

30/5/3457.

P. O. Box 70,
Vancouver, B.C., May 21, 1938.

Dear Mr. Irwin:

I am now in receipt of a letter from the Department in which the conditions under which a settlement with Dr. Bruner in the matter of the reclamation of Kootenay Indian Reserve No.4 (Lot 10002) included in the Bruner reclamation project, are set out. The Department advises that the resolution adopted by the Indians on March 12th, last, be used as a basis of settlement. You will recall that this resolution provided that 75 acres of cultivated land in addition to the uncleared and unbroken portion of land, excluding the area occupied by the dyke, in the easterly portion of the Reserve would be retained for the Indians. In view of the position taken by the Department in this matter, you should advise Dr. Bruner's agent at Creston that this Department expects that 75 acres of the acreage cultivated last year in the easterly section of the Reserve will be made available to this Department to crop this season for the Indians. If the difference in the area we claim for the Indians and that from which crop was given to us last year (approximately 30 acres) has been seeded, you will notify Dr. Bruner's agent that action will be taken for an adjustment in connection with the crop thereon.

Under the conditions for settlement now set out by the Department, Dr. Bruner, at his own expense, should arrange at the earliest possible date for a B.C. Land Surveyor to divide the Reserve by a line parallel to the west boundary of the Reserve, whereby the Indians would receive an area east of this line comprising 75 acres of the land broken by him last year for cultivation plus all the unbroken and uncleared land, excluding the area of the dyke in said portion.

It will be unnecessary for you to negotiate with Dr. Bruner's solicitors in Calgary in connection with the settlement on the basis mentioned, as this matter will be dealt with from this office.

A. Irwin, Esq.,
Indian Agent,
Cranbrook, B.C.

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