
FURTHER PAPERS

Relating to the non-fulfilment by Canada of the Railway Clause of the Terms of Union.

By Command.

T. BASIL HUMPHREYS,
Provincial Secretary.

*Provincial Secretary's Office,
5th February, 1879.*

Copy of a Report of a Committee of the Honourable the Executive Council, approved by His Honour the Lieutenant-Governor in Council on the 24th day of September, 1878.

The Committee of Council recommend that the Petition of the House of Assembly to Her Majesty the Queen, respecting the violation by the Dominion of her railway engagements with this Province, be forwarded to the Right Honourable the Secretary of State for the Colonies, through the usual and proper channel; that extra printed copies be also enclosed to the Colonial Office, as well as to the Dominion Government.

The Committee advise that the recommendation be approved.

Certified,
(Signed) T. B. HUMPHREYS,
Provincial Secretary and Clerk Executive Council.

The Lieutenant-Governor to the Secretary of State for Canada.

GOVERNMENT HOUSE,
Victoria, B.C., 26th September, 1878.

SIR,—I have the honour to enclose you, herewith, a petition from the Legislative Assembly of this Province, adopted at the last Session thereof, to Her Majesty the Queen, praying, in a certain event, that the Province may be allowed to collect the Customs and Excise duties, and withdraw from the Union with the Dominion; also twenty-four printed copies of the petition.

I have further the honour to request that the original petition, with a number of the printed copies, be forwarded, through the proper channel, to the Right Honourable the Secretary of State for the Colonies, and that the remaining copies be retained by you for the consideration of the Dominion Government.

I have, &c.,
(Signed) A. N. RICHARDS.

The Secretary of State for Canada to the Lieutenant-Governor.

OTTAWA, 9th September, 1878.

SIR,—Referring to my letter of the 31st May last, enclosing a copy of a letter from the Secretary of the Department of Public Works, in which your Government was requested to reserve for conveyance to the Dominion Government, in accordance with the 11th paragraph of the Terms of the Union, lands in certain localities therein set forth, for the purposes of the Canadian Pacific Railway, I have the honour to transmit

to you herewith, a copy of an order of His Excellency the Governor-General in Council in further relation to the subject.

I have to request that this Order in Council may be brought under the early notice of your Government, with particular reference to the concluding portion thereof.

I have, etc.,

(Signed)

R. W. SCOTT.

Secretary of State.

Copy of a Report of a Committee of the Honourable the Privy Council, approved by His Excellency the Governor-General in Council, on the 3rd September, 1878.

On a Report, dated 31st August, 1878, from the Honourable the Minister of Public Works, stating that by the eleventh clause of the agreement under the Terms of which the Province of British Columbia entered the Dominion of Canada, the Government of British Columbia engaged to convey to the Dominion Government in trust, to be appropriated in such manner as the Dominion Government might deem advisable, in furtherance of the construction of the Canadian Pacific Railway, an extent of public lands along the line of Railway throughout its entire length in British Columbia, (not, however, exceeding twenty (20) miles on each side of the said line), equal to the area which might be appropriated for the same purpose by the Dominion Government from the public lands of the North West Territories and the Province of Manitoba, the conditions of the agreement further providing that the quantity of land held under pre-emption right or by Crown Grant, within the limits of the tract of land in British Columbia to be so conveyed to the Dominion Government, should be made good to the Dominion from contiguous public lands.

That by several Orders in Council in that behalf, the necessary public lands in the North West Territories and Province of Manitoba, along the line of the said Railway have been withdrawn from sale and settlement, pending the appropriation thereof for the purposes of the said Railway, and the route of the line of Railway through Manitoba, the North West Territories and British Columbia, having been now defined by Orders in Council, it is advisable that the necessary appropriation should be made and that the Government of British Columbia should be called upon to convey to the Dominion Government such extent of public lands in British Columbia as has been above specified.

The Minister therefore recommends that all public lands in the Province of Manitoba, and in the North-West Territories, within twenty miles on each side of the said line of Railway be set apart for the purposes of the Canadian Pacific Railway, and be appropriated in such manner as the Dominion Government may deem advisable in furtherance of the construction of the said Railway.

The Minister further recommends that the Secretary of State be authorized, on behalf of this Government, to inform the Government of British Columbia as to the route of the line of Railway, notifying them that all public lands in the Province of Manitoba and in the North-West Territories, within twenty miles on each side of the line, have been set apart as above-mentioned; and to request that Government, in accordance with their agreement in that behalf, to convey to the Dominion Government in trust, to be appropriated in such manner as the Dominion Government may deem advisable in furtherance of the construction of the said Railway, a similar extent of public lands along the line of Railway, throughout its entire length in British Columbia, and to make good to the Dominion, from contiguous public lands, the quantity of land (if any) which may be held under pre-emption right or by Crown grant within the limits of the tract of land in British Columbia to be so conveyed to the Dominion Government.

