

PROVINCE OF
BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF
LANDS.

EXHIBIT "B."

(APPROVAL OF PLANS AND LIST OF WORKS TO BE CONSTRUCTED.)

The works which are accepted as necessary and suitable for the taking and (or) using of the water under the above-mentioned licence, and which are more fully set out in the plans and specifications filed in the office of the Comptroller of Water Rights numbered

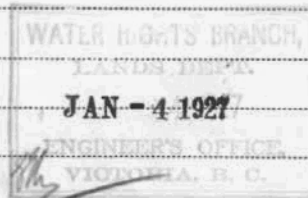
527433 B

as altered, amended, or limited by supplemental plans and specifications numbered

or in letters or other documents referred to as.....

which plans and specifications as thus altered, amended, or limited are hereby approved, are as follows:—

Pipe



Comptroller of Water Rights.

Form 1005, W.R.B. (Approval of Plans)—2,500-1025-2401—(Forming part of Conditional Water Licence No. 8653.)

C O P Y

Victoria, B.C.,
January 10, 1927.

No. 38/8478

544048

Dear Sir:-

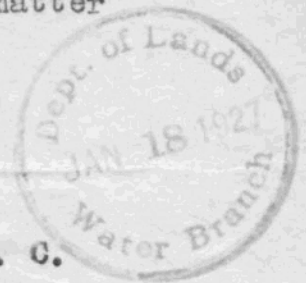
Referring to your letter of the 14th. December in which you applied for the lease of 4.37 acres of land on Kitasoon Indian Reserve No. 1, for cannery site at an annual rental of \$100.00, and provisions to have a water main across the reserve from an unnamed creek to the cannery, in consideration for which you agreed to make a 2 inch connection and lay a pipe of this dimension to the Indian Village, I beg to inform you that my Department has granted permission for occupancy for one year from the 1st. instant, so as to permit you to proceed with the building at once.

As previously explained to you will be necessary to have the Indians assent to a surrender for the lease to cover the 21 year period which you desire. Forms in this connection are being sent to the Indian Agent for him to lay the matter before the Indians when they are all available.

Yours truly,

"W. E. Ditchburn"

Indian Commissioner for B. C.



R.G. Johnston, Esq.,

s.22

TAIT & MARCHANT

BARRISTERS-AT-LAW
SOLICITORS

DAVID S. TAIT

W. P. MARCHANT

TELEPHONE NO. 5340

CABLE ADDRESS: "TABON"

Sixth Floor,

B. C. Permanent Loan Bldg.,

Victoria, British Columbia

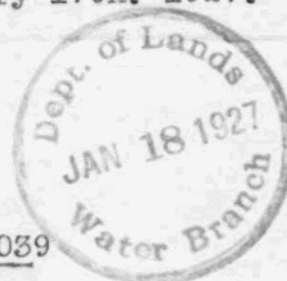
544048

January 17th. 1927.

Comptroller of Water Rights,
Parliament Buildings,
City.

Dear Sir:-

re Water File No. 072039



Referring to the interview which the writer had with your Assistant this afternoon, and confirming the same, we beg to state that Mr. R.G. Johnston has arranged with the Indians of Kitisoo Indian Reserve No. 1, and with the Indian Department, for a lease for cannery purposes of a cannery site on said Indian Reserve, and for the right to carry a water main across the Reserve to supply the necessary water and power to the cannery. The arrangement has been confirmed by the signature of every Indian in the Band, but as the regular Departmental forms have not yet been signed, the Department have granted Mr. Johnston permission to occupy and build upon the site for a period of one year, to enable the cannery to be proceeded with at once, and in the meantime the necessary formal surrender will be signed up by the Indians and a lease for twenty-one years granted later on.

The money necessary to erect and operate this cannery is all provided for, and the cannery will be built early this spring, and is expected to be operated throughout the fishing season this year.

We enclose herewith a copy of the most recent communication from the Indian Commissioner dealing with the subject.

Yours truly,

DST/KM
Encl.

TAIT & MARCHANT,

Per

D.S. Tait

January 20th, 1927.

*604 W. Cheltenham Dr.
PO Box 888*

Messrs. Tait & Marchant,
Barristers, etc.,
Sixth Floor,
B.C. Permanent Loan Bldg.,
Victoria, B.C.


Dear Sirs:

Please refer to file 072039

We are in receipt of your letter of the 17th instant enclosing copy of a letter received by Mr. R.G. Johnston from the Indian Commissioner for B.C. stating that his lease of land on the Kitasoon Indian Reserve will be granted by the Indian Department.

Under the circumstances the licence as applied for will be granted and the usual certified copy sent out in due course. With reference to the above letter from the Indian Commissioner we observe that one of the conditions mentioned is that Mr. Johnston make a 2" connection and lay a pipe-line of that dimension to the Indian Village and we would point out that Mr. Johnston's licence would give him no authority to use water other than applied for. The proper course is for the Indian Department to apply for a licence to use the water they require on their reserve, stating in the application that the works have been constructed by Mr. Johnston under agreement and are to a certain extent those authorized under Mr. Johnston's licence.

