/Publications/catalog/cat_rpts.htm)

- 5) Assessment Report 10538: Assessment Report Quadra Island property (QUAD Claims), for Greenwich Resources Inc, by John S. Hand of Robertson Research Canada Ltd. February 1982.

**File #92**

Property: WPR tenure no. 340714 15 units

Owner: s.22

Park: Main Lakes Park

**General:**

31 L S 770 4 M 11 7

WPR property on Quadra Island (NTS 092K/03) was staked in 1995 and lapsed in 1998. s.22 was advised in a letter dated March 19, 1996 that the park had been established and that all or part of his WPR claim was affected and that assessment work was not permitted within the protected area. However, the park only affected the northern portion, about 15 to 20% of the claim, and s.22 was therefore free to explore the southern part of the claim.

In 1997 Under the Prospector Assistance Program s.22 received assistance and carried out a program of geological mapping, line cutting and geophysics and a final report was submitted and signed by a professional geologist. Geophysical results are reported as positive and further work was recommended. These works totaled \$14,782 but was not filed for assessment nor were any reports filed by Hodgson to maintain title to the claim. In various letters in this case file there are references to approximately \$30,000 worth of exploration work carried out on the claim but not filed as assessment.

**Economic Geology:**

The Minfile database identifies four documented mineral showings: the Contact 1, 2 & 6 (092K 101), the WFP 22 (092K 100), the WFP 7 (092K 086) and the Contact 7-10 (092K 085).

These showings are reported to contain precious metal values for silver up to 83 g/tonne, and for gold up to 168 g/tonne with significant copper values. Greenwich Resources confirms the gold grades and reports up to about 25 grams/tonne gold from the property.

The regional geological setting is that Quatsino limestone and Karmutsen volcanics are in contact with intrusives of the Coast Plutonic Complex and this provides an environment for development of vein and/or skarn type sulphide mineralization. It is documented that faulting has provided additional ground preparation suitable for the development of mineralized vein systems possibly associated with skarn development.

**Observations & Conclusions:**

- 1) The geology and economic potential of the WPR claim is considered favourable for mineral exploration and development. The work which is documented within the area of the WPR claims is positive and warrants further exploration followup. Significant gold grades are reported within a general environment of intrusive contact related vein mineralization and skarn development.
- 2) The available information indicates the owner may have spent in the order of \$30 000 in prospecting and exploring the property. Not all of this material is filed with government due to some confusion on the owner's part regarding what was/was not required to maintain mineral title on the claim. As well, I understand that some portion of this \$30 000 amount may have been the result of a government grant



through the Prospector's Assistance Program, in which case it should not be compensated for. In addition, an earlier consultant recommended a work program of about \$230 000, justified by the positive results of initial surveys.

3) More recent reports indicate that the sulphide mineralization encountered, to date, on the property are erratic and not large enough to develop independently. However, additional geophysical and geological work was recommended to clarify the potential.

4) The property has four documented mineral showings, all of which contain the geology and economic mineral values of economic interest.

5) Only the northern 20% of the claim area is within the protected area of the Main Lakes Park. However, development of mineral resources on the remainder of the claim is problematical within the shadow of a park.

6) I conclude that the WPR claim has significant geological potential for metallic minerals and that work completed to date provides evidence of this potential. The positive results indicate that further work should have been carried out to test the potential for economic development, and it is my understanding that the owner may have carried out such work but was frustrated in his attempts to further explore and develop the property. The precious metal grades are significant and the geographic extent of reported mineralization within a sheared vein and skarn environment is of economic interest.

#### **References:**

1) Assessment Report 10538: Assessment Report Quadra Island property (QUAD Claims), for Greenwich Resources Inc, by John S. Hand of Robertson Research Canada Ltd. February 1982.

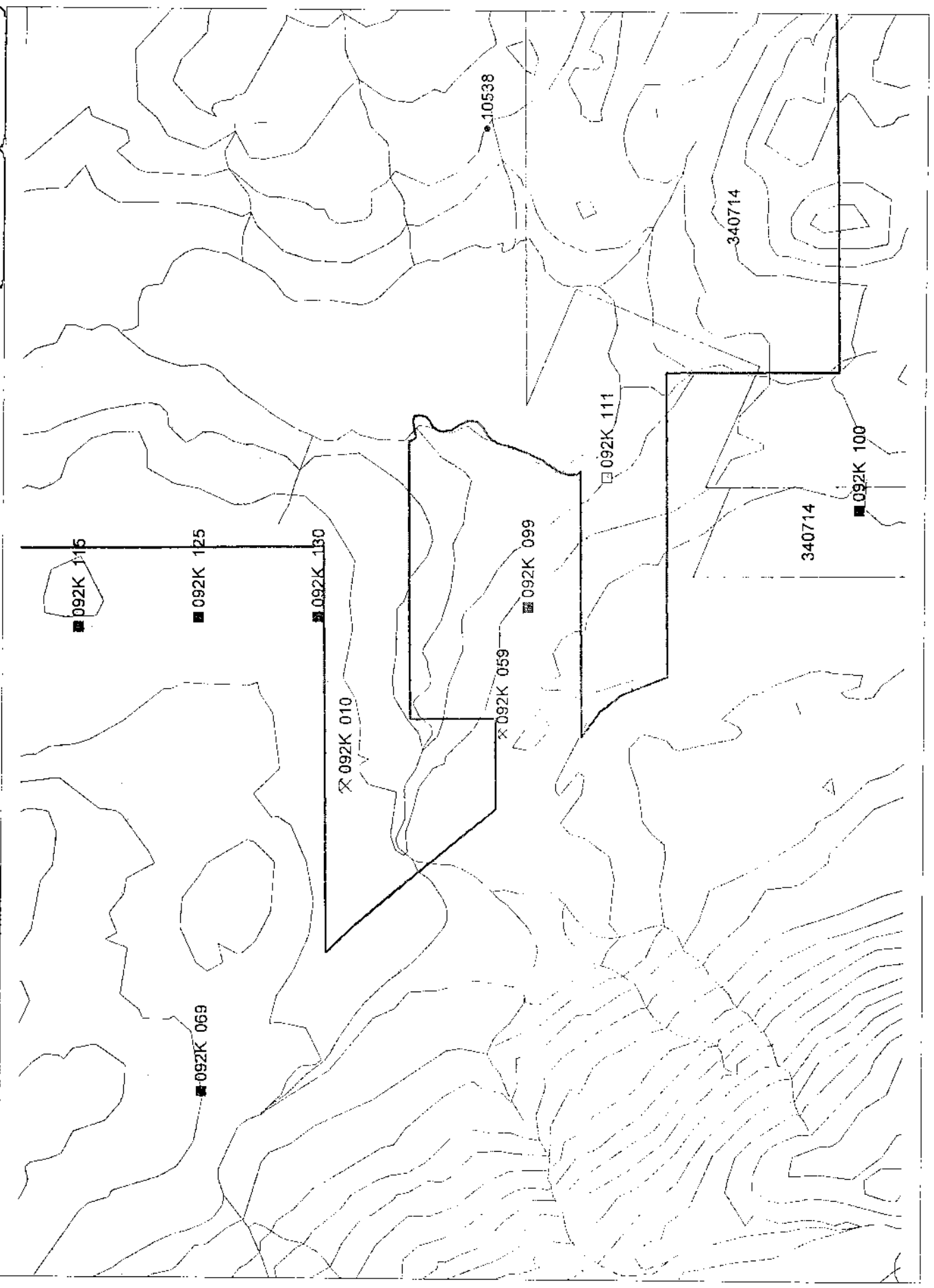
2) Minfile reports for 092K 085, 086, 100 and 101 mineral occurrences.

Brian Grant, PGeo

Feb 05, 2002

Collapse Layers Expand Layers Remove Frame

Map Place Home BCGS Home



## Ministry of Energy and Mines

Prepared for Fred Hermann, Assistant Deputy Minister, FOR INFORMATION

### ISSUE:

Settlement of the claim for compensation resulting from the expropriation of the WPR Mineral Claim, Tenure Number #340714 held by s.22

### BACKGROUND:

The WPR claim is located on Quadra Island in the Main Lakes Park. The Park was created on April 30, 1996. In March of 1996, s.22 was informed by letter that his claim was located all or in part within the protected area and that he was no longer permitted to perform exploration or development work within the protected area.

It was later revealed that only 15 – 20% of the claim was within the park and s.22 was free to explore the remaining southern portion of his claim. In 1997, under the Prospector Assistance Program s.22 received a \$24,000 grant to carry out a program of geological mapping, line cutting and geophysics. A report was submitted and signed by a professional geologist who recommended further work based upon the positive geophysical results.

The Minfile database identified four documented mineral showings with precious metal values for silver up to 83 g/tonne and gold up to 168 g/tonne with significant copper values. The geology and economic potential of the WPR claim is considered favourable for mineral exploration and development. The work which is documented within the area of the WPR claim is positive and warrants further exploration follow-up. Follow-up work in the area of up to \$230,000 was recommended, justified by the positive results.

The Ministry has confirmed that development of the portion of the claim outside the park could prove problematical within the shadow of the park.

### DISCUSSION:

Despite confusion as to the requirement to file records of work performed on the claim, the Ministry has confirmed that s.22 d perform further work with the clarification of the park boundary on his claim. records indicate expenditures in the area of \$40,000.

Included in the \$40,000 previously spent on exploration is the Prospector Assistance Program grant of \$24,000.

s.22 and the Provincial Representative had little difficulty agreeing on a fact picture. Negotiations progressed quickly, with the Provincial Representative putting forth an offer of the \$40,000 invested, less the \$24,000 prospector's grant, plus an additional \$15,000 that would be justified in the next step of the exploration program for a total settlement offer of \$31,000.

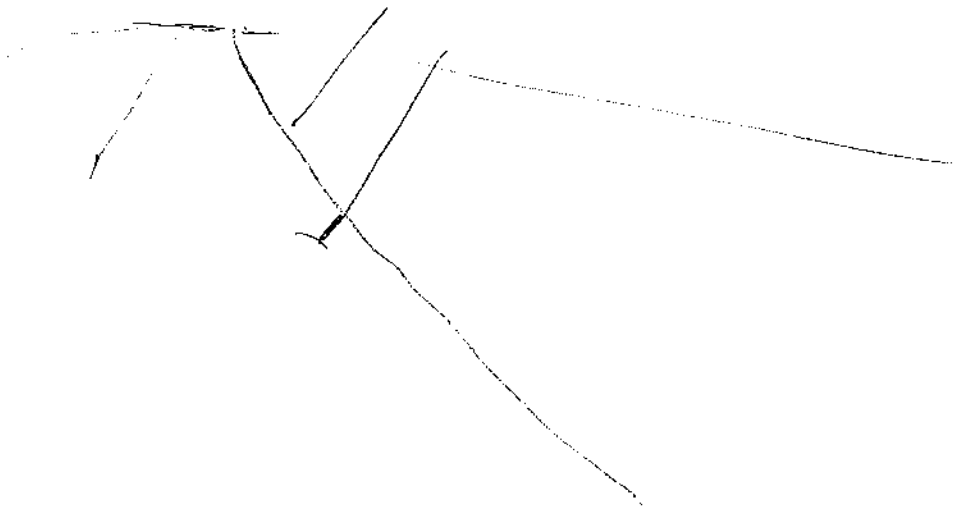
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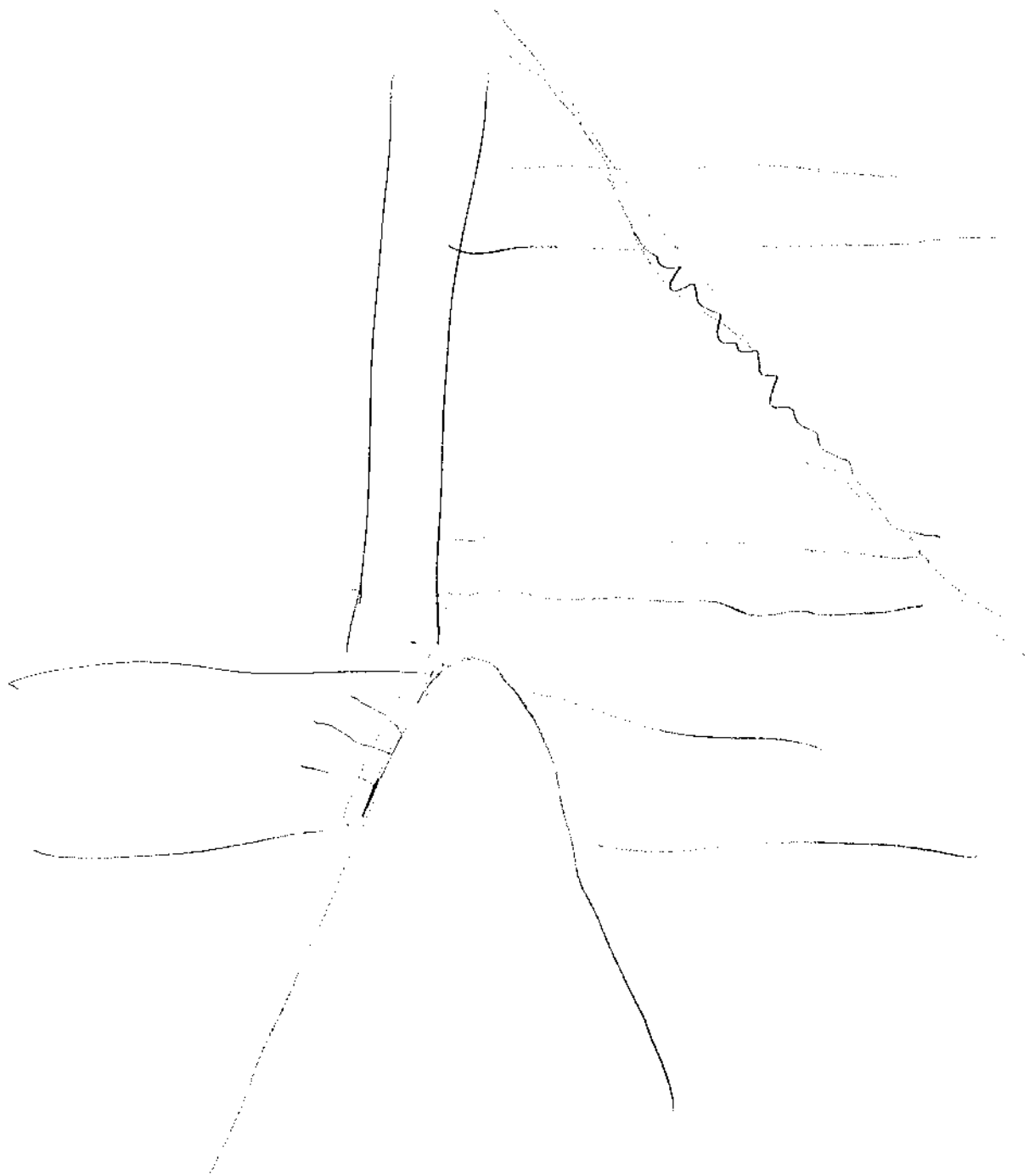
agreed that this was a reasonable amount and accepted the offer.

Under Section 3(4) of Schedule B to the Framework Dispute Resolution Agreement the Holder agreed to a final settlement of \$31,000 inclusive.

Prepared by and presented by:

Ken Davidson  
Provincial Representative

A handwritten signature in black ink, appearing to be 'Ken Davidson', written over a horizontal line.



