

# Fort William First Nation Grand Trunk Pacific Settlement Survey

This important survey will help guide ongoing planning for the allocation of the Grand Trunk Pacific Settlement (with the exception of the distribution to FWFN members). Only one submission per person. Your assistance is greatly appreciated. The survey must be completed and submitted on or before Monday, July 25, 2016.

Miigwetch

## **EIGHT KEY AREAS OF FOCUS**

Following the distribution of allocated funds to FWFN members, Chief and Council have identified Eight Key Areas of Focus for the allocation of the remaining funds:

Economic Development,  
Elders/Youth, Education, Culture/Recreation,  
Housing, Lands, Health and Addictions.

*All contact information is confidential and voluntary.  
Information will assist with follow-up if required.  
For more information, please visit our website at*

*fwfn.com.*

**1** Contact Information

First Name

Last Name

Home

Phone

Cell Phone

Email

Address

**2** Other than the Eight Key Areas Of Focus, what other areas would you like to see included? With 1 being the top priority, please list in priority.

**3** Please suggest specific projects for each of the Eight Key Areas of Focus.

ECONOMIC  
DEVELOPMENT

HOUSING

ELDERS/YOUTH

LANDS

EDUCATION

CULTURE/RECREATION

HEALTH

ADDICTIONS

OTHER

**4** Please prioritize the Eight Key Areas of Focus. With 1 being the top priority, number from 1 – 8.

<input type="text"/>	ECONOMIC DEVELOPMENT
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<input type="text"/>	HOUSING
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<input type="text"/>	ELDERS/YOUTH
----------------------	--------------

<input type="text"/>	LANDS
<input type="text"/>	EDUCATION
<input type="text"/>	CULTURE/RECREATION
<input type="text"/>	HEALTH
<input type="text"/>	ADDICTIONS

5 Please indicate the percentage (regardless of the amount) you suggest for each of the Eight Key Areas of Focus.

ECONOMIC DEVELOPMENT	<input type="text"/>
HOUSING	<input type="text"/>
ELDERS/YOUTH	<input type="text"/>
LANDS	<input type="text"/>
EDUCATION	<input type="text"/>
CULTURE/RECREATION	<input type="text"/>
HEALTH	<input type="text"/>
ADDICTIONS	<input type="text"/>

Done

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FORT WILLIAM FIRST NATION

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July 26, 2016

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## Survey

# Surveys

## Grand Trunk Pacific Settlement Survey

CLICK HERE TO

**Complete the Grand Trunk Pacific Settlement Survey Online**

(<https://www.surveymonkey.com/r/BXW673X>)

This important survey will help guide ongoing planning for the allocation of the Grand Trunk Pacific Settlement (with the exception of the distribution to FWFN members). The survey must be completed and submitted on or before Monday, July 25, 2016. Only one submission per person. Your assistance is greatly appreciated. Miigwetch

In March 2016, Fort William First Nation received a \$99M global settlement offer for the Grand Trunk Pacific Specific Claim from the Government of Canada. The offer is in relation to a land claim for territory expropriated in 1905 to build a terminus for the former Grand Trunk Pacific Railway.

### EIGHT KEY AREAS OF FOCUS

Following the distribution of allocated funds to FWFN members, Chief and Council have identified Eight Key Areas of Focus for the allocation of the remaining funds: Economic Development, Elders/Youth, Education, Culture/Recreation, Housing, Lands, Health, and Addictions.

### INPUT FROM FWFN MEMBERS

To assist Chief and Council in the decision-making process, many efforts are being made to ensure input from the members including:

- Membership responses from the Grand Trunk Pacific Settlement Survey to guide ongoing planning discussions.
- Membership consultation meetings to provide opportunities for sharing and discussing suggestions.

### FINAL DECISION

As with the Boundary Claim settlement, the final decision will be made by Chief and Council.

### NEXT STEPS

Members will be advised of the final decision. Preparation for the required vote by Canada to accept the finalized Grand Trunk Pacific Settlement Agreement will begin.