Yours very truly,



KD/MS

Assistant to Comptroller.

CONDITIONAL LICENCE

For Industrial purpose

Appurtenant to *that part of lot "A" Kikaroo Indian Reserve on which is situate a cannery & appendages thereto*

WHEREAS

Robert George Johnston

(a) Supply

Tributary of

Klemmu creek Trout Bay

(c) Precedence

27 Sept 1926

(d) Purpose

Incidentally for

~~Domestic~~ Industrial Domestic

(e) Quantity

For

For

purpose

purpose

(f) Period of use

(g) Place of user

(i) Commencement of works

(j) Completion of works

(k)

ISSUED THIS

DAY OF

19

File No. *02 2039*

Licence No.

8652

Compiled by *Q*

Checked by *[Signature]*

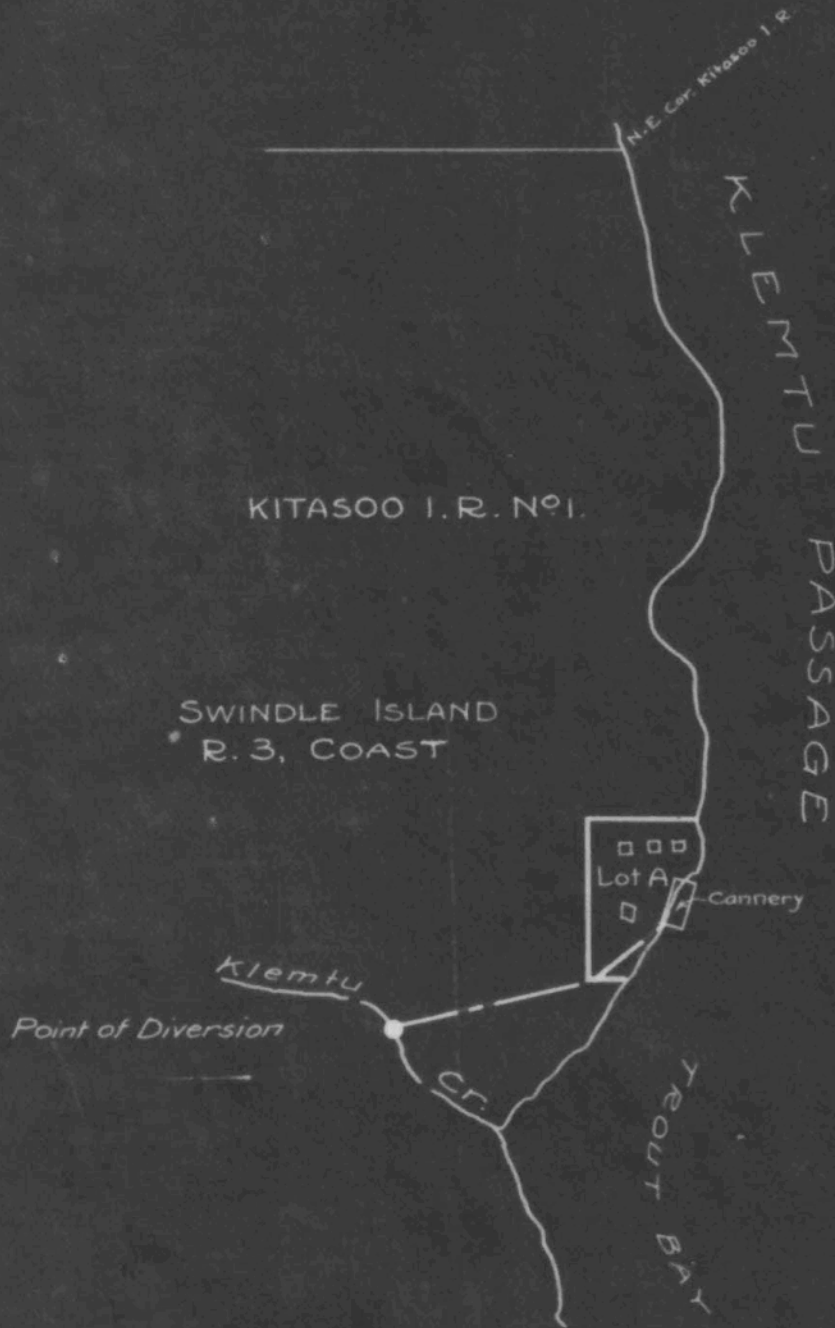
WRB - 404.

British Columbia.

To accompany Conditional Licence No. 8652.

PRINCE RUPERT WATER DISTRICT.

Scale, 10 Chains to 1 Inch.



The boundaries of the land to which this licence is appertenant are shown shaded.

Signature 

DEPARTMENT OF LANDS

ALL COMMUNICATIONS IN REFERENCE TO WATER MATTERS
SHOULD BE ADDRESSED TO

COMPTROLLER OF WATER RIGHTS,
PARLIAMENT BUILDINGS,
VICTORIA, B.C.



VICTORIA, B.C. Feb. 16, 1927.