Page 330 of 519

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s.14

Page 331 of 519

Withheld pursuant to/removed as

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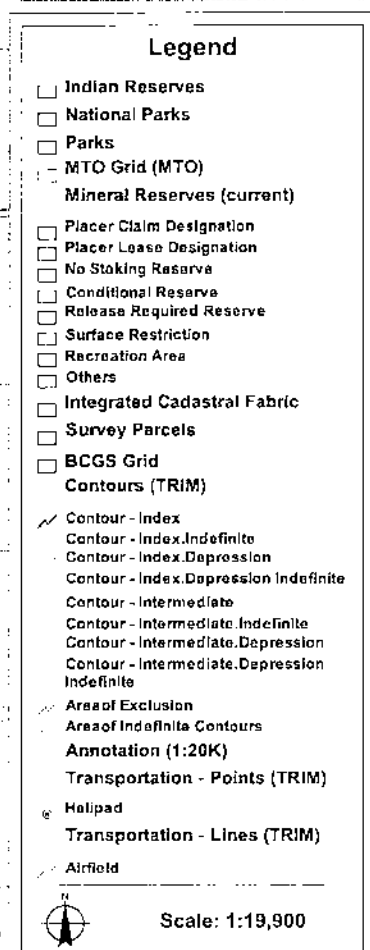
Page 332 of 519

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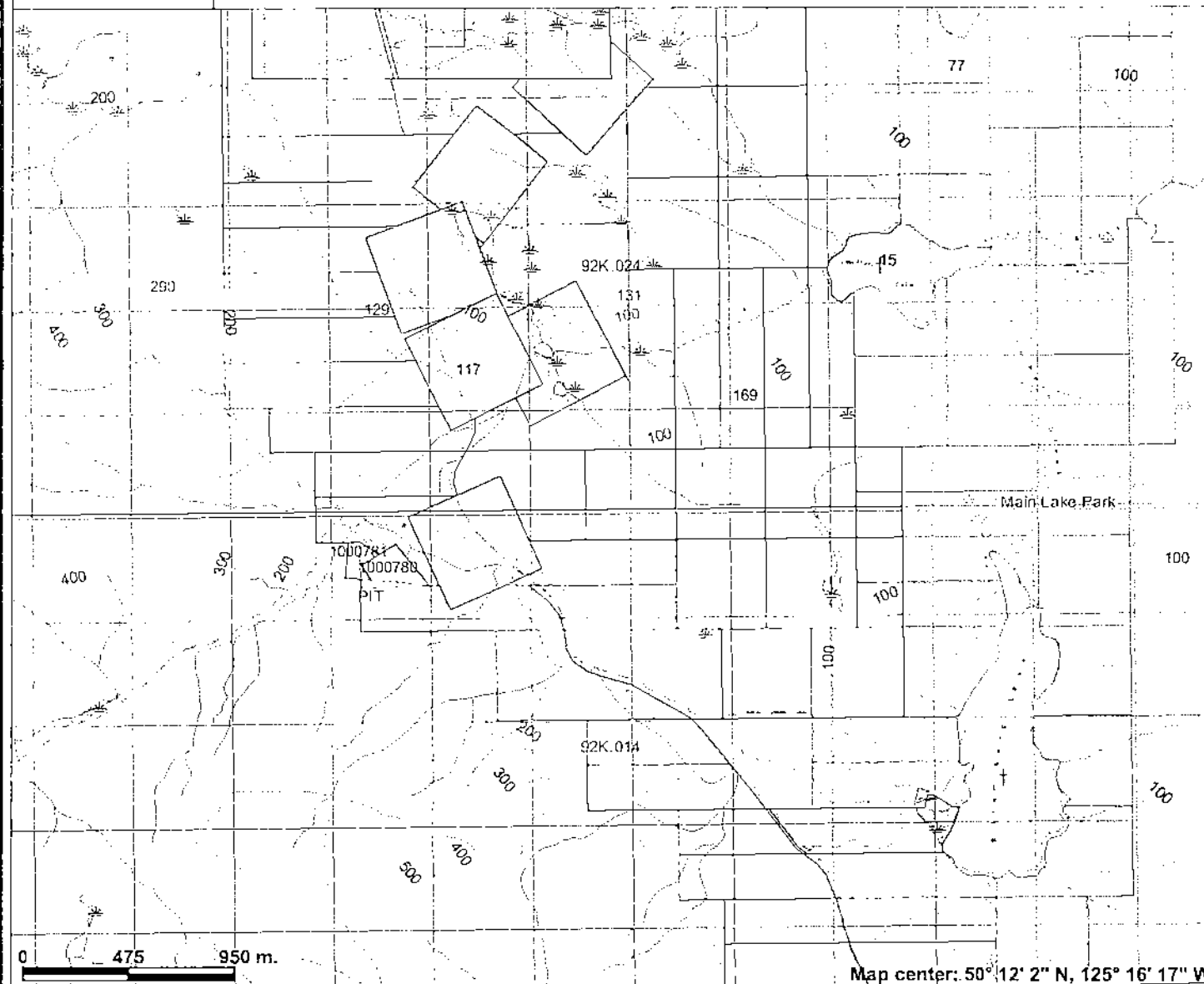
s.14



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# Internet Mapping Framework



## Legend

- ☐ Indian Reserves
- ☐ National Parks
- ☐ Parks
- ☐ MTO Grid (MTO)
- ☐ Mineral Reserves (current)
- ☐ Placer Claim Designation
- ☐ Placer Lease Designation
- ☐ No Staking Reserve
- ☐ Conditional Reserve
- ☐ Release Required Reserve
- ☐ Surface Restriction
- ☐ Recreation Area
- ☐ Others
- ☐ Integrated Cadastral Fabric
- ☐ BCGS Grid
- ☐ Contours (1:250K)
- ☒ Contour - Index
- ☒ Contour - Intermediate
- ☒ Area of Exclusion
- ☒ Area of Indefinite Contours
- ☒ Annotation (1:20K)
- ☒ Transportation - Points (TRIM)
- ☒ Helipad
- ☒ Transportation - Lines (TRIM)
- ☒ Airfield
- ☒ Airport
- ☒ Airstrip
- ☒ Airport Abandoned
- ☒ Ferry Route
- ☒ Road (Gravel Undivided) - 1 Lane
- ☒ Road (Gravel Undivided) - 2 Lanes
- ☒ Road (Gravel Undivided) - U/C - 1 Lane
- ☒ Road (Gravel Undivided) - U/C - 2

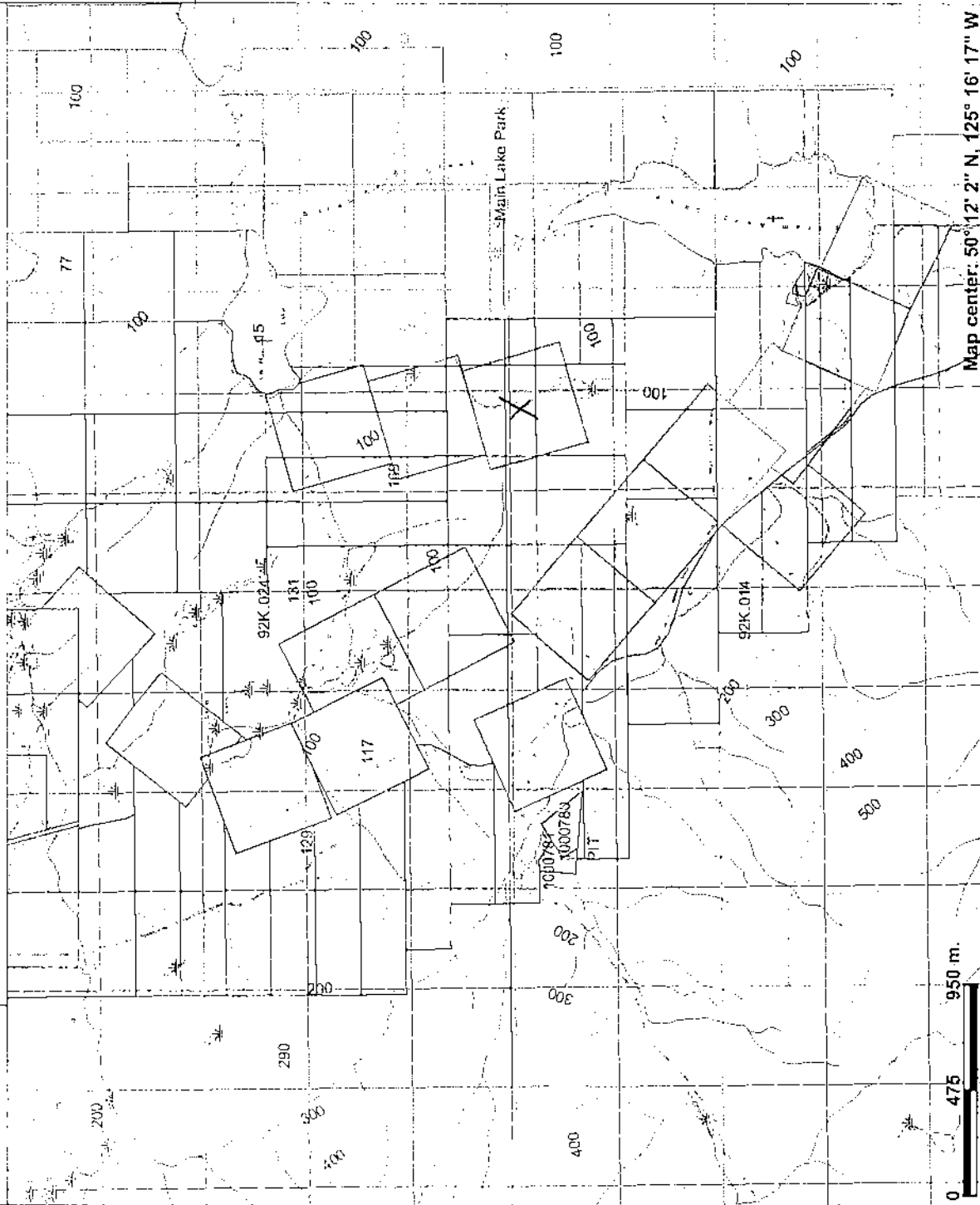


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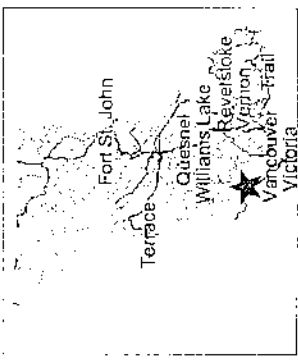
Map center: 50° 12' 2" N, 125° 16' 17" W

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- ☐ Survey Parcels
- ☐ BCGS Grid
- ☐ Contours (1:250K)
- ☐ Contour - Index
- ☐ Contour - Intermediate
- ☐ Area of Exclusion
- ☐ Area of Indefinite Contours
- ☐ Annotation (1:20K)
- ☐ Transportation - Points (TRIM)
- ☐ Helipad
- ☐ Transportation - Lines (TRIM)
- ☐ Airfield
- ☐ Airport
- ☐ Airstrip
- ☐ Airport Abandoned
- ☐ Ferry Route
- ☐ Road (Gravel Undivided) - 1 Lane
- ☐ Road (Gravel Undivided) - 2 Lanes
- ☐ Road (Gravel Undivided) - U/C - 1 Lane

Scale: 1:26,916



Map center: 50° 12' 2" N, 125° 16' 17" W



*also e-mailed*

COPY

648 Falkland Road  
Victoria, BC V8S 4L5

January 24, 2008

Helen Fair  
s.22

Dear Ms. Fair:

**RE: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler, and Copper Hill  
(Crown Granted 2 Post claims No. 1501, 1502, 1357, 1358, 1369, and 1370)**

Further to your letter of December 4, 2007, and our numerous telephone conversations since that date, we confirm that we are in receipt of an evaluation report for the ten Crown granted mineral claims held by your family completed by Jacques Houle, November 1, 2007.

In his report, Mr. Houle raises concern that a number of the claims are not impacted by the Main Lake Park. At the time we entered into our Framework Dispute Resolution Agreement ("FDRA"), we researched the Park boundary and the position of your claims and confirmed that six claims were impacted. Mr. Houle's review of newer maps indicated that the Margaret Whalen and Copper Hill claims were not impacted. We have now raised this issue again with the Ministry, which confirms that Mr. Houle's research and the fact that Margaret Whalen and Copper Hill are not impacted. The Ministry's current map indicates a trivial impact on the eastern boundary of the Hindurton claim. In discussion with the Ministry, we have confirmed that the indicated impact on Hindurton is within the accuracy limits of the map, and hence we conclude that the map does not confirm an impact on Hindurton.

Given the inconclusive impact on the Hindurton claim, we gave you, the Holder, the option of continuing to include it in the FDRA for compensation. We acknowledge your instruction that you wish the claim to be considered outside the park and not compensable, and also your further instruction that we amend the FDRA to confirm that the only impacted and compensable claims are Lake Side, Snosrap, and Geiler.

We will provide you with an amendment agreement to the FDRA to confirm the removal of the Margaret Whalen, Copper Hill, and Hindurton claims from the compensation process.

Given the understanding that we are proceeding with compensation for only three claims, the Ministry will need to modify its Final Offer letter provided to you on February 7, 2007. The Province's Final Evaluation was completed based on the claims being equivalent. Given the reduction from six claims to three claims, the Province hereby reduces its Final Offer from Sixteen Thousand Five Hundred dollars (\$16,500) to Eight Thousand Two Hundred Fifty dollars (\$8,250).

I return now to your presentation of the Houle report as the Holder's evaluation report under the FDRA. We remind you that prior to delivery of the report, you identified Mr. Houle as your choice for evaluator and we raised concerns as to his qualifications under the terms of the FDRA and with respect to his independence. Upon our receipt of Mr. Houle's report, we raised further concern that it may not have

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Helen Fair  
Page 2  
January 24, 2008

been completed in a manner that was totally compliant with the instructions in the FDRA. You have acknowledged our concerns and issued us instruction that it is your wish that we accept the report as the Holder's evaluation report.

In accordance with your instruction, the Province has accepted the Houle report of November 1, 2007, as the Holder's submission under Article 9 (2)(b)(i).

On review of the report, Mr. Houle establishes a valuation estimate of \$65,371.07 as the value of the four expropriated claims. Given our understanding that we are proceeding with the expropriation and compensation of three claims, it is our understanding that the valuation amount in the Houle report would be prorated from \$65,371.07 to \$49,028.30. Please confirm that we have a common interpretation of the Houle report and that you accept the prorated valuation amount of \$49,028.30.

In our telephone conversations you have undertaken to provide the Holder's Final Offer under 9 (2)(b)(ii) immediately upon receipt of this letter confirming the understandings going forward. We draw to your attention that Article 9 (2)(b)(ii) requires that your final offer be equal to or less than the value we have confirmed from the Houle report.

Article 9(2)(b)(v) indicates that you as the Holder are to prepare and deliver a registerable transfer form for the three expropriated claims. To expedite the final compensation payment, we will request that the Ministry develop the document and will present it to you for execution in due course.

Our letter of September 20, 2007, established February 7, 2008, as the final date for your compliance with the delivery of your evaluation report and your final offer. Given we are in receipt of the Houle report as the Holder's valuation report and given we hold your undertaking to provide the final offer as soon as practicable, we acknowledge substantial performance on the obligation and we withdraw February 7, 2008, as the required response date.

We look forward to receiving your final offer.

Yours truly,

A handwritten signature in cursive script, appearing to read 'Ken Davidson'.

Ken Davidson  
Provincial Representative  
Resource Compensation

/jh

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s.14

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s.14



**Subject:** FW: phone #

**From:** Ken Davidson <kendavidson@invictusbc.com>

**Date:** Tue, 11 Dec 2007 14:32:26 -0800

**To:** 'Jennifer Houghton' s.22 >

**X-Account-Key:** account3

**X-UIDL:** 5903-1144313449

**X-Mozilla-Status:** 0001

**X-Mozilla-Status2:** 00000000

**Return-path:** <kendavidson@invictusbc.com>

**Received:** from pd3mr4so.prod.shaw.ca (pd3mr4so-qfe3.prod.shaw.ca [10.0.141.180]) by l-daemon (Sun Java System Messaging Server 6.2-7.05 (built Sep 5 2006)) with ESMTP id

<0JSW00B8DR832180@l-daemon> for s.22 Tue, 11 Dec 2007 16:14:27 -0700 (MST)

**Received:** from pn2ml2so.prod.shaw.ca ([10.0.121.146]) by pd3mr4so.prod.shaw.ca (Sun Java System Messaging Server 6.2-7.05 (built Sep 5 2006)) with ESMTP id

<0JSW00D70R6W09G0@pd3mr4so.prod.shaw.ca> for s.22 (ORCPT  
s.22 Tue, 11 Dec 2007 16:14:27 -0700 (MST))

**Received:** from KenDPC ([24.69.83.185]) by l-daemon (Sun Java System Messaging Server 6.2-7.05 (built Sep 5 2006)) with ESMTP id <0JSW00K2BPA1SV30@l-daemon> for s.22

Tue, 11 Dec 2007 15:32:31 -0700 (MST)

**Message-ID:** <61C803759EDD45A58561C8B5A2AA9521@KenDPC>

**MIME-Version:** 1.0

**X-MIMEOLE:** Produced By Microsoft MimeOLE V6.0.6000.16545

**X-Mailer:** Microsoft Office Outlook 11

**Content-type:** multipart/alternative; boundary="-----\_NextPart\_000\_004A\_01C83C02.A762CB90"

**Thread-index:** Acg8RZf2mJnwp9XCT+mC/tTDW3ycQAABoug

**Original-recipient:** rfc822;s.22

**X-NAS-BWL:** Found match for 'kendavidson@invictusbc.com' on the allowed list (385 addresses, 0 domains)

**X-NAS-Classification:** 0

**X-NAS-MessageID:** 4372

**X-NAS-Validation:** {445BA929-0754-421E-B2F9-D5F440A69141}

**Ken Davidson**

**Invictus Consulting Inc.**

Cell: (250) 812-7040

[KenDavidson@InvictusBC.com](mailto:KenDavidson@InvictusBC.com)

**From:** Helen & Glen Fair [mailto:s.22]

**Sent:** December-11-07 2:31 PM

**To:** Ken Davidson

**Subject:** phone #

thank you for your quick response. Our phone # is s.22

A phone call in the morning will be fine.