## Grand Trunk Pacific Claim Update

### Background

In 1905, pursuant to the Railway Act, Canada appropriated over 1,600 acres of land from Fort William First Nation for a terminus for the Grand Trunk Pacific (GTP) railway. This is the single largest railway expropriation from an Indian reserve in the history of Canada. GTP took the entire Mission site on the Kaministiquia River. Every home, farm, the church, and even the graveyard had to be relocated. About half the members relocated to Squaw Bay and the other half to the Mountain Village. GTP went bankrupt and the terminus wasn't completed. In 1920, the rail line was taken over by Canada and the Mission land was given to Canadian National (CN) Railway Company. In 1999, through direct negotiations with CN, FWFN Development Corporation regained ownership of about 1,100 acres of the Mission land.

### The Negotiation Process

In 1999, FWFN submitted the Grand Trunk Pacific claim for negotiation to Canada. In 2002, Canada accepted this claim on the basis that the land was sold for less than it was worth in 1905.

The *Osoyoos Indian Band v. The Town of Oliver* Decision (British Columbia) by the Supreme Court of Canada in 2001 potentially expanded the scope of acceptance by First Nations. Following the *Osoyoos* Decision, FWFN suggested a legal review of the basis of acceptance and discussions began towards broader negotiations. A lawsuit by FWFN resulted in Canada

suspending negotiations, as Canada will not negotiate a claim if a First Nation is proceeding with litigation at the same time. The litigation is now "in abeyance".

In fall 2008, FWFN's negotiations re-commenced with Canada taking the position that the Railway Act prohibited the alienation of appropriated land by the GTP and that Canada had a duty to prevent the alienation and to return the land to FWFN. FWFN negotiations were based on two components:

1. Financial compensation with Specific Claims Branch (SCB).
2. The return of the lands to reserve status with Ontario Region through Canada's Additions to Reserve (ATR) Policy.

On March 30, 2016, FWFN received on a without prejudice basis a global settlement offer for the Grand Trunk Pacific Specific Claim from the Government of Canada in the amount of \$98,933,310.00. This offer of financial compensation includes a contribution towards legal, negotiation and ratification costs, as well as land acquisition, environmental assessment and survey costs.

In exchange for the compensation provided, the Government of Canada requires in the settlement agreement that FWFN provide a full release and an indemnity satisfactory to the Government of Canada regarding this specific claim. In addition, to achieve legal certainty and finality, the Government of Canada will require FWFN to surrender their complete interests in the claim lands, approximately 147.5 acres, with the exception of those portions of the claim lands that the First Nation has re-acquired.

Should an Additions to Reserve (ATR) request be made in accordance with the terms of the settlement of up to 1132.67 acre of land, the Minister of Indigenous and Northern Affairs Canada may recommend to the Governor in Council that the requested lands be set apart as reserve.

### Important Information for FWFN Band Members

As a band member of Fort William First Nation, you are receiving this package as a decision from Chief and Council to acquire band member feedback with respect to the allocation of the distribution of compensation from the GTP Claim. All information is confidential.

All information will be compiled and brought to Council for review.

The "Grand Trunk Pacific Claim Update" may be kept for your records. Should you have any questions or concerns, please contact:

Tina Morriseau or Ian Bannon at the FWFN Band Office 807.623.9543 or by email.

Respectfully,  
Tina Morriseau  
Lands Administrator  
e. tinamorriseau@fwfn.com

Ian Bannon  
Lands & Property Mgt.  
e. ijb@fwfn.com

### QUICK LINKS

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Member Input Form (<https://fwfn.com/member-input-form/>)

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F (807) 623 5190  
Toll Free: 1 866 892 8687  
Email: [info@fwfn.com](mailto:info@fwfn.com)  
On Call Housing (24 Hours): (807) 633 3959  
On Call Health (24 Hours): (807) 472 7701  
90 Anemki Drive-Suite 200  
Fort William First Nation, ON  
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