

June 24th, 1941.

The Provincial Assessor,
Victoria, B. C.

Please refer to File 0143198 -

Attention "Leases"

Dear Sir:

This is to advise you that authority has been granted by Order-in-Council #792, approved May 28th, 1941, to s.22 of s.22, to occupy certain unsurveyed foreshore at the south end of Patricia Bay, North Saanich District, for a temporary tenure as the site for a boat house at a rental of \$10.00 per annum, the area being described as follows:-

"All that portion of the easterly foreshore of Saanich Inlet, Vancouver Island, B. C., which lies within the following boundaries: Commencing at the most westerly corner of Lot 6 of Block 4, as shown on Plan No. 1437 on deposit in the Land Registry Office in Victoria, B.C., being a point on high-water-mark of the easterly shore of Saanich Inlet; thence north-westerly in a straight line and in a direction perpendicular to the general direction of the shore line at this point, to low-water-mark; thence north-easterly along low-water-mark to the point of intersection thereof with the straight line drawn from the most northerly corner of said Lot 6 and in a direction perpendicular to the general direction of the shore line at this point, said corner being a point on

June 6, 1941.

s.22

Please refer to File 0143198 -

Attention "Leases"

Dear Madam:

Referring to your letter of the 13th ultimo, I am enclosing herewith copy of Order-in-Council #732, granting you authority to occupy certain unsurveyed foreshore fronting your property on the south side of Patricia Bay, Vancouver Island, together with General Receipt No. 40378-H, for \$10.00, being rental covering same to May 28th, 1942.

Your obedient servant,

W. J. [Signature]

Superintendent of Lands.

#732

Approved May 28th 1921.

REPORT

That an application has been received from s.22 of s.22 for a license to occupy as the site for a boat house certain unsurveyed foreshore fronting a portion of Lot 6 in Block 4, of Section 9, Range 2 East, North British District, Plan 127, of which land the applicant is the registered owner, such foreshore being more particularly described as follows:-

"All that portion of the easterly foreshore of Seaside Inlet, Vancouver Island, B. C., which lies within the following boundaries: Commencing at the most westerly corner of Lot 6 of Block 4, as shown on Plan No. 127 on deposit in the Land Registry Office at Victoria, B. C., along a point on high-water-mark of the easterly shore of Seaside Inlet; thence northerly in a straight line and in a direction perpendicular to the general direction of the shore line at this point, to low-water-mark; thence north-easterly along low-water-mark to the point of intersection thereof with the straight line drawn from the most northerly corner of said Lot 6 and in a direction perpendicular to the general direction of the shore line at this point, said corner being a point on said high-water-mark; thence south-easterly along the aforesaid straight line to said most northerly corner; thence south-easterly along said high-water-mark to the point of commencement."

And to RECOMMEND that under authority of Section 72 of the Lands Act, being Chapter 111, Revised Statutes of British Columbia, 1920, there be granted to the said s.22 her successors, assigns, trustees and assigns, a license to occupy temporarily the above described foreshore as the site for a boat house, subject to the following terms and conditions:-

- (a) That the Licensee shall pay to the Crown a rental of \$10.00 per annum for the first five years, subject to adjustment for each successive five year period, for the use and occupation of the said lands in aforesaid, the first payment of rental to be made on the date of approval of this minute, and subsequent payments on the anniversary of said date in each and every year.