WATER RIGHTS BRANCH

FILE NO. 072039

To Messrs. Williams, Manson & Gonzales.
Barristers, etc., Prince Rupert, B.C.

Enclosed you will find a certified copy of Conditional
Licence No. 8652 for the diversion of
10,000 gals. a day of water from Klemtu Creek
for Industrial and domestic purpose, issued in the name of
Robert George Johnston. Should any error have
been made in the compiling of the licence my attention should
be called to it forthwith.

A receipt, No. 6015, for the application fee and
rental is attached.

Your attention is directed to the terms and conditions under
which the licence is issued, more particularly to the descrip-
tion and location of the works, and in the event of a material
change in same being contemplated, you should notify this
office and obtain permission before doing so.

The fact of the issue of this licence does not sanction the
construction of works upon private lands, Crown lands, or
roads and lands under the jurisdiction of the Public Works
Department, until the provisions of the "Water Act" have been
complied with, or, in the case of the last mentioned, the
sanction of the proper authorities obtained.

The final licence will not be issued until proof as outlined
is filed. The necessary forms for making such declaration will
be furnished.

I have the honour to be
Your obedient servant,

FR

Enc. 2

W.R.B., F.-1 M-925-2234

"J.C. MACDONALD"

Comptroller of Water Rights.

TAIT & MARCHANT

BARRISTERS-AT-LAW
SOLICITORS

DAVID S. TAIT

W. P. MARCHANT

TELEPHONE No. 5340

CABLE ADDRESS: "TABON"

Sixth Floor,

B. C. Permanent Loan Bldg.,

Victoria, British Columbia

072039

May 9th. 1927.

564592

The Comptroller of Water Rights,
Parliament Buildings,
City.

Dear Sir:-

We beg to enclose herewith an Assignment of Water Licence No. 8652, from Robert George Johnston to Klemtu Canning Company, Limited.

This Company was formed by the Licence holder and his associates, and on behalf of the Company Mr. Johnston has erected the cannery for which the Water Licence was granted.

We also enclose herewith the sum of \$ in payment of the fee upon registration of the Assignment.

Yours truly,

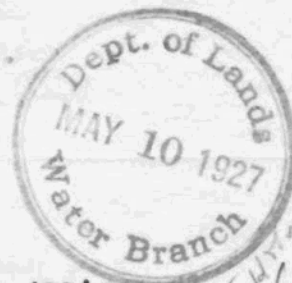
TAIT & MARCHANT.

Per

D. S. Tait

DST/KM

Encls.



564592



KNOW ALL MEN BY THESE PRESENTS that I, ROBERT
GEORGE JOHNSTON, of the City of Victoria, in the Province
of British Columbia, Cannery Manager, DO HEREBY transfer,
assign and set over unto KLEMTU CANNING COMPANY, LIMITED,
that certain Water Licence issued to me by the Comptroller
of Water Rights for the Province of British Columbia, for
water to be used for industrial and power purposes in
connection with the cannery being erected on the Kitisnoo
Indian Reserve, at Klemtu, British Columbia, which
Licence is numbered 8652 ; TO HOLD the said Water
Licence and all rights and privileges granted thereby
unto and to the use of the said Klemtu Canning Company,
Limited, its successors and assigns, forever.

IN WITNESS WHEREOF I have hereunto set my hand
and seal at the City of Victoria aforesaid, this 28th. day
of March, 1927.

SIGNED, SEALED AND DELIVERED)
in the presence of:

David S. Yait
Barrister & Solicitor
B.C. Permanent Loan Bldg.,
Victoria, B.C.

R. G. Johnston

DATED March 28th. 1927

ROBERT GEORGE JOHNSON

-to-

KLEEV GANNING COMPANY, LTD.

ASSIGNMENT

TAIT & MARCHANT
BARRISTERS & SOLICITORS
85, FETTER LANE, E.C. 4
LONDON, E.C. 4

May 13, 1927.


Messrs. Tait & Marchant,
Barristers,
B.C. Permanent Loan Bldg.,
Victoria, B. C.

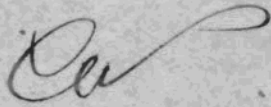
Dear Sirs:

Please refer to File 072039

Your letter of the 9th instant enclosing assignment of Conditional Licence 8652 from R.G. Johnston to the Klemtu Canning Company Limited has been placed on file and the change in ownership duly noted in our records.

Yours very truly,


FWR:BM


Assistant to Comptroller.

COMPTROLLER OF WATER RIGHTS,
PARLIAMENT BUILDINGS,
VICTORIA, B.C.



THE GOVERNMENT OF
THE PROVINCE OF BRITISH COLUMBIA

VICTORIA, B.C.

SEP 5 1928

DEPARTMENT OF LANDS
WATER RIGHTS BRANCH

FILE NO. 072039.

Re Conditional Licence No. 8652.

Klentia Creek.

Sir:

Klentia Canning Co. Ltd.

The date set for filing proof of completion of works under
the above licence is SEP 30 1928, 192.