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Page 343 of 519

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Helen and Glen Fair  
Page 2  
October 12, 2007

Your letter indicates that you are in receipt of our letter of September 20, 2007, to Michael Noble. We repeat the notice provided in that letter, and stress the importance of Article 2 (7) (b) of Schedule B of the FDRA.

We turn now to your selection of your proposed Holder's evaluator. The selection of the Holder's evaluator is at the discretion of the Holder. In this regard, the Holder should be guided by Article 4 of Schedule B to the FDRA, including Articles 4 (1) (b) and 4 (1) (c).

The evaluators for both the Province and the Holder must form an opinion as to the value of the claims based only on the fact picture appearing in Schedule D and the information available on the public record. A person who has acted as professional advisor to one of the parties would likely be exposed to information confidential to the settlement process beyond Schedule D. Further, that professional advisor would also be exposed to the positions taken and views expressed by his client with respect to the possible settlement amount. Such a professional advisor could have difficulty certifying that they formed an opinion of value based solely on the information in Schedule D and on the public record.

Article 4 of Schedule B also establishes that an evaluator must have a minimum level of evaluation experience. It is likely that prior to the review of an evaluation report, any arbitrator would first attempt to confirm that this minimum standard has been clearly met.

The encroachment of the Main Lakes Chain Park on the claims held by your family was specifically reviewed in 2002. The October 24, 2000, letter from Helen Fair to the Ministry of Energy and Mines was specifically considered. That letter proposed that compensation be provided for all of the ten claims held by your family. In its letter of February 7, 2002, the Province acknowledged the total expropriation of Snosrap and Lakeside being Lots 1501 and 1502. In the discussions also held during the March 7, 2002, meeting, it was agreed between the Province and the Holder that the six claims now identified in the FDRA would be considered expropriated for the purposes of compensation. To the extent the family believes this issue warrants further review, we would be pleased to discuss this matter with the agent of the Holder.

We continue to seek the Holder's acceptance of the outstanding offer of compensation, or of the delivery of the Holder's evaluation.

Yours truly,

A handwritten signature in cursive script, appearing to read 'Ken Davidson'.

Ken Davidson  
Provincial Representative  
Resource Compensation

/jh

c.c. M. Noble

Untitled

s.22

October 10, 2007

Dear Ken Davidson,

Re: letter dated Sept 20/07 to Mike Noble

We have selected an independent valuator:

Jacques Houle  
6552 Peregrine Road  
Nanaimo, B.C. V9V 1P8 (phone #250-390-3930 )  
(E-mail jhoule06@shaw.ca )

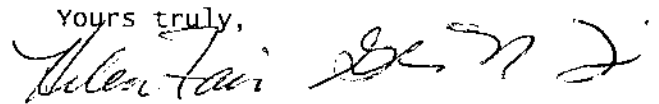
would you please send copies of Schedule D to us and to Jacques Houle.

Please be advised that the list of claims subject to expropriation is not consistent with the legal description of the Main Lake Park. The difference is that the legal description in the legislature specifically excludes Lot 1358 Hindurton and 1370 Copper Hill from the Park.

Attached is a copy of Jacques Houle's qualifications and professional experiences.

Thank you for your attention to this matter.

Yours truly,



Helen and Glen Fair

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s.22

Page 348 of 519

Withheld pursuant to/removed as

s.22





648 Falkland Road  
Victoria, BC V8S 4L5

September 20, 2007

Mr. Michael Noble  
s.22

Dear Mr. Noble:

**RE: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler, and Copper Hill  
(Crown Granted 2 Post claims No. 1501, 1502, 1357, 1358, 1369, and 1370)**

Further to our conversation today we would like to update the status of your file.

On February 7, 2007, the Province provided you with its final offer of compensation. The Framework Dispute Resolution Agreement ("FDRA") requires, in Article 9(2), that within 90 days of our delivery of the final offer, i.e. by May 7, 2007, the Holder must either accept the offer or provide to the Province the Holders' independent evaluation and the Holder's final offer.

Our letter of April 25, 2007, acknowledged that your family needed more time to respond and requested your update should your delivery extend beyond May 31, 2007. Since then we have had a number of conversations with you and with a geologist/advisor employed by other family members respecting the decision that is facing the family. To date we understand that the family has neither made a decision to accept the offer nor has it commissioned an evaluation report as required by the FDRA.

We draw to your attention, and stress the importance of, Article 2(7)(b) of Schedule B of the FDRA, which establishes the maximum time allowed for a response. We confirm our earlier advice that the time limit set out in this article will be applied. The final date permitted for the delivery of either your acceptance of the Province's final offer or the delivery of your independent evaluation report and your Holders' final offer is February 7, 2008. If your family is unable to reach agreement as to how you wish to move this compensation process forward by that date, Article 2(7)(b) will be applied and compensation will be denied.

To the extent that the family wishes to provide an independent evaluation and final offer, we draw your attention to Article 4(1), which sets out the qualifications that an evaluator must meet. You should follow the letter of this clause, appearing following.

... An evaluator is qualified to participate in the determination of the value of an expropriated mineral title if the evaluator





Mr. Michael Noble  
Page 2  
September 20, 2007

- (a) is a professional engineer or professional geoscientist who is a member of the Association of Professional Engineers and Geoscientists of British Columbia or of a similar self regulatory association or body in another jurisdiction,
- (b) has no interest, either direct or indirect, with respect to the expropriated mineral title or the holder and has not had such an interest at any time during the immediately preceding 5 years, and
- (c) has a minimum of 5 years experience relevant to the evaluation of mineral titles.

It is vital to the process that your evaluator evaluate the property based upon the approved fact picture, which is set out in Schedule D. Should you select an evaluator and wish to proceed in this regard, and you provide the evaluator's contact information to us, we will arrange for a copy of Schedule D to be provided.

Thank you for your attention to this matter.

Yours truly,

*Original signed by  
Ken Davidson*

*per* Ken Davidson  
Provincial Representative  
Resource Compensation

/jh



COPY

648 Falkland Road  
Victoria, BC V8S 4L5

April 25, 2007

Mr. Michael Noble  
s.22

Dear Mr. Noble:

**RE: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler, and Copper  
Hill (Crown Granted 2 Post claims No. 1501, 1502, 1357, 1358, 1369, and 1370)**

This letter is pursuant to my letter to you, dated February 7, 2007, regarding the final offer of the province in settlement for the subject claims.

We understand from our recent conversation that your family needs more time to respond. I ask that you update me on the progress of your related family discussions if the timing for the response to the final offer extends beyond May 31, 2007.

Thank you for your continued attention to this matter.

Yours truly,

A handwritten signature in black ink, appearing to be 'Ken Davidson', written over a horizontal line.

Ken Davidson  
Provincial Representative  
Resource Compensation

/jh

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**Subject:** noble

**From:** Ken Davidson <kendavidson@invictusbc.com>

**Date:** Thu, 19 Apr 2007 17:54:32 -0700

**To:** Jennifer Houghton <s.22 >

Please send Michael Noble a note to confirm that we understand the family needs more time to respond to the evaluation report and ask him to update us on the progress of the discussions if the timing for their response extends beyond May 31<sup>st</sup>.

ken

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s.22



COPY

648 Falkland Road  
Victoria, BC V8S 4L5

February 7, 2007

Mr. Michael Noble  
s.22

Dear Mr. Noble:

**RE: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler, and Copper Hill (Crown Granted 2 Post claims No. 1501, 1502, 1357, 1358, 1369, and 1370)**

As you requested under Article 8 (5) (b) of Schedule B to our Framework Dispute Resolution Agreement, we have instructed the evaluator who completed the preliminary evaluation report to provide a final evaluation report. We received that final evaluation report on January 23, 2007.

As required under Article 8 (7) of Schedule B, we hereby present our final offer, which we confirm is an amount that is not less than the value cited in the final evaluation report.

The final offer of the province is \$16,500.00 (Sixteen Thousand Five Hundred 00/100 Dollars Cdn.).

This final offer is available for your acceptance until such time as an arbitrator makes a ruling on this settlement issue.

If you are unable to accept this final offer, our agreement requires you to confirm within ninety days of today, that an evaluator has prepared an evaluation report on your behalf.

Yours truly,

*Original signed by*

Ken Davidson  
Provincial Representative  
Resource Compensation

/jh



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**Subject:** RE: Noble  
**From:** "Stone, Kim EMPR:EX" <Kim.Stone@gov.bc.ca>  
**Date:** Mon, 05 Feb 2007 14:44:14 -0800  
**To:** Ken Davidson <kendavidson@invictusbc.com>  
**CC:** Jennifer Houghton <s.22>

Hi there: Yes this seems like a reasonable settlement. Approved.

Thanks.

Kim Stone  
A/Manager, Mineral Titles Registry  
Mineral Titles Branch  
Titles and Offshore Division  
phone: 250-952-0567  
fax: 250-952-0541  
email: kim.stone@gov.bc.ca

**From:** Ken Davidson [mailto:kendavidson@invictusbc.com]  
**Sent:** January 30, 2007 5:01 PM  
**To:** Stone, Kim EMPR:EX  
**Cc:** Jennifer Houghton  
**Subject:** Noble

We have reviewed the Final Evaluation, which indicates a value of \$15,000.

The Preliminary Evaluation confirmed a range of value from \$14,000 to \$18,000.

I would propose a Final Offer of \$16,500, being a 10% increment to the confirmed Final Valuation.

Jennifer will be asking for your approval to this offer during the call tomorrow.

Thanks, ken

Kim Stone  
A/Manager, Mineral Titles Registry  
Mineral Titles Branch  
Titles and Offshore Division  
phone: 250-952-0567  
fax: 250-952-0541  
email: kim.stone@gov.bc.ca

**From:** Hrayr Agnerian [mailto:hrayr.agnerian@scottwilson.com]  
**Sent:** December 19, 2006 1:39 PM  
**To:** Stone, Kim EMPR:EX  
**Subject:** Valuation Report on Snosrap etc claims

Kim,

Attached you will find the Final Valuation Report on the Snosrap, Lakeside, Margaret, Whalen, Hindurton, Geiler and Copper Hill Claims in pdf format.

Do you want us to send you the three replacement pages (hard copies) or a complete hard copy of the report?

Regards,

**Hrayr Agnerian, M.Sc. (Applied), P.Geo.**  
Consulting Geologist  
**SCOTT WILSON MINING GROUP**  
**Scott Wilson Roscoe Postle Associates Inc.**  
Suite 501, 55 University Ave.,  
Toronto, Ontario, M5J 2H7  
Tel: (416) 947-0907  
Fax: (416) 947-0395  
E-mail: hrayr.agnerian@scottwilson.com

<<...>>

NOTICE: This communication (and any attachments) is directed in confidence to the addressee(s) listed above, and may not otherwise be distributed, copied or used. The contents of this communication may also be subject to lawyer-client privilege, and all rights to that privilege are expressly claimed and not waived.

If you are not the intended recipient of this communication, please notify us immediately by reply e-mail or by

**Subject:** FW: Valuation Report on Snosrap etc claims  
**From:** "Stone, Kim EMPR:EX" <Kim.Stone@gov.bc.ca>  
**Date:** Tue, 23 Jan 2007 09:38:42 -0800  
**To:** Ken Davidson <kendavidson@invictusbc.com>  
**CC:** Jennifer Houghton -s.22

telephone (above) and delete this communication (and any attachments) without making a copy. Thank you.

**BC Energy & Mines Noble Titles valuation\_Dec 19.pdf**

**Content-Description:** BC Energy &  
Mines Noble Titles  
valuation\_Dec  
19.pdf  
**Content-Type:** application/pdf  
**Content-Encoding:** base64

**Subject:** Nosrap, Lakeside, etc.

**From:** "Stone, Kim EMPR:EX" <Kim.Stone@gov.bc.ca>

**Date:** Thu, 14 Dec 2006 10:35:11 -0800

**To:** general@rpacan.com

**CC:** Ken Davidson <kendavidson@invictusbc.com>, Jennifer Houghton s.22

>

Hi Bill:

We have reviewed your final valuation report on the above titles. This report is not acceptable as is. Other than changing the report from preliminary to final, there have been no other changes. For example, the final report does not contain the final amount of the valuation, but rather a range. Could you please provide the corrected final valuation report as soon as possible. If you need anything clarified, please contact Ken.

Thanks very much.

Kim Stone

A/Mineral Titles Online Manager

Mineral Titles Branch

Titles and Offshore Division

phone: 250-952-0567

fax: 250-952-0541

email: kim.stone@gov.bc.ca

**Subject:** [Fwd: Noble - Snosrap et al]  
**From:** Jennifer Houghton <s.22...>  
**Date:** Mon, 11 Dec 2006 13:17:44 -0800  
**To:** "Stone, Kim EMPR:EX" <Kim.Stone@gov.bc.ca>  
**CC:** Ken Davidson <kendavidson@invictusbc.com>

Hi, Kim.

Further to our telephone conversation this morning and the attached note, this is just to note Ken's request for a Final Evaluation from Roscoe, et al, rather than a copy of their first evaluation.

Thanks.

Jennifer

**Subject:** Noble - Snosrap et al  
**From:** Ken Davidson <kendavidson@invictusbc.com>  
**Date:** Mon, 02 Oct 2006 15:35:24 -0700  
**To:** "Stone, Kim EMPR:EX" <Kim.Stone@gov.bc.ca>  
**CC:** Jennifer Houghton <s.22...>

Mr. Noble has requested that the province proceed to a Final Offer.

Would you please ask RPA to complete the Final Evaluation.

ken

**Noble - Snosrap et al** **Content-Type:** message/rfc822  
**Content-Encoding:** 7bit

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s.22



**Subject:** Noble - Snosrap et al

**From:** Ken Davidson <kendavidson@invictusbc.com>

**Date:** Mon, 02 Oct 2006 15:35:24 -0700

**To:** "Stone, Kim EMPR:EX" <Kim.Stone@gov.bc.ca>

**CC:** Jennifer Houghton <8.22

Mr. Noble has requested that the province proceed to a Final Offer.

Would you please ask RPA to complete the Final Evaluation.

ken

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Page 367 of 519

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Withheld pursuant to/removed as

s.22

**Dranchuk, Kim**

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**From:** Emery, Kristy EMPR:EX [Kristy.Emery@gov.bc.ca]  
**Sent:** Wednesday, December 14, 2005 10:20 AM  
**To:** Dranchuk, Kim  
**Subject:** Nobles



Form C,  
Nobles.doc (31 KB)

Hi Kim, as discussed, pls find attached the Form C document necessary for the undersurface transfer of Nobles Crown Granted mineral claims.

<<Form C, Nobles.doc>>

All signatures must be original, signed in BLACK ink and witnessed by a lawyer, notary or person authorized to take affidavits (see Officer Certification at bottom of form).

Please return the form to me upon completion. If necessary, remind the Nobles of this obligation under the Framework Agreement and point out that in the event of settlement a cheque will not be issued until the Form is registered in the LTO. Call if you have any questions.

Cheers,  
KME

Kristy M. Emery  
Manager, Titles Programs  
Titles Division  
Tel: 250.952.0307  
Fax: 250.952.0331

Note to Noble File  
September 20, 2005

Jack Noble called Ken to schedule a call to discuss Schedule D and progress on the settlement claim. It was agreed that this call would take place on September 20, 2005 at 10:00 am PST. Ken and Kim called Mr. Noble but there was no response. A message was left on voicemail.

Called again at approximately 2:00 pm but there was no response again. Left another message.

VIA FAX: (604) 261 0969

**Sierra Systems**  
737 Courtney Street  
Victoria, BC V8W 1C3  
Canada  
Tel: 250.385.1535  
Fax: 250.385.4761  
[www.SierraSystems.com](http://www.SierraSystems.com)

September 23, 2005

Mr. Michael Noble  
s.22

Dear Mr. Noble:

**RE: SNOSRAP, LAKE SIDE, MARGARET WHALEN, HINDURTON, GEILER AND  
COPPER HILL (CROWN GRANTED 2 POST CLAIMS NO. 1501, 1502, 1357,  
1358, 1369, AND 1370)**

As a follow up to your conversation today with Kristy Emery at the Ministry of Energy and Mines, I would like to confirm that the Schedule D and supporting materials for the above claims have been sent to the external valuator. As you are aware, we delayed presentation of the Schedule D material to give you repeated opportunities to provide information on the claims, beyond that which is available publicly in the Ministry's files.

I remain concerned that your inability to provide information to confirm the results of work undertaken on the claims will negatively impact the valuation. I have explained to you that once the Schedule D material is finalized and the opinion as to value is requested, additional material will not be considered.

