

DATED 3RD APRIL 1867

THE HUDSON BAY COMPANY to HER MAJESTY QUEEN VICTORIA

R E C O N V E Y A N C E

OF VANCOUVER ISLAND TO THE CROWN

Consideration Money £57,500.

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THIS INDENTURE made this third day of April One thousand eight hundred and sixty-seven BETWEEN THE GOVERNOR and COMPANY OF ADVENTURERS OF ENGLAND TRADING INTO HUDSON'S BAY (who with their successors are hereinafter called "the said Company") of the one part and HER MOST GRACIOUS MAJESTY QUEEN VICTORIA of the other part.

WHEREAS previous to January One thousand eight hundred and forty-nine the said Company had occupied certain portions of land in Vancouver Island for the purposes of carrying on their trading and commercial operations under a Royal Charter of Incorporation granted to them by His late Majesty King Charles the Second and dated the second day of May in the Twenty-second year of His Reign.

AND WHEREAS by a Royal Licence bearing date the thirteenth day of May One thousand eight hundred and thirty-eight the said company were invested for the full period of Twenty-one years from the date thereof with the sole and exclusive privilege of trading with the Indians in such parts of North America to the Northward and Westward of the Territories of the United States as did not form part of any of Her said Majesty's Provinces in North America or of any Territories belonging to the United States or to any European Government State or power subject nevertheless as therein mentioned.

AND WHEREAS by Letters Patent dated the thirteenth day of January One thousand eight hundred and forty-nine Her said Majesty was pleased to grant unto the said Company and their successors the said Vancouver Island together with all Royalties of the Seas upon the coasts within the limits therein mentioned And all mines Royal thereto belonging to be holden of Her said Majesty Her Heirs and Successors in free and common socage at the yearly rent of Seven shillings and upon the condition and for the purpose of colonizing the said Island as therein mentioned And in the said Letters Patent Her said Majesty reserved to Herself and Her Successors full power at the expiration of the said Company's hereinbefore recited Licence for the exclusive privilege of trading with the Indians to repurchase and take from the said Company the said Vancouver Island and Premises thereby granted on payment by Her said Majesty to the said Company of the sum or sums of money theretofore laid out and expended by them in and upon the said Island and Premises, and of the value of their establishments property and effects then being thereon -

AND WHEREAS after the said hereinbefore recited Licence of the thirteenth day of May One thousand eight hundred and thirty-eight had come to an end it seemed fit to Her said Majesty to exercise the power reserved to Her in the said Letters Patent of re-purchasing the said Vancouver Island whereupon an investigation of accounts and a negotiation with the said Company took place and finally the said Company agreed to accept the sum of FIFTY-SEVEN THOUSAND-FIVE HUNDRED POUNDS in full discharge of all their claims in respect of the said

Island under the said Letters Patent of the thirteenth day of January One thousand eight hundred and forty-nine.

AND WHEREAS the said sum of Fifty-seven thousand five hundred pounds hath accordingly been paid to the said Company by or on behalf of Her said Majesty in two instalments of Twenty-five thousand pounds and Thirty-two thousand five hundred pounds on the Twenty-ninth day of June One thousand eight hundred and sixty and the sixth day of October One thousand eight hundred and sixty-two as the said Company do hereby admit and acknowledge

AND WHEREAS the said Company have agreed to re-convey to Her said Majesty Her Heirs and successors the said Vancouver Island and Premises except such portions thereof as may have been sold by the said Company previous to the first day of January One thousand eight hundred and sixty-two and except also such other portions thereof as are hereinafter mentioned which last mentioned portions are with the assent of Her said Majesty to remain the property of the said Company and their successors

NOW THIS INDENTURE WITNESSETH that in pursuance of such agreement and in consideration of the sum of Fifty-seven thousand five hundred pounds so paid by or on behalf of Her said Majesty to the said Company as aforesaid in full discharge of all the claims of the said Company in respect of all sums expended by them in and upon the said Vancouver Island and Premises and of the value of their Establishments property and effects now being thereon and of all other their claims under the said Letters Patent of the thirteenth day of January One thousand eight hundred and forty-nine in respect of the said Island They the said Company do for themselves and their successors by these presents GRANT CONVEY YIELD UP AND SURRENDER unto Her said Majesty Her Heirs and successors