For your information there is quoted herewith subsections (1)
and (2) of section 74 of the "Water Act":—

(1.) Proof of the completion of the works or of part thereof
and of the extent to which the water has been put to the
beneficial use specified in the conditional licence shall be
filed within sixty days of the date fixed in the said licence
for the said completion of the work, or within such further
time as may be granted under this section.

(2.) Before the time fixed for filing proof of the
completion of the works and of the putting of the water to
the beneficial use specified as aforesaid, the licensee may
apply to the Comptroller to extend such time, but the
Comptroller shall not entertain the application nor have any
power to extend the time unless the applicant shall furnish
proof to the satisfaction of the Comptroller that the works
have been begun in good faith and continued with due diligence.

Forms for filing proof as above may be obtained from the
Local Water Recorder, the District Engineer, or the Comptroller
of Water Rights.

J. C. MacDonald

Comptroller of Water Rights.

To Messrs Tait & Marchant.

Banister City.

Free H.

PROVINCE OF
BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF
LANDS.

FINAL WATER LICENCE.

J H Todd Esq of Victoria B.C.

hereby authorized to divert ~~some~~ water as follows:—

- (a.) The source of the water-supply is *Klemte Creek Trib to Klemte Passage of Finlayson Channel*
- (b.) The point of ~~diversion~~ is located as shown on the attached plan.
- (c.) The date from which this licence shall have precedence is *27 Sept 1926*
- (d.) The purpose for which the water is to be used is *Industrial + domestic*
- (e.) The maximum quantity of water which may be ~~diverted~~ *diverted* is *10000 gal a day*
and such additional quantity
as the District Engineer may from time to time determine should be allowed for losses.
- (f.) The period of the year during which the water may be ~~used~~ *used* is *the whole year*..
- (g.) The land upon which the water is to be used and ~~to which this licence is appurtenant~~ is
a cannery situated on Lot A of Kitasoo Indian Reserve.
5 mile Island R 3 Coast District
- (h.) The works for the *pipe* as shown on the attached plan.
of the water are
- (i.) This licence is issued in substitution of Conditional Water Licence No. *8652* .

(Have not affixed to (g)
since it is done by
I.R. 8

Ch. plat.

FL
2
ETH

Comptroller of Water Rights.

File No. *072039*.

Date issued

MAY 20 1937

Licence No.

10013

PROVINCE OF
BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF
LANDS.

FINAL WATER LICENCE.

J. H. Todd and Sons, Limited, of Victoria, B.C., is

hereby authorized to **divert and use** water as follows:—

- (a.) The source of the water-supply is **Klentu creek, tributary to Klentu Passage of Finlayson Channel.**
- (b.) The point of **diversion** is located as shown on the attached plan.
- (c.) The date from which this licence shall have precedence is **27th September, 1926.**
- (d.) The purpose for which the water is to be used is **Industrial and Domestic.**
- (e.) The maximum quantity of water which may be **diverted is 10,000 gallons a day,**
and such additional quantity
as the District Engineer may from time to time determine should be allowed for losses.
- (f.) The period of the year during which the water may be **used is the whole year.**
- (g.) The land upon which the water is to be used and to which this licence is appurtenant is **a cannery situated on Lot "A" of KITASOO Indian Reserve, Swindle Island, Range 3, Coast District,**
- (h.) The works for the **diversion & carriage** of the water are **pipes.** as shown on the attached plan.
- (i.) This licence is issued in substitution of Conditional Water Licence No. **8652.**

I, Ernest Davis, being a person appointed by the Minister,
do execute the authority by Section 83 of the Act,
vested in the Comptroller, do hereby certify the foregoing to be
a true copy of Final
Licence No. 10013 issued under the hand of the Comptroller
on 20th day of May 1927

