

July. 14th 1906.

At a meeting of the Council held, in pursuance of adjournment, at the Municipal Hall, on Saturday July 14th 1906.

Present: Reeve Byrne (in the chair) Councillors Griffin, Stride, Love, Chiff, Anderson & Rumble.

1294 Minutes. The minutes of meeting held on June 30th 1906, were read and confirmed.

1295 The Slaughter House. Minute 1254. The clerk reported that Dr. Walker had seen him with reference to this matter. He found that good progress was being made with the clearance of the land at the rear of the Slaughter house, but no steps had yet been taken to submit plans of proposed reconstruction of the buildings as arranged between Mr Reichenbach and the Council.

The clerk was instructed to ^{ask Dr. Walker to} request Mr Reichenbachs early attention to this matter.

1296 Moscrop & other roads. The Committee reported result of their inspection.

With respect to Miss Lesters land (Block 31 of Dis. Lot 35) they recommended that a ditch be dug down the lower portion of Smith Avenue, from Moscrop Road, on the West side, to the creek with a culvert from the ^{South} ~~North~~ side of Moscrop Road to the North side.

Mr Lee Leon agreed to dig a ditch across his property, to cover the same, and to give an agreement for the ditch to be a lien upon his property, in consideration of the sum of Twenty dollars.

Councillor Rumble was authorized to employ a man to dig the ditch along the lower portion of Smith Avenue.

The further consideration of the report was laid over.

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1297

Cliff Road. The following tenders were opened.
For Slashing 45 feet Road allowance and rolling
logs off 20ft roadway

W. Stevens 9.75 per chain

J. J. Mervyn. 8.85 per chain.

For making 20ft Road

Stevens 5.95 per chain

Mervyn. 5.70 " "

Resolved: That the tender of Mr J. J. Mervyn
be, and the same is hereby, accepted.

1298

Gravel. Hastings Road. Minute 1248. Councillor
Anderson reported that Stevens was now prepared
to supply the 200 yds at the price quoted in the
hope that should more be required and
authorized he would have the work of supplying
the same.

1299

Mr Hardy's application for Loan Referring to
Minute 1285 the committee reported having
inspected Mr Hardy's property in Dist. ^{Lot} 1 and
Dis Lot 13 and recommended the granting of
a Loan of \$ 500 in addition to the \$ 1000⁰⁰
already advanced on the property.

Resolved: That the council lend to Thomas
William Hardy, of Burnaby, from the Sinking
Fund the sum of One thousand five hundred
dollars (\$ 1500⁰⁰) the repayment of which, together
with interest calculated at the rate of Six per
centum per annum, being secured by a first
mortgage on real property held and used for farming
purposes by the said Thomas William Hardy and
described as follows: - (1) The North Western sub-
-division of Lot Number one (Lot 1) Group I, New
Westminster District consisting of all that portion
of Lot I lying West of the North Road containing
Fifty three and one half acres (53.50) more or less
with the exception of the Right of way of the
Vancouver, Westminster and Yukon Railways

comprising (3) three acres or thereabouts, Also (2) The North East portion of Lot 13 (Thirteen) Group I, New Westminster District and lying between the said Vancouver Westminster and Yukon Railway Company's right-of-way and the North East Corner of the said Lot 13 Together with the Dwelling House and outbuildings erected, or to be erected on the said property first and secondly above described, the same being assessed at the total sum of Three thousand five hundred and forty four (\$ 3544) dollars according to the last revised and corrected Assessment Roll of the Municipality, provided that the said Thomas William Hardy insure the house and buildings against destruction by fire in the sum of One thousand dollars (\$ 1000⁰⁰) in the name of the Corporation

And further that the clerk publish a copy of this resolution by affixing the same to the door of the Council Chamber for one week.

1300 Resolved: That the Reeve and the Chairmen of the Finance Committee be, and they are, hereby authorized to sign a cheque for the sum of Two hundred dollars payable to Messrs Martin West & Co. Quarrie for the use of the said Thomas William Hardy the sum of One thousand dollars having already been loaned to him.

1301. Land for purposes of a Dam on Seymour Creek.
The Reeve reported fully upon the steps taken by himself and the clerk as a Committee authorized in that behalf by the Council.

In conjunction with the representatives of South Vancouver and Richmond Municipalities Col. Tracy. C. E. had been employed to make a survey to determine the proper location of a Dam at a sufficient elevation to supply the three districts. The District Lots at the Northerly limit of North Vancouver Municipality had been found suitable giving an altitude of about 483 ft

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Beyond this point, namely outside the Municipal limits the land was practically level and hence unsuitable. The elevation named would be at a distance of between 6 and 7 miles from Burrard Inlet in a straight line.

The joint Committee had further employed Mr Robert Grant (of Scott & Grant, Vancouver) to obtain options on five district lots at about the point indicated. These had been considered by the Committee in consultation with Col. Tracy. They were of opinion that the best plan would be to secure District Lot 957 being the most Northerly lot in North Vancouver on the West side of the looek and having a frontage thereto of half a mile or thereabouts, and District Lot 955 on the East side of the looek being the next highest lot to 957 on the opposite side, and having a water frontage of half a mile. By this means while it would not be possible for a dam to be effectually placed above the intake of the joint Corporations a great saving in pipe could be effected by the erection of a dam a mile down stream from the Municipal boundary. With regard to Lot 957 the land had not yet been Crown granted to the pre-emptor Capt. Stevens but application was now being made therefor. The purchase price was \$ 1000⁰⁰ exclusive of the timber.

