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Henri G. Joly de Lotbinière
Lieutenant-Governor.

Approved ^{27th} " May, 1906.

To His Honour the Lieutenant-Governor in Council:

The undersigned has the honour to report that on the 4th day of May, 1904, a Minute of Council, a copy of which is appended hereto, was approved by the Lieutenant-Governor, authorising the grant to Ernest Victor Bodwell, of the City of Victoria, representing the Grand Trunk Pacific Railway Company, of not exceeding 10,000 acres of land on Tsimpsean Peninsula in the vicinity of Tuck Inlet, for terminal and townsite purposes, at the nominal price of \$1 per acre, and on the terms and conditions therein set out; it being considered to be in the public interest of the Province that the Grand Trunk Pacific Railway Company should locate its terminus on this land:

That the said 10,000 acres of land contains an area of about 9 miles in extreme length by 3 1/4 miles in extreme width, and comprises about 25 miles of shore-line:

That on the 6th day of March, 1905, an agreement, a copy of which is appended hereto, was executed by Frank W. Morse, Vice-President and General Manager of the said Grand Trunk Pacific Railway Company, approving of the terms and conditions of the said Minute of Council, and declaring that the Western Terminus of the said Grand Trunk Pacific Railway would be located on some portion of the said lands, and that the townsite surrounding the said terminus would be located on the said lands:

That on the 10th day of March, 1905, a Crown grant, a copy of which is appended hereto, was issued to the said Grand Trunk Pacific Railway Company in pursuance of said Minute of Council granting 10,000 acres of land on Tsimpsean Peninsula and Kaien Island, on the terms and conditions therein set out, including provisos for the reconveyance to the Province of one-fourth of all the blocks of town lots into which the said lands might be subdivided, and also for the reconveyance of one-fourth of the water front blocks and one-fourth of all lands not divided into town lots or water front blocks:

That on the 3rd day of August, 1905, the said Grand Trunk Pacific Railway Company entered into an agreement with the Government of the Province of British Columbia, a copy of which is appended hereto, agreeing, subject to the approval of the Governor-General in Council, to establish the Western terminus of the National Transcontinental Railway upon the said lands, and that construction thereon of the wharves, docks, stations, yards, round-houses, and other facilities proper and suitable for such terminus should be commenced on or before the thirtieth day of June, 1906, and thereafter actively prosecuted to completion:

That one of the chief considerations which induced Your Honour's Government to recommend the partially free grant of the said lands to the Grand Trunk Pacific Railway Company was the belief that, if the western terminus of the said railway were located on the said lands, the value of the Provincial Government Reserve adjacent thereto, and of the reversionary interest of the Province in the Indian Reserve in the vicinity would be greatly enhanced, great benefit to the Province thereby ultimately accruing:

That Your Honour's Government has carefully considered the extract from a report of the Committee of the Privy Council, approved by the Governor-General on the 2nd April, 1906, whereby it is proposed that about 13,519 acres of Indian Reserve lands on Kaien Island, Digby Island and the Tsimpsean Peninsula, be disposed of to the Grand Trunk Pacific Railway Company for terminal purposes, and suggested that the Province of British Columbia should waive any interest it may claim in the land applied for:

The undersigned, therefore, for the reasons above set out, recommends that the suggestion that the Province of British Columbia should waive its reversionary interest in the said 13,519 acres of land be not approved, and that a copy of this Minute be communicated to the Secretary of State.

31/06
C.E.C.

8/Nov.

R. J. Green
Chief Commissioner of Lands and Works.

The Committee of Council concur, and submit the same for Your Honour's approval.
Dated this 2nd day of May, A.D. 1906.

J. Carter Lottan
Presiding Member of the Executive Council.

Retain in
J.P.O.

Approved 4th May, 1904.

(Signed) HENRI G. JOLY DE LOTBINIÈRE,
Lieutenant-Governor.

*To His Honour
The Lieutenant-Governor in Council:*

The undersigned has the honour to report that—

1. Whereas section 39 of the Land Act provides that it shall be lawful for the Lieutenant-Governor in Council to make such special free, or partially free, grants of unoccupied and unappropriated Crown lands of the Province for the encouragement of immigration, or other purposes of public advantage, not being bonuses for the construction of railways, with and under such provisions, restrictions and privileges as to the Lieutenant-Governor in Council may seem most advisable:

2. And whereas the establishment of the Western Terminus of the Grand Trunk Pacific Railway Company upon unoccupied Crown lands in this Province is a public advantage within the meaning of said section:

3. And whereas certain lands on the Tsimpsean Peninsula, in the vicinity of Tuck Inlet, are suitable for the purpose of said terminus:

4. And whereas Ernest Victor Bodwell, of the City of Victoria, Barrister-at-Law, acting under instructions from and who in this matter represents the Grand Trunk Pacific Railway Company, and is not acting in his individual capacity, has made a proposition with respect to a partially free grant of the said lands:

5. And whereas it is desirable that his proposal be accepted:

6. And whereas it is advisable that the terms upon which the said grant of lands shall be made shall be stated; the undersigned has the honour to submit as follows:—

1. The said Ernest Victor Bodwell may select from the unoccupied Crown lands of the Province situate on Tsimpsean Peninsula, in the vicinity of Tuck Inlet, an amount not exceeding ten thousand (10,000) acres of land, which he shall, in his judgment, deem to be most suitable for the purposes of a terminus for the said railway.