Submitted
27.5.21

- (b) That the Licensee shall pay all taxes, rates, duties and assessments whatsoever, whether municipal, parliamentary or otherwise now charged or thereafter to be charged upon the said devised premises, or any part thereof, or upon the rent thereof, or upon the said Licensor, her successors or assigns in respect thereof.
- (c) That the Licensee shall not use the said lands and premises for any other purpose than aforesaid except with the written consent of the Licensor.
- (d) That the License is issued and accepted subject to the "Navigable Waters Protection Act", being Chapter 140, Revised Statutes of Canada, 1927, and amendments.
- (e) That the Licensee shall not assign or transfer the license, or any part thereof, except with the written consent of the Licensor.
- (f) That the Licensee shall commence the use of the premises for the purpose set out within a reasonable time from the date of the approval of this minute, such reasonable time to be in the discretion of the Licensor.
- (g) That it shall be lawful for the Minister of Lands, or any person therunto authorized by him at all reasonable times during the continuance of these presents to enter upon the said lands to examine the condition thereof.
- (h) That upon breach of any of the terms and conditions of the license, the Licensor shall cancel the license by notice in writing addressed to the Licensee at her last known place of residence, under registered cover, or by a like notice posted up in a conspicuous place on the area covered by the license.
- (i) That upon the said lands and premises no longer being required for the purpose granted or upon the said lands and premises becoming unoccupied, this license shall forthwith ipso facto determine and all rights of the Licensee hereunder to the said lands and premises shall thereupon cease save the right of removal as hereinafter set out.
- (j) That the license shall be subject to cancellation on ninety days' notice at the discretion of the Licensor.
- (k) In the event of determination of the license the Licensee shall peacefully yield up possession of the said lands and premises to the Licensor, and any buildings or other structures placed or erected on the said lands by the Licensee may be removed within sixty days thereafter, and, if not so removed, the same shall become the property of the Licensor.

SIGNED this day of May,

A.D. 1941.

Minister of Lands.

APPROVED this day of May,

A.D. 1941.

Presiding Member of the Executive Council.

d.f.a.

TO WHOM IT MAY CONCERN

I, the undersigned, hereby give my
license and authority to an Assignment
dated July 3rd, 1944,
by s.22
of s.22 of all her estate
in the premises demised by ~~Indenture of~~ a Licence to occupy
approved by Order-in-Council #732,
~~lease~~ dated the 28th day of May 1941,
covering certain foreshore fronting pt. Lot 6, Blk. 4, Sec. 9,
and made between His Majesty the King (acting Rge. 2 West, North
by the Minister of Lands of the Province of Sa. nich District,
British Columbia), of the one part, and
s.22
of the other part, unto
s.22
of s.22, without prejudice
to any rights which his Majesty the King has
or may have against the said
s.22
under the covenants, conditions and provisions
Licence to occupy
in the said ~~Indenture of lease~~ contained, PROVIDED
that this license is restricted to the particular
Assignment hereby authorized and save as aforesaid
Licence
the covenant in the said ~~lease~~ contained against
assignment or underletting shall remain in full force
and effect.

DATED AT VICTORIA, British Columbia, this 11th day of July 19 44

W. Eastwood
DEPUTY MINISTER OF LANDS.

THIS INDENTURE

MADE THE THIRD DAY OF JULY, in the Year of Our Lord, One Thousand Nine Hundred
and -four

BETWEEN s.22

s.22

hereinafter called the Assignor
of the First Part

AND

s.22

s.22

hereunder called the Assignee
of the Second Part;

WHEREAS by a licence of Occupation, dated May 27th, 1941, and Approved by
Order-in-Council No. 732, dated May 28th, 1941, there was granted to the
Assignor by the Minister of Lands of the Province of British Columbia, the
right to occupy as a site for a boathouse, certain unsurveyed foreshore
fronting a portion of Lot Six (6), in Block Four (4), of Section Nine (9),
Range Two (2) West, North Saanich District, Plan 1437;

AND WHEREAS the said Assignor has agreed to grant and assign the Licence of
occupation and all interest therein unto the said Assignee;

AND WHEREAS the said Assignee has agreed to assume the payment of rental fee
of Ten Dollars (\$10.00) per annum as required under the aforesaid Licence
of Occupation;

NOW THEREFORE THIS INDENTURE witnesseth that the said Assignor with the
consent of the Licensor, doth hereby GRANT, ASSIGN, TRANSFER and SET OVER
unto the said Assignee, his executors, administrators and Assigns the said
Licence of Occupation.

