

CORPORATION OF THE TOWNSHIP OF ESQUIMALT

BY-LAW NO. 256

BEING a By-Law to acquire real property
for corporate purposes.

WHEREAS under and by virtue of an Indenture of Lease bearing date 1st day of March 1935, the Corporation of the Township of Esquimalt demised the area known as the Macauley Point Golf Links to the Macauley Point Golf Club, the lands and premises being particularly described in the said Indenture of Lease.

AND WHEREAS included in the area of such golf links are lands and premises known as lots 11, 35 and 75, Esquimalt District, Map 2040, being lands not owned or under control of the Corporation, and which were necessarily acquired by the lessee in its operation of a golf course and according to the terms and conditions of the said Indenture of Lease the Corporation of the Township of Esquimalt as lessor agreed to acquire the said premises as corporate property and which were to be included in the lands and premises demised for the purpose as aforesaid.

AND WHEREAS further according to the terms and conditions of the said Indenture of lease the Corporation as lessor was to acquire of the Club the said lands and premises for a price or at a consideration in a sum not greater than that paid by the Macauley Point Golf Club or its trustees in acquiring the same.

AND WHEREAS the sum paid by the said Club or its Trustees was \$238.54 and the Municipal Council of the Corporation of the Township of Esquimalt propose purchasing the said lands and premises for the said sum of \$238.54.

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

It shall be lawful for the Corporation of the Township of Esquimalt to purchase the lands and premises known as Lots 11, 35 and 75, Esquimalt District, Plan 2040, from the Macauley Point Golf Club or its Trustees at or for the price or sum of \$238.54, the Corporation of the Township of Esquimalt having agreed in the said Indenture of Lease to take over or purchase the said lands and premises within the first twelve months of the demised term; the said sum of \$238.54 to be paid to the Macauley Point Golf Club or its Trustees on production and delivery of an Indenture of Conveyance vesting into the Corporation of the Township of Esquimalt, the said lands and premises without encumbrance. The said lands and premises when duly registered in the name of the Corporation shall be considered as part of the demised premises mentioned in the said Indenture of Lease.

This By-Law may be cited as the "Macauley Point Golf Club Property Acquisition By-Law".

PASSED the Municipal Council on the 25th day of March, 1935.

RECONSIDERED, ADOPTED AND FINALLY PASSED the Municipal Council this 8th day of April, 1935.

"A. Lockley"
Reeve

"G. H. Pullen"
Clerk