2. The said Ernest Victor Bodwell shall, immediately after such selection, have the said lands surveyed by a surveyor who shall be approved of by the Chief Commissioner of Lands and Works.

3. The said lands may be surveyed in one or more blocks, and it shall only be necessary to run the outside lines of the said blocks; but in other respects the survey shall conform to the system of surveys prescribed by the Land Act.

4. In surveying the said lands, the said Ernest Victor Bodwell shall also be at liberty to survey and plat the foreshore and the beach and land below high-water mark, where any of the said lands abut upon or form the shore of any tidal or other waters.

The grants hereinafter referred to shall convey all the foreshore and riparian rights which the Crown may have in the lands so described, and which are situated below high-water mark.

5. When the surveys are completed the said lands shall be platted in the Land Department, and Crown grants thereof, in such parcels as the Chief Commissioner shall direct, shall be executed conveying the said lands to the said Ernest Victor Bodwell, acting in the before-mentioned capacity, in fee.

6. Whenever any of the lands so to be granted form part of the shore of any tidal waters, or the banks of any river, lake or stream, the said grant shall convey in fee the lands below, as well as above, high-water mark, and shall also contain a grant to the said Ernest Victor Bodwell, acting in the before-mentioned capacity, in fee of all foreshore and riparian rights which the Crown, in right of the Province, has in respect of any lands covered by waters which are described or referred to in the said grants.

7. The said grants shall also reserve to the Crown the rights referred to in section 32 of the Land Act, which rights shall be deemed to include an undivided one-quarter interest in all lands described in the said grants, including the lands mentioned in clauses four (4) and six (6) hereof, provided, however, that the land fronting on the sea or other waterway shall be divided into blocks having a frontage on the sea or waterway of not less than 1,000 feet, and the selection of the water front lands so divided shall be in conformity with section 32 of the Land Act.

8. Upon the execution and delivery of the said grants to the said Ernest Victor Bodwell, the said Ernest Victor Bodwell shall pay into the credit of the Chief Commissioner of Lands and Works the sum of ten thousand (\$10,000) dollars in cash, as one of the terms upon which the said grants are to be made, and as a guarantee of good faith, and as security for the performance by the said Ernest Victor Bodwell of the further conditions referred to in this Minute, and unless the Crown shall require the reconveyance of the said lands from the said Ernest Victor Bodwell under the further conditions of this Minute, the said sum of ten thousand (10,000) dollars shall be and remain the property of the Government.

9. The said grant, when so executed and delivered as aforesaid, shall also be deemed to have been issued, subject to the following conditions:—

(1.) The said Ernest Victor Bodwell shall not dispose of the said lands to any person or corporation except for the purposes of establishing thereon the western terminus of the Grand Trunk Pacific Railway:

(2.) The said Ernest Victor Bodwell shall, within the period of nine (9) months from the date hereof, cause the western terminus of the said Grand Trunk Pacific Railway to be established upon the said lands, or some portions thereof, or shall produce evidence to the satisfaction of the Chief Commissioner of Lands and Works that the said terminus will in due course be permanently established upon the said lands, or some portion thereof, and that the said lands conveyed as aforesaid shall constitute the townsite surrounding the said terminus:

(3.) If the said Ernest Victor Bodwell shall fail in procuring the establishment of the said terminus as aforesaid, or shall fail within the time aforesaid to produce the evidence referred to in the sub-section last above mentioned, then the said lands shall, upon demand by the Crown, be reconveyed by the said Ernest Victor Bodwell to the Crown; and if the Crown shall demand the reconveyance of the said lands, then the said sum of ten thousand (\$10,000.00) dollars, without interest, shall be repaid to the said Ernest Victor Bodwell; but he shall not be allowed any sums spent by him on account of surveys or other expenses connected with the grant of the said lands:

(4.) Before the Crown grants referred to are actually delivered to the said Bodwell, there shall be filed with the Chief Commissioner of Lands and Works a written approval of the terms of this order, signed by the proper officer in that behalf of the Grand Trunk Pacific Railway Company.

The undersigned recommends that the said proposal be accepted, subject to the terms and conditions aforesaid.

(Signed) R. F. GREEN,
Chief Commissioner of Lands and Works.

The Committee of Council concur and submit the same for Your Honour's approval.
Dated this 30th day of April, A.D. 1904.

(Signed) RICHARD MCBRIDE,
Presiding Member of the Executive Council.