The Schedule D has been finalized for some time but I delayed instructing the evaluator in the hope that more time might allow additional materials to come to light. Given your request to Ms. Emery that the negotiations should now move forward, the Evaluator has been instructed to proceed. The Ministry can no longer accept additional information pertaining to these claims.

We expect to receive a preliminary valuation in approximately four weeks. I will provide you with a copy as soon as it is received.

.../2

Page 2  
Mr. Michael Noble  
September 23, 2005



As a separate matter, can you please confirm that you remain the agent for the family group? The Ministry and I have received calls from two other family members, both of whom appear to wish to take some form of role in leading the negotiations on your side. To date, I have returned a call to Marilyn Ferry three times to the number she provided, without making contact. I have also talked briefly to Jack Noble, and arranged a time for a more detailed discussion with him. Unfortunately we were not able to connect at the agreed time.

Sincerely,

A handwritten signature in cursive script that reads "Ken Davidson".

pu. Ken Davidson  
Provincial Representative  
Resource Compensation

/kd



# Activity Report - Send

Time : Sep-26-05 02:09pm  
Tel line : 1-250-385-4761  
Name : Sierra Systems Consultants Inc.  
Scan count : 43930 (0000AB9A)  
Print count: 69644 (0001100C)  
Drum count : 50010 (0000C35A)

Nbr.	Job	Date	Time	Duration	pgs To	Dept.	Account	Mode	Status
263	844	Sep-20	10:18am	00/33	02 s.22			EC 503	OK
264	854	Sep-20	03:28pm	01/02	03			EC 502	OK
265	864	Sep-21	09:40am	01/08	03			EC 502	OK
266	865	Sep-21	09:57am	00/51	02			EC 502	OK
267	866	Sep-21	10:18am	02/49	08			G3 500	OK
268	867	Sep-21	10:23am	00/52	03			EC 503	OK 30
269	868	Sep-21	10:24am	00/59	05			EC 503	OK
269	869	Sep-21	10:24am	00/10	01			EC 503	OK
270	871	Sep-21	11:35am	00/48	02			EC 502	OK
271	876	Sep-22	08:42am	00/35	02			EC 503	OK
272	877	Sep-22	08:48am	00/59	02			EC 502	OK
273	878	Sep-22	08:57am	00/28	01			EC 502	OK
274	879	Sep-22	11:36am	02/36	03			EC 202	OK
275	880	Sep-22	11:39am	01/01	03			EC 502	OK
276	882	Sep-22	03:35pm	01/17	05			EC 503	OK
277	883	Sep-22	04:05pm	00/28	01			EC 503	OK
277	884	Sep-22	04:05pm	00/16	01			EC 503	OK
278	891	Sep-23	10:09am	00/41	02			EC 503	OK
279	892	Sep-23	10:51am	00/28	01			EC 503	OK
279	893	Sep-23	10:51am	00/17	01			EC 503	OK
280	894	Sep-23	10:52am	00/42	02			EC 502	OK
281	895	Sep-23	10:57am	00/23	01			EC 502	OK
282	896	Sep-23	11:18am	00/41	01			G3 300	OK
283	897	Sep-23	11:28am	00/38	02			EC 503	OK
284	904	Sep-23	02:02pm	00/08	00				NG 12
285	905	Sep-23	02:03pm	01/29	06			EC 503	OK
286	907	Sep-23	02:15pm	01/02	00				NG B0
287	914	Sep-23	02:54pm	01/03	00				NG B0
288	916	Sep-23	03:20pm	00/29	01			EC 503	OK
289	918	Sep-23	03:32pm	00/14	00			EC 5 2	NG 12
290	920	Sep-23	03:34pm	04/09	10			EC 502	OK
291	921	Sep-23	05:01pm	00/37	01			EC 502	OK
292	926	Sep-26	08:50am	00/55	03 s.22			EC 503	OK
293	930	Sep-26	09:04am	01/51	08			EC 503	OK
293	931	Sep-26	09:04am	00/12	01			EC 503	OK
294	932	Sep-26	09:45am	01/30	05			EC 502	OK
295	934	Sep-26	10:08am	00/40	02			EC 502	OK
296	937	Sep-26	12:00pm	04/38	11			G3 500	OK
297	946	Sep-26	01:48pm	00/27	01			EC 503	OK
298	949	Sep-26	02:07pm	01/13	03			EC 300	OK

Sierra Systems  
737 Courtney Street  
Victoria, BC V8W 1C3  
Phone: 250.385.1535  
Fax: 250.385.4761  
www.SierraSystems.com



To: Michael Noble FAX: 604 261 0969  
Company: Phone:  
From: Kim Dranchuk Date: 9/26/2005

Pages including  
cover page: 3 Original to follow: ☐yes ☒no

Subject: MINING CLAIM

Comments:

---Notice Regarding Confidentiality---

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File No  
46B



July 26, 2004

Michael Noble

s.22

Noble et al  
c/o Mr. Michael Noble

s.22

re status of  
his claims

Dear Mr. Noble et al:

Further to my May 27, 2004 correspon  
for your files. The Ministry of Energy  
contact with you shortly regarding com

left mess for him  
to call

schedule D  
I will be in

If you have any questions or concerns please do not hesitate to contact me at (250) 952-0339.

Yours truly,

s.22

Kristy Emery  
Manager  
Titles Programs

Enclosures



January 25, 2005

Ms. Helen Fair

s.22

Dear Ms. Fair:

**Re: Lot Numbers 1501 and 1502**

Pursuant to Article 6(a) of the Framework Dispute Resolution Agreement, the Ministry of Energy and Mines, acting on behalf of the Province, appoints Mr. Ken Davidson as its representative with respect to all matters involved in the settlement negotiation with the following mineral claims:

- Snosrap Crown Grant Lot No. 1501
- Lakeside Crown Grant Lot No. 1502

Mr. Davidson will be contacting you directly in the very near future. In the interim, please do not hesitate to contact Ms. Susan Jones at (250) 952-0326 if you have any questions or concerns.

Yours truly,

for Gerald German  
Executive Director  
Titles Division

cc: Mr. Ken Davidson  
Provincial Representative

**Ministry of  
Energy and Mines**

**Titles  
Division**

**Mailing Address:**  
PO Box 9326  
STN PROV GOVT  
VICTORIA BC V8W 9N3

**Location:**  
6th Floor, 1810 Blanshard Street  
VICTORIA BC  
Telephone: (250) 952-0542  
Facsimile: (250) 952-0331



May 27, 2004

Noble et al  
c/o Mr. Michael Noble  
s.22

Dear Mr. Noble et al:

I am writing to advise you that in an effort to bring the few remaining outstanding mineral compensation files to a close, negotiations under the Mining Rights Compensation Regulation program will be conducted in-house from now on. As such, please direct all communications with regard to compensation negotiations of the Snosrap Property to me.

I am in receipt of your May 14, 2004 letter addressed to Mr. Ken Davidson, with accompanying documentation, in support of your family's claim for compensation.

Please find enclosed two (2) copies of an amended Schedule D. Please arrange for you and your family to review and execute these documents, returning them both to my attention at:

Titles Division  
Ministry of Energy and Mines  
PO Box 9326 Stn Prov Govt  
Victoria, BC, V8W 9N3

It is imperative that this is done as quickly as possible as 365 days have passed since the original request for affidavit material was made. Once I have received the documents and executed them myself, I will then return one copy to you for your files.

If you have any questions or concerns please do not hesitate to contact me at (250) 952-0339.

Yours truly,

Kristy Emery  
Manager  
Titles Programs

Enclosures

## SCHEDULE D

### INFORMATION AND RECORDS REQUESTED BY THE MINISTER IN REGARD OF THE TITLE

Item	Description	Date
1.	Minfile Master Report Geological Survey Branch White Swan, Sunrise, Snosrap <sup>s.15</sup> Developed Prospect	N/a
2.	Minfile Master Report Geological Survey Branch Geiler <sup>s.15</sup> Past Producer	N/a
3.	Minfile Master Report Geological Survey Branch Lucky Jim <sup>s.15</sup> Great Granite Past Producer	N/a
4.	Minfile Master Report Geological Survey Branch Pelican, Cormorant Showing	N/a
5.	Minfile Master Report Geological Survey Branch Contact Showing	N/a
6.	Minfile Master Report Geological Survey Branch Sea Gull Showing	N/a
7.	Minfile Master Report Geological Survey Branch Anaconda, Ted, WFP, NAT, QUAD Prospect	N/a
8.	Minfile Master Report Geological Survey Branch Condor Showing	N/a

Item	Description	Date
9.	The Annual Report for the Minister of Mines J.S. Stevenson	1938
10.	Letter to H. Gilleland Silver Standard Mine One (1) Page in Total	August 27, 1916
11.	Letter to B.P. Fagan National Trust Company, Limited from W.R. Bacon One (1) Page in Total	August 25, 1983
12.	Mineral Act (Form G) Geiler Group Two (2) Pages in Total	March 15, 1952

Certified on the \_\_\_ day of \_\_\_\_\_, 2003 to be the complete and total submission of \_\_\_\_\_  
\_\_\_\_\_ pursuant to Article 2.5 of Schedule B to the Framework Dispute  
Resolution Agreement dated \_\_\_\_\_, 2004.

\_\_\_\_\_  
John Bruce Noble

\_\_\_\_\_  
John Edward Noble

\_\_\_\_\_  
Glen N. Fair

\_\_\_\_\_  
Helen Fair

---

Marilyn Ferry

---

Eiva Noble

---

Michael Ellis Noble

---

Hilda Kathleen Noble

---

Ann Elizabeth Noble Rogers

---

Kristy Emery  
Manager, Titles Programs  
Titles Division  
Ministry of Energy and Mines



see tab 1  
sch. D.  
info

May 14, 2004

RECEIVED BY MINISTRY OF ENERGY AND  
RESOURCE DEVELOPMENT DIVISION  
FILE ROOM

MAY 20 2004

ATVICTORIA BRITISH COLUMBIA

Attention:  
Ken Davidson,  
Provincial Representative,  
Sierra Systems

Fax # 250-385-4761

Dear Mr. Davidson,

Re: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler and  
Copper Hill (Crown Granted 2 Post Claims No. 1501, 1502, 1357, 1358,  
1369 and 1370)

We are sending the following documents, regarding our mineral claims,  
to add to our file. Please contact us, as required.

Sincerely,

Mike Noble<sup>s.22</sup>  
Anne Rodgers<sup>s.22</sup>

February 11, 2004

Noble Et Al  
Attention: Michael Noble  
s.22

**Sierra Systems**  
880 Douglas Street, Suite 530  
Victoria, BC V8W 2B7  
Canada  
Tel: 250.385.1535  
Fax: 250.385.4761  
www.SierraSystems.com

Dear : Mr. Noble

**Re: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler and Copper Hill (Crown  
Granted 2 Post Claims No. 1501, 1502, 1357, 1358, 1369, and 1370)**

The Framework Dispute Resolution Agreement (FDRA) provides time limits, which are intended to assure both the holders and the province that the settlement process will conclude within a reasonable timeframe.

As I have not received a response to my letter of November 25, 2003, I am now forced to write to remind you of the deadline specified in the FDRA, Schedule B, Section 2(7), which provides that the holder must respond to a written request for information within 365 days. Should the holder fail to respond within the time allowed, the Minister may deny compensation.

I requested information verbally on a number of occasions in 2003. My first written request for information was on May 14, 2003. To date I have received no information and no response to my repeated follow-up letters (June 20, 2003, August 12, 2003 and November 25, 2003) inquiring as to your progress in locating information. Going back to my first inquiry you indicated the information was stored away and that you would require a month or so to locate it and deliver it to me.

I am concerned that you have not responded to my requests for information and that the deadline for submission is now approaching. If I have not received the requested information by May 14, 2004, I will be required to inform the Ministry of the expiration of the 365 day compliance period. The Ministry will likely take the position that you have abandoned your claim for compensation and your file will be closed.

I am enclosing an additional copy of the draft Schedule D, which was first provided to you on November 25, 2003. I need you to either provide all additional information you have respecting the valuation of the claim, or confirm that the draft Schedule D represents a complete listing of all information pertaining to the evaluation of your claims by signing and returning the Schedule D in its current form.

Once we have confirmed the fact picture, as evidence by the completed Schedule D, I will contact you to discuss restarting our negotiations.



**Sierra**  
*New thinking.*

If you have any questions or concerns please contact me at the office number noted above.

Your prompt attention to this matter would be most appreciated.

Sincerely,

A handwritten signature in black ink, appearing to read "Ken Davidson", written over a horizontal line.

Ken Davidson  
Provincial Representative  
Resource Compensation

November 25, 2003

Noble Et Al  
Attention: Michael Noble  
s.22

**Sierra Systems**  
880 Douglas Street, Suite 500  
Victoria, BC V8W 2B7  
Canada  
Tel: 250.385.1535  
Fax: 250.385.4761  
www.SierraSystems.com

Dear : Mr. Noble

**Re: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler and Copper Hill (Crown Granted 2 Post Claims No. 1501, 1502, 1357, 1358, 1369, and 1370)**

I am writing to follow up on my letter of August 12, 2003. If you recall, in my letters of May 14<sup>th</sup>, June 20<sup>th</sup> and August 12<sup>th</sup> I enquired as to your success in gathering information that would complete the fact picture regarding your claims. To date, I have received no response to any of those letters.

I know when you entered this process we had agreed to keep it informal, which I have been happy to do, however, I also have a responsibility to both the Province and the holder to see that these claim settlements move forward. The Province is approaching the compensation process on a park by park basis and only has resources available to have a certain number of compensation claims active at any given time. By not moving the process forward, we are seriously delaying the start of the process for other holders who truly wish to reach compensation settlements on their expropriated claims.

At some time in the near future I will be forced to initiate the timeline as detailed in the Framework Dispute Resolution Agreement (the Agreement) you and your family signed.

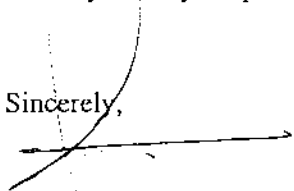
In an attempt to move the process forward at this time, I have prepared a draft Schedule D to the Agreement containing all of the information we have in our possession regarding mineralization on your claims. Please review the Schedule D for completeness. If you agree that the information listed in it is all that you have and all that was in existence on the date of park creation and relates to the value of the claims, please execute them and return the originals to my office.

If you have additional material to add please forward that material to my office for inclusion. I will revise the Schedule D to reflect the complete picture of facts available.

Once we have confirmed the fact picture, I will contact you to discuss next steps. If you have any questions or concerns please contact me at the office number noted above.

Thank you for your prompt attention to this matter.

Sincerely,



Ken Davidson  
Provincial Representative  
Resource Compensation

## SCHEDULE D

### INFORMATION AND RECORDS REQUESTED BY THE MINISTER IN REGARD OF THE TITLE

Item	Description	Date
1.	Minfile Master Report Geological Survey Branch White Swan, Sunrise, Snosrap <sup>s.15</sup> Developed Prospect	N/a
2.	Minfile Master Report Geological Survey Branch Geiler <sup>s.15</sup> Past Producer	N/a
3.	Minfile Master Report Geological Survey Branch Lucky Jim <sup>s.15</sup> , Great Granite Past Producer	N/a
4.	Minfile Master Report Geological Survey Branch Pelican, Cormorant Showing	N/a
5.	Minfile Master Report Geological Survey Branch Contact Showing	N/a
6.	Minfile Master Report Geological Survey Branch Sea Gull Showing	N/a
7.	Minfile Master Report Geological Survey Branch Anaconda, Ted, WFP, NAT, QUAD Prospect	N/a
8.	Minfile Master Report Geological Survey Branch Condor Showing	N/a

Certified on the\_\_ day of \_\_\_\_\_, 2003 to be the complete and total submission of \_\_\_\_\_  
\_\_\_\_\_ pursuant to Article 2.5 of Schedule B to the Framework Dispute  
Resolution Agreement dated \_\_\_\_\_, 2003.

\_\_\_\_\_  
John Bruce Noble

\_\_\_\_\_  
John Edward Noble

\_\_\_\_\_  
Glen N. Fair

\_\_\_\_\_  
Helen Fair

\_\_\_\_\_  
Marilyn Ferry

\_\_\_\_\_  
Eiva Noble

\_\_\_\_\_  
Michael Ellis Noble

Page 2

Hilda Kathleen Noble

Ann Elizabeth Noble Rogers

Ken Davidson  
Provincial Representative  
for Resource Compensation

August 12, 2003

Noble Et Al  
Attention: Michael Noble

s.22

**Sierra Systems**  
880 Douglas Street, Suite 500  
Victoria, BC V8W 2B7  
Canada  
Tel: 250.385.1535  
Fax: 250.385.4761  
[www.SierraSystems.com](http://www.SierraSystems.com)

Dear : Mr. Noble

**Re: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler and Copper Hill (Crown Granted  
2 Post Claims No. 1501, 1502, 1357, 1358, 1369, and 1370)**

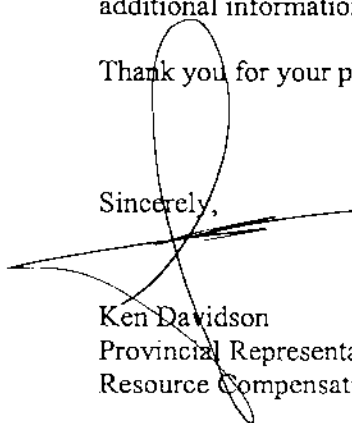
I am writing to follow up on my letter of June 20, 2003, in which I inquired as to your progress in locating information that would complete the fact picture. If you recall, in May 2003 you had indicated that the material was stored away and you would require a month or so to locate it.