With regard to Lot 955 owned by the Hastings Shingle Manufacturing Company the price asked was $7\frac{1}{2}$ dollars per acre exclusive of timber.

The options upon these properties expiring on Monday the 16th inst, the joint Committee had convened a meeting of the Councils of South Vancouver, Burnaby, and Richmond to be held at The Municipal Hall, South Vancouver, this evening at 8 o'clock for the purpose of receiving the report and taking such action thereon as may be decided upon.

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Resolved: That the report be received and entered upon the minutes and that at its rising the Council adjourn till 8 o'clock in the evening at South Vancouver Municipal Hall.

1302

B. C. Telephone Co. v Preston. Referring to Minute 1289.

The following letter from Mess^{rs} Martin, Weart and Mc Quarrie was read:-

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Dear Sir,

At your request, we beg to advise you of the position that this matter is in.

In preparing the defence it was thought advisable in view of the then position of affairs, to pay into Court somewhat more money than it actually cost to repair the wires broken by the Defendant, and as we were not in a position to judge accurately as to what the cost would be, it was thought advisable to be on the safe side and to pay into Court \$ 50⁰⁰. We immediately filed our defence which evidently was the means of the plaintiffs realizing that instead of going to trial on a doubtful issue it would be better to accept the money paid into Court and discontinue the action, which they did. There was no question of settlement on our part but following the practice, we did not wish to take any chance of the defendant being stuck for costs in our not paying into Court sufficient to satisfy the Plaintiffs claim for damages. The Plaintiffs costs were thereupon settled and paid by us, amounting to \$ 40.

We have debited Mr Preston with our costs in the suit including defence, interviews, consultations and advising generally, \$ 60⁰⁰.

So far as the action goes it is disposed of.

Yours truly

Martin Weart & Mc Quarrie.

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The Clerk reported that the \$126 paid to Preston as per minute 1289 had been refunded to the Corporation.

Resolved: That Mess^{rs} Martin, West, and McQuarrie's letter be received, and the consideration of the same laid over till the next meeting.

1303. Powers of Telephone Co. In view of the unexpected settlement of the action of the Telephone Co v Preston without any decision being obtained on those points particularly affecting the Municipality and the rights of settlers it was

Resolved: That the Clerk be instructed to prepare a statement of the facts of the case and forward the same to the Executive Committee of the Union of Municipalities together with a notice that at the next meeting of the Union the representatives of this Council will move that prompt steps be taken to approach the Provincial Government and the House of Legislature asking that such amendments may be made in the Nelson & Vernon Telephone Act and other enabling acts of the B. C. Telephone Co as shall protect the rights of municipalities and private owners ~~from~~ against encroachments of public companies.

1304 Proposed Agricultural Supplement to the "World"
Mr. Field-Johnson attended before the Council to outline the proposals of the World Publishing Co and to solicit aid for a write-up on Burnaby.

The consideration of the matter was laid over to the next meeting.

1305 W. G. Every - Clayton's Loan Mr Clayton wrote asking for renewal of the mortgage the term of five years having expired. The Clerk was instructed to inform him that the deed remained in force until amount is repaid and property re-conveyed.

1306 Extension of time for completion of Contract. At Mr Claytons request the time for completion of his Hastings Road contract was extended till Sept 30.

1307 School Board Estimate. The Secretary of the School Board Mr Shepherd, wrote asking consent to re-adjustment of items of the Board's estimate to enable ^{more} money to be spent on Dundonald School to meet the requirements of Insurance Office.

Resolved: That consent be given providing the total amount of estimate be not exceeded.

1308 Arrears of Taxes. The Clerk reported payment by Mr A. E. Rand of \$ 793 9⁰ on account of Pohlman taxes and promise to pay balance within six months.

He was instructed to call Mr Eastmans attention to letter written to him re Taxes.

1309 Brush on Cumberland & Carboe Roads. Councillor Love was authorized to employ a man for a week to clear these roadways.

1310 Watercourse Inman Ave. Councillor Rumble was authorized to have brush cleared out on the water-way from Inman Avenue culvert.

Mr Smith interviewed the Council with reference to water in his basement and round his dwelling; the matter was laid over failing his co-operation in the Councils proposals to pay, without prejudice, half the estimated cost \$8.

P.B.
1311 Nuisance caused by removal of offal. The Clerk was instructed to write the Chinaman Ah Wah threatening him with prosecution if the nuisance along the highway caused by the careless removal of Slaughter-house offal was not abated.

P.B.
1312 Resurvey of Hastings Townsite. Mr Geo. H. Dawson Surveyor, Vancouver, wrote that he was resurveying a portion of this townsite and asking what

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name the Council gave to the road on their Western Boundary. The Clerk was instructed to reply.

1313 Royal Oak Hotel The Clerk was instructed to write Mr. Anderson as to complaints reported respecting his house.

1314 Government Lands. A letter from the Lands and Works Department was read, replying to an enquiry of the clerk, to the effect that the Timber Leases on District Lots 71 & 72 would expire in April next. Also stating that the following District Lots would be put up for sale by auction in the near future:— Lots 205, 206 and 217. Lot 141 appeared to be reserved for Insane Asylum.

The Clerk was instructed to