Whereas on the 3rd day of May, 1904, an Order in Council was passed, a copy of which is hereto annexed :

And whereas the lands referred to in such Order in Council have been surveyed and Crown grants thereof have been issued and are now ready for delivery :

And whereas the sum of ten thousand dollars (\$10,000), referred to in clause 8 of the said Order in Council, has been duly paid :

And whereas evidence has been produced, satisfactory to the Chief Commissioner of Lands and Works, that the terminus of the Grand Trunk Pacific Railway will be located on some portion of the said lands, and that the townsite surrounding said terminus will be created as referred to in clause 2 of the said Order in Council :

And whereas it is expedient to file with the Chief Commissioner of Lands and Works a written approval of the terms of the said Order, signed by the proper officer in that behalf of the Grand Trunk Pacific Railway Company :

And whereas Frank W. Morse, whose signature is attached hereto, is the Vice-President and General Manager of the said Grand Trunk Pacific Railway Company, and is the officer of the said Company properly authorised to give the said approval, and hereby undertakes to do so:

Now, therefore, it is witnessed by these presents that I, Frank W. Morse, Vice-President and General Manager of the Grand Trunk Pacific Railway Company, do hereby certify that the Company approves of all the terms and conditions expressed in the Order in Council of the 3rd day of May, 1904, a copy of which is attached hereto; and further declare that the lands in question are to be taken over by the Grand Trunk Pacific Railway Company, on the terms and conditions expressed in the said Order in Council, and that the western terminus of the Grand Trunk Pacific Railway will be located on some portion of the said lands, and that the townsite surrounding the said terminus will be located on the lands so to be conveyed in the said Crown grants; and, further, that the Company will observe all the conditions expressed in the said Order in Council to be performed by it, and will accept the conveyance of the said lands on the conditions mentioned in the said Crown grants; and, further, that if the Chief Commissioner of Lands and Works shall so request, I will in due course procure a formal ratification of this certificate by the Directors of the Company.

As witness my hand at the City of Victoria, Province of British Columbia, the 6th day of March, A.D. 1905.

(Signed) FRANK W. MORSE.

(Signed) HENRI G. JOLY DE LOTBINIERE,
Lieutenant-Governor.



LAND ACT.

PROVINCE OF }
BRITISH COLUMBIA. }

(Signed) W. S. GORE,
Deputy Commissioner of Lands and Works.

No. 143
182

EDWARD VII., by the Grace of God, of the United Kingdom of Great Britain and Ireland, and of the British Dominions beyond the Seas, KING, Defender of the Faith, &c., &c.

To all to whom these presents shall come, Greeting :

KNOW YE, that We do by these presents, for Us, Our Heirs and Successors, in consideration of the fulfilment of the terms of an Order in Council, approved by His Honour the Lieutenant-Governor on the fourth day of May, 1904, and of the sum of Ten Thousand Dollars to Us paid, give and grant unto The Grand Trunk Pacific Railway Company, its successors and assigns, all those parcels or lots of land situated in Coast District, said to contain ten thousand (10,000) acres, more or less, and more particularly described on the map or plan hereunto annexed and coloured red, and numbered Lots Two hundred and fifty-one (251), Four hundred and forty-three (443), and Four hundred and forty-four (444), Range Five (5), on the official plan or survey of the said Coast District, in the Province of British Columbia, To HAVE and To HOLD the said parcels or lots of land, and all and singular the premises hereby granted, with their appurtenances, TOGETHER with (where any of the lands so described abut upon, or form the shore of, any tidal waters, or the bank of any river, lake or stream) all the foreshore and riparian rights which We, in the right of Our Province of British Columbia, may have in the said lands, including the lands below as well as above high-water mark, unto the said Grand Trunk Pacific Railway Company, its successors and assigns, for ever.

1. PROVIDED, NEVERTHELESS, that it shall at all times be lawful for Us, Our Heirs and Successors, or for any person or persons acting in that behalf by Our or their authority, to resume any part of the said lands which it may be deemed necessary to resume for making roads, canals, bridges, towing-paths, or other works of public utility or convenience; so nevertheless that the lands so to be resumed shall not exceed one-twentieth part of the whole of the lands aforesaid, and that no such resumption shall be made of any lands on which any buildings may have been erected, or which may be in use as gardens or otherwise for the more convenient occupation of any such buildings.

2. PROVIDED, also, that it shall at all times be lawful for Us, Our Heirs and Successors, or for any person or persons acting under Our or their authority, to enter into and upon any part of the said lands, and to raise and get thereout any minerals, precious or base, including coal and petroleum, which may be thereupon or thereunder situate, and to use and enjoy any and every part of the same land, and of the easements and privileges thereto belonging, for the purpose of such raising and getting, and every other purpose connected therewith, paying in respect of such raising, getting and use reasonable compensation.

3. PROVIDED, also, that it shall be lawful for any person duly authorised in that behalf by Us, Our Heirs and Successors, to take and occupy such water privileges, and to have and enjoy such rights of carrying water over, through, or under any parts of the hereditaments hereby granted, as may be reasonably required for mining or agricultural purposes in the vicinity of the said hereditaments, paying therefor a reasonable compensation to the aforesaid Grand Trunk Pacific Railway Company, its successors or assigns.

