
RETURN

To a respectful Address to His Honour the Lieutenant-Governor, praying him to send down to the House a copy of the Order in Council referred to in the letter of the Hon. G. B. Martin of 1st December, 1897, to J. B. McArthur, Esq., Rossland; and also a statement of the understanding arrived at with that gentleman, as mentioned in same letter.

By Command.

GEO. B. MARTIN,

Chief Commissioner of Lands and Works.

Lands and Works Department,

15th April, 1898.

Copy of a Report of a Committee of the Honourable the Executive Council, approved by His Honour the Lieutenant-Governor on the 26th day of November, 1897.

Whereas, on the 19th day of July, 1897, in pursuance of the applications made to the Commissioner for the District for certain water records on the West Arm of Kootenay Lake, or Kootenay River, at or near the head of the rapids of the first falls, situated about 17½ miles from Robson on the north bank of said river, and on the said river, on the north bank thereof, between bridges 26 and 27, on the Columbia and Kootenay Railway, records for 100,000 inches each of water were granted, to be used for mining, milling, concentrating, and reduction of ores, and for all purposes for which electricity may be used, to the respective applicants, Prescott Campbell McArthur, Free Miner No. 77,471, and Joseph Benjamin McArthur, Free Miner No. 79,777 (subject to the provisions of the "Water Clauses Consolidation Act, 1897"), copies of which records are hereto annexed:

And whereas the said records have been duly assigned to the West Kootenay Power and Light Company, Limited:

And whereas the said Company have commenced operations on an extensive scale on the banks of the said river, and are about to install large works for the generating of power for electrical purposes, to be used in the economic operations of the mines at Rossland and other places where mining is being carried on:

And whereas the said Company has applied to His Honour the Lieutenant-Governor in Council that the said records be confirmed, preserved and granted to the said Company, to be held by them, subject to the payment of all rates and charges that may be enacted for the use of the said water, according to the scale or schedule of charges from time to time in force by any Order in Council passed under the provisions of the "Water Clauses Consolidation Act, 1897":

The Committee of Council, having had under consideration the above facts, recommend that the application of the West Kootenay Power and Light Company, Limited, be granted, and that the said grants of water be (in so far as His Honour the Lieutenant-Governor in Council has power to do so, and no further) confirmed, preserved, and granted to the said Company, subject to the payment of the said fees as aforesaid, and subject to the provisions of the "Water Clauses Consolidation Act, 1897."

Certified.

(Signed) A. CAMPBELL REDDIE,

Deputy Clerk Executive Council.

NOTE.—No further understanding has been arrived at with Mr. McArthur.

WATER.

Grant of Water Right.

Granted this 19th day of July, 1897, to Prescott Campbell McArthur, of the District of West Kootenay, Free Miner No. 77,471, issued at Rossland on the 2nd day of December, 1896, one hundred thousand inches of water out of the West Arm of Kootenay Lake, or Kootenay River, at or near the head of the rapids of the first falls, situated about 17½ miles from Robson, on the north bank thereof, for the term of twenty years from the date hereof.

Such water is to be used for mining, milling, concentrating and reduction of ores, and for all purposes for which electricity may be used, and is to be diverted at a point on the north bank of said Kootenay River, where a legal post has been planted.

This grant is made subject to the provisions of the "Water Clauses Consolidation Act, 1897."

(Signed) GEO. B. MARTIN,
Chief Commissioner Lands and Works.

WATER.

Grant of Water Right.

Granted this 19th day of July, 1897, to Joseph Benjamin McArthur, of the City of Rossland, in the District of West Kootenay, Free Miner No. 79,777, issued at Rossland 19th April, 1897, one hundred thousand inches of water out of the West Arm of Kootenay Lake, or Kootenay River, on the north bank thereof, between bridges 26 and 27, on the Columbia and Kootenay Railway, for the term of twenty years from the date hereof.

Such water is to be used for mining, milling, concentrating and reduction of ores, and for all purposes for which electricity may be used, and is to be diverted at a point on the said north bank of said Kootenay River, where a legal post has been planted.

This grant is made subject to the provisions of the "Water Clauses Consolidation Act, 1897."

(Signed) GEO. B. MARTIN,
Chief Commissioner Lands and Works.

VICTORIA, B. C. :

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1898.