ALL that the said Island called VANCOUVER ISLAND together with all Royalties of the Seas upon the coasts thereof And all mines and all rights members and appurtenances whatsoever to the said Island and hereditaments belonging and which were conveyed or passed to and are now vested in the said Company under or by virtue of the said hereinbefore recited Letters Patent of the thirteenth day of January One thousand eight hundred and forty-nine or otherwise howsoever And also the said Letters Patent of the thirteenth day of January One thousand eight hundred and forty-nine And all the estate right title interest and property whatsoever of the said Company in to and out of the same premises

EXCEPT and always reserved out of the grant and surrender hereby made, as follows; that is to say

I. Certain pieces or parcels of land in the Town of Victoria containing in the whole Twenty-two acres and

forty-one hundredth-parts of an acre and known as the Church Reserve which lands have lately been conveyed by the said Company to Trustees for certain Ecclesiastical and scholastic purposes and also all Land situate in the Victoria District which may have been sold by the said Company previous to the first day of January One thousand eight hundred and sixty-two together with the water frontages and spaces between high and low water mark abutting on any portions of such Lands provided such water frontages and spaces were also sold by the said Company before the said first day of January One thousand eight hundred and sixty-two but not otherwise

II. The Farm known as the Uplands Farm containing about One thousand one hundred and forty-four acres and being Section Thirty-one on the Colonial Official Plan of the said Victoria District

III. The Farm known as the North Dairy Farm containing about Four hundred and sixty acres being Section Thirty-two on the said Official Plan.

IV. The Old Spring and adjoining land (except one Well set apart and appropriated to public use) and marked 68, 69, 70, 71, 72 73/2078 in Section Eighteen of the Plan of the Town of Victoria heretofore delivered to the Colonial Government by the said Company

V. All that portion of land in the said Victoria District heretofore known as the Fort property including the site of the Fort and the adjoining land yet unsold with the water frontage and foreshore immediately in front of the Fort but not including the several lots marked respectively H Harbour Masters Lot No. 15, Block 70 situated at the foot of Broughton Street, V Police Barracks and numbers - 1603, 1605, and 1607, Post Office, colored green on the said last mentioned Plan on which lots the Harbour Master's Office, the Police Barracks and the Post Office are respectively situated and which lots are hereby (among other things) granted and conveyed to Her said Majesty and Her Successors.

VI. Eight lots or parcels of land numbered on the said last mentioned Plan III, IV, V, VIII, X, XIV, XVII and XX containing in the whole Fifty acres more or less recently selected by the said Company out of a certain Farm lying to the south and west of James' Bay and heretofore known as "Beckley" or "Dutwell's" Farm

All which said excepted lands (save the lands comprised under the said first head of exceptions) are and are to remain the absolute property of the said Company and their successors freed and discharged from any rent trusts or conditions contained in the said Letters Patent of the thirteenth day of January One thousand eight hundred and forty-nine and as

regards the Lands comprised under the foregoing heads of exceptions numbered IV V and VI are colored pink and marked on the several blocks and lots into which the same are divided with the letters H.B.C. on the Map or Plan thereof hereunto annexed

TO HAVE AND TO HOLD the said Vancouver Island and all and singular other the hereditaments and premises hereinbefore granted conveyed and surrendered or intended so to be with their appurtenances (except as aforesaid) unto Her said Majesty Her Heirs and Successors as of Her former Estate and Dominion therein freed and absolutely discharged from any title rights or claims of the said Company and their Successors

AND the said Company do hereby for themselves and their successors covenant with Her said Majesty Her Heirs and successors in manner following that is to say, that they the said Company have not at any time heretofore made done committed or executed or willingly suffered any act deed matter or thing whatsoever whereby the said hereditaments and premises hereby granted conveyed and surrendered or intended so to be or any part thereof are or is in any wise charged affected or encumbered or by reason whereof the said Company are in any wise prevented from granting the said hereditaments and premises in manner aforesaid AND FURTHER that they the said Company and their successors will at any time or times hereafter upon the request and at the cost of Her said Majesty Her Heirs and successors make do and execute or cause to be made done and executed all such further and other lawful acts deeds and assurances for more perfectly and absolutely conveying the said Island hereditaments and premises with their appurtenances (except as aforesaid) unto Her said Majesty Her Heirs and successors as Her said Majesty or Her successors shall require

IN WITNESS whereof the said Governor and Company of Adventurers of England trading into Hudson's Bay have caused their Corporate Seal to be hereunto affixed, and Thomas William Clinton Murdoch and Stephen Walcott Esquires Her Majesty's Emigration Commissioners have hereunto set their hands and seals on behalf Her Majesty the day and year first above written.