4. PROVIDED, also, that it shall be at all times lawful for any person duly authorised in that behalf by Us, Our Heirs and Successors, to take from or upon any part of the hereditaments hereby granted, without compensation, any gravel, sand, stone, lime, timber or other material which may be required in the construction, maintenance or repair of any roads, ferries, bridges or other public works.

5. PROVIDED, also, that in the event of any of the lands hereby granted being divided into town lots, one-fourth of all the blocks of lots, to be selected as provided in section 32 of the "Land Act," shall be re-conveyed to Us and Our successors.

6. PROVIDED, further, that the land hereby granted fronting on the sea or other waterway shall be divided into blocks having a frontage on the sea or waterway of not less than one thousand (1,000) feet, and the selection of the water front lands so divided shall be in conformity with section 32 of the "Land Act," and shall be re-conveyed to Us and Our Successors, together with the land appurtenant thereto above and below low-water mark, upon the request of the Chief Commissioner of Lands and Works.

7. PROVIDED, further, that there shall be re-conveyed to Us and Our Successors, upon the request of the Chief Commissioner of Lands and Works, one-fourth of all the land embraced in this grant that shall not be divided into town lots or water front blocks, the said lands to be divided into blocks containing not more than eighty acres, and the selection of said lands to be in conformity with section 32 of the "Land Act."

8. PROVIDED, further, that any re-conveyance to Us and Our Successors of any of the lots hereinbefore mentioned shall include (when the lands so described abut upon or form the shore of any tidal waters, or the bank of any river, lake or stream) all the foreshore and riparian rights, including the lands above and below low-water mark.

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

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent, and the Great Seal of Our Province of British Columbia to be hereunto affixed; WITNESS, His Honour the Honourable SIR HENRI GUSTAVE JOLY DE LOTBINIÈRE, K. C. M. G., Lieutenant-Governor of Our said Province of British Columbia, at Our Government House, in Our City of Victoria, this Tenth day of March, in the year of Our Lord One thousand nine hundred and five, and in the fifth year of Our Reign.

By Command.

(Signed) FRED. J. FULTON,
Provincial Secretary.

THIS INDENTURE made this third day of August, A. D. 1905, between the Grand Trunk Pacific Railway Company, hereinafter called "the Company," of the one part, and His Majesty the King, in right of His Province of British Columbia, of the other part:

Whereas the Government of the Province of British Columbia, acting for and on behalf of His Majesty in right of His Province of British Columbia, on the tenth day of March, A. D. 1905, granted certain lots to the Company upon the terms and conditions then expressed:

And whereas by an antecedent agreement it was provided that the terminus of the Company's railway should be established on the lots in question:

Now, this Indenture witnesseth, and it is hereby expressly agreed and declared,—

1. That the Company will, subject to the approval of the Governor-General in Council, establish the western terminus of the National Transcontinental Railway upon the hereditaments conveyed to them by the hereinbefore recited Indenture of the tenth day of March, A. D. 1905, and will thereon construct, of a substantial and permanent character, the wharves, docks, stations, yards, round-houses and other facilities proper and suitable for such terminus.

2. That some substantial work will be begun upon the construction of the said wharves, docks, stations, yards, round-houses and other facilities, on or before the thirtieth day of June, A. D. 1906, and thereafter actively prosecuted to completion.

3. That this Agreement shall be read with and form part of the said Indenture of the tenth day of March, A. D. 1905.

In witness whereof, pursuant to a resolution of the Directors of the Company, dated the third day of August, 1905, this Company has hereunto set its corporate seal, countersigned by the proper officer in that behalf.

	(Signed) THE GRAND TRUNK PACIFIC RAILWAY COMPANY.
Signed, Sealed and Delivered in presence of D. E. GALLOWAY.	by CHARLES M. HAYS, President.
	HENRY PHILIPS, Secretary.
	(Seal of the Company.)

Extract from Minutes of Meeting of the Directors of the Grand Trunk Pacific Railway Company, held in the Directors' Room, No. 503, of the General Offices, McGill Street, Montreal, Thursday, August 3rd, 1905, at eleven o'clock a. m., Charles M. Hays, Esq., President, in the Chair.

An Agreement was submitted between the Company and the Province of British Columbia, and on motion of Mr. Frank W. Morse, seconded by Mr. Hugh A. Allan, it was

Resolved, That the Agreement dated the third day of August, 1905, between the Grand Trunk Pacific Railway Company and the Province of British Columbia, providing for the establishment of the western terminus of the National Transcontinental Railway upon the hereditaments conveyed to the Company by the above-recited Indenture, be executed on behalf of the Company.

	(Signed) CHARLES M. HAYS, President.
(Signed) HENRY PHILIPS, Secretary.	
(Seal of the Company.)	

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Henri L. Joly de Lotbiniere
Lieutenant-Governor.

Approved ^{7th} May, 1906.

