

# In the Privy Council.

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## ON APPEAL

FROM THE SUPREME COURT OF CANADA.

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BETWEEN

THE ATTORNEY-GENERAL OF BRITISH COLUMBIA *Appellant*

AND

ESQUIMALT & NANAIMO RAILWAY COMPANY,  
 ALPINE TIMBER COMPANY LIMITED, AND  
 10 THE ATTORNEY-GENERAL OF CANADA - *Respondents.*

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## Case for the Respondent

THE ATTORNEY-GENERAL OF CANADA.

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The Respondent the Attorney-General of Canada adopts and relies on the Case for the Respondent Esquimalt and Nanaimo Railway Company in so far as that Case deals with Questions 1, 2, 3, 4, 5 and 6 referred to the Court of Appeal for British Columbia by the Order of the Lieutenant-Governor in Council dated the 13th November, 1946, as amended by Order dated the 15th January, 1947. As to Question 7 referred by the said Order as amended, the Respondent the Attorney-  
 20 General of Canada made no submissions before the Supreme Court of Canada and desires to make none on the hearing of this Appeal.

B. MACKENNA.

In the Privy Council.

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**ON APPEAL**

*from the Supreme Court of Canada.*

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BETWEEN

**THE ATTORNEY-GENERAL OF  
BRITISH COLUMBIA - *Appellant***

AND

**ESQUIMALT & NANAIMO RAILWAY  
COMPANY, ALPINE TIMBER  
COMPANY LIMITED, AND THE  
ATTORNEY-GENERAL OF CANADA**  
*Respondents.*

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**Case for the Respondent**

**THE ATTORNEY-GENERAL OF CANADA.** <sup>1</sup>

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*the Attorney-General of Canada.*