By Order of the Governor Deputy
Governor and Committee of the said
Company

Signed "T.W.C. Murdoch" (Seal)

Signed "W. G. Smith"
Secretary (Seal)

Signed "S. Walcott" (Seal)

Certified true Copy

"JOSEPH W. TRUTCH"

26 Oct. 1867.

No. 3685 Registered the twenty-seventh
day of September 1867 in absolute Fees
Book Vol 3 fol 257

I hereby certify that this is a true
copy of the original documents (with
the map annexed) 19th June 1868

"GRAHAM ALSTON"

Registrar General V. I.

THE CORPORATE SEAL of the within named Company

was hereunto affixed in presence of W. Armit

of Hudson's Bay House, London, gentleman

Signed sealed and delivered by the within named

Thomas William Clinton Murdoch and Stephen

Walcott as such emmigration Commissioners as

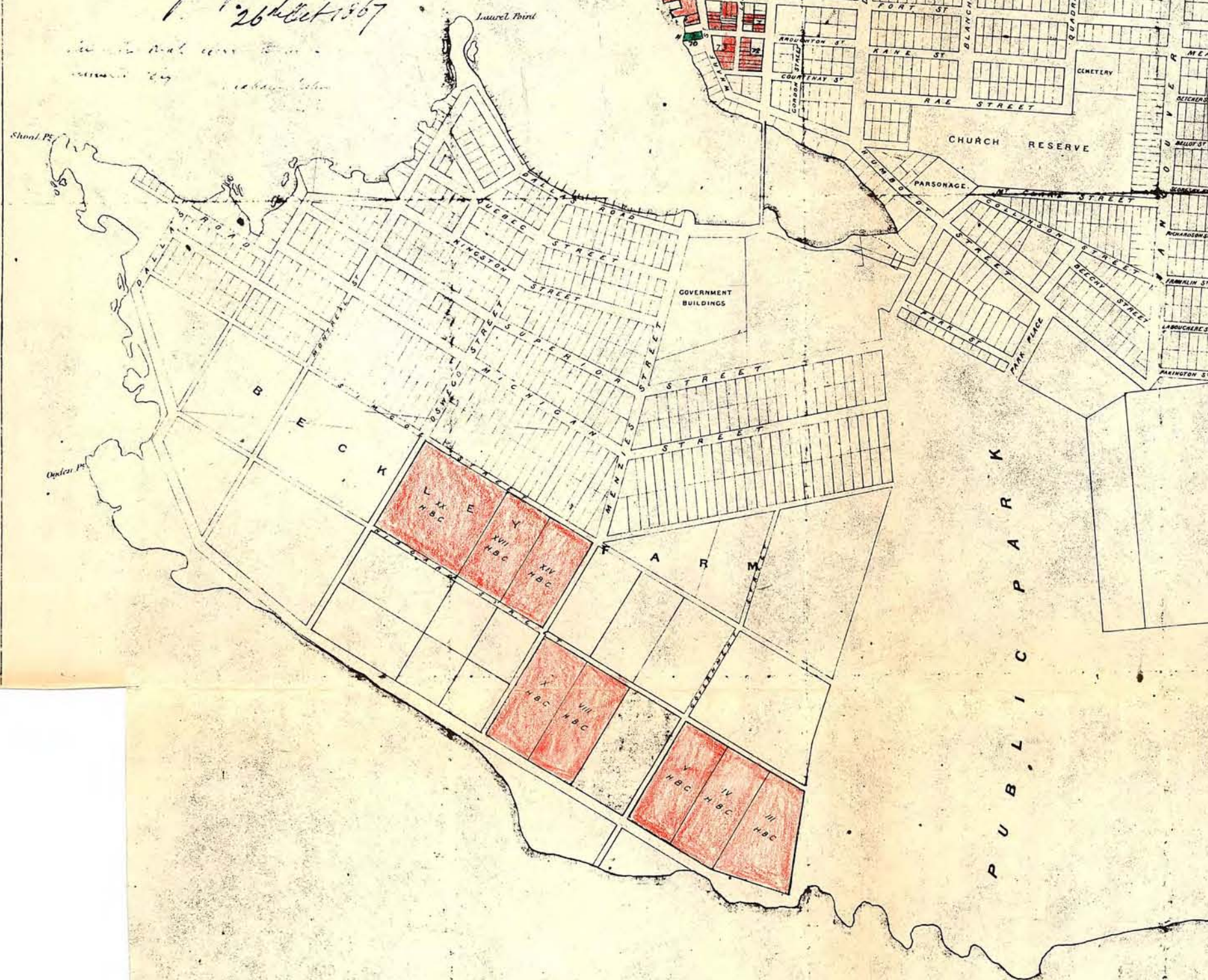
within mentioned in the presence of

"CHRISTOPHER SIMNER CARTWRIGHT"

Clerk at the Government Emigration Board,
8 Park Street, Westminster.

