

CORPORATION OF THE TOWNSHIP OF ESQUIMALT

BY-LAW NO. 33

To provide for the expropriation of a certain easement required for surface drain and sewer purposes.

WHEREAS it is necessary by By-Law No. 22, entitled "Sewer Loan By-Law 1913" which received the assent of the electors on the 25th day of June, A. D., 1913, authority was given to borrow the sum of Four hundred thousand dollars (\$400,000.00) for the purpose of constructing new sewers and installing a sewer system within the Municipal limits of the Township of Esquimalt.

AND WHEREAS it is necessary that the Municipal Corporation of the Township of Esquimalt should acquire the easement and rights in the land hereinafter described, in addition to easements already acquired, or hereafter to be acquired.

THEREFORE the Municipal Council of the Corporation of the Township of Esquimalt enacts as follows:

1. The right, privilege and easement of entering upon the land and premises hereinafter described and constructing and installing a sewer drain and connections in, through and upon the same and using same for sewer purposes and for the purpose aforesaid of digging up the soil thereof, laying all necessary pipes and refilling and excavations therein, and at all times hereinafter opening, inspecting, repairing and maintaining the said sewer drain and making all necessary connections therewith in, under and upon the said land and premises, is hereby expropriated, and such right, privilege and easement, shall immediately after the said Municipal Corporation, the said lot or parcel of land and premises in respect of which said right, privilege and easement as aforesaid is hereby expropriated as follows:

1. All and singular that certain parcel or strip of land Ten (10.0) feet in width being Five (5.0) feet on each side of the centre line of the sewer as now finally located and constructed across and being part of Lot One hundred and eight (108) of sub-division of part of suburban lot Twenty-four (24) Section Eighteen (18) Esquimalt District according to a map deposited in the Land Registry Office of the City of Victoria as No. 316A; said centre line being more particularly described as follows:  
Commencing at a point on the North Limit of Lot 108, distant Sixty-eight and six tenths (68.6) feet east from the Thirty-two minutes West (S 37° 32" W) a distance of Thirty-one and seven tenths (31.7) feet to angle in the same. Thence west on a line Five (5.0) feet Northerly from and parallel with the south limit of Lot 108 a distance of Forty-nine and one tenth (49.1) feet to a point on the West Limit of Lot 108 Five (5.0) feet north from the Southwest angle thereof. The piece or parcel of land herein described contains Eight Hundred and Eight (808.0) square feet more or less.

2. All and singular that certain parcel or strip of land Ten (10.0) feet in width being Five (5.0) feet on each side of the centre line of the sewer as now finally located and constructed across and being part of Lot One Hundred and Nine (109) of sub-division of part of suburban Lot Twenty-four (24) Section 18, Esquimalt District, according to a map deposited in the Land Registry Office at the City of Victoria as No. 316A; said centre line being more particularly described as follows:  
Commencing at a point on the North Limit of Lot 109, distant Ninety-one and Nine tenths (91.9) feet East from the North west angle thereof. Thence south Thirty-seven degrees, thirty-two minutes west (S 37° 32" W) a distance of Thirty-eight (38.0) feet to a point on the South Limit of Lot 109 distant sixty-eight and six tenths (68.6) feet east from the south-west angle thereof.
3. All and singular that certain parcel or strip of land Ten feet (10.0) in width and being Five (5.0) feet on each side of the centre line of the sewer as now finally located and constructed across and being part of Lot One Hundred and Ten (110) of Sub-division of part of Suburban Lot Twenty-four (24) Section Eighteen (18) Esquimalt District according to Map deposited in the Land Registry Office at the City of Victoria, said centre line being more particularly described as follows:  
Commencing at a point on the North Limit of said Lot 110 distant One hundred and fifteen and three tenths (115.3) feet East from the Northwest angle thereof. Thence South Thirty Seven degrees Thirty-two minutes West (S 37° 32" W) across said Lot 110 and the foreshore abutting the same a distance of Thirty-eight (38.0) feet to a point on the South Limit of Lot 110 distant Ninety-one and Nine tenths (91.9) feet east from the Southwest angle thereof.  
The piece or parcel of land herein described contains Three Hundred and Eighty (380.0) square feet more or less.
4. All and singular that certain parcel or strip of land Ten (10.0) feet in width being Five (5.0) feet on each side of the centre line of the sewer as now finally located and constructed across and being part of Lot One Hundred and Eleven (111) of Sub-division of part of Suburban Lot Twenty-four (24) Section Eighteen (18) Esquimalt District, according to a map deposited in the Land Registry Office at the City of Victoria, as No. 316A; said centre line being more particularly described as follows:  
Commencing at a point on the south limit of Lot 111 distant One hundred and Fifteen and Three (115.3) feet easterly from the southwest angle thereof. Thence North Thirty-seven degrees, Thirty-two minutes East (N 37° 32" E) across Lot 111 and the foreshore abutting the same a distance of Thirty eight (38.0) feet to a point on the easterly extension of the North Limit of Lot 111 distant Twenty-eight and Eight tenths (28.8) feet

