

Approved and ordered this **21st** day of **March**, A.D. 19 **72**

At the Executive Council Chamber, Victoria,

J. H. Davidson
Lieutenant-Governor.

PRESENT:

The Honourable

in the Chair.

Mr. **Bennett**
Mr. **Williston**
Mr. **Black**
Mr. **Peterson**
Mr. **Shelford**
Mr. **Richter**
Mr. **Chabot**
Mr. **Skillings**
Mr. **Brothers**
Mr. **Campbell**
Mr. **Loffmark**
Mr. **Chant**
Mr. **Kiernan**
FDI Mrs. **Jordan**

To His Honour

The Lieutenant-Governor in Council:

The undersigned has the honour to report:

*1443/72, 1912/74, 149/75, 1174/83
138/75, 276/88, 123/91, 1555/91*

THAT a petition has been presented by a number of owners of land near Armstrong, British Columbia, 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 petitioners.

AND TO RECOMMEND:

THAT in accord with Section 53 of the Water Act, being Chapter 405 of the Revised Statutes of British Columbia, 1960, 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 "Eagle Rock Waterworks 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 *21st* day of *March* A.D. 1972.

Ray Williston

Minister of Lands, Forests, and Water Resources.

APPROVED this *21st* day of *March* A.D. 1972.

[Signature]
Presiding Member of the Executive Council.


J. Ambrose
Lieutenant-Governor

CANADA:

PROVINCE OF BRITISH COLUMBIA

ELIZABETH the SECOND, by the Grace of God, of the United
Kingdom, Canada and Her other Realms and Territories,
QUEEN, Head of the Commonwealth, Defender of the Faith.

To all to whom these presents shall come - GREETING.

Roy Wilton
Minister of Lands, Forests,
and Water Resources.
in Council may incorporate a tract of land and the owners
thereof into an improvement district:

WHEREAS by section 53 of the
"Water Act" it is provided
that the Lieutenant-Governor

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 dis-
trict under the said Act, and has made further provisions 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 within Osoyoos Division of Yale Land
District and Kamloops Land Registration District more par-
ticularly described as:

North West 1/4, Section 18, Township 4;

South West 1/4, Section 19, Township 4 except Plans
3984, B4336, 7545, 19604, 20354 and DDA7770;

1142

Parcel A(DDA7770) of the South West 1/4, Section 19,
Township 4;

Lots 1 and 2 of South West 1/4, Section 19, Township
4, Plan 20354;

South East 1/4, Section 13, Township 7 except Plans
11674, 12175, 12914 and DD282091F;

Lots 1, 2 and 3 of South East 1/4 Section 13, Township
7, Plan 11674;

Lot 1 of South East 1/4, Section 13, Township 7, Plan
12914 except Parcel A(DD282091F);

Lot 2 of South East 1/4, Section 13, Township 7, Plan
12914;

Lot 1 of North East 1/4, Section 13, Township 7, Plan
5303;

Lot 2 of North East 1/4, Section 13, Township 7, Plan
3733;

That part of the North East 1/4, Section 13, Township 7
as shown on DD72908F;

Lot 6 of South East 1/4, Section 24, Township 7, Plan
1561 except Plans 18306, 19964, 20334 and 20937;

Lots 1, 2, 3 and 4 of South East 1/4, Section 24, Township
7, Plan 20937;

Lot 2 of South West 1/4, Section 19, Township 4 and South
East 1/4, Section 24, Township 7, Plan 18097 except Plan
19604;

Lots 1 and 2 of South West 1/4, Section 19, Township 4
and South East 1/4, Section 24, Township 7, Plan 19604;

Together with adjacent road allowances.

and all subdivisions 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 improvement district shall be known as "Eagle Rock Waterworks District."
3. The objects of the 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 improvement district.
5. The persons qualified to vote at the first election of Trustees shall be Canadian citizens who are nineteen 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 election shall be the persons qualified as aforesaid to vote and their wives and husbands.
6. Mr. Ernest McNaughton, R.R. 3, Armstrong, British Columbia, 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 fourteen days before the date of the meeting, send to each of the said persons by ordinary first-class mail a notice signed by him giving the date, time, and place of holding the meeting. The Returning Officer shall be chairman of the meeting, and, subject to the provisions of clause 5, 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 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 1975, the candidate elected for whom the second greatest number of votes is cast shall hold office until the annual general meeting of 1974, and the candidate elected for whom the third greatest number of votes is cast shall hold office until the annual general meeting of 1973, but should there be nominated no more than three candidates for 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 1 and May 1 in each year, except 1972, for the following purposes:

- (a) To receive from the Trustees a report on the 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 fourteen days' notice of every general meeting shall be given by ordinary first-class mail setting out the date, time, and place of holding the meeting.

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 nineteen 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 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

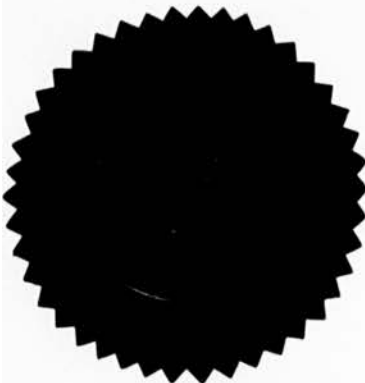
declarant is qualified as aforesaid to vote at such general meeting. Forthwith after the holding of a general meeting the Trustees shall file with the Comptroller of Water Rights a true copy of the minutes of such meeting and copies of all auditor's reports and financial statements presented or discussed 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, Colonel the Honourable John R. Nicholson, P.C.,
O.B.E., Q.C., LL. D., Lieutenant-Governor of Our said Province of British Columbia, in Our City of Victoria, this twenty-first day of March in the year of our Lord one thousand nine hundred and seventy-two, and in the twenty-first year of Our Reign.

By Command.




Provincial Secretary.