To His Honour the Lieutenant-Governor in Council :

The undersigned has the honour to report that on the 4th day of May, 1904, a Minute of Council, a copy of which is appended hereto, was approved by the Lieutenant-Governor, authorising the grant to Ernest Victor Bodwell, of the City of Victoria, representing the Grand Trunk Pacific Railway Company, of not exceeding 10,000 acres of land on Tsimpsean Peninsula in the vicinity of Tuck Inlet, for terminal and townsite purposes, at the nominal price of \$1 per acre, and on the terms and conditions therein set out; it being considered to be in the public interest of the Province that the Grand Trunk Pacific Railway Company should locate its terminus on this land:

That the said 10,000 acres of land contains an area of about 9 miles in extreme length by 3 1/2 miles in extreme width, and comprises about 25 miles of shore-line :

That on the 6th day of March, 1905, an agreement, a copy of which is appended hereto, was executed by Frank W. Morse, Vice-President and General Manager of the said Grand Trunk Pacific Railway Company, approving of the terms and conditions of the said Minute of Council, and declaring that the Western Terminus of the said Grand Trunk Pacific Railway would be located on some portion of the said lands, and that the townsite surrounding the said terminus would be located on the said lands:

That on the 10th day of March, 1905, a Crown grant, a copy of which is appended hereto, was issued to the said Grand Trunk Pacific Railway Company in pursuance of said Minute of Council granting 10,000 acres of land on Tsimpsean Peninsula and Kaien Island, on the terms and conditions therein set out, including provisos for the reconveyance to the Province of one-fourth of all the blocks of town lots into which the said lands might be subdivided, and also for the reconveyance of one-fourth of the water front blocks and one-fourth of all lands not divided into town lots or water front blocks :

That on the 3rd day of August, 1905, the said Grand Trunk Pacific Railway Company entered into an agreement with the Government of the Province of British Columbia, a copy of which is appended hereto, agreeing, subject to the approval of the Governor-General in Council, to establish the Western terminus of the National Transcontinental Railway upon the said lands, and that construction thereon of the wharves, docks, stations, yards, round-houses, and other facilities proper and suitable for such terminus should be commenced on or before the thirtieth day of June, 1906, and thereafter actively prosecuted to completion :

That one of the chief considerations which induced Your Honour's Government to recommend the partially free grant of the said lands to the Grand Trunk Pacific Railway Company was the belief that, if the western terminus of the said railway were located on the said lands, the value of the Provincial Government Reserve adjacent thereto, and of the reversionary interest of the Province in the Indian Reserve in the vicinity would be greatly enhanced, great benefit to the Province thereby ultimately accruing :

That Your Honour's Government has carefully considered the extract from a report of the Committee of the Privy Council, approved by the Governor-General on the 2nd April, 1906, whereby it is proposed that about 13,519 acres of Indian Reserve lands on Kaien Island, Digby Island and the Tsimpsean Peninsula, be disposed of to the Grand Trunk Pacific Railway Company for terminal purposes, and suggested that the Province of British Columbia should waive any interest it may claim in the land applied for :

The undersigned, therefore, for the reasons above set out, recommends that the suggestion that the Province of British Columbia should waive its reversionary interest in the said 13,519 acres of land be not approved, and that a copy of this Minute be communicated to the Secretary of State.

P. J. Green
Chief Commissioner of Lands and Works.

The Committee of Council concur, and submit the same for Your Honour's approval.
Dated this 2nd day of May, A.D. 1906.

F. Carter Cotton
Presiding Member of the Executive Council.



3/106
C.E.C.

1/2 May

Approved 4th May, 1904.

(Signed) HENRI G. JOLY DE LOTBINIÈRE,
Lieutenant-Governor.

To His Honour
The Lieutenant-Governor in Council:

The undersigned has the honour to report that—

1. Whereas section 39 of the Land Act provides that it shall be lawful for the Lieutenant-Governor in Council to make such special free, or partially free, grants of unoccupied and unappropriated Crown lands of the Province for the encouragement of immigration, or other purposes of public advantage, not being bonuses for the construction of railways, with and under such provisions, restrictions and privileges as to the Lieutenant-Governor in Council may seem most advisable:

2. And whereas the establishment of the Western Terminus of the Grand Trunk Pacific Railway Company upon unoccupied Crown lands in this Province is a public advantage within the meaning of said section:

3. And whereas certain lands on the Tsimpsean Peninsula, in the vicinity of Tuck Inlet, are suitable for the purpose of said terminus:

4. And whereas Ernest Victor Bodwell, of the City of Victoria, Barrister-at-Law, acting under instructions from and who in this matter represents the Grand Trunk Pacific Railway Company, and is not acting in his individual capacity, has made a proposition with respect to a partially free grant of the said lands:

5. And whereas it is desirable that his proposal be accepted:

6. And whereas it is advisable that the terms upon which the said grant of lands shall be made shall be stated; the undersigned has the honour to submit as follows:—

1. The said Ernest Victor Bodwell may select from the unoccupied Crown lands of the Province situate on Tsimpsean Peninsula, in the vicinity of Tuck Inlet, an amount not exceeding ten thousand (10,000) acres of land, which he shall, in his judgment, deem to be most suitable for the purposes of a terminus for the said railway.