SCALE 6 CHAINS TO 1 INCH.

in the Nat. Hist. Museum
London



Certified
true copy

No 3685 Registered the twenty seventh
day of September 1867 in absolute Free Books
Vol 3 fol 257

I hereby certify that this is a true
copy of the original document with the seal annexed
19th June 1868 Charles Allen
Registrar General

The Corporate Seal of the within named
Company was hereunto affixed in presence
of W. Armit
of Hudson's Bay House, ^{London} gentleman

Signed sealed and delivered by the within
named Thomas William Clinton Mordaunt
and Stephen Walcott as such emigration
Commissioners as within mentioned in
the presence of ^{James} Christopher ^{Simmons} Cartwright
Clerk at the Government Emigration Board,
8 Park Street, Westminster

Dated 3rd April 1864

The Hudson Bay Company to Her Majesty Queen Victoria

Reconveyance

Of Vancouver Island to the Crown.

Consideration Money. £57,500

This Indenture made this third day of April One thousand eight hundred and sixty seven Between The Governor and Company of Adventurers of England trading into Hudson's Bay (who with their successors are herein after called "the said Company") of the one part and Her Most Gracious Majesty Queen Victoria of the other part

Whereas previous to January One thousand eight hundred and forty nine the said Company had occupied certain portions of land in Vancouver Island for the purposes of carrying on their trading and commercial operations under a Royal Charter of Incorporation granted to them by His late Majesty King Charles the Second and dated the second day of May in the twenty second year of His said late Majesty's reign.

And Whereas by a Royal Licence bearing date the thirteenth day of May One thousand eight hundred and thirty eight the said Company were invested for the full period of Twenty one years from the date thereof with the sole and exclusive privilege of trading with the Indians in such parts of North America to the Northward and Westward of the Territories of the United States as did not form part of any of Her said Majesty's Colonies in North America or of any Territories belonging to the United States or to any European Government State or power subject nevertheless as therein mentioned.

And Whereas by Letters Patent dated the thirteenth day of January One thousand eight hundred and forty nine Her said Majesty was pleased to grant unto the said Company and their successors the said Vancouver Island together with all Royalties of the Seas upon the coasts within the limits therein mentioned And all mines Royal thereto belonging to be holden of Her said Majesty Her Heirs and Successors in free and common socage at the yearly rent of seven shillings and upon the condition and for the purpose of colonizing the said Island as therein mentioned And in the said Letters Patent Her said Majesty reserved to Herself and Her Successors full power at the expiration of the said Company's hereinbefore recited Licence for the exclusive privilege of trading with the Indians to repurchase and take from the said Company the said Vancouver Island and Premises thereby granted on payment by Her said Majesty to the said Company of the sum or sums of money theretofore laid out and expended by them in and upon the said Island and Premises, and of the value of their establishments property and effects then being thereon.

And Whereas after the said hereinbefore recited Licence of the thirteenth day of May One thousand eight hundred and thirty eight had come to an end it seemed fit to Her said Majesty to exercise the power reserved to Her in the said Letters Patent of re-purchasing the said Vancouver Island whereupon an investigation of accounts and a negotiation with the said Company took place and finally the said Company agreed to accept the sum of Fifty seven thousand five hundred pounds in full discharge of all their claims in respect of the said Island under the said Letters Patent of the thirteenth day of January One thousand eight hundred and forty nine.