E. Davis
Assistant Comptroller.

J. C. MacDonald
Comptroller of Water Rights.

File No. **072039.**Date issued **20th May, 1937.**Licence No. **10013**

Copy for Engineer

British

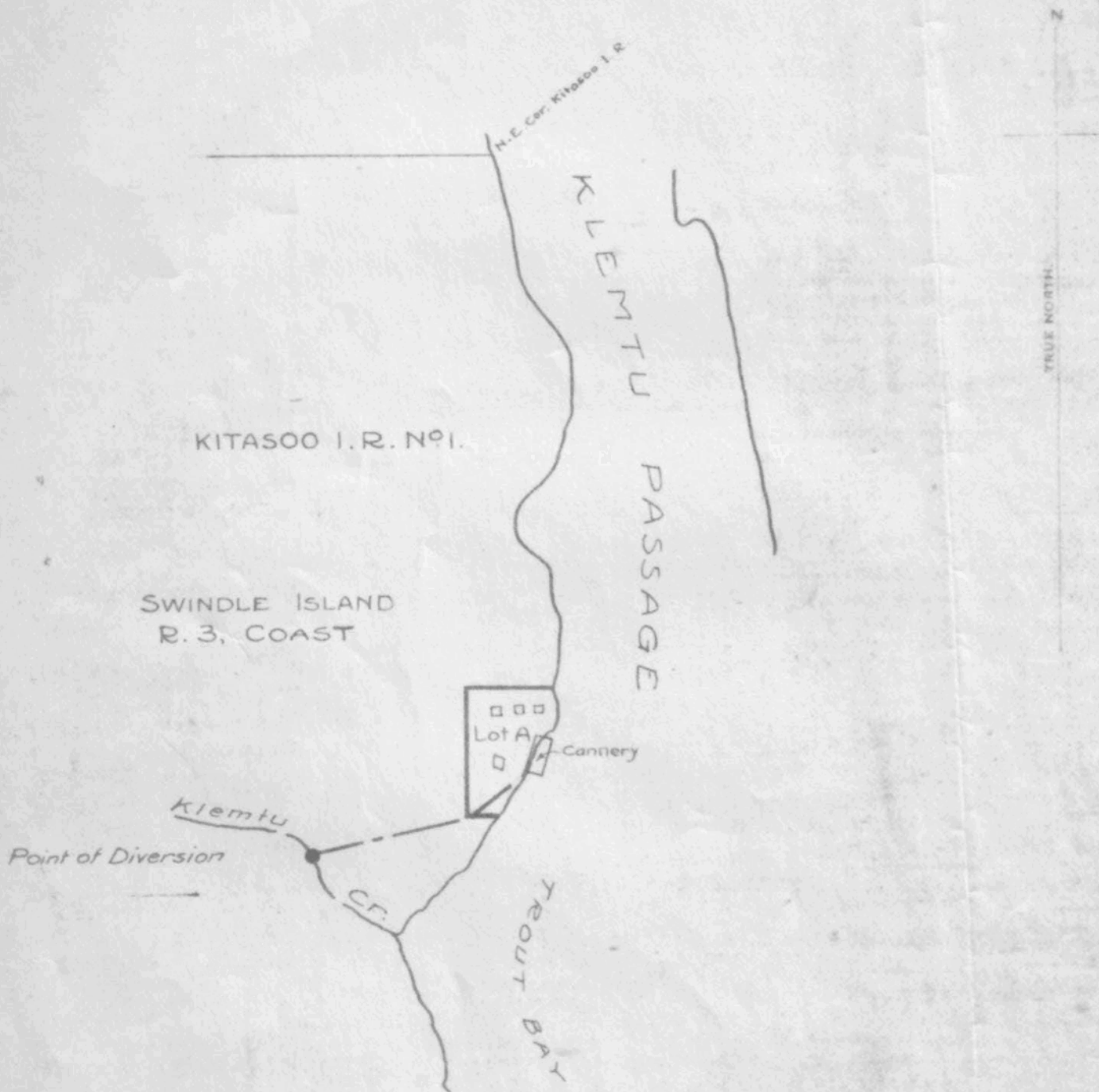


Columbia.

To accompany { Final Licence No. 10013
Conditional Licence No. 8652

PRINCE RUPERT WATER DISTRICT.

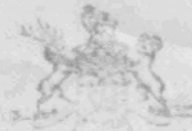
Scale, 10 Chains to 1 Inch.



Signature

[Handwritten signature]

British



Columbia.

To accompany { Final Licence No. 10013
Conditional Licence No. 8652

PRINCE RUPERT WATER DISTRICT.

Scale 10 Chains to 1 Inch



Signature

[Handwritten signature]

