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Approved and ordered this 27th day of October, A.D. 19 50.

At the Executive Council Chamber, Victoria,

Lieutenant-Governor.

PRESENT:

The Honourable

in the Chair.

- Mr. Wismer
- Mr. Kenney
- Mr. Straith
- Mr. Eyres
- Mr. Cates
- Mr.
- Mr.
- Mr.
- Mr.
- Mr.
- Mr.

To His Honour

The Lieutenant-Governor in Council:

The undersigned has the honour to report:

2244/85 1905/88  
 TRANS TO MUNICIPAL ACT - sec 9/24/69  
 Amended o/c 2540/50  
 2273/51; 2101/56, 1041/58, 1118/60  
 2196/60, 1478/61, 894/66

THAT a petition has been presented by a number of owners of land at Shewnigan Lake, B.C., praying that the tract of land hereinafter mentioned and the owners of land in the said tract be incorporated into an improvement district.

THAT the petitioners have complied with the requirements of the "Water Act" relative to such petitions.

THAT it appears in the public interest to grant the prayer of the said petition.

AND TO RECOMMEND:

THAT in accord with Section 50 of the Water Act, being Chapter 361 of the Revised Statutes of British Columbia, 1948, Letters Patent, in the terms of the Letters Patent herewith, be issued incorporating the tract of land therein described and the owners of land in the said tract into an improvement district under the name "Shewnigan Improvement District" and with the rights, powers, privileges and obligations conferred and imposed on improvement districts under the said Act except as otherwise specified in the said Letters Patent.

DATED this 27th day of October, 1950.

Minister of Lands and Forests.

APPROVED this 27th day of October, 1950.

Presiding Member of the Executive Council.

Shawigan  
Lands  
C. 30/10/50

RS.

Shawigan  
21/11/50 (P. 3249)  
RS.

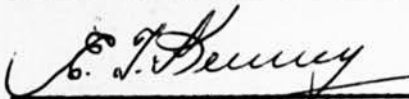
  
Lieutenant-Governor.

C A N A D A :

PROVINCE OF BRITISH COLUMBIA

GEORGE the SIXTH, by the Grace of God, of Great Britain, Ireland, and the British Dominions beyond the Seas, KING, Defender of the Faith.

TO ALL TO WHOM THESE PRESENTS SHALL COME — GREETING.

  
Minister of Lands and Forests.

) WHEREAS by section 50 of the "Water Act" it is  
) provided that the Lieutenant-Governor in Council  
) may incorporate a tract of land and the owners

thereof into an improvement district:

And whereas the Lieutenant-Governor in Council has, by Order in Council made pursuant to the said Act, been pleased to order that the tract of land hereinafter described and the owners thereof be incorporated into an improvement district under the said Act, and has made further provision to the tenor and effect hereinafter appearing:

NOW KNOW YE that by these presents We do hereby order and proclaim:-

1. The tract of land in Malahat and Shawnigan Districts and the Victoria Land Registration District comprising the following:

- (a) District Lots 1, 3, 13, 13A, 13B, 44, 48, 55, 56 and 168, Malahat District,
- (b) The lands covered by Registered Plans 218, 218A, 218B and 6068 lying east of Shawnigan Lake and the lands covered by Registered Plans 218, 218A and 218D lying North of Shawnigan Lake,
- (c) District Lots 12, 15, 16, 17 and 18, Sections 1 and 2 in each of Ranges 3, 4, 5 and 6, Sections 3, 4, 5, 6 and 7 in each of Ranges 3, 4 and 5 and Sections 8 and 9 in each of Ranges 4 and 5, Shawnigan District,

and all subdivisions of the said tract or any part thereof and all owners of land therein are incorporated into an improvement district under the "Water Act" and subject to the provisions thereof and to the conditions hereinafter contained.

- 2. The said improvement district shall be known as the "Shawnigan Improvement District".
- 3. The objects of the said improvement district shall be the provision of fire protection, and the acquisition, maintenance, and operation of works, buildings, and equipment for that purpose, and all things incidental thereto.
- 4. There shall be three Trustees of the said improvement district.
- 5. The persons qualified to vote at the first election of Trustees shall be Canadian citizens who are twenty-one years of age or older and are entitled to be registered as voters under the "Provincial Elections Act" and are owners of land in the tract of land hereinbefore described, and the persons qualified to be candidates at the said election shall be the persons qualified

as aforesaid to vote and their wives and husbands.