east of the Northeast angle therefor. The piece or parcel of land herein described contains Three Hundred and Eighty (380.0) square feet more or less.

5. All and singular that certain parcel or strip of land Ten (10.0) feet in width being Five (5.0) feet on each side of the centre line of the sewer as now finally located and constructed across and being part of Lot One hundred and Twelve (112) of Sub-division of part of Suburban Lot Twenty-four (24) Section Eighteen (18) Esquimalt District, according to map deposited in the Land Registry Office at the City of Victoria, as No. 316A, said centre line being more particularly described as follows:

Commencing at a point on the North Limit of Lot 112 distant One Hundred and Sixty-two (162.0) feet east from the North west angle thereof, Thence South Thirty-seven degrees, Thirty two minutes West (S 37° 32" W) across Lot 112 and the foreshore abutting the same a distance of Thirty eight (38.0) feet to a point on the easterly extension of the southerly limit of Lot 112, distant Twenty and eight tenths (20.8) feet east from the southeast angle thereof.

The piece or parcel of land and foreshore herein described contains Three Hundred and Eighty (380.0) square feet more or less.

6. All and singular that certain parcel or strip of land Ten (10.0) feet in width being Five (5.0) feet on each side of the centre line of the sewer as now finally located and constructed across and being part of Lot One Hundred and Thirteen (113) of Sub-division of part of Suburban Lot Twenty-four, Section Eighteen (18), Esquimalt District according to Map deposited in the Land Registry Office of the City of Victoria as No. 316A; said centre line being more particularly described as follows:

Commencing at a point on the north limit of Lot 113, distant One hundred and sixty-nine (169.0) feet east from the North west angle thereof. Thence south twelve degrees Forty-four minutes West (S 12° 44" W) a distance of Thirty and Seventy-five One Hundredths (30.75) feet to a point on the South Limit of Lot 113 distant One Hundred and sixty-two (162.0) feet from the Southwest angle thereof.

The piece or parcel of land herein described contains Three Hundred and Seven and Five tenths (307.5) square feet more or less.

7. All and singular that certain parcel or strip of land Ten (10.0) feet in width being Five (5.0) feet on each side of the centre line of the sewer as now finally located and constructed across and being part of Lot One Hundred and Fourteen (114) of Sub-division of part of Suburban Lot Twenty-four (24) Section Eighteen (18) Esquimalt District according to a map

deposited in the Land Registry Office at the City of Victoria, as No. 316A; said centre line being more particularly described as follows:

Commencing at a point on the North Limit of Lot 114, distant One Hundred and Seventy-six (176.0) feet east of the North west angle thereof. Thence south Twelve Degrees, forty-four Minutes West (S 12° 44" W) a distance of Thirty and Seventy-five one Hundredths (30.75) feet to a point on the south limit of Lot 114, distant One Hundred and Sixty-nine (169) feet east of the Southwest angle thereof.

The piece or parcel of land herein described contains Three Hundred and Seven and Five Tenths (307.5) square feet more or less.

2. Any compensation and damage payable in respect of the expropriation hereby made, or otherwise, consequent upon the passing of this By-Law shall be chargeable to and payable out of the funds created under the said By-Law No. 22.
3. This By-Law may for all purposes be cited as the "Crittle Street Sewer Expropriation By-Law 1914".

PASSED the Municipal Council the 26th day of October, 1914.

RECONSIDERED, ADOPTED AND FINALLY PASSED the Municipal Council the 26th day of October, 1914.

"J. R. Saunders"  
Reeve

"G. H. Pullen"  
Clerk