2. The said Ernest Victor Bodwell shall, immediately after such selection, have the said lands surveyed by a surveyor who shall be approved of by the Chief Commissioner of Lands and Works.

3. The said lands may be surveyed in one or more blocks, and it shall only be necessary to run the outside lines of the said blocks; but in other respects the survey shall conform to the system of surveys prescribed by the Land Act.

4. In surveying the said lands, the said Ernest Victor Bodwell shall also be at liberty to survey and plat the foreshore and the beach and land below high-water mark, where any of the said lands abut upon or form the shore of any tidal or other waters.

The grants hereinafter referred to shall convey all the foreshore and riparian rights which the Crown may have in the lands so described, and which are situated below high-water mark.

5. When the surveys are completed the said lands shall be platted in the Land Department, and Crown grants thereof, in such parcels as the Chief Commissioner shall direct, shall be executed conveying the said lands to the said Ernest Victor Bodwell, acting in the before-mentioned capacity, in fee.

6. Whenever any of the lands so to be granted form part of the shore of any tidal waters, or the banks of any river, lake or stream, the said grant shall convey in fee the lands below, as well as above, high-water mark, and shall also contain a grant to the said Ernest Victor Bodwell, acting in the before-mentioned capacity, in fee of all foreshore and riparian rights which the Crown, in right of the Province, has in respect of any lands covered by waters which are described or referred to in the said grants.

7. The said grants shall also reserve to the Crown the rights referred to in section 32 of the Land Act, which rights shall be deemed to include an undivided one-quarter interest in all lands described in the said grants, including the lands mentioned in clauses four (4) and six (6) hereof, provided, however, that the land fronting on the sea or other waterway shall be divided into blocks having a frontage on the sea or waterway of not less than 1,000 feet, and the selection of the water front lands so divided shall be in conformity with section 32 of the Land Act.

8. Upon the execution and delivery of the said grants to the said Ernest Victor Bodwell, the said Ernest Victor Bodwell shall pay into the credit of the Chief Commissioner of Lands and Works the sum of ten thousand (\$10,000) dollars in cash, as one of the terms upon which the said grants are to be made, and as a guarantee of good faith, and as security for the performance by the said Ernest Victor Bodwell of the further conditions referred to in this Minute, and unless the Crown shall require the reconveyance of the said lands from the said Ernest Victor Bodwell under the further conditions of this Minute, the said sum of ten thousand (10,000) dollars shall be and remain the property of the Government.

9. The said grant, when so executed and delivered as aforesaid, shall also be deemed to have been issued, subject to the following conditions:—

(1.) The said Ernest Victor Bodwell shall not dispose of the said lands to any person or corporation except for the purposes of establishing thereon the western terminus of the Grand Trunk Pacific Railway:

(2.) The said Ernest Victor Bodwell shall, within the period of nine (9) months from the date hereof, cause the western terminus of the said Grand Trunk Pacific Railway to be established upon the said lands, or some portions thereof, or shall produce evidence to the satisfaction of the Chief Commissioner of Lands and Works that the said terminus will in due course be permanently established upon the said lands, or some portion thereof, and that the said lands conveyed as aforesaid shall constitute the townsite surrounding the said terminus:

(3.) If the said Ernest Victor Bodwell shall fail in procuring the establishment of the said terminus as aforesaid, or shall fail within the time aforesaid to produce the evidence referred to in the sub-section last above mentioned, then the said lands shall, upon demand by the Crown, be reconveyed by the said Ernest Victor Bodwell to the Crown; and if the Crown shall demand the reconveyance of the said lands, then the said sum of ten thousand (\$10,000.00) dollars, without interest, shall be repaid to the said Ernest Victor Bodwell; but he shall not be allowed any sums spent by him on account of surveys or other expenses connected with the grant of the said lands:

(4.) Before the Crown grants referred to are actually delivered to the said Bodwell, there shall be filed with the Chief Commissioner of Lands and Works a written approval of the terms of this order, signed by the proper officer in that behalf of the Grand Trunk Pacific Railway Company.

The undersigned recommends that the said proposal be accepted, subject to the terms and conditions aforesaid.

(Signed) R. F. GREEN,
Chief Commissioner of Lands and Works.

The Committee of Council concur and submit the same for Your Honour's approval.
Dated this 30th day of April, A.D. 1904.

(Signed) RICHARD McBRIDE,
Presiding Member of the Executive Council.