British

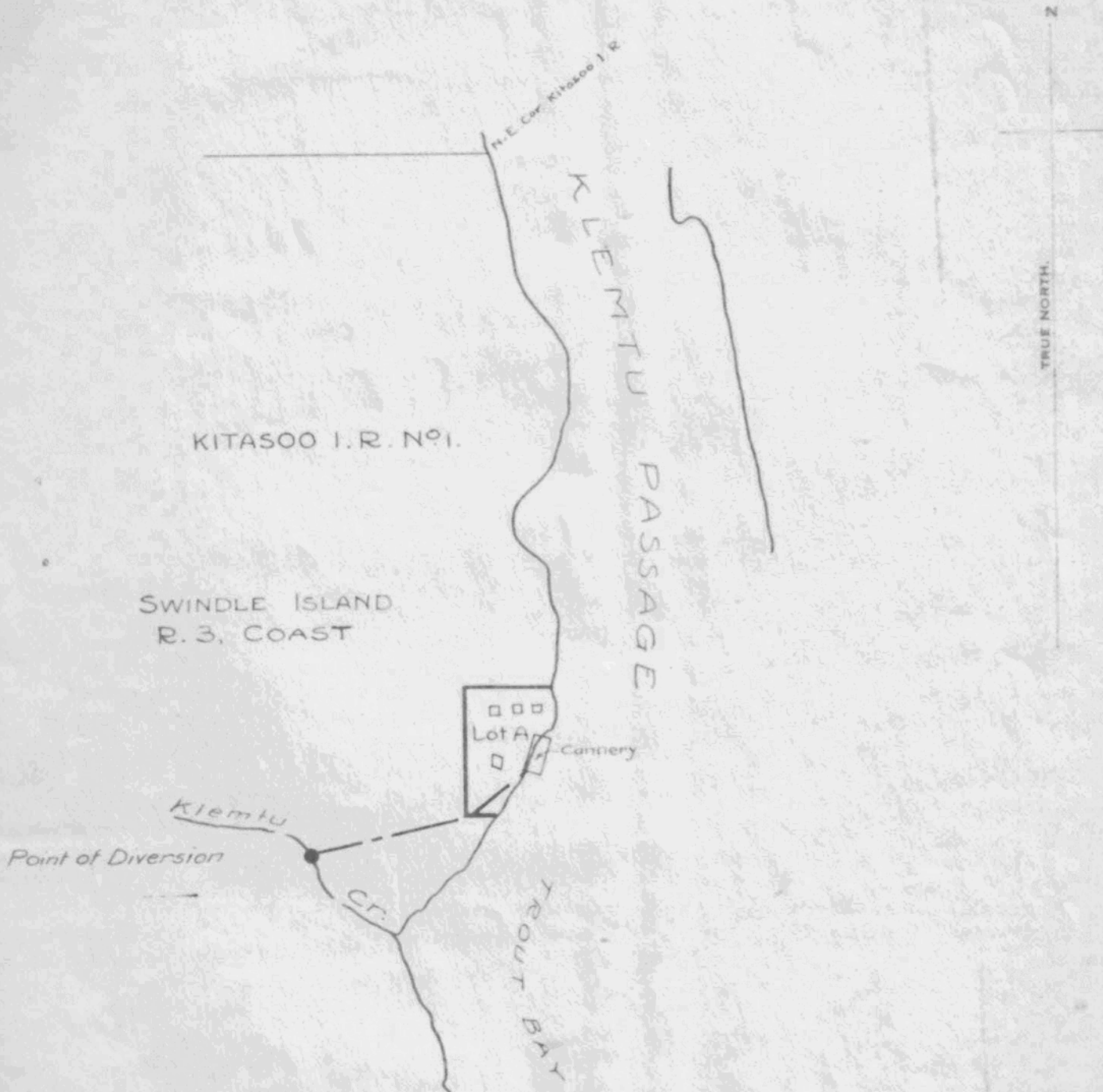


Columbia.

To accompany { Final Licence No. 10013
Conditional Licence No. 8652

PRINCE RUPERT WATER DISTRICT.

Scale 10 Chains to 1 Inch



Signature

[Handwritten Signature]

NAME J. H. TODD & SONS LTD.		LICENCE No. FL 10013	
ADDRESS 1104 Hornby St		WATER DISTRICT Prince Rupert	
20M-1057-9666 (5)		Vanouver B.C.	
I am using water as authorized in my licence - - -		YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>
My works are all completed - - -		<input type="checkbox"/>	<input type="checkbox"/>
(Irrigation licences only.)			
I am irrigating all the land authorized - - -		<input type="checkbox"/>	<input type="checkbox"/>
My works have been changed since the licence was issued -		<input type="checkbox"/>	<input type="checkbox"/>
My land has been subdivided since the licence was issued -		<input type="checkbox"/>	<input type="checkbox"/>
Please complete and return to Water Rights Branch, Parliament Buildings, Victoria, B.C. ✓			

PROVINCE OF
BRITISH COLUMBIA.

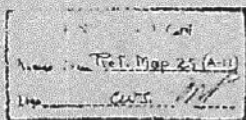
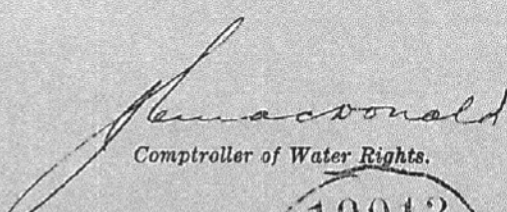
WATER RIGHTS BRANCH.

DEPARTMENT OF
LANDS.

FINAL WATER LICENCE.

B.C. PACKERS Box 5000 VAN 3~~J. H. Todd and Sons, Limited, of Victoria, B.C., is~~*Indian Affairs Branch*hereby authorized to **divert and use** water as follows:—

- (a.) The source of the water-supply is **Klemtu creek, tributary to Klemtu Passage of Finlayson Channel.**
- (b.) The point of **diversion** is located as shown on the attached plan.
- (c.) The date from which this licence shall have precedence is **27th September, 1926.**
- (d.) The purpose for which the water is to be used is **Industrial and Domestic.**
- (e.) The maximum quantity of water which may be **diverted is 10,000 gallons a day,**
and such additional quantity
as the District Engineer may from time to time determine should be allowed for losses.
- (f.) The period of the year during which the water may be **used is the whole year.**
- (g.) ~~The land upon which the water is to be used and to which this licence is appurtenant is~~
a cannery situated on Lot "A" of Kitasoo Indian Reserve, Swindle Island, Range 3, Coast District, *see order dated 70/12/02*
as shown on the attached plan.
- (h.) The works for the **diversion & carriage** of the water are **pipes.**
- (i.) This licence is issued in substitution of Conditional Water Licence No. **8652.**



Comptroller of Water Rights.