And Whereas the sum of Fifty seven thousand five hundred pounds hath accordingly been paid to the said Company by or on behalf of Her said Majesty in two instalments of Twenty five thousand pounds and Thirty two thousand five hundred pounds on the Twenty ninth day of June One thousand eight hundred and sixty and the sixth day of October One thousand eight hundred and sixty two as the said Company do hereby admit and acknowledge

And Whereas the said Company have agreed to reconvey to Her said Majesty Her Heirs and successors the said Vancouver Island and Premises except such portions thereof as may have been sold by the said Company previous to the first day of January One thousand eight hundred and sixty two and except also such other portions thereof as are hereinafter mentioned which last mentioned portions are with the assent of Her said Majesty to remain the property of the said Company and their successors

Now this Indenture witnesseth that in pursuance of such agreement and in consideration of the sum of Fifty seven thousand five hundred pounds so paid by or on behalf of Her said Majesty to the said Company as aforesaid in full discharge of all their claims in respect of all sums expended by them in and upon the said Vancouver Island and Premises and of the value of their Establishments property and effects now being thereon and of all other their claims under the said Letters Patent of the thirteenth day of January One thousand eight hundred and forty nine in respect of the said Island They the said Company do for themselves and their successors by these presents Grant convey yield up and surrender unto Her said Majesty Her Heirs and successors

All that the said Island called Vancouver Island together with all Royalties of the Seas upon the coasts thereof And all mines and all rights members and appurtenances whatsoever to the said Island and hereditaments belonging and which were conveyed or passed to and are now vested in the said Company under or by virtue of the said hereinbefore recited Letters Patent of the thirteenth day of January One thousand eight hundred and forty nine or otherwise howsoever And also the said Letters Patent of the thirteenth day of January One thousand eight hundred and forty nine And all the estate right title interest and property whatsoever of the said Company in to and out of the same premises

Except and always reserved out of the grant under surrender hereby made, as follows, that is to say

I Certain pieces or parcels of land in the Town of Victoria containing in the whole Twenty two acres and forty one hundredths parts of an acre and known as the Church Reserve which lands have lately been conveyed by the said Company to Trustees for certain Ecclesiastical and scholastic purposes and also all Land situate in the Victoria District which may have been sold by the said Company previous to the first day of January One thousand eight hundred and sixty two together with the water frontages and spaces between maps and low water mark availing on any portions of such Lands provided such water frontages and spaces were also sold by the said Company before the said first day of January One thousand eight hundred and sixty two but not otherwise

II The Farm known as the Uplands Farm containing about One thousand one hundred and forty four acres and being Section Thirtieth one on the Colonial Official Plan of the said Victoria District

III The Farm known as the North Dairy Farm containing about Four hundred and sixty acres being Section Thirtieth two on the said Official Plan

IV The Old Spring and adjoining land (except one Well set apart and appropriated to public use) and marked 68, 69, 70, 71, 72, 73 in Section Eighteen of the Plan of the Town of Victoria heretofore delivered to the Colonial Government by the said Company

V All that portion of land in the said Victoria District heretofore known as the Fort property including the site of the Fort and the adjoining land yet unsold with the water frontage and foreshore immediately in front of the Fort but not including the several lots marked respectively H Harbour Masters Lot 119 15, Block 50 situated at the foot of Broughton Street, Police Barracks and numbered 1603, 1605, and 1605, Port Office, colored green on the said last mentioned Plan on which lots the Harbour Masters Office the Police Barracks and the Port Office are respectively situated and which lots are hereby (among other things) granted and conveyed to Her said Majesty and Her successors

VI Eight lots or parcels of land numbered on the said last mentioned Plan III, IV, V, VIII, X, XIV, XII and XX containing in the whole Fifty acres more or less recently selected by the said Company out of a certain Farm lying to the south and west of James Bay and heretofore known as "Bickler's" or "Dutwells Farm"

All which said excepted lands (save the lands comprised under the said first head of exceptions) are and are to remain the absolute property of the said Company and their successors freed and discharged from any rent trusts or conditions contained in the said Letters Patent of the thirteenth day of January One thousand eight hundred and forty nine and as regards the lands comprised under the foregoing heads of exceptions numbered IV, V and VI are colored pink and marked on the several blocks and lots in to which the same are divided with the letters H, B, C on the Map or Plan thereof hereto annexed

To have and To hold the said Vancouver Island and all and singular other the hereditaments and premises hereinbefore granted conveyed and surrendered or intended to be with their appurtenances (except as aforesaid) unto Her said Majesty Her Heirs and Successors as of Her former Estate and Dominion therein freed and absolutely discharged from any title rights or claims of the said Company and their successors