Whereas on the 3rd day of May, 1904, an Order in Council was passed, a copy of which is hereto annexed :

And whereas the lands referred to in such Order in Council have been surveyed and Crown grants thereof have been issued and are now ready for delivery :

And whereas the sum of ten thousand dollars (\$10,000), referred to in clause 8 of the said Order in Council, has been duly paid :

And whereas evidence has been produced, satisfactory to the Chief Commissioner of Lands and Works, that the terminus of the Grand Trunk Pacific Railway will be located on some portion of the said lands, and that the townsite surrounding said terminus will be created as referred to in clause 2 of the said Order in Council : * *

And whereas it is expedient to file with the Chief Commissioner of Lands and Works a written approval of the terms of the said Order, signed by the proper officer in that behalf of the Grand Trunk Pacific Railway Company :

And whereas Frank W. Morse, whose signature is attached hereto, is the Vice-President and General Manager of the said Grand Trunk Pacific Railway Company, and is the officer of the said Company properly authorised to give the said approval, and hereby undertakes to do so:

Now, therefore, it is witnessed by these presents that I, Frank W. Morse, Vice-President and General Manager of the Grand Trunk Pacific Railway Company, do hereby certify that the Company approves of all the terms and conditions expressed in the Order in Council of the 3rd day of May, 1904, a copy of which is attached hereto ; and further declare that the lands in question are to be taken over by the Grand Trunk Pacific Railway Company, on the terms and conditions expressed in the said Order in Council, and that the western terminus of the Grand Trunk Pacific Railway will be located on some portion of the said lands, and that the townsite surrounding the said terminus will be located on the lands so to be conveyed in the said Crown grants ; and, further, that the Company will observe all the conditions expressed in the said Order in Council to be performed by it, and will accept the conveyance of the said lands on the conditions mentioned in the said Crown grants ; and, further, that if the Chief Commissioner of Lands and Works shall so request, I will in due course procure a formal ratification of this certificate by the Directors of the Company.

As witness my hand at the City of Victoria, Province of British Columbia, the 6th day of March, A.D. 1905.

(Signed) FRANK W. MORSE.

(Signed) HENRI G. JOLY DE LOTBINIERE,
Lieutenant-Governor.



LAND ACT.

PROVINCE OF
BRITISH COLUMBIA. }

(Signed) W. S. GORE,
Deputy Commissioner of Lands and Works.

No. 144
144

EDWARD VII., by the Grace of God, of the United Kingdom of Great Britain and Ireland, and of the British Dominions beyond the Seas, KING, Defender of the Faith, &c., &c.

To all to whom these presents shall come, Greeting :

KNOW YE, that We do by these presents, for Us, Our Heirs and Successors, in consideration of the fulfilment of the terms of an Order in Council, approved by His Honour the Lieutenant-Governor on the fourth day of May, 1904, and of the sum of Ten Thousand Dollars to Us paid, give and grant unto The Grand Trunk Pacific Railway Company, its successors and assigns, all those parcels or lots of land situated in Coast District, said to contain ten thousand (10,000) acres, more or less, and more particularly described on the map or plan hereunto annexed and coloured red, and numbered Lots Two hundred and fifty-one (251), Four hundred and forty-three (443), and Four hundred and forty-four (444), Range Five (5), on the official plan or survey of the said Coast District, in the Province of British Columbia, TO HAVE and TO HOLD the said parcels or lots of land, and all and singular the premises hereby granted, with their appurtenances, TOGETHER with (where any of the lands so described abut upon, or form the shore of, any tidal waters, or the bank of any river, lake or stream) all the foreshore and riparian rights which We, in the right of Our Province of British Columbia, may have in the said lands, including the lands below as well as above high-water mark, unto the said Grand Trunk Pacific Railway Company, its successors and assigns, for ever.

1. PROVIDED, NEVERTHELESS, that it shall at all times be lawful for Us, Our Heirs and Successors, or for any person or persons acting in that behalf by Our or their authority, to resume any part of the said lands which it may be deemed necessary to resume for making roads, canals, bridges, towing-paths, or other works of public utility or convenience; so nevertheless that the lands so to be resumed shall not exceed one-twentieth part of the whole of the lands aforesaid, and that no such resumption shall be made of any lands on which any buildings may have been erected, or which may be in use as gardens or otherwise for the more convenient occupation of any such buildings.

2. PROVIDED, also, that it shall at all times be lawful for Us, Our Heirs and Successors, or for any person or persons acting under Our or their authority, to enter into and upon any part of the said lands, and to raise and get thereout any minerals, precious or base, including coal and petroleum, which may be thereupon or thereunder situate, and to use and enjoy any and every part of the same land, and of the easements and privileges thereto belonging, for the purpose of such raising and getting, and every other purpose connected therewith, paying in respect of such raising, getting and use reasonable compensation.

3. PROVIDED, also, that it shall be lawful for any person duly authorised in that behalf by Us, Our Heirs and Successors, to take and occupy such water privileges, and to have and enjoy such rights of carrying water over, through, or under any parts of the hereditaments hereby granted, as may be reasonably required for mining or agricultural purposes in the vicinity of the said hereditaments, paying therefor a reasonable compensation to the aforesaid Grand Trunk Pacific Railway Company, its successors or assigns.

4. PROVIDED, also, that it shall be at all times lawful for any person duly authorised in that behalf by Us, Our Heirs and Successors, to take from or upon any part of the hereditaments hereby granted, without compensation, any gravel, sand, stone, lime, timber or other material which may be required in the construction, maintenance or repair of any roads, ferries, bridges or other public works.