I am committed to ensuring that we continue to make progress on this file in an effort to reach a satisfactory compensation settlement for your expropriated mineral claims.

Please contact my office as soon as possible to provide some indication as to when we might receive any additional information from you, that will assist us in completing the fact picture.

Thank you for your prompt attention to this matter.

Sincerely,



Ken Davidson  
Provincial Representative  
Resource Compensation



June 20, 2003

Noble Et Al  
Attention: Michael Noble  
s.22

**Sierra Systems**  
880 Douglas Street, Suite 500  
Victoria, BC V8W 2B7  
Canada  
Tel: 250.385.1535  
Fax: 250.385.4761  
[www.SierraSystems.com](http://www.SierraSystems.com)

Dear : Mr. Noble

**Re: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler and Copper Hill (Crown Granted 2 Post Claims No. 1501, 1502, 1357, 1358, 1369, and 1370)**

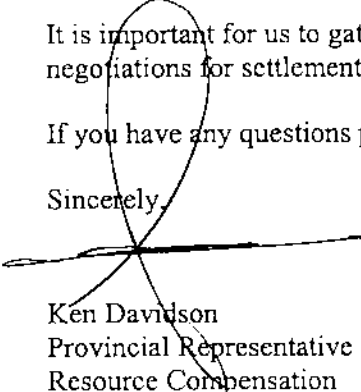
I am writing to follow up on our meeting of April 10 and my subsequent letter of May 14, 2003. If you recall, at our meeting you indicated you wished to review some MinFile Reports on a number of claims located in the same general area as yours. I requested those reports and forwarded copies of them to you on May 14.

You also indicated that you believed you had other relevant information that would add to the fact picture but required a month or so to locate it. Please contact my assistant, Heather Claus at (250) 995-3340 to advise when we might expect that material.

It is important for us to gather all relevant material so that we may confirm the fact picture on which the negotiations for settlement of your claims will be based.

If you have any questions please do not hesitate to contact me at the number above.

Sincerely,



Ken Davidson  
Provincial Representative  
Resource Compensation



May 14, 2003

Noble Et Al  
Attention: Michael Noble

s.22

**Sierra Systems**  
880 Douglas Street, Suite 500  
Victoria, BC V8W 2B7  
Canada  
Tel: 250.385.1535  
Fax: 250.385.4761  
www.SierraSystems.com

Dear : Mr. Noble

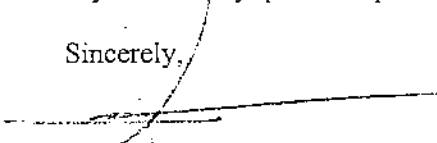
**Re: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler and Copper Hill (Crown Granted 2 Post Claims No. 1501, 1502, 1357, 1358, 1369, and 1370)**

Please find attached for your review copies of the MinFile Reports: Pelican 092K115, Contact 092K125, Seagull 092K130, Geiler 092K010, Lucky Jim 092K015 and White Swan 092K059 as discussed in our meeting on April 10, 2003. I have also attached a map with the location of each of those claims noted on it.

At our meeting you indicated that you believed you had further information regarding your claims stored away and would endeavor to locate it. Once you have gathered whatever relevant information you have in your possession, please forward copies to my office at your earliest convenience so that we may confirm the fact picture on which the negotiations for settlement of your claims will be based.

If you have any questions please do not hesitate to contact me at the number above.

Sincerely,

  
Ken Davidson  
Provincial Representative  
Resource Compensation

.encl



January 7, 2003

Noble Et Al  
Attention: Michael Noble  
s.22

**Sierra Systems**  
880 Douglas Street, Suite 500  
Victoria, BC V8W 2B7  
Canada  
Tel: 250.385.1535  
Fax: 250.385.4761  
[www.SierraSystems.com](http://www.SierraSystems.com)

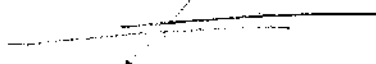
Dear : Mr. Noble

**Re: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler and Copper Hill (Crown Granted  
2 Post Claims No. 1501, 1502, 1357, 1358, 1369, and 1370)**

Please find enclosed a fully executed copy of the Framework Dispute Resolution Agreement. I will be in contact with you shortly to discuss how we should proceed with the settlement negotiations.

If you have any questions please do not hesitate to contact me at the number above.

Sincerely,

  
Ken Davidson  
Provincial Representative  
Resource Compensation

.encl



December 10, 2002

Noble Et Al  
Attention: Michael Noble

s.22

**Sierra Systems**  
880 Douglas Street, Suite 500  
Victoria, BC V8W 2B7  
Canada  
Tel: 250.385.1535  
Fax: 250.385.4761  
[www.SierraSystems.com](http://www.SierraSystems.com)

Dear : Mr. Noble

**Re: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler and Copper Hill (Crown Granted 2 Post Claims No. 1501, 1502, 1357, 1358, 1369, and 1370)**

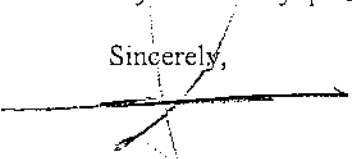
We are in receipt of your signed Framework Dispute Resolution Agreements. We will forward them to the Ministry for execution and will return one of the Agreements to you for your records, upon execution.

Once you are in receipt of the Agreement I will be in contact to discuss next steps and how best to proceed with our negotiations.

I look forward to beginning our negotiations and anticipate a timely and satisfactory conclusion to them.

If you have any questions please do not hesitate to contact me at the number above.

Sincerely,

  
Ken Davidson  
Provincial Representative  
Resource Compensation

Page 393 of 519

Withheld pursuant to/removed as

s.22

July 18, 2002

Noble Et Al  
Attention: Michael Noble

s.22

**Sierra Systems**  
880 Douglas Street, Suite 500  
Victoria, BC V8W 2B7  
Canada  
Tel: 250.385.1535  
Fax: 250.385.4761  
[www.SierraSystems.com](http://www.SierraSystems.com)

Dear : Mr. Noble

**Re: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler and Copper Hill (Crown Granted 2 Post Claims No. 1501, 1502, 1357, 1358, 1369, and 1370)**

Further to our telephone conversation of July 3rd, 2002, I am writing to advise you that I am extending the deadline for the return of the executed Framework Dispute Resolution Agreement (the Agreement) for a further six weeks to August 14<sup>th</sup>, 2002.

As I stated in my April 30<sup>th</sup> letter, I understand your family has not yet made a collective decision as to whether it will proceed with this compensation process, or not, and if it chooses to proceed, whether the family would negotiate as a group or appoint one individual to act on behalf of all. I will be happy to provide a revised Page 1 and Page 4 of the Agreement to reflect your decision as to the negotiator. We should discuss the logistics surrounding that decision, once it is made.

If you wish to proceed with this compensation settlement process, you will need to return both executed copies of the Framework Dispute Resolution Agreement no later than 5:00 p.m. August 14<sup>th</sup>, 2002.

If you have any questions please do not hesitate to contact me at the number above.

Sincerely,



Ken Davidson

cc. Talitha Castillo  
Ministry of Energy and Mines

April 30, 2002

Noble Et Al  
Attention: Michael Noble

s.22

**Sierra Systems**  
880 Douglas Street, Suite 500  
Victoria, BC V8W 2B7  
Canada  
Tel: 250.385.1535  
Fax: 250.385.4761  
[www.SierraSystems.com](http://www.SierraSystems.com)

Dear : Mr. Noble

**Re: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler and Copper Hill (Crown Granted 2 Post Claims No. 1501, 1502, 1357, 1358, 1369, and 1370)**

Further to our telephone conversation of April 16th, 2002, I am writing to advise you that I am extending the deadline for the return of the executed Framework Dispute Resolution Agreement (the Agreement) for a further six weeks to June 14<sup>th</sup>, 2002.

I understand your family has not yet made a collective decision as to whether it will proceed with this compensation process, or not, and if it chooses to proceed, whether the family would negotiate as a group or appoint one individual to act on behalf of all. I will be happy to provide a revised Page 1 and Page 4 of the Agreement to reflect your decision as to the negotiator. We should discuss the logistics surrounding that decision, once it is made.

You asked during our last conversation for me to provide a better map showing the relationship of the claims to the park boundary. I raised this issue with the Ministry, which has confirmed that the map we were using as a reference during our last meeting is the best presently available. I enclose the original of that map for your file.

If you wish to proceed with this compensation settlement process, you will need to return both executed copies of the Framework Dispute Resolution Agreement no later than 5:00 p.m. June 14th, 2002.

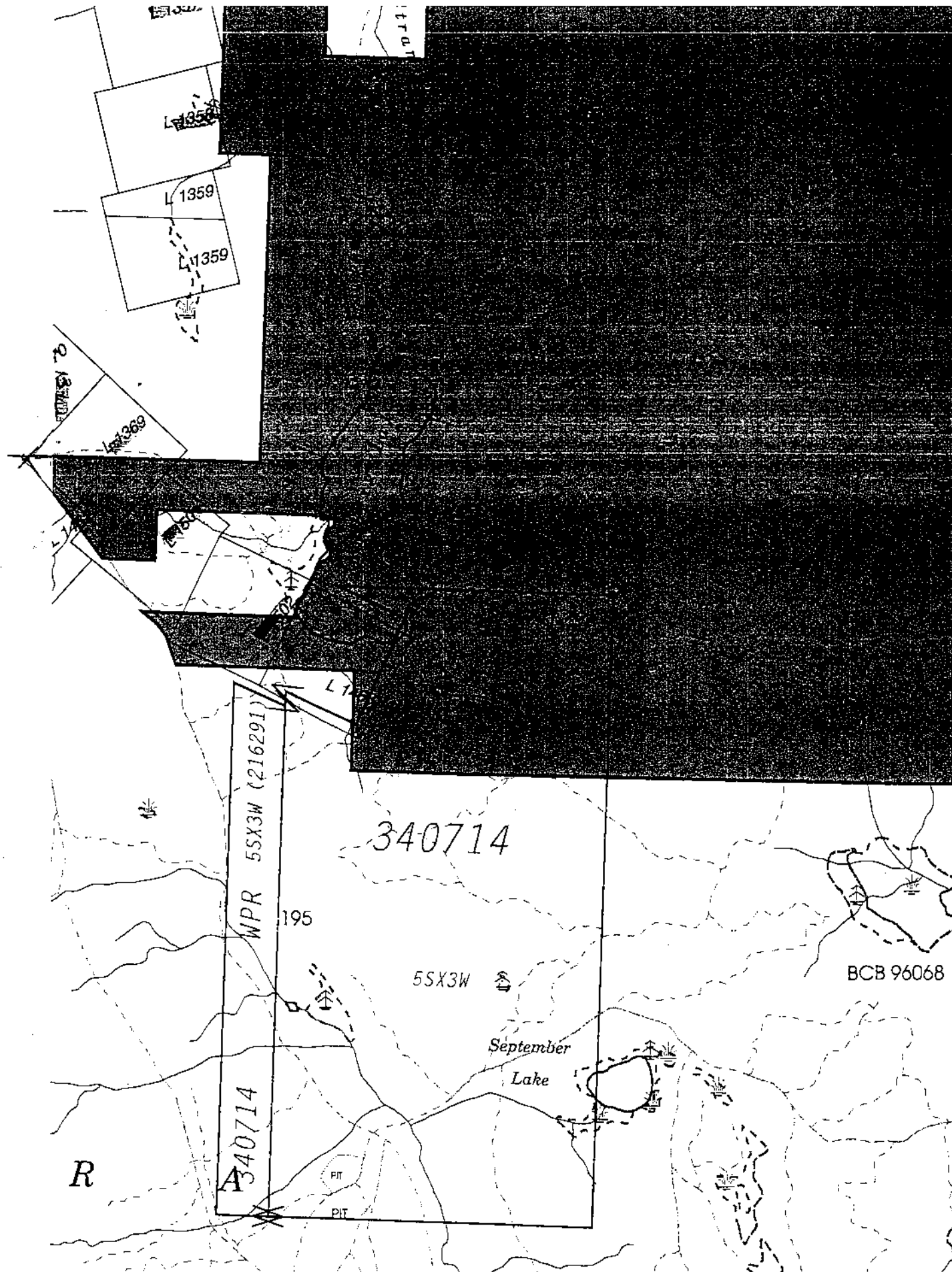
If you have any questions please do not hesitate to contact me at the number above.

Sincerely,

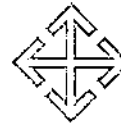


Ken Davidson

cc. Talitha Castillo  
Ministry of Energy and Mines







**Sierra**

*New thinking.*

March 19, 2002

Noble Et Al  
Attention: Michael Noble

s.22

**FILE COPY**

**Sierra Systems**  
880 Douglas Street, Suite 500  
Victoria, BC V8W 2B7  
Canada  
Tel: 250.385.1535  
Fax: 250.385.4761  
[www.SierraSystems.com](http://www.SierraSystems.com)

Dear : Mr. Noble

**Re: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler and Copper Hill (Crown Granted 2 Post Claims No. 1501, 1502, 1357, 1358, 1369, and 1370)**

Further to our meeting of March 7<sup>th</sup>, 2002, I am enclosing a revised Schedule A to the Framework Dispute Resolution Agreement (the Agreement). This revised Schedule A correctly identifies the mineral claims which may have been directly impacted by the Park. Please replace the original Schedule A in each copy of the Agreement with the Schedule A(s) provided as an attachment to this letter.

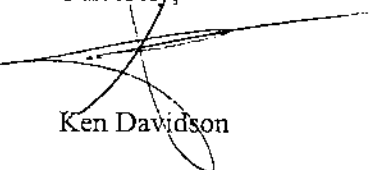
During our meeting you indicated that your family has not yet made a collective decision as to whether it will proceed with this compensation process, or not, and if it chooses to proceed, whether the family would negotiate as a group or appoint one individual to act on behalf of all.

If you decide to proceed with this compensation process, we would be happy to provide a revised Page 1 and Page 4 of the Agreement to reflect your decision as to the negotiator. If you wish to negotiate as a group, each member will be required to sign the Agreement and will be required to accept or reject offers in writing. If your family chooses to designate a single individual its negotiator, we will require a signed letter (or letters) from the individual family members who appear on title, confirming that appointment.

If you wish to proceed with this compensation settlement process, we will need to modify the agreement to reflect your choice of negotiator, and you will need to return both executed copies of the Framework Dispute Resolution Agreement no later than 5:00 p.m. May 03, 2002.

If you have any questions please do not hesitate to contact me at the number above.

Sincerely,

  
Ken Davidson

cc. Fred Hermann  
Ministry of Energy and Mines

**FILE COPY**

*Orig sent 02/15/02*



**Sierra**

*New thinking.*

February 14, 2002

Noble Et Al  
Attention: Helen Fair

s.22

**Sierra Systems**  
880 Douglas Street, Suite 500  
Victoria, BC V8W 2B7  
Canada  
Tel: 250.385.1535  
Fax: 250.385.4761  
[www.SierraSystems.com](http://www.SierraSystems.com)

Dear : Ms. Fair

**Re: Snosrap and Lake Side (Crown Granted 2 Post Claim No. 1501 and 1502)**

As we discussed in our recent telephone conversation, I am the representative of the Ministry with respect to the negotiation of compensation resulting from the expropriation of mining claims. I am authorized to offer you an opportunity to take part in the settlement process.

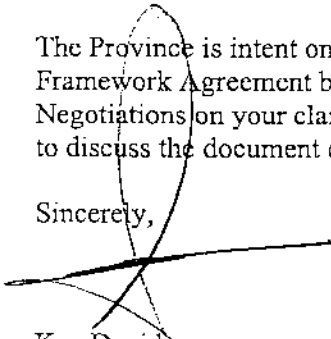
Negotiations will be governed by the Framework Dispute Resolution Agreement that has been agreed to in detail between the Province of B.C., the B.C. and Yukon Chamber of Mines and the B.C. Mining Association. As the Province has agreed to use the Framework Agreement with respect to all who may be eligible for compensation, it is not open to further negotiation. This agreement is a significant legal document and I would recommend you seek legal advice prior to agreeing to its terms.