6. George Gerbin Hall, Shawnigan Lake, B.C., shall be the Returning Officer for the first election of Trustees. He shall call a general meeting of the persons who are qualified as aforesaid to vote and shall, at least seven days before the date of the said meeting, post at the nearest post-office and at two other conspicuous places within the area hereinbefore described a notice signed by him giving the date, time, and place of holding the said meeting. The Returning Officer shall be chairman of the said meeting, and subject to the provisions of clause 5 he shall have power to determine whether or not any person who desires to vote is qualified to do so. He shall have power to determine the procedure to be followed at the said meeting and the method of taking the votes. Each qualified voter shall be entitled to cast one vote for each of three candidates. The Returning Officer shall declare the result of the election and shall notify the Comptroller of Water Rights of the said result.

7. The candidate elected as Trustee for whom the greatest number of votes is cast at the general meeting called pursuant to clause 6 hereof shall hold office until the annual general meeting of 1953, the candidate elected for whom the second greatest number of votes is cast shall hold office until the annual general meeting of 1952, and the candidate elected for whom the third greatest number of votes is cast shall hold office until the annual general meeting of 1951, but should there be nominated no more than three candidates for the office of Trustee, or should any two or more candidates receive an equal number of votes, then the Returning Officer shall have power to and shall declare which of the candidates are elected and which shall hold office until the next, the second, and the third succeeding annual general meetings respectively.

8. All subsequent elections of Trustees shall be held at the annual general meetings of the improvement district, and it shall be the duty of the Trustees to call a general meeting to be held between January 1st and May 1st in each year for the following purposes:-

- (a) To receive from the Trustees a report on condition of the works and a statement of the financial condition of the improvement district:
- (b) To discuss with the Trustees any matter relating to the works or finances of the improvement district:
- (c) To fix the remuneration of the Trustees for the ensuing year:
- (d) To elect a Trustee to succeed the one whose term of office expires coincident with the holding of such annual general meeting and to elect a Trustee or Trustees to fill any other vacancy or vacancies that has or have occurred or is or are about to occur among the Trustees:
- (e) To choose the auditor for the ensuing year.

A special general meeting may be called by the Trustees at any time for the purpose of electing a Trustee or Trustees to fill any vacancy or vacancies among the Trustees, or for the purpose of discussing with the owners any matter or matters which in the opinion

of the Trustees should be brought up at a general meeting.

At least seven days' notice of every general meeting shall be given by notices posted up in conspicuous places at the nearest post-office and at the building where the meeting is to be held.

The secretary shall enter in a book provided by the Trustees for this purpose minutes of all matters brought before the meeting and the action taken thereon. At any general meeting every person shall be qualified to vote who is a Canadian citizen and is twenty-one years old or older and is an owner of land in the improvement district, or the authorized agent of any board or corporation that is an owner of such land, or legal representative of any owner of such land who has died, become insolvent, or insane, and is entitled to be registered as a voter under the "Provincial Elections Act." Every person qualified as aforesaid to vote and wife or husband of any such person shall be qualified to be a candidate for Trustee of the improvement district. In the event of the right of any person to vote at any general meeting being challenged, the chairman shall have authority to determine whether or not such person is entitled to vote, and the chairman may require such person to make and file with him a statutory declaration showing that the declarant is qualified as aforesaid to vote at such general meeting. Forthwith after the holding of a general meeting the Trustees shall file with the Comptroller of Water Rights a true copy of the minutes of such meeting and copies of all auditor's reports and financial statements presented or discussed at the meeting.

9. All words and phrases given special meaning in section 2 of the "Water Act" shall, where used herein, be ascribed the meaning given them in the said section, unless the context otherwise requires.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent, and the Great Seal of Our said Province to be hereunto affixed.

WITNESS, His Honour CLARENCE WALLACE, Lieutenant-Governor of Our said Province, in Our City of Victoria, this 27th day of October, in the year of our Lord one thousand nine hundred and fifty, and in the fourteenth year of Our Reign.

By Command.

  
Assistant Deputy Provincial Secretary.



2570  
VICTORIA, B.C., October 27, 1950

WATER RIGHTS BRANCH  
DEPARTMENT OF LANDS AND FORESTS

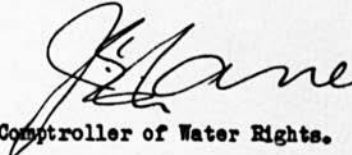
MEMO:

The Honourable Minister of Lands and Forests,  
Buildings.

Herewith are a draft Order-in-Council and draft  
Letters Patent to incorporate the Shawnigan Improvement District.

A substantial majority of the land owners in the  
area affected by the proposed incorporation filed a petition for  
incorporation and no objections have been received.

I recommend the approval of the attached Order-in-  
Council and the issue of the said Letters Patent.

  
Comptroller of Water Rights.

File No. 0183173.  
Encl.