Application to the Licensor for consent to and approval of this Assignment
is made herein.

IN WITNESS WHEREOF the said parties have hereunto set their hands and seals.

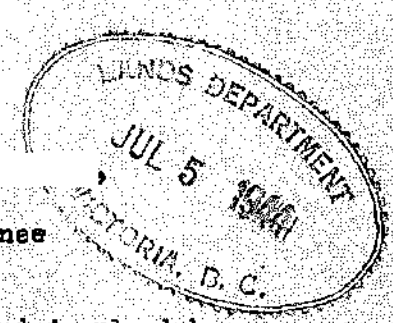
SIGNED, SEALED AND DELIVERED)
In The Presence Of)

s.22

s.22

s.22

1734212



TO WHOM IT MAY CONCERN

*Please forward
Mr.
3/13/51*

I, the undersigned, hereby give my
licence and authority to an Assignment
dated March 17, 1951,
by s.22

of s.22 of all his estate
a licence to occupy
in the premises demised by ~~an Indenture~~
approved by Order-in-Council #732
~~Lease~~ dated the 28th day of May, 1941,
covering certain foreshore fronting part Lot 6, Block 4,
and made between His Majesty the King (acting by Section 9, Range 2,
West North Saanich
the Minister of Lands and Forests of the Province District, Plan 1437,
of British Columbia), of the one part, and
s.22

of the other part, unto
s.22

of s.22, without prejudice
to any rights which his Majesty the King has or
may have against the said
s.22

under the covenants, conditions and provisions
Licence to Occupy
in the said ~~Indenture or Lease~~ contained, PROVIDED
that this licence is restricted to the particular
Assignment hereby authorized and save as aforesaid
Licence
the covenant in the said ~~Lease~~ contained against
assignment or underletting shall remain in full force
and effect.

DATED AT VICTORIA, British Columbia, this
day of March 1951.


DEPUTY MINISTER OF LANDS.

L.B. 155

THIS INDENTURE

MADE THE SEVENTEENTH DAY OF MARCH, in the Year of Our
Lord, One Thousand Nine Hundred and Fifty-one

BETWEEN:

s.22

Party of the First Part
hereinafter called the "Assignor"

AND:

s.22

Party of the Second Part
hereinafter called the "Assignee"

WHEREAS by a licence of Occupation, dated May 27th, 1941,
and Approved by Order-in-Council No. 732, dated May 28th,
1941, there was granted to s.22 by the Minist-
er of Lands of the Province of British Columbia, the right
to occupy as a site for a boathouse, certain unsurveyed
foreshore fronting a portion of Lot Six (6), in Block Four
(4), of Section Nine (9), Range Two (2) West, NORTH SAANICH
DISTRICT, Plan 1437;

AND WHEREAS by an Indenture dated the third day of July,
A.D. 1944, the said s.22, with the consent
of the Licensor, granted, assigned, transferred and set
over unto the Assignor the said Licence of Occupation;

AND WHEREAS the said Assignor has agreed to grant and assign
the Licence of Occupation and all interest therein unto the
Assignee;

AND WHEREAS the Assignee has agreed to assume the payment
of rental fee in the amount of TEN DOLLARS (\$10.00) per
annum as required under the aforesaid Licence of Occupation;

NOW THIS INDENTURE WITNESSETH that the Assignor with the
consent of the Licensor, doth hereby GRANT, ASSIGN, TRANSFER,
and SET OVER unto the Assignee, his executors, administrators,
and assigns the said Licence of Occupation and all his right
and interest therein.

Application to the Licensor for consent to and approval of
this Assignment is made herein.

IN WITNESS WHEREOF the said parties have hereunto set their
hands and seals

SIGNED, SEALED AND DELIVERED
In the Presence of

Robert A. Price
747 Yates Street
Victoria, B.C.
Barrister at Law

as to signature of s.22

George J. Gough
232 E 4th Ave
Vancouver B.C.
Broker

as to signature of s.22

s.22

s.22

DATED March 17th 1951

s.22

TO

s.22

A G R E E M E N T

ROBERT A. PRICE
BARRISTER & SOLICITOR
Victoria, B.C.