File No. 072039.

Date issued 20th May, 1937.

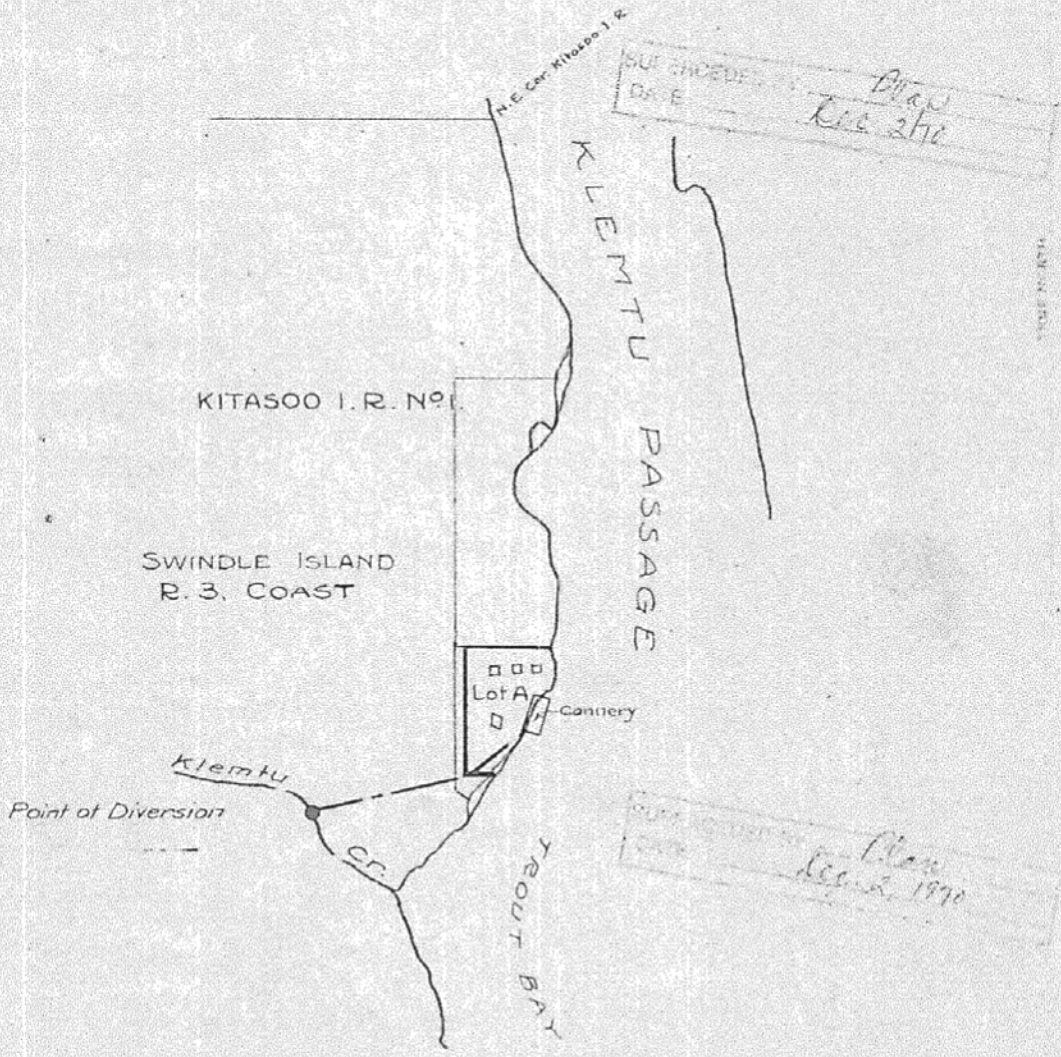
Licence No. 10013

British Columbia

To accompany { Final Licence No. 10013
Conditional Licence No. 8652.

PRINCE RUPERT WATER DISTRICT.

Scale 10 Chains to 1 inch.



Signature

J. Macdonald

Date 20th May 1937
F.L. 10013 for C.L. 8652
File 072039

EXHIBIT "A"

103A/NE
REF. MAP 25 [A-1]

PROVINCE OF
BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF
LANDS.

FINAL WATER LICENCE.

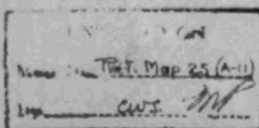
B.C. PACKERS Box 5000 VAN 3~~J. H. Todd and Sons, Limited, of Victoria, B.C., is~~*Indian Affairs Branch*hereby authorized to **divert and use** water as follows:—(a.) The source of the water-supply is **Klentu creek, tributary to Klentu Passage of Finlayson Channel.**(b.) The point of **diversion** is located as shown on the attached plan.(c.) The date from which this licence shall have precedence is **27th September, 1926.**(d.) The purpose for which the water is to be used is **Industrial and Domestic.**(e.) The maximum quantity of water which may be **diverted is 10,000 gallons a day,**

and such additional quantity

as the District Engineer may from time to time determine should be allowed for losses.