The Committee submit the foregoing recommendations for your Excellency's approval.

Certified.

(Signed)

W. A. HIMSWORTH,

Clerk Privy Council.

The Secretary of State for Canada to the Lieutenant-Governor.

OTTAWA, 23rd September, 1878.

SIR,—Adverting to my letter of the 9th instant, and its accompanying copy of an Order of His Excellency the Governor-General in Council of the 3rd instant, on the subject of the land in the Province of British Columbia to be reserved for the purposes of the Canadian Pacific Railway, I have the honour to transmit to you herewith, for the information of your Government, a copy of a letter from the Secretary of the Department of Public Works, together with plan, therein referred to, showing the line of the said Railway through that Province as now defined.

I have to request that a conveyance may be obtained from your Government to that of the Dominion, in trust, of the extent of public lands mentioned in the Order in Council of the 3rd instant.

I have, &c.,
(Signed) R. W. SCOTT.

Mr. Braun to the Secretary of State for Canada.

OTTAWA, September 20th, 1878.

SIR,—I have the honour to transmit two copies of the plan showing the line of the Canadian Pacific Railway through British Columbia, as now defined, together with a copy of the Order in Council of the 3rd instant (copy sent with letter of 9th September) setting apart a certain area of land on either side of the line throughout the Province for the purposes of the Railway; and I am directed to request you to obtain from the Government of British Columbia a conveyance to the Dominion Government, in trust, of the extent of public lands mentioned in the said Order in Council.

I have, &c.,
(Signed) F. BRAUN,
Secretary.

The Lieutenant-Governor to the Secretary of State for Canada.

GOVERNMENT HOUSE, VICTORIA, B. C.,
November 9th, 1878.

SIR,—I have the honour to enclose to you, herewith, a copy of a Minute of my Executive Council, dated 5th instant, calling the attention of the Dominion Government to despatches of the 31st May, 9th and 23rd September, 1878, respectively, having reference to the reservation and conveyance, for the purpose of the Canadian Pacific Railway, of land on the Mainland of British Columbia, and requesting that the present Dominion Government will be good enough to communicate their views on said despatches to the present Government of this Province as soon as possible.

I have, &c.,
(Signed) A. N. RICHARDS.

Copy of a Report of a Committee of the Honourable the Executive Council, approved by His Excellency the Lieutenant-Governor on the 5th day of November, 1878.

The Committee of Council consider it advisable to respectfully invite the attention of the Dominion Government to their predecessor's despatches of the 31st May, 9th of September, and 23rd of September, 1878, respectively referring to the reservation and conveyance, for the purposes of the Canadian Pacific Railway, of land on the Mainland of British Columbia, and to request the present Dominion Government to be good enough to communicate their views on said despatches to this Government as soon as possible.

The Committee would observe that the land mentioned has been fully reserved for Railway purposes, and that every facility should and will be given to the Dominion Government to enable them to commence Railway construction in the Province at the earliest practicable moment.

The Committee advise that this Minute be approved, and that a copy thereof be forwarded to the Dominion Government.

Certified,
(Signed) T. B. HUMPHREYS,
Provincial Secretary and Clerk Executive Council.

Copy of a Report of a Committee of the Honourable the Executive Council, approved by His Honour the Lieutenant-Governor on the 16th day of January, 1879.

The Committee of Council recommend that his Honour the Lieutenant Governor be respectfully requested to forward the following telegrams, which explain themselves, to the Honourable the Secretary of State:—

"VICTORIA, January 15th, 1879.

"To the Hon. Secretary of State, Ottawa.

"Expected reply to my despatch of 9th November not having been received, please acquaint Government by telegram with your Railway policy, as Legislature meets Twenty-ninth January. Ministry, anticipating a reply, have deferred troubling your Government until latest moment. Also please forward accompanying telegram to Imperial Government, if their reply to Province not received."

BRITISH COLUMBIA, January 15th, 1879.

"To the Secretary of State, Colonies, London.

"No reply to Petition of Legislative Assembly, which meets twenty-ninth. Has it been forwarded?"

The Committee recommend that copies of this Minute be sent to the Imperial and Dominion Governments.

Certified,
(Signed) T. B. HUMPHREYS,
Provincial Secretary and Clerk Executive Council.

GOVERNMENT HOUSE, VICTORIA, B. C.,
January 16th, 1879.

The above Telegrams were sent this day at 3.30 p. m.

(Signed) A. N. RICHARDS.

[TELEGRAM.]

To the Hon. Geo. A. Walkem, Attorney-General.

OTTAWA, ONTARIO,
January 24th, 1879.

Railway matters are now under consideration, and your representations and claims will receive our best attention.

(Signed) JOHN A. MACDONALD.