TO WHOM IT MAY CONCERN

I, the undersigned, hereby give my
licence and authority to an Assignment
dated September 16th, 1952.

by s.22

of s.22 of all her estate

in the premises demised by ~~an indenture~~ of a Licence to occupy approved by

Order-in-Council #732

~~Lease~~ dated the 28th day of May 1941, covering certain unsurveyed foreshore fronting a portion of Lot 6 in Block 4 of Section 9, Range 2, West, North Saanich District, Plan 1437

and made between His Majesty the King (acting by the Minister of Lands and Forests of the Province

of British Columbia), of the one part, and

s.22

of the other part, unto

s.22

of s.22

, without prejudice

her

Queen

to any rights which His Majesty the King has or

may have against the said

s.22

under the covenants, conditions and provisions

Licence to occupy

in the said ~~indenture~~ contained, PROVIDED

that this licence is restricted to the particular

Assignment hereby authorized and save as aforesaid

Licence

the covenant in the said ~~Lease~~ contained against

assignment or underletting shall remain in full force

and effect.

DATED AT VICTORIA, British Columbia, this 24th

day of October, 19 52

Assistant DEPUTY MINISTER OF LANDS.

L.B. 155

TO WHOM IT MAY CONCERN

I, the undersigned, hereby give my
licence and authority to an Assignment
dated September 16th, 1952.

by s.22

of s.22 of all her estate

in the premises demised by ~~an indenture~~ ^{a Licence to occupy approved by}

Order-in-Council #732

~~Leased~~ the 28th day of May 1941, covering certain unsurveyed foreshore fronting a portion of Lot 6 in Block 4 of Section 9, Range 2, West, North Saanich District, Plan 1437

and made between His Majesty the King (acting by the Minister of Lands and Forests of the Province

of British Columbia), of the one part, and

s.22

of the other part, unto

s.22

of s.22

, without prejudice

her

Queen

to any rights which His Majesty the King has or

may have against the said

s.22

under the covenants, conditions and provisions

^{Licence to occupy}

in the said ~~indenture~~ ^{Licence} contained, PROVIDED

that this licence is restricted to the particular

Assignment hereby authorized and save as aforesaid

^{Licence}

the covenant in the said ~~indenture~~ ^{Licence} contained against

assignment or underletting shall remain in full force

and effect.

DATED AT VICTORIA, British Columbia, this 24th
day of October, 19 52


Assistant DEPUTY MINISTER OF LANDS.

L.B. 155

THIS INDENTURE made the 16th day of September, in the
year of Our Lord One thousand nine hundred and fifty-two.

Between:

s.22

(hereinafter called "the Assignor")

OF THE FIRST PART

And:

s.22

(hereinafter called "the Assignee")

OF THE SECOND PART

WHEREAS by a certain licence of occupation issued under Order
in Council Number 732 dated May 28th 1941, His Majesty the King
represented by the Minister of Lands and Forests for the
Province of British Columbia did grant to s.22
a licence of occupation of certain foreshore fronting upon a
portion of Lot Six (6), Block Four (4), Section Nine (9),
Range Two West, North Saanich District, according to a certain
plan deposited in the Land Registry Office at Victoria, British
Columbia, under Number 1437.

AND WHEREAS the said licence is now recorded in the name
of the Assignor.

AND WHEREAS the Assignor has agreed to assign all her
right, title and interest in and to the licence of occupation
to the Assignee subject to the consent of Her Majesty the Queen
represented by the Minister of Lands and Forests for the
Province of British Columbia.

NOW THIS INDENTURE WITNESSETH that for and in consideration
of the premises and of the sum of One dollar (\$1.00) of lawful
money of Canada, now paid by the Assignee to the Assignor (the
receipt whereof is hereby acknowledged) the Assignor DOETH HEREBY
GRANT AND ASSIGN unto the Assignee all the right, title and
interest of the Assignor in and to the aforesaid licence of
occupation and the lands therein described and all benefits
and advantages to be derived from the said licence of occupation.

