

Alaska, drawings Number 78-15-01 purporting to have been made by the Fluor Corporation Ltd., of Los Angeles, California and drawn by Frank Morejohn on April 30, 1952, for the United States Department of the Army, Corps of Engineers, and approved by the Chief Engineering Division on June 13, 1952: Provided that the Minister of Lands and Forests of British Columbia may at any time require the Government of Canada, its licensees or grantees at their own cost to bury the remainder of the said pipeline or any part thereof when in the opinion of the Minister it is necessary for, or by reason of, the development of the adjoining areas.

(7) The Government of Canada shall at all times wholly indemnify the Government of British Columbia from all loss, damage, injury and expense to which the Government of British Columbia may be put by reason of any damage or injury to persons or property caused by pipes or works belonging to the Government of Canada, its licensees or grantees, or by any oil or any other substance being carried in the said pipes or works, as well as against any damage or injury resulting from the imprudence, neglect or want of skill of any agent of the Government of Canada, its licensees or grantees, in connection with the laying, maintenance, renewal or repair of the said pipes or the use thereof, unless the cause of such loss, cost, damage, injury or expense can be traced elsewhere.

(8) At any time before the administration, control and benefit of the said lands are retransferred to the Government of British Columbia, as required by paragraph four hereof, the Government of Canada, its licensees and grantees may remove the installations from the said lands, restoring the premises to their original condition as far as practicable in the opinion of the Minister of Lands and Forests. Any installation which is not removed prior to the said retransfer shall become the property of Her Majesty in right of British Columbia.

(9) The Government of Canada, its licensees and grantees performing and complying with the provisions and restrictions hereof, shall hold and enjoy the rights, liberties, privileges hereby provided for without hindrance, molestation or protestation on the part of the Government of British Columbia, subject, however, to all provisions and restrictions herein contained.

(10) Nothing herein contained shall be deemed to vest in the Government of Canada, its licensees or grantees, any right to timber, minerals, ores, metals, coal, slate, oil, gas or gases, or other minerals in, on or under the aforesaid lands except only the parts thereof that are necessary to be dug, carried away or used in the construction of the works of the Government of Canada, its licensees and grantees.

(11) Crown timber on the aforesaid lands used or destroyed by the Government of Canada, its licensees or grantees, shall be paid for at a stumpage rate to be fixed by the Minister of Lands and Forests: Provided, however, that notwithstanding the foregoing the Government of British Columbia may dispose of timber on the aforesaid lands under the provisions of the "Forest Act".

(12) This transfer is made and accepted subject to prior rights existing in favour of third parties, if any.

(13) The Minister of Lands and Forests of British Columbia may at any time require the Government of Canada, its licensees or grantees,