(f.) The period of the year during which the water may be **used is the whole year.**(g.) ~~The land upon which the water is to be used and to which this licence is appurtenant is~~
~~a cannery situated on Lot "A" of Kitasoo Indian Reserve, Swindle~~
~~Island, Range 3, Coast District,~~ *see order dated 70/12/02*

as shown on the attached plan.

(h.) The works for the **diversion & carriage** of the water are **pipes.**(i.) This licence is issued in substitution of Conditional Water Licence No. **8852.***Macdonald*
Comptroller of Water Rights.

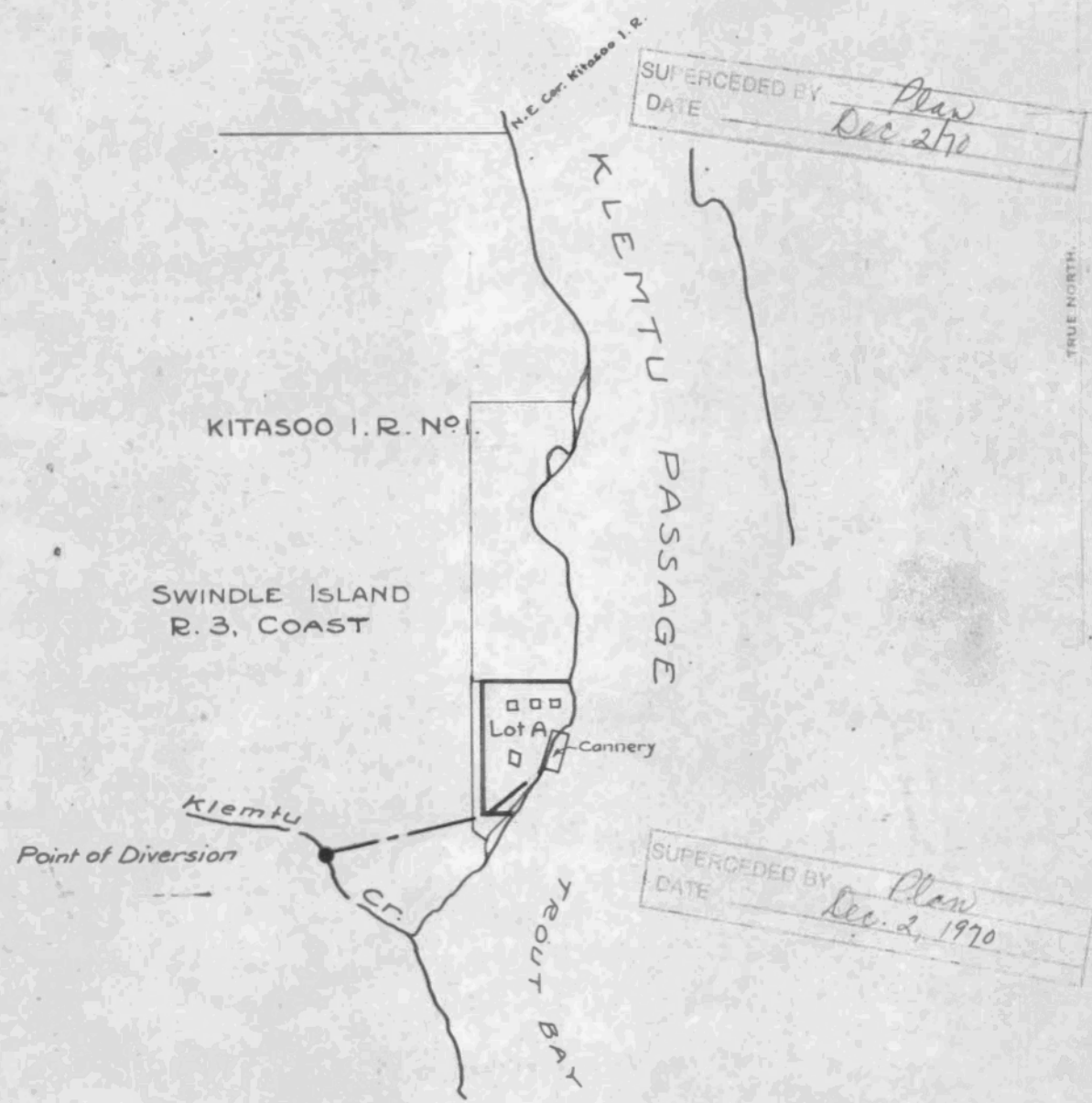
File No. 072039.

Date issued **20th May, 1937.**Licence No. **10013**

To accompany { Final Licence No. 10013
Conditional Licence No. 8652.

PRINCE RUPERT WATER DISTRICT.

Scale, 10 Chains to 1 Inch.



Signature *J. Macdonald*
Date 20th May 1937
F.L. 10013 for C.L. 8652

EXHIBIT "A"

103A/NE
REF. MAP 25 [A-1]