TO HAVE AND TO HOLD the same unto the Assignee subject to the reservations and performance of the covenants and conditions contained in the said Licence of occupation.

The Assignor covenants with the Assignee that she has good right, full power and absolute authority to assign the said licence of occupation in the manner aforesaid subject to the consent of Her Majesty the Queen represented by the Minister of Lands and Forests for the Province of British Columbia.

And the Assignor covenants with the Assignee that she shall and will from time to time and at all times hereafter at the request and cost of the Assignee execute such further assurances of the said licence of occupation as the Assignee shall reasonably require.

IT IS HEREBY DECLARED AND AGREED that this indenture shall enure to the benefit of and be binding upon the Assignor and the Assignee and their respective heirs, executors, administrators and assigns respectively.

IN WITNESS WHEREOF these presents have been executed the day and year first above written.

SIGNED SEALED AND DELIVERED
by the said s.22
in the presence of:

s.22

W. J. MacKenzie

s.22

SIGNED SEALED AND DELIVERED
by the said s.22
s.22 in the presence of:

Isaac J. Lange

*Victoria J.
Solicitor*

TO WHOM IT MAY CONCERN

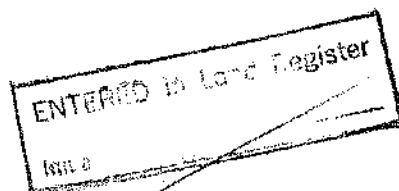
licence
13/2/59

I, the undersigned, hereby give my licence
and authority to an Assignment dated **January 20th, 1959**
by s.22
of ~~the~~ ^{of all} ~~His~~ ^{His} estate
a Licence to Occupy
~~XXXXXX~~
in the premises demised by an indenture of Lease
approved
dated the **28th** day of **May 1941**, pursuant to Order in
Council No. 732 covering certain unsurveyed foreshore fronting
on Lot 6, Block 4 of Section 9, Range 2 West, North Saanich District,
Plan 1437
and made between **His** Majesty the **King** (acting by the
Minister of Lands and Forests of the Province of
British Columbia), of the one part, and
s.22
of the other part, unto
s.22 and s.22
of s.22, without prejudice to
any rights which Her Majesty the Queen has or may have
against the said
s.22
under the covenants, conditions and provisions in the
~~XXXXXX~~
said indenture of Lease contained, PROVIDED that this
licence is restricted to the particular Assignment
hereby authorized and save as aforesaid the covenant
in the said ~~XXXXXX~~ ^{licence} contained against assignment or
underletting shall remain in full force and effect.

DATED AT VICTORIA, British Columbia, this
9th day of **February** 19 **59**.


DEPUTY MINISTER OF LANDS.

L.B. 155.



ASSIGNMENT OF LICENCE OF OCCUPATION

KNOW ALL MEN BY THESE PRESENTS that I, s.22

s.22 of the s.22

in consideration of the sum of ONE DOLLAR to me in hand paid by

s.22 and s.22, both of s.22,

s.22, do hereby bargain, sell, assign, trans-

fer and set over unto the said s.22 and s.22

all my right, title and interest in and to that certain Licence of

Occupation approved by Order-in-Council #732 dated the 28th day

of May, 1941 covering certain unsurveyed foreshore fronting a portion

of Lot six (6) in block four (4) of Section nine (9) Range 2-West,

North Saanich District, Plan 1437, with the full and exclusive

benefits and advantages thereof and of every extension or renewal

thereof, to hold the same unto the said s.22 and s.22

s.22, their executors, administrators and assigns, to and for their

sole and only use forever, SUBJECT to the terms and conditions contained

in the said Licence.

