

SCHEDULE.

MEMORANDUM OF AGREEMENT made in triplicate this twenty-sixth day of March, 1956.

BETWEEN:

THE GOVERNMENT OF CANADA, represented by the Honourable J. W. Pickersgill, Minister of Citizenship and Immigration, hereinafter referred to as "Canada",

OF THE ONE PART;

And

THE GOVERNMENT OF THE PROVINCE OF NEW BRUNSWICK, represented by the Honourable Norman B. Buchanan, Minister of Lands and Mines, hereinafter referred to as "the Province",

OF THE OTHER PART.

WHEREAS since the enactment of the *British North America Act*, Indians in the Province of New Brunswick have surrendered rights or interest in reserve lands;

WHEREAS Her Majesty the Queen in right of Canada has from time to time issued letters patent purporting to grant lands so surrendered to various persons;

WHEREAS the Judicial Committee of the Privy Council of Great Britain has, by judicial decision, found that, upon their rights or interests being surrendered by the Indians, title to the said lands becomes vested in Her Majesty the Queen in right of the Province; and

WHEREAS as a result of the issue of letters patent by Her Majesty the Queen in right of Canada many persons now hold lands in the Province of New Brunswick with defective titles and are thereby occasioned hardship and inconvenience.

NOW THIS AGREEMENT WITNESSETH that the parties hereto, in order to settle all outstanding questions relating to Indian Reserves in the Province of New Brunswick and to enable Canada to effectively deal in the future with lands forming part of Indian Reserves, have mutually agreed subject to the approval of the Parliament of Canada and the Legislature of the Province of New Brunswick as follows:

1. In this Agreement,

- (a) "administration" includes all the right, title and interest of Her Majesty the Queen in right of the Province of New Brunswick except mineral rights and water power rights;
- (b) "mineral rights" means the interest of the Province in any minerals including salt, oil, natural gas, infusorial earth, ochres or paints the base of which is found in the soil, fire clays, carbonate of lime, sulphate of lime, gypsum, coal, bituminous shale, albertite and uranium, but not including sand, gravel and marl;