5. PROVIDED, also, that in the event of any of the lands hereby granted being divided into town lots, one-fourth of all the blocks of lots, to be selected as provided in section 32 of the "Land Act," shall be re-conveyed to Us and Our successors.

6. PROVIDED, further, that the land hereby granted fronting on the sea or other waterway shall be divided into blocks having a frontage on the sea or waterway of not less than one thousand (1,000) feet, and the selection of the water front lands so divided shall be in conformity with section 32 of the "Land Act," and shall be re-conveyed to Us and Our Successors, together with the land appurtenant thereto above and below low-water mark, upon the request of the Chief Commissioner of Lands and Works.

7. PROVIDED, further, that there shall be re-conveyed to Us and Our Successors, upon the request of the Chief Commissioner of Lands and Works, one-fourth of all the land embraced in this grant that shall not be divided into town lots or water front blocks, the said lands to be divided into blocks containing not more than eighty acres, and the selection of said lands to be in conformity with section 32 of the "Land Act."

8. PROVIDED, further, that any re-conveyance to Us and Our Successors of any of the lots hereinbefore mentioned shall include (when the lands so described abut upon or form the shore of any tidal waters, or the bank of any river, lake or stream) all the foreshore and riparian rights, including the lands above and below low-water mark.

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

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent, and the Great Seal of Our Province of British Columbia to be hereunto affixed; WITNESS, His Honour the Honourable SIR HENRI GUSTAVE JOLY DE LOTBINIERE, K. C. M. G., Lieutenant-Governor of Our said Province of British Columbia, at Our Government House, in Our City of Victoria, this Tenth day of March, in the year of Our Lord One thousand nine hundred and five, and in the fifth year of Our Reign.

By Command.

(Signed) FRED. J. FULTON,
Provincial Secretary.



LAND ACT.

PROVINCE OF
BRITISH COLUMBIA. }

(Signed) W. S. GORE,
Deputy Commissioner of Lands and Works.

No. 143

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By Command.

(Signed) FRED. J. FULTON,
Provincial Secretary.

THIS INDENTURE made this third day of August, A. D. 1905, between the Grand Trunk Pacific Railway Company, hereinafter called "the Company," of the one part, and His Majesty the King, in right of His Province of British Columbia, of the other part:

Whereas the Government of the Province of British Columbia, acting for and on behalf of His Majesty in right of His Province of British Columbia, on the tenth day of March, A. D. 1905, granted certain lots to the Company upon the terms and conditions then expressed:

And whereas by an antecedent agreement it was provided that the terminus of the Company's railway should be established on the lots in question:

Now, this Indenture witnesseth, and it is hereby expressly agreed and declared,—

1. That the Company will, subject to the approval of the Governor-General in Council, establish the western terminus of the National Transcontinental Railway upon the hereditaments conveyed to them by the hereinbefore recited Indenture of the tenth day of March, A. D. 1905, and will thereon construct, of a substantial and permanent character, the wharves, docks, stations, yards, round-houses and other facilities proper and suitable for such terminus.

2. That some substantial work will be begun upon the construction of the said wharves, docks, stations, yards, round-houses and other facilities, on or before the thirtieth day of June, A. D. 1906, and thereafter actively prosecuted to completion.

3. That this Agreement shall be read with and form part of the said Indenture of the tenth day of March, A. D. 1905.

In witness whereof, pursuant to a resolution of the Directors of the Company, dated the third day of August, 1905, this Company has hereunto set its corporate seal, countersigned by the proper officer in that behalf.

(Signed) THE GRAND TRUNK PACIFIC RAILWAY COMPANY.
by CHARLES M. HAYS,
President.
HENRY PHILIPS,
Secretary.
(Seal of the Company.)

Signed, Sealed and Delivered
in presence of
D. E. GALLOWAY.

Extract from Minutes of Meeting of the Directors of the Grand Trunk Pacific Railway Company, held in the Directors' Room, No. 503, of the General Offices, McGill Street, Montreal, Thursday, August 3rd, 1905, at eleven o'clock a. m., Charles M. Hays, Esq., President, in the Chair.

An Agreement was submitted between the Company and the Province of British Columbia, and on motion of Mr. Frank W. Morse, seconded by Mr. Hugh A. Allan, it was

Resolved, That the Agreement dated the third day of August, 1905, between the Grand Trunk Pacific Railway Company and the Province of British Columbia, providing for the establishment of the western terminus of the National Transcontinental Railway upon the hereditaments conveyed to the Company by the above-recited Indenture, be executed on behalf of the Company.

(Signed) CHARLES M. HAYS,
President.

(Signed) HENRY PHILIPS,
Secretary.
(Seal of the Company.)

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1906

Dated 7th May. 1906.

Proposal conveyed in
Report of Privy Council
dated 2nd April, 1906,
that the Province of B.B.
should waive its rever-
sonary interest in 13,519
acres of Indian Reserve
lands situated on Taseu
Island, Digby Island
and the Tumpsean
Peninsula, not apperted.