And the said Company do hereby for themselves and their successors covenant with Her said Majesty Her Heirs and successors in manner following that is to say, that they the said Company have not at any time heretofore made done or executed or willingly suffered any act deed matter or thing whatsoever whereby the said hereditaments and premises hereby granted conveyed and surrendered or intended to be for any part thereof are or is in any wise charged affected or encumbered or by reason whereof the said Company are in any wise prevented from granting the said hereditaments and premises in manner aforesaid And further that they the said Company and their successors will at any time or times hereafter upon the request and at the cost of Her said Majesty Her Heirs and Successors make do and execute or cause to be made done and executed all such further and other lawful acts deeds and assurances for more perfectly and absolutely conveying the said Island hereditaments and premises with their appurtenances (except as aforesaid) unto Her said Majesty Her Heirs and Successors as Her said Majesty Her Heirs or Her Successors shall require

In witness whereof the said Governor and Company of Adventurers of England trading into Hudson's Bay have caused their Corporate Seal to be hereunto affixed, and Thomas William Clinton Murdoch and Stephen Walcott Esquires Her Majesty's Emigration Commissioners have hereunto set their hands and seals on behalf Her Majesty the day and year first above written.

By Order of the Governor Deputy Governor and Committee of the said Company

Signed: T. W. C. Murdoch

Signed: S. Walcott

Signed: W. G. Smith Secretary

GENERAL MAP SHOWING RESERVES.



NORTH AMERICA
WEST COAST

VANCOUVER ISLAND AND THE GULF OF GEORGIA

FROM THE SURVEYS OF
CAPTAIN G. VANCOUVER R.N.
1793
CAPTAINS D. GALLIANO AND C. VALDES
1792
CAPTAIN R. KELLET R.N.
1847
CAPTAIN G.B. RICHARDS R.N.
1850-61

The Views are taken from Gales and Vancouver's Bay
and the bearings in them are Magnetic.

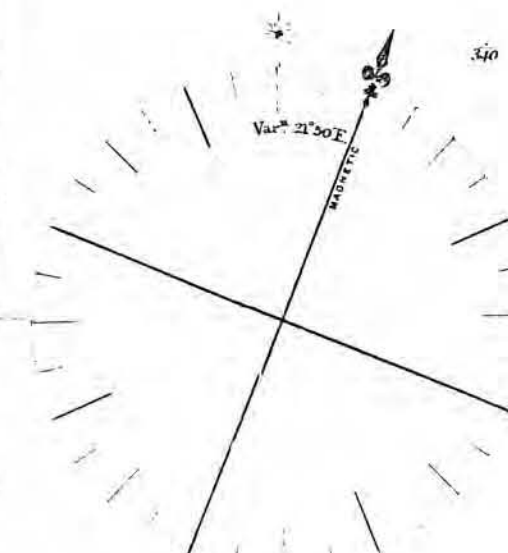
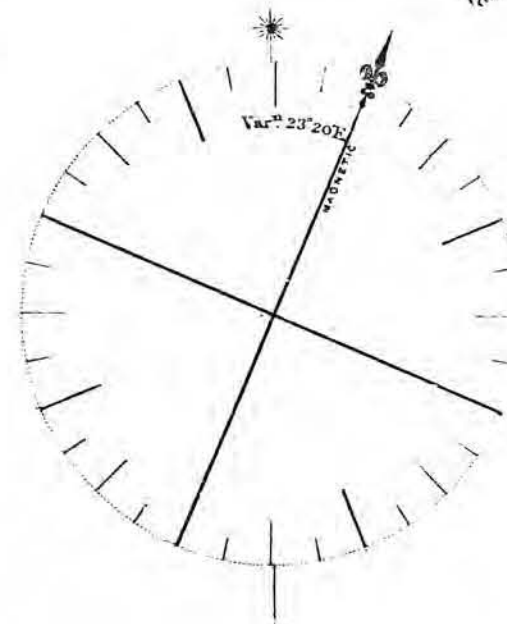
Longitudes of
Friendly Cove
Captain Cook 126° 45'
Vancouver 126° 28'
Belcher 126° 35'
Galliano 126° 36'

Beaver Harbour V. 1. 15. rise 15'

SOUNDINGS IN FATHOMS
Variation 1862 increasing about 2 annually

Beaver Harbour H.W.F. & C.P. 157' Springs rise 15' feet
Seasummo Bay M.O. 71 Neaps 53
Requena M.O. 71 Neaps 53
Nasqually V.L.O. 18 Neaps 15

107089



*Being lodged with Select Com^{rs} of House
on Crown Lands
2nd Dec. 1863. C. W. Harris
Actg. Surveyor*