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Evidence, Facts and Correspondence.

VANCOUVER ISLAND LANDS.

VICTORIA, B. C., Feb. 21st, 1899.

To the Honorable the Attorney-General Province of British Columbia:

SIR: I hereby beg leave to request the consideration of the Government of the following facts in connection with the action between David Hoggan (Plaintiff), and the Esquimalt and Nanaimo Railway Company (Defendant), as being just cause for the reconsideration of said case:

A.

1st. The main reasons for judgment were based on the perjured statements of at least two Government officials, charges against whom are now before the Attorney-General's Department.

2nd. The chief reasons for judgment in the Supreme Court of Canada was without foundation in fact, and contrary to all evidence.

3rd. Decision of trial judge not according to evidence and in direct opposition to facts.

4th. Robert Dunsmuir, President of the Railway Company, stated that, right or wrong, we would not get one acre if it were to cost him \$10,000.

5th. While the land was in litigation the Railway Company conveyed part of the land occupied by David Hoggan, together with all his improvements, to the Provincial Government, thereby placing the Government in a position to openly oppose the claim of the said David Hoggan in defence of their own interest.

B.

Reasons why the Local Government should look into the said charges are:

1st. The existing rights of settlers have been interfered with contrary to section 5 of the Act, 1884, through undue influence as aforesaid.

2nd. By looking up the lands in question 848 acres have for fifteen years remained almost entirely uninhabited and altogether non-revenue producing.