

29167-6



DEPARTMENT OF INDIAN AFFAIRS
CANADA



IN YOUR REPLY REFER TO
No. 33/14/7460.
ALSO TO DATE OF THIS LETTER

COMMISSIONER'S OFFICE,
P. O. BOX 666

VICTORIA, B.C. July 13, 1926.

Your File 29,167-6.

*Intentional
Commissioner please get*

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Dear Sir:-

Replying to your letter of the 28th May referring to the offer of Messrs. Brittingham and Young Company to purchase Inlailawatash Indian Reserve No.4, of the Burrard No. 3 Band of Indians for logging purposes, I beg to say that on the 28th ultimo I visited this Reserve to see whether the offer of the Company could be considered to be a fair proposition.

I now beg to recommend that the land be sold to the abovementioned Company as per their offer which is for a cash price of \$10,000.00, to reserve one acre for fishery purposes, and to convey to the Superintendent General for the Indians a plot of five acres of land on the opposite side of the river as well as making an allowance for the removal of the Indian houses.

The only difficulty I see at present in the way of bringing the proposal to a successful conclusion is the fact that this Reserve is not controlled entirely by the Indians of Burrard Reserve No. 3, but is owned jointly by these Indians and the Musqueam Band. This Reserve was set aside by the Joint Reserve Commission on the 15th of January, 1877, and the Minute of Decision states definitely that it is for the Squamish and Musqueam Tribes. The Royal Commission on Indian Affairs, on the 13th May, 1916, also confirmed the Reserve for both Tribes. I understand, however, that the Amalgamated Squamish Tribe do not claim any interest in Reserve No. 4 and say it belongs to Chief George and his Tribesmen of Burrard Reserve No.3, which Band is not included in the Amalgamated Squamish Tribe. It will be necessary, however, to have the views of the Musqueam Indians as to whether they claim any interest in the Reserve; if they do claim an interest, they would necessarily have to be a party to the surrender. If they do not claim an interest, a written relinquishment should be had from them.

It is noted in the excerpt of Agent Perry's letter which you quote, that he says that the Indians of Burrard Inlet Reserve No.3 are satisfied with the terms offered by the Company and would be willing to assent to surrendering the Reserve on condition that the full proceeds of the sale be distributed among them. I beg to point out, however, that Section 89 of the Indian Act precludes

any

Dr. Duncan C. Scott,
Deputy Superintendent General,
Department of Indian Affairs,
O t t a w a.

Indian Affairs. (RG 10, Volume 7546, File 29,167-6).

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