

PROCLAMATION

[L.S.] GORDON McG. SLOAN,
Administrator.

CANADA:

PROVINCE OF BRITISH COLUMBIA

ELIZABETH THE SECOND, by the Grace of God, of Great Britain, Ireland, and the British Dominions beyond the Seas, QUEEN, Defender of the Faith.

To all to whom these presents shall come—
GREETING.

E. M. GUNDERSON, *Acting Minister of Lands and Forests.*

WHEREAS by section 50 of the "Water Act" it is provided that the Administrator in Council

may incorporate a tract of land and the owners thereof into an improvement district:

And whereas the Administrator 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 the Victoria Land Registration District and the Otter Land District comprising that part of Lots 2 and 3, Registered Plan 2897 of Section 30, lying east of Kemp Lake Road; Lot 1 and that part of Lot 5, Registered Plan 4839 of Section 31, lying east of said Kemp Lake Road; the northerly 450 feet of Section 29; Lot 1, Registered Plan 6991 of Section 29; Lots 1, 2, and 3, Registered Plan 6470 of Section 29, and all subdivisions of the said tract, 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 "Kemp Lake Waterworks District."

3. The objects of the said improvement district shall be the acquisition, maintenance, and operation of works for waterworks purpose and all matters 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. Mr. H. Priske, of R.R. 2, Victoria, B.C., shall be 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 1956, the candidate elected for whom the second greatest number of votes is cast shall hold office until the annual general meeting of 1955, and the candidate elected for whom the third greatest number of votes is cast shall hold office until the annual general meeting of 1954, 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.

(OVER)

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 of age 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 the 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 GORDON MCGREGOR SLOAN, Administrator of Our said Province, in Our City of Victoria, this twenty-sixth day of May, in the year of our Lord one thousand nine hundred and fifty-three, and in the second year of Our Reign.

By Command.

R. A. PENNINGTON,
Deputy Provincial Secretary.

VICTORIA, B.C.

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