Our records show there are a number of individuals who share ownership of the above noted claims. As drafted, the Agreement contemplates a single individual signing as the representative of all the holders. If it would suit your situation, we can re-cast the Agreement to show all family members who hold an interest. While it would likely expedite negotiations to conduct discussions with a single designate for the family, we can certainly include all family members if that is your preference. Should your family choose to designate a single individual as representative authorized to negotiate on their behalf, we would require a signed letter (or letters) from the individuals on title, confirming that appointment.

Two copies of the Framework Agreement have been attached for your review and signature. As your first step in receiving advice on this agreement, I would suggest you call either of the industry associations to seek their views as to the risks and benefits the agreement may contain for you.

The Province is intent on resolving each of these negotiations quickly. I ask that both copies of the Framework Agreement be signed and returned to my office by the courier, a prepaid waybill is attached. Negotiations on your claim cannot proceed until I have received the signed agreement. Should you wish to discuss the document or the negotiation process please contact my office.

Sincerely,

  
Ken Davidson

cc. Fred Hermann  
Ministry of Energy and Mines



February 7, 2002

Ms. Helen Fair

s.22

Dear Ms. Fair:

Pursuant to Article 6(a) of the Framework Dispute Resolution Agreement, the Ministry of Energy and Mines, acting on behalf of the Province, appoints Mr. Ken Davidson as its representative with respect to all matters involved in the settlement negotiation with the following mineral claim:

- Snosrap Crown Grant Lot Number: 1501
- Lakeside Crown Grant Lot Number: 1502

Yours truly,

A handwritten signature in dark ink, appearing to read "F.W. Hermann", written over a horizontal line.

F.W. Hermann, P.Eng.  
A/Assistant Deputy Minister

cc: Mr. Ken Davidson  
Provincial Representative

**NOTE TO FILE:** Noble Claim  
**DATE:** July 8, 2005

Ken has not been able to reach Marilyn Ferry. He called three times and left messages but has not received a call back.

On March 15<sup>th</sup> we submitted a request for a preliminary evaluation but Susan Jones advised that the contract with RPA expired on March 31<sup>st</sup> and they were looking into renewing it. A follow up email was sent to Gerald German on July 8, 2005.

**Dranchuk, Kim**

**From:** Dranchuk, Kim  
**Sent:** Friday, July 08, 2005 11:29 AM  
**To:** 'Gerald.German@gov.bc.ca'  
**Subject:** FW: Noble et al - Snosrap

Dear Mr. German,

Following is a string of email correspondence regarding the Noble/Snosrap file. A preliminary evaluation has not been prepared on this file as we are awaiting confirmation from the Ministry that an evaluator has been contracted to do so. Would you please provide an update on this matter and I will ensure that the Schedule D documents are ready for submission through you to the Evaluator?

Many thanks,

Kim

---

**From:** Jones, Susan EM:EX [mailto:Susan.Jones@gov.bc.ca]  
**Sent:** April 29, 2005 3:04 PM  
**To:** Fransen, Theresa  
**Subject:** RE: Noble et al - Snosrap

I'm still waiting to hear on the funding issue. I hope it won't be much longer and will keep you and Ken posted.

cheers,

Susan Jones

Manager, Land Access

Titles Division

Ministry of Energy and Mines

Phone: (250) 952-0326

Fax: (250) 952-0331

<mailto:Susan.Jones@gov.bc.ca>

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

**From:** Fransen, Theresa [mailto:theresafransen@SierraSystems.com]  
**Sent:** Friday, April 29, 2005 3:01 PM  
**To:** Jones, Susan EM:EX  
**Cc:** Davidson, Ken  
**Subject:** RE: Noble et al - Snosrap

Hi Susan,

Have you had a chance to confirm funding for an evaluation on this file?

Thanks,  
Theresa

---

**From:** Jones, Susan EM:EX [mailto:Susan.Jones@gems9.gov.bc.ca]

**Sent:** March 24, 2005 4:56 PM  
**To:** Davidson, Ken  
**Subject:** RE: Noble et al - Snosrap

Ken,

I assume you are requesting a preliminary evaluation rather than a discussion. I know it's been a long and busy week. I'll have to discuss with Gerald as our current contract with Bill Roscoe ends on March 31. I will need to confirm funding arrangements for next fiscal for a contract with Bill.

I'll be in Wed to Friday next week so we should talk.

Cheers,

Susan

Susan Jones

Manager, Land Access

Titles Division

Ministry of Energy and Mines

Phone: (250) 952-0326

Fax: (250) 952-0331

<<mailto:Susan.Jones@gems9.gov.bc.ca>

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

**From:** Davidson, Ken [<mailto:KenDavidson@SierraSystems.com>]

**Sent:** Thursday, March 24, 2005 4:41 PM

**To:** Jones, Susan EM:EX

**Cc:** Fransen, Theresa

**Subject:** Noble et al - Snosrap

In discussions with Michael Noble, it is apparent that we are at an impasse, and that it would be appropriate for the province to commission a preliminary discussion.

We will coordinate the Schedule D material and call you in the next few days to confirm evaluator.

thanks, Ken

**Dranchuk, Kim**

#46B

**From:** Davidson, Ken  
**Sent:** Tuesday, June 28, 2005 3:00 PM  
**To:** Dranchuk, Kim  
**Subject:** FW: Noble et al - Snosrap

---

**From:** Fransen, Theresa  
**Sent:** Friday, April 29, 2005 3:04 PM  
**To:** Davidson, Ken  
**Subject:** FW: Noble et al - Snosrap

FYI

---

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Manager, Land Access

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**To:** Jones, Susan EM:EX

**Cc:** Fransen, Theresa

**Subject:** Noble et al - Snosrap

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We will coordinate the Schedule D material and call you in the next few days to confirm evaluator.

thanks, Ken



## Emery, Kristy EM:EX

---

( From: Claus, Heather [HeatherClaus@sierrasystems.com]  
Sent: Wednesday, May 07, 2003 11:22 AM  
To: Emery, Kristy EM:EX  
Subject: RE: Snosrap

Hi Kristy,

I imagine you're swamped. Ken was surprised by your reply to my e-mail - it's never been a problem before to request reports, and I'm not certain why he wanted them but, is it possible for us to go through the same process as a holder would to request them? If so, who can I contact to do so? Thanks

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

From: Emery, Kristy EM:EX [mailto:Kristy.Emery@gems4.gov.bc.ca]  
Sent: Thursday, May 01, 2003 11:49 AM  
To: Claus, Heather  
Subject: RE: Snosrap

Hi Heather, it is the responsibility of the client to put together whatever relevant affidavit materials they feel necessary to support there claim. The Ministry does not provide this service, nor do our contractors.

Cheers,  
KME

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

( From: Claus, Heather [mailto:HeatherClaus@sierrasystems.com]  
Sent: Thursday, April 10, 2003 3:09 PM  
To: Emery, Kristy EM:EX  
Subject: Snosrap

Hi Kristy,

Ken met with the Nobles this afternoon in Vancouver. As a result of that meeting he has requested a couple of things.

First could we have MinFile reports for 092K115 Polican, 092K125 Contact, 092K130 Seagull, 092K010 Geifer (past producer), 092K015 Lucky Jim.

He also would like a map with all of these (as well as 092K059 White Swan, 092K099 Condor, and 092K111 Anaconda) claims identified as they relate to the Snosrap/Lakeside claims - apparently the Nobles feel that their claims are worth a significant amount and are going to fight a bit... Thanks so much.

> Heather Claus  
> Sierra Systems  
> 880 Douglas St., Suite 500  
> Victoria, BC V8W 2B7  
> Main: 250.385-1535  
> Dir: 250.995-3340  
> Fax: 250.382-2118  
> HeatherClaus@SierraSystems.com  
> www.SierraSystems.com  
>

**Davidson, Ken**

---

( To: Castillo, Talitha EM:EX  
Subject: RE: Main Lakes Chain Park

done

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

From: Castillo, Talitha EM:EX [mailto:Talitha.Castillo@gems4.gov.bc.ca]  
Sent: Thursday, February 28, 2002 1:36 PM  
To: 'Davidson, Ken'  
Subject: RE: Main Lakes Chain Park

Sounds good to me. We won't take 1377 or 999.

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

From: Davidson, Ken [mailto:KenDavidson@SierraSystems.com]  
Sent: Thursday, February 28, 2002 1:22 PM  
To: Castillo, Talitha EM:EX  
Subject: RE: Main Lakes Chain Park

much nicer map!

notwithstanding the concept of "grouping" doesn't apply, it makes sense to take the contiguous parcels:  
1357/58/59  
1501/02, 1369/70, 1500

( If we are going to offer to take 1377, we should also offer to take 999, but given they are totally outside the park, and not contiguous with either of the partially expropriated "groupings", I think we should not make the offer of compensation on either 1377 or 999.

Is it ok if I apply the "grouping" rule and take only the partially expropriated parcels?

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

From: Castillo, Talitha EM:EX [mailto:Talitha.Castillo@gems4.gov.bc.ca]  
Sent: Thursday, February 28, 2002 9:23 AM  
To: Ken (E-mail); Heather (E-mail)  
Subject: RE: Main Lakes Chain Park

Good Morning.

I have sent over the map that Mineral Titles has produced.

Expropriated Titles - 1357, 1358, 1502, 1501, 1369, 1370  
Title MEM is willing to take but were not expropriated 1359, 1500, 1377

Please let me know if you have any questions or concerns.

Talitha Castillo  
Coordinator  
( Special Projects MEM  
Phone: 952-0408

**Claus, Heather**

---

**From:** Castillo, Talitha EM:EX [Talitha.Castillo@gems4.gov.bc.ca]  
**Sent:** Thursday, February 28, 2002 9:23 AM  
**To:** Ken (E-mail); Heather (E-mail)  
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Expropriated Titles - 1357, 1358, 1502, 1501, 1369, 1370  
Title MEM is willing to take but were not expropriated 1359, 1500, 1377

Please let me know if you have any questions or concerns.

Talitha Castillo  
Coordinator  
Special Projects MEM  
Phone: 952-0408

**Davidson, Ken**

---

**To:** Castillo, Talitha EM:EX

**Subject:** RE: Noble et al

well at least the grouping thing is easy to explain.....

If you send the map over, I'll call and we can go through it

thanks

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

**From:** Castillo, Talitha EM:EX [mailto:Talitha.Castillo@gems4.gov.bc.ca]

**Sent:** Tuesday, February 26, 2002 1:35 PM

**To:** 'Davidson, Ken'

**Subject:** RE: Noble et al

Mineral Titles is getting a map ready for you tomorrow and then I will send it over. I also have also confirmed with Resource Revenue that they do own all the below Crown Grants. You are correct, you cannot group Crown Grants. The Ministry will not take the ones that are not impacted by the park.

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

**From:** Davidson, Ken [mailto:KenDavidson@SierraSystems.com]

**Sent:** Tuesday, February 26, 2002 1:08 PM

**To:** Castillo, Talitha EM:EX

**Subject:** Noble et al

had a good, long meeting with them today. They are growing comfortable, but know little of the property and there is some confusion about the location of the park.

The FDRA we sent to Nobel has them owning CG's 1501 and 1502.

A letter of March 1996 confirms we expropriated CGs 1357, 1359, and 1502.

They think they own 1357, 1358, 1359, 1369, 1370, 1377, 1500, 1501, 1502, and 999.

One map shows only 1502 impacted, with possible impact on the corners of 1357 and 135# (probably 8, can't read the number).

A second map show 1501, 1502, 136# (probably 9), 135#(probably 8) impacted and not 1357

Between the two maps, there has definitely been a change in the park boundary.

The Noble's are looking from us to buy the whole group. With CG, I'm not sure you actually file groupings.....what is the rule?

Do you have a better map you and I can look at to confirm what's in...?

Ken Davidson

Sierra Systems

(250) 995-3342 (office)

(250) 812-7040 (cel)

2/26/2002

December 23, 2008

**TO:** Mark Frantzan  
Deputy Registrar  
Victoria Land Title District

**RE: RECENT MINERAL CLAIM SETTLEMENTS UNDER THE RIGHTS  
MINING COMPENSATION PROGRAM**

The Mining Rights Compensation Program establishes fair compensation for mineral titles that are expropriated in the creation of a Provincial Park.

Recently, the Province reached a negotiated settlement with the Noble family (note to self: find also, the other FORM C, Butte cleared & incorporate/add) who is the registered owner of the following Crown granted mineral claims:

Lot 1369, Geiler, Sayward District  
Lot 1501, Snosrap, Sayward District  
Lot 1502, Lakeside, Sayward District

As part of the settlement agreement, the above owners must now formally release their Crown granted mineral claims back to the Province. Please find attached a *Land Title Act* Form C and supporting Quit Claim Agreement (Terms of Instrument - Part 2). It is my understanding that these forms must now be filed with your office in order for the Crown granted mineral claims to be transferred back to the Province.

If you have any questions, or wish to discuss this matter further, please do not hesitate to contact me at (250) 952-0853.

Shelley Mellors  
Manager  
Titles Programs

Attachments

cc: Dhorea Colins  
Mineral Land Tax Analyst  
Mineral, Oil and Gas Revenue Branch

Revenue Programs Division  
Ministry of Small Business and Revenue

Warren Tipper  
Unit Head  
Crown Grant Services  
Surveyor General Division  
Land Title and Surveyor General Authority



December 23, 2008

Get Nobel address from Ken.

**Re: Title Transfer Documentation for the "Geiler", "Snosrap" and "Lakeside" Mineral Claims Compensation Settlement**

---

I apologize for the delay in the process of finalizing your settlement. Please find enclosed documentation which requires endorsement to transfer ownership of the subject claims to the Province. Please sign where indicated for stated parties, including certification by an official and return an original copy to our office.

Once I have verification the title transfer is complete from the Land Title Office, I will immediately request a cheque release for payment of your settlement.

Please contact me at (250) 952-0853 if you have any questions.

Sincerely,

Shelley Mellors  
Manager, Titles Programs

Enclosures



December 23, 2008

**TO:** Mark Frantzan  
Deputy Registrar  
Victoria Land Title District

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Titles Programs

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Ministry of Small Business and Revenue

Warren Tipper  
Unit Head  
Crown Grant Services  
Surveyor General Division  
Land Title and Surveyor General Authority



December 23, 2008

Nobel rep

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---

I apologize for the delay in the process of finalizing your settlement. Please find enclosed documentation which requires endorsement to transfer ownership of the subject claims to the Province. Please sign where indicated for stated parties, including certification by an official and return an original copy to our office.

I will then send the transfer documents off to the Land Title Office. Once I have verification the title transfer is complete from the Land Title Office (generally, 2 to 3 weeks), I will immediately request a cheque release for payment of your settlement (another 2 to 3 weeks).

Please contact me at (250) 952-0853 if you have any questions.

Sincerely,

Shelley Mellors  
Manager, Titles Programs

Enclosures

## MEMORANDUM

---

**TO:** Pam Smith  
Financial Administrator  
Finance and Administration Branch

**DATE:** August 20, 2008

**RE:** Mining Rights Compensation Arbitration Settlement  
Mineral title holders: Noble ET AL represented by Helen Fair  
Properties: Snosrap, Lake Side and Geiler (Crown Granted 2 Post claims Numbers  
1501, 1502 and 1369)

---

In response to acceptance of a compensation settlement under Article 3.4 of Schedule B of the Framework Dispute Resolution Agreement (documentation attached), could you please arrange to have a cheque in the amount of \$5000.47 (\$8250 per final settlement value less arbitration fees of \$3249.53 absorbed by the client since the Province's final offer was award elected as a result of Arbitration proceedings. Plus the title holder paid \$70.58 in mineral land taxes between 1995 and 2007). The total cheque therefore, is \$5071.05 made out to

(family still to sort out)

Noble ET AL ? Glen Fair, Helen Fair?, as Ken. Letter sent requesting Nobels do title transfer on ownership with LTO

Please process from the following general ledger coding:

CLIENT 057  
RESP CENTRE 27665  
SERVICE LINE 26230  
STOB 8585  
PROJECT 2700000

Thank you,

Debbie Fischer  
Director  
Compliance and Administration Branch  
Titles and Offshore Division

Shelley Mellors  
Manager, Titles Programs  
Compliance and Administration Branch  
Titles and Offshore Division

Attachments

Not Crown Proceedings Act.  
Go court awards only.

BC ONLINE = PRIVATE

BC ASSESS + LAND TITLES

June 12.  
Jack.L.

all claim 500,000 + A are registered on MTO.

MTO title (previously MIDA)

Crown under surface rights.

Search.

MTO Viewer

enter the tenure #

when printing switch to  
Landscape.

— to Exploration Reel Work.

Legacy claims are ground staked  
not on MTO, so are trickier

#1 - get a copy of the record card (original application)  
- Lynn or Jan Chan  
- MIDA info from Lynn + Jan

copy. Tenure detail from MTO

Cash in Lieu — instead of work.