IN WITNESS WHEREOF I, the said s.22, have

hereunto set my hand and seal this 20th day of January, 1959.

s.22

SIGNED, SEALED AND DELIVERED)
in the presence of)

Marian Ashbury
612 View St.
Victoria B.C.
Secretary.

TO WHOM IT MAY CONCERN

Lease endorsed

I, the undersigned, hereby give my licence
and authority to an Assignment dated October 20th, 1961
by s.22 and s.22
of s.22 of all their estate
 a Licence to Occupy
in the premises demised by ~~an Indenture of Lease~~
approved ~~dated~~ the 23th day of May 1941, pursuant to Order-in-Council
Number 732, covering certain unsurveyed foreshore fronting on Lot 6,
Block 4 of Section 9, Range 2, West North Saanich, Plan 1437
and made between His Majesty the King (acting by the
Minister of Lands and Forests of the Province of
British Columbia), of the one part, and
s.22
of the other part, unto
s.22
of s.22 , without prejudice to
any rights which Her Majesty the Queen has or may have
against the said
s.22
under the covenants, conditions and provisions in the
said Indenture of Lease contained, PROVIDED that this
licence is restricted to the particular Assignment
hereby authorized and save as aforesaid the covenant
in the said lease contained against assignment or
underletting shall remain in full force and effect.

DATED AT VICTORIA, British Columbia, this
4th day of December 19 61

Mr. J. Maclean
.....
DEPUTY MINISTER OF LANDS.
JR

L.B. 155.

ASSIGNMENT OF LICENCE OF OCCUPATION

KNOW ALL MEN BY THESE PRESENTS that WE, s.22

and s.22 both of the s.22

s.22, in consideration of the sum of ONE DOLLAR to us

in hand paid by s.22 of s.22

British Columbia, do hereby bargain, sell, assign, transfer and

set over unto the said s.22 all our right, title and

interest in and to that certain Licence of Occupation approved by

Order-in-Council #732 dated the 28th day of May, 1941 covering

certain unsurveyed foreshore fronting a portion of Lot six (6)

in Block four (4) of Section nine (9) Range 2-West, North Saanich

District, Plan 1437, with the full and exclusive benefits and ad-

vantages thereof and of every extension or renewal thereof, to hold

the same unto the said s.22 his executors and assigns, to

and for his and their sole and only use forever, SUBJECT to the terms

and conditions contained in the said Licence.

IN WITNESS WHEREOF WE, the said s.22 and

s.22 have hereunto set our hands and seals this 20th

day of October, 1961.

SIGNED, SEALED AND DELIVERED)
in the presence of:)

s.22

s.22

ELLIS D. J. ACHTEM
1205 BROAD STREET
VICTORIA, B.C.
SOLICITOR

DEPT. OF LANDS
AND WATER RESOURCES
LANDS SERVICE

JUL 5 1966

MAIL ROOM
VICTORIA, B. C.

June 28th 1966

014-3198

Dear Sir:

Will you please take notice that
with the beginning of May 28, 1967
I would like you to cancel my lease
on offshore rights N 8124.

3349135

The reason is: I am selling my boat.
Yours very truly,

Folio

18302

s.22

Attention: R. H. Goodchild

File # 0143198

May 23rd, 1967

s.22

Dear Sir:

Reference is made to your letter dated the 28th of June, 1966, and also your recent telephone conversation with Mr. Fry of this Department requesting cancellation of your Licence of Occupation No. 8124, covering certain unsurveyed foreshore fronting on Lot 6 of Block 4, Section 9, Range 2 W. North Saanich District, Plan 1437.

We would advise you that in view of your request, the lease described above has now been definitely cancelled on the records of the Department.

All rights and privileges of yourself in and to the demised premises, with appurtenances, together with all rights and privileges conferred by the said indenture, are now absolutely void and of no effect as if it had never been made.

Yours truly,


D. BORTHWICK,
Superintendent of Lands.

RHG/hh

cc Provincial Assessor, Victoria
Surveyor of Taxes, Victoria

Blue sheet