REQUIRED TITLE INFO.

Legacy claims  
FOR TITLE INFO.

- Statement of work
- Cash in Lieu
- Notice to Group

CONTAINS  
original record (offsite)  
MIDA record  
MTO record

## Old Records:

10 1060 - record card

District #

from older record 157.

List Work No C/L = cash in lieu.

8687/93 = statement of work.

N/G = 3384 = event number.

will tell Chris if claims are grouped.

MIDA: (Cash in Lieu under Tennis Event.  
Jan retrieve from office

get copies of all > events + N/G  
using event #'s.

Jan 12.  
only events after 2005.  
do not need to be pulled.  
is in MTO.

---

Chris  
Wants to know amount of work done  
on claims so can give  
estimate of area value

✓

Page 420 of 519

Withheld pursuant to/removed as

s.22



# Outstanding Mineral Title Compensation Claims Summary for June 2008

For: Compliance and Administration Branch, Titles and Offshore Division  
Ministry of Energy, Mines and Petroleum Resources

				<i>Financial Responsibility</i>		<i>Status of Negotiation</i>
				<i>EMPR</i>	<i>MOE</i>	
				<i>(pre Jan 25, '99)</i>	<i>(post Jan 25, '99)</i>	
<i>Outstanding Claims by Land Use Name</i>	<i>Recorded Holder</i>	<i>Year Expropriated</i>	<i>Estimate Value</i>	<i>Estimate Value</i>		
s.22						
3	Main Lake	Noble	1996	16,500		Arbitration Proceedings: On July 25, 2008 both parties will provide Arbitrator and each other with their written arguments & counter arguments. Apparently, proceeding swaying in our favor.
s.22						

## Outstanding Mineral Title Compensation Claims Summary for June 2008

For: Compliance and Administration Branch, Titles and Offshore Division  
Ministry of Energy, Mines and Petroleum Resources

	Outstanding Claims by Land Use Name	Recorded Holder	Year Expropriated	Financial Responsibility		Status of Negotiation
				EMPR	MOE	
				(pre Jan 25, '99) Estimate Value	(post Jan 25, '99) Estimate Value	
s.22						
	3 Main Lake	Noble	1996	16,500	Arbitration Proceedings: June 25, 2008 pre-arbitration meeting complete. On July 14, 2008 & July 25, 2008 both parties will provide Arbitrator and each other with their written	

s.22

# Heenan Blaikie

**Of Counsel**

The Right Honourable Pierre Elliott Trudeau, P.C., C.C., C.H., Q.C., FRSC (1984-2000)

The Right Honourable Jean Chrétien, P.C., Q.C.

The Honourable Donald J. Johnston, P.C., Q.C.

Donald R. Munroe, Q.C.

Pierre Marc Johnson, FRSC

Peter M. Blaikie, Q.C.

André Bureau, D.C.

**FACSIMILE TRANSMISSION SHEET**

**RECIPIENT(S)** Ministry of Energy, Mines and Petroleum Resources – Attention: Shelley Mellors  
F (250) 952-0331

**SENDER** Donald R. Munroe, Q.C.  
T (604) 891-1155 • F 1 (866) 805-3940

**DATE** April 21, 2008

**SUBJECT** [Click to insert the subject]

---

**Number of pages, including this cover page: 2**

If you did not receive all these pages or have any problems receiving, please call Chrysta at (604) 669-0011, ext. 140.

**Message:**

Please see attached Waiver of Moral Rights.

1055 West Hastings Street  
Suite 2203  
Vancouver, British Columbia  
Canada V6E 2E9

www.heenanblaikie.com

**NOTICE:** This fax contains information that may be confidential or solicitor/client privileged. If you are not the intended recipient, any disclosure or other use of this fax or the information contained herein or attached hereto may be unlawful and is strictly prohibited. If you have received this fax in error, please notify the sender immediately and we will do what is necessary to retrieve it. Thank you for your kind cooperation.

Heenan Blaikie LLP: An Alberta Limited Liability Partnership

Lawyers ( Patent and Trademark Agents

Vancouver Victoria Calgary Montreal Toronto Ottawa Quebec Sherbrooke Trois-Rivières

Page 423 of 519 EML-2023-31127

\$93.

Debbie - <sup>REF</sup> 278321  
2-3 days

2-6000  
phone repair.

9.20  
Tak

S.22

20 - 35.  
3500 - 6125.  
35 -  
x 8.  
4  
247.

35-47 wds.  
1 x \$175  
6125 - 8225.

1995.

remediate including reqs -  
- Crown proceeding  
budget? - ask Paul

Trauton,  
Mon Apr 14.  
10:15 am.

Alan Hinks.  
John Kerr +  
Assoc

9(4)

Page 425 of 519

Withheld pursuant to/removal as

s.3

- The Holder is the holder of a mineral title claim
- The Title has been expropriated pursuant to the *Park Act*, R.S.B.C., c. 344, Section 11, or predecessor legislation;

Comp Reg's. + .

- affidavit
- eval rpt.
- holder's final offer.
- eval. final offer.
- eval final rpt.
- ministers final offer.

14-18 Roscoe

65. Title holders eval

- Main Lake Chain Prov. Park  
15 miles N. of Campbell R.

Quadra Clotard, Sayward District  
Heiler ~~Snows Trap~~ ~~Trap~~ ~~Trap~~

Magtaper

Al

Copper  
Silver  
+  
Gold.

Sulphide veins  
in altered  
Limestones.

in contact with upper ~~trathic~~  
trathic  
formations volcanic rock  
of the Vancouver  
group.  
Which are intruded  
by granitic  
rock

[Ministry Home](#)
[Government of British Columbia](#)
**Mediation and Arbitration Board**
**Ministry of  
Energy, Mines and  
Petroleum Resources**
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[Contacts](#)

## MEDIATION AND ARBITRATION BOARD

[Contents](#)
[Mediation and Arbitration Board > Contact Information](#)
[Role of the MAB](#)

### CONTACT INFORMATION

[Board Members](#)

The Mediation and Arbitration Board offices are located at:

[What's New at MAB?](#)
[Upcoming Events](#)

#310 - 9900 100 Avenue, Fort St. John, BC V1J 5S7

[Board Orders  
1999 to 2008](#)

Telephone No: (250) 787-3403

Fax No: (250) 787-3228

[Rules of Practice](#)

The MAB administrator is Shirley Olsen.

Email: [Shirley.Olsen@gov.bc.ca](mailto:Shirley.Olsen@gov.bc.ca)

[How to Apply and Relevant  
Forms](#)

MAB offices are open between 10:00am and 12:00pm & 1:00pm  
and 3:00pm. Monday to Thursday.

[Legislation, Links  
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Last Updated October 23, 2007

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*Call 1st thing AM.*

*arb hours/days \$?*

*May 9th = 1st 30 days.*

*April 11 - Aug 31st.*

*April 11 - 7*



GSA/B  
Chad E. Jones

**Mellors, Shelley D EMPR:EX**

---

**From:** Ken Davidson [kendavidson@invictusbc.com]  
**Sent:** Monday, April 7, 2008 4:12 PM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Arbitration - Noble

There is no track record on doing these things.

I would estimate:

2 hours for logistics  
8 hours to review materials (and he would have trouble getting to this number unless we are asked for more)  
2 hours local travel in Vancouver, given the mtg is held downtown.  
4 hours for a half day hearing with witnesses.....there really isn't much to say/ask  
2 hours deliberation  
2 hours draft report....simple report to recap positions and evidence, and choice of position.  
  
20 hours or 2.5 days total

Could double review time, adding a second day, if he asks for our whole file.  
Could add 4 hours to fly to Campbell River and back, if he chooses not to meet in Vancouver.

**Ken Davidson**  
**Invictus Consulting Inc.**  
Cell: (250) 812-7040  
KenDavidson@InvictusBC.com

---

**From:** Mellors, Shelley D EMPR:EX [mailto:Shelley.D.Mellors@gov.bc.ca]  
**Sent:** April-07-08 4:05 PM  
**To:** Ken Davidson  
**Subject:** Arbitration - Noble

Hi Ken,  
Just one more thing, if I may seek your expertise again,

What in your estimation would you consider the amount of days/hours the Arbitrator would require to complete the arbitration process?

There isn't an overly extensive amount of information, correct?

Thanks!,

*Shelley Mellors*  
*Manager, Titles Programs*  
*Ministry of Energy, Mines and Petroleum Resources*  
*Titles Division*

*Phone: (250) 952-0853*

**Mellors, Shelley D EMPR:EX**

---

**From:** Ken Davidson [kendavidson@invictusbc.com]  
**Sent:** Monday, April 7, 2008 4:12 PM  
**To:** Mellors, Shelley D EMPR:EX  
**Subject:** RE: Arbitration - Noble

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2 hours local travel in Vancouver, given the mtg is held downtown.  
4 hours for a half day hearing with witnesses....there really isn't much to say/ask  
2 hours deliberation  
2 hours draft report....simple report to recap positions and evidence, and choice of position.

20 hours or 2.5 days total

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Could add 4 hours to fly to Campbell River and back, if he chooses not to meet in Vancouver.

**Ken Davidson**  
**Invictus Consulting Inc.**  
Cell: (250) 812-7040  
KenDavidson@InvictusBC.com

---

**From:** Mellors, Shelley D EMPR:EX [mailto:Shelley.D.Mellors@gov.bc.ca]  
**Sent:** April-07-08 4:05 PM  
**To:** Ken Davidson  
**Subject:** Arbitration - Noble

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There isn't an overly extensive amount of information, correct?

Thanks!,

*Shelley Mellors*  
*Manager, Titles Programs*  
*Ministry of Energy, Mines and Petroleum Resources*  
*Titles Division*

*Phone: (250) 952-0853*

## Form 1

**REQUEST TO TRANSFER PROCEEDINGS TO THE  
SUPREME COURT****PART 1**

.....[name]....., the Claimant/Respondent in Expropriation Board Proceeding ..... v. ...., Expropriation Compensation Board File # ....., requests that the Deputy Attorney General transfer all of the Expropriation Compensation Board's files relating to the above noted proceeding, along with a completed version of this form, to the .....[location]..... Registry of the Supreme Court of British Columbia.

.....  
Party's Signature

.....  
Dated

The following is to be completed by the Deputy Attorney General or designate

.....  
Date files sent out

.....  
Signature of Deputy Attorney General or designate

**PART 2**

The files relating to Expropriation Board proceeding ..... v. ...., Expropriation Compensation Board File #....., have been accepted for filing at the .....[location]..... Registry of the Supreme Court of British Columbia at .....[address].....

As a result of the receipt and acceptance of those files, the proceeding is deemed, under the Compensation Action Procedure Rule, to be a compensation action within the meaning of that rule and will continue as an action in the Supreme Court with the following style of proceedings:

No. ....

..... Registry

In the Supreme Court of British Columbia

Between

Plaintiff(s)

and

Defendant(s)

Subject To The Compensation Action Procedure Rule

.....  
Date of receipt of files

.....  
Deputy Registrar

**Notice to Defendant:**

As a result of the transfer of the files relating to above-noted Expropriation Compensation Board proceeding, the proceeding is deemed to be a compensation action and the

Compensation Action Procedure Rule and the Supreme Court Rules now apply to that action in the manner set out in the Compensation Action Procedure Rule.

If you have filed a Form B with the Expropriation Compensation Board in response to the above noted Expropriation Board proceeding, the Form B is deemed to be the appearance and statement of defence in the compensation action and you are now deemed to be a defendant in that compensation action.

If you have not filed a Form B with the Expropriation Compensation Board in response to the above noted Expropriation Board proceeding, you must, if you wish to respond to or defend against one or more of the claims made in that proceeding,

(a) file and deliver a statement of defence and any counterclaim to the plaintiff in the compensation action within 21 days after being served with this Request, and Rule 21 of the Supreme Court Rules, other than Rule 21 (5), applies, and

(b) include in that statement of defence your address for delivery.

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648 Falkland Road  
Victoria, BC V8S 4L5

January 4, 2008

Helen Fair  
s.22

*draft*  
*Helen Fair*  
*cell phone*

s.22

Dear Ms. Fair:

**RE: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler, and Copper Hill  
(Crown Granted 2 Post claims No. 1501, 1502, 1357, 1358, 1369, and 1370)**

Following on from our letter to you dated October 12, 2007, and our conversations on October 24, 2007, and December 12, 2007, we confirm that we are in receipt of a letter signed by all representatives of the Noble family trust, appointing Helen Fair as the agent for the trust. We are also in receipt of a copy of a cancelled cheque confirming that the sale of the interests of Kathleen et al, has concluded as per the agreement of November 15, 2007.

You provided on December 4, 2007, a valuation report completed by Mr. Jack Houle. In addition to the comments we provided in our letter of October 12, 2007, we draw your attention to comments made by Mr. Houle in his valuation report confirming he has not followed all of the instructions contained in the Framework Dispute Resolution Agreement.

We confirm your acknowledgement of the concerns we have raised as to your choice of evaluator

Yours truly,

Ken Davidson  
Provincial Representative  
Resource Compensation

/jh

c.c. M. Noble

*Ken Davidson  
clerk / a. h. map  
against James location*

**Castillo, Talitha EM:EX**

**From:** Brian Grant s.22 |  
**Sent:** Wednesday, February 06, 2002 3:13 PM  
**To:** Castillo, Talitha EM:EX; Grant, Brian  
**Subject:** Main Lakes Park

**Main Lakes Park****File # 46**

Property: CG1463 "Ted" (Placer Dome) CG 1501 and 1502 "Snosrap & Lakeside"  
 Owner: Placer Dome Inc. and Noble et al.  
 Park: Main Lake park - 1996

**Location:**

NTS 092K03W. The area of these crown grants lies immediately south and west of Stramberg Lake and the crown grants include the showings recorded in Minfile known as White Swan (092K 059), Condor (092K 099), and Anaconda (092K 111). These showings lie along a west-northwest trend within the crown grants.

**Economic Geology:**

The area of the crown grants is underlain by volcanic rocks of the Karmutsen Formation which are reported to be in contact with limestone of the Quatsino Formation and a granitic intrusive about 180 metres to the northeast of the Anaconda showing. Mineralization is reported along the contact of limestone and volcanics along the trend of the contact and including all three mineralized showings. The nature of the showings appears to be, narrow, mineralized fractures associated with the volcanic-limestone contact. Vein minerals include pyrrhotite, chalcopyrite, arsenopyrite, pyrite, quartz, garnet and epidote. This combination of minerals is typical of intrusive related quartz-sulphide veining with some skarn alteration. Mineralization is reported to be sporadic but with some silver up to 6.86 g/tonne, gold of trace to 0.69 g/tonne and up to 1% copper.

**Conclusions:**

- 1) The showings are typical of intrusive related contact vein occurrences with precious and base metal values with some skarn development. However, the development of skarn alteration indicates that there is enhanced potential for veins in such an environment to be of interest economically.
- 2) The available reports (Ministry of Mines Annual Reports) indicate that grades of precious metals reported from these veins are economically interesting but that these gold & silver values may be sporadic. There are no reports of systematic or extensive sampling and evaluation. The relative abundance of pyrrhotite and arsenopyrite as part of the sulphide suite of minerals is a negative factor to the potential development of these claims.
- 3) There are no reports filed to indicate any mineral exploration or assessment has been carried out on the crown grants since the work recorded in 1910 - 1913 in the Ministry of Mines Annual Reports to government. This is not unusual as the Crown Grants are maintained by annual fees.
- 4) In considering the reported grades and mineralization environment of these crown grants I am led to believe that the potential for economic development is low to moderate. Exploration would have to prove both that the potential tonnage and average gold grades are more extensive than currently documented.
- 5) Considering the geological environment of the adjoining properties and the geology and precious metal analysis reported for the Crown Grants themselves I consider the potential for precious metal resources to be low to moderate. Low, due to the typically sporadic nature of sheared vein and skarn systems, but moderate due to the documented precious metal assays and obviously extensive strike continuation of the reported mineralization in the area.

2002/02/06

**References:**

- 1) Minister of Mines Annual Report 1913, pages 285-286.
- 2) Minister of Mines Annual Report 1910, pages 159.
- 3) Minister of Mines Annual Report 1911, pages 194.
- 4) Minister of Mines Annual Report 1913, pages 284-286.

Note: All annual reports may now be viewed on the Ministry of Energy & Mines website at:

[http://www.em.gov.bc.ca/Mining/Geolsurv/Publications/catalog/cat\\_rpts.htm](http://www.em.gov.bc.ca/Mining/Geolsurv/Publications/catalog/cat_rpts.htm)

- 5) Assessment Report 10538: Assessment Report Quadra Island property (QUAD Claims), for Greenwich Resources Inc, by John S. Hand of Robertson Research Canada Ltd. February 1982.

**File #92**

Property: WPR tenure no. 340714 15 units

Owner: s.22

Park: Main Lakes Park

**General:**

WPR property on Quadra Island (NTS 092K/03) was staked in 1995 and lapsed in 1998. s.22 was advised in a letter dated March 19, 1996 that the park had been established and that all or part of his WPR claim was affected and that assessment work was not permitted within the protected area. However, the park only affected the northern portion, about 15 to 20% of the claim, and s.22 was therefore free to explore the southern part of the claim.

In 1997 Under the Prospector Assistance Program s.22 received assistance and carried out a program of geological mapping, line cutting and geophysics and a final report was submitted and signed by a professional geologist. Geophysical results are reported as positive and further work was recommended. These works totaled \$14,782 but was not filed for assessment nor were any reports filed by s.22 to maintain title to the claim. In various letters in this case file there are references to approximately \$30,000 worth of exploration work carried out on the claim but not filed as assessment.

**Economic Geology:**

The Minfile database identifies four documented mineral showings: the Contact 1, 2 & 6 (092K 101), the WFP 22 (092K 100), the WFP 7 (092K 086) and the Contact 7-10 (092K 085).

These showings are reported to contain precious metal values for silver up to 83 g/tonne, and for gold up to 168 g/tonne with significant copper values. Greenwich Resources confirms the gold grades and reports up to about 25 grams/tonne gold from the property.

The regional geological setting is that Quatsino limestone and Karmutsen volcanics are in contact with intrusives of the Coast Plutonic Complex and this provides an environment for development of vein and/or skarn type sulphide mineralization. It is documented that faulting has provided additional ground preparation suitable for the development of mineralized vein systems possibly associated with skarn development.

**Observations & Conclusions:**

- 1) The geology and economic potential of the WPR claim is considered favourable for mineral exploration and development. The work which is documented within the area of the WPR claims is positive and warrants further exploration followup. Significant gold grades are reported within a general environment of intrusive contact related vein mineralization and skarn development.
- 2) The available information indicates the owner may have spent in the order of \$30 000 in prospecting and exploring the property. Not all of this material is filed with government due to some confusion on the owner's part regarding what was/was not required to maintain mineral title on the claim. As well, I understand that some portion of this \$30 000 amount may have been the result of a government grant

through the Prospector's Assistance Program, in which case it should not be compensated for. In addition, an earlier consultant recommended a work program of about \$230 000, justified by the positive results of initial surveys.

3) More recent reports indicate that the sulphide mineralization encountered, to date, on the property are erratic and not large enough to develop independently. However, additional geophysical and geological work was recommended to clarify the potential.

4) The property has four documented mineral showings, all of which contain the geology and economic mineral values of economic interest.

5) Only the northern 20% of the claim area is within the protected area of the Main Lakes Park. However, development of mineral resources on the remainder of the claim is problematical within the shadow of a park.

6) I conclude that the WPR claim has significant geological potential for metallic minerals and that work completed to date provides evidence of this potential. The positive results indicate that further work should have been carried out to test the potential for economic development, and it is my understanding that the owner may have carried out such work but was frustrated in his attempts to further explore and develop the property. The precious metal grades are significant and the geographic extent of reported mineralization within a sheared vein and skarn environment is of economic interest.

#### **References:**

- 1) Assessment Report 10538: Assessment Report Quadra Island property (QUAD Claims), for Greenwich Resources Inc, by John S. Hand of Robertson Research Canada Ltd. February 1982.
- 2) Minfile reports for 092K 085, 086, 100 and 101 mineral occurrences.

Brian Grant, PGeo  
Feb 05, 2002

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16110-20/49/2

**German, Gerald EM:EX**

**From:** Dranchuk, Kim [KimDranchuk@SierraSystems.com]  
**Sent:** Friday, July 08, 2005 11:29 AM  
**To:** German, Gerald EM:EX  
**Subject:** FW: Noble et al - Snosrap

Dear Mr. German,

Following is a string of email correspondence regarding the Noble/Snosrap file. A preliminary evaluation has not been prepared on this file as we are awaiting confirmation from the Ministry that an evaluator has been contracted to do so. Would you please provide an update on this matter and I will ensure that the Schedule D documents are ready for submission through you to the Evaluator?

Many thanks,

Kim

---

**From:** Jones, Susan EM:EX [mailto:Susan.Jones@gov.bc.ca]  
**Sent:** April 29, 2005 3:04 PM  
**To:** Fransen, Theresa  
**Subject:** RE: Noble et al - Snosrap

I'm still waiting to hear on the funding issue. I hope it won't be much longer and will keep you and Ken posted.

cheers,

Susan Jones

Manager, Land Access

Titles Division

Ministry of Energy and Mines

Phone: (250) 952-0326

Fax: (250) 952-0331

<mailto:Susan.Jones@gov.bc.ca>

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

**From:** Fransen, Theresa [mailto:theresafransen@SierraSystems.com]  
**Sent:** Friday, April 29, 2005 3:01 PM  
**To:** Jones, Susan EM:EX  
**Cc:** Davidson, Ken  
**Subject:** RE: Noble et al - Snosrap

Hi Susan,

Have you had a chance to confirm funding for an evaluation on this file?

Thanks,  
Theresa

---

**From:** Jones, Susan EM:EX [mailto:Susan.Jones@gems9.gov.bc.ca]

2005-07-08

**Sent:** March 24, 2005 4:56 PM  
**To:** Davidson, Ken  
**Subject:** RE: Noble et al - Snosrap

Ken,  
I assume you are requesting a preliminary evaluation rather than a discussion. I know it's been a long and busy week. I'll have to discuss with Gerald as our current contract with Bill Roscoe ends on March 31. I will need to confirm funding arrangements for next fiscal for a contract with Bill.

I'll be in Wed to Friday next week so we should talk.

Cheers,

Susan

Susan Jones

Manager, Land Access

Titles Division

Ministry of Energy and Mines

Phone: (250) 952-0326

Fax: (250) 952-0331

[<mailto:Susan.Jones@gems9.gov.bc.ca>](mailto:Susan.Jones@gems9.gov.bc.ca)

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

**From:** Davidson, Ken [<mailto:KenDavidson@SierraSystems.com>]

**Sent:** Thursday, March 24, 2005 4:41 PM

**To:** Jones, Susan EM:EX

**Cc:** Fransen, Theresa

**Subject:** Noble et al - Snosrap

In discussions with Michael Noble, it is apparent that we are at an impasse, and that it would be appropriate for the province to commission a preliminary discussion.

We will coordinate the Schedule D material and call you in the next few days to confirm evaluator.

thanks, Ken

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CANADIAN DOLLAR BANK DRAFT  
TRAITE BANCAIRE EN DOLLARS CANADIENS

300341

HSBC Bank Canada  
Banque HSBC Canada  
1000 Shoppers Row  
Compass River, QC V3V 1L3

2 0 0 7 1 1 2 8  
DATE Y/A M/M D/J

Name of Payee MICHAEL NOBLE  
Nom du bénéficiaire

\$ \*\*8,000.00

CAD SIX THOUSAND ONLY

\$ 0  
COMMISSION

919318150

ACCOUNT NUMBER / NUMÉRO DE COMPTE

*Shirley Fair*

PURCHASER / ACHETEUR

1715 *Shirley Fair*  
CANADIAN DOLLARS  
DOLLARS CANADIENS  
NOT NEGOTIABLE / NON NÉGOCIABLE

S.17

2 - Purchaser's Receipt / Réçu de l'acheteur

Due 19/07

Dear Ken,

RE: Crown Granted Mineral Claims

Here is a copy of the Bank Draft that was sent to Michael.

Michael has all the signatures you asked for, hope they have been sent to you.

Yours Truly,  
*Shirley Fair*

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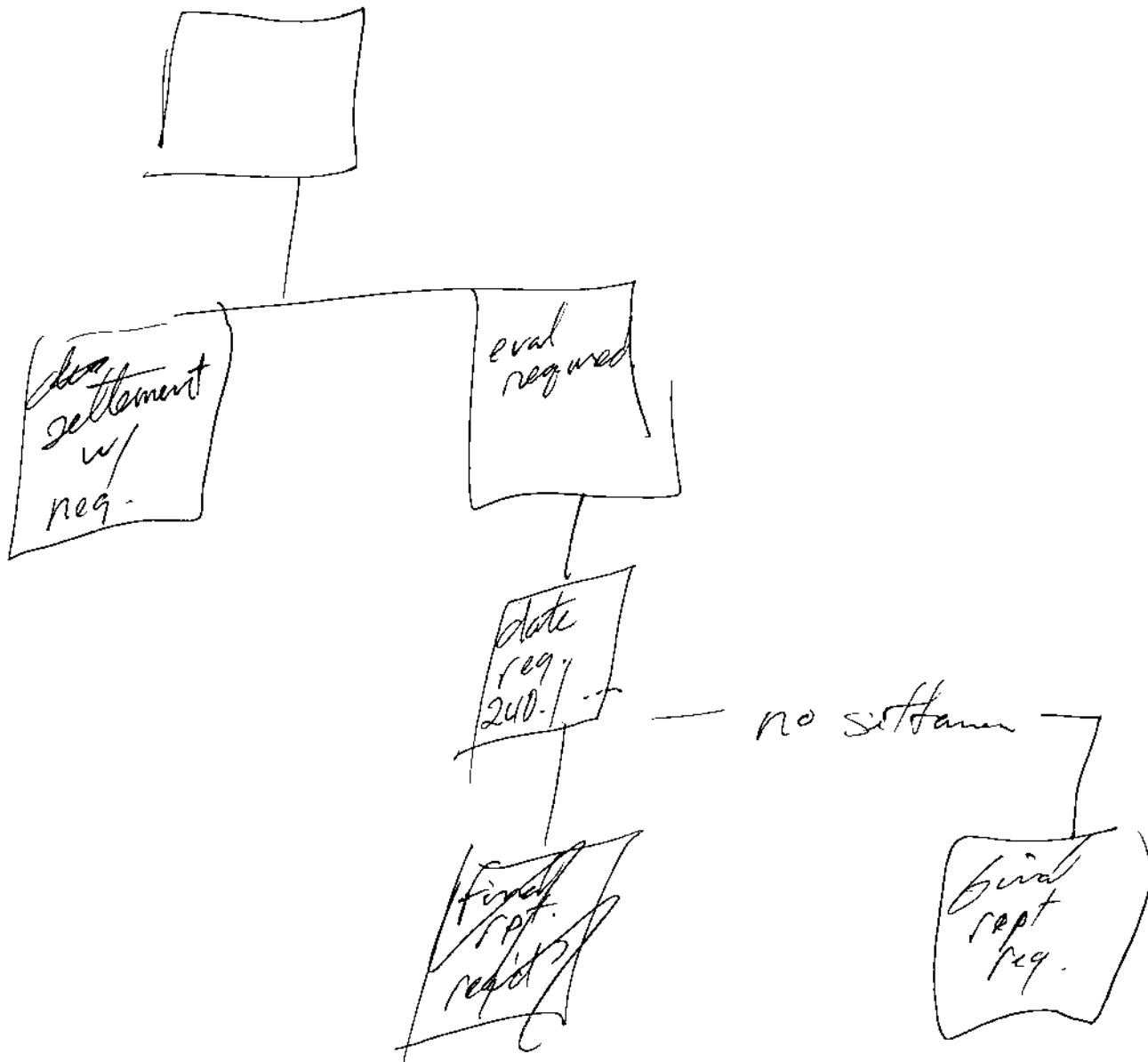
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Shelby McHenry  
11/19/21



also e-mailed

COPY

648 Falkland Road  
Victoria, BC V8S 4L5

January 24, 2008

Helen Fair  
s.22

Dear Ms. Fair:

**RE: Snosrap, Lake Side, Margaret Whalen, Hindurton, Geiler, and Copper Hill  
(Crown Granted 2 Post claims No. 1501, 1502, 1357, 1358, 1369, and 1370)**

Further to your letter of December 4, 2007, and our numerous telephone conversations since that date, we confirm that we are in receipt of an evaluation report for the ten Crown granted mineral claims held by your family completed by Jacques Houle, November 1, 2007.

In his report, Mr. Houle raises concern that a number of the claims are not impacted by the Main Lake Park. At the time we entered into our Framework Dispute Resolution Agreement ("FDRA"), we researched the Park boundary and the position of your claims and confirmed that six claims were impacted. Mr. Houle's review of newer maps indicated that the s.22 claims were not impacted. We have now raised this issue again with the Ministry, which confirms that Mr. Houle's research and the fact that s.22 claims are not impacted. The Ministry's current map indicates a trivial impact on the eastern boundary of the s.22 claim. In discussion with the Ministry, we have confirmed that the indicated impact on s.22 is within the accuracy limits of the map, and hence we conclude that the map does not confirm an impact on s.22.

Given the inconclusive impact on the s.22 claim, we gave you, the Holder, the option of continuing to include it in the FDRA for compensation. We acknowledge your instruction that you wish the claim to be considered outside the park and not compensable, and also your further instruction that we amend the FDRA to confirm that the only impacted and compensable claims are Lake Side, Snosrap, and Geiler.

We will provide you with an amendment agreement to the FDRA to confirm the removal of the s.22 claims from the compensation process.

Given the understanding that we are proceeding with compensation for only three claims, the Ministry will need to modify its Final Offer letter provided to you on February 7, 2007. The Province's Final Evaluation was completed based on the claims being equivalent. Given the reduction from six claims to three claims, the Province hereby reduces its Final Offer from Sixteen Thousand Five Hundred dollars (\$16,500) to Eight Thousand Two Hundred Fifty dollars (\$8,250).

I return now to your presentation of the Houle report as the Holder's evaluation report under the FDRA. We remind you that prior to delivery of the report, you identified Mr. Houle as your choice for evaluator and we raised concerns as to his qualifications under the terms of the FDRA and with respect to his independence. Upon our receipt of Mr. Houle's report, we raised further concern that it may not have

.../2





Helen Fair  
Page 2  
January 24, 2008

been completed in a manner that was totally compliant with the instructions in the FDRA. You have acknowledged our concerns and issued us instruction that it is your wish that we accept the report as the Holder's evaluation report.

In accordance with your instruction, the Province has accepted the Houle report of November 1, 2007, as the Holder's submission under Article 9 (2)(b)(i).

On review of the report, Mr. Houle establishes a valuation estimate of \$65,371.07 as the value of the four expropriated claims. Given our understanding that we are proceeding with the expropriation and compensation of three claims, it is our understanding that the valuation amount in the Houle report would be prorated from \$65,371.07 to \$49,028.30. Please confirm that we have a common interpretation of the Houle report and that you accept the prorated valuation amount of \$49,028.30.

In our telephone conversations you have undertaken to provide the Holder's Final Offer under 9 (2)(b)(ii) immediately upon receipt of this letter confirming the understandings going forward. We draw to your attention that Article 9 (2)(b)(ii) requires that your final offer be equal to or less than the value we have confirmed from the Houle report.

Article 9(2)(b)(v) indicates that you as the Holder are to prepare and deliver a registerable transfer form for the three expropriated claims. To expedite the final compensation payment, we will request that the Ministry develop the document and will present it to you for execution in due course.

Our letter of September 20, 2007, established February 7, 2008, as the final date for your compliance with the delivery of your evaluation report and your final offer. Given we are in receipt of the Houle report as the Holder's valuation report and given we hold your undertaking to provide the final offer as soon as practicable, we acknowledge substantial performance on the obligation and we withdraw February 7, 2008, as the required response date.

We look forward to receiving your final offer.

Yours truly,

*Original signed by*

Ken Davidson  
Provincial Representative  
Resource Compensation

/jh



COPY

648 Falkland Road  
Victoria, BC V8S 4L5

February 12, 2008

Helen Fair  
s.22

Dear Ms. Fair:

**RE: Snosrap, Lake Side, and Geiler (Crown Granted 2 Post claims No. 1501,  
1502, and 1369)**

Thank you for your letter of February 4, 2008, which provides the Holder's final offer under Article 9 (2) (b) (ii) of Schedule B to the Framework Dispute Resolution Agreement ("FDRA").

You previously submitted the Holder's evaluation report under Article 9 (2) (b) (i).

While Article 9 (2) (b) (v) obligates the Holder to submit a transfer form for the Crown granted claims at this time, as we previously discussed, it is the Ministry's practice to require submission of the transfer forms at the time of the settlement payment. Accordingly, you have complied with the preliminaries to arbitration set out in Article 9 (2).

The Ministry hereby rejects your final offer of \$53,764.50, and confirms that negotiations are at an impasse.

Under Article 9 (4), the Ministry will appoint an arbitrator within 60 days.

We have requested the Ministry prepare an amendment to the FDRA to record the elimination of the  
s.22 \_\_\_\_\_ from the settlement process. We  
will deliver that document to you for execution as soon as it is available.

Yours truly,

Ken Davidson  
Provincial Representative  
Resource Compensation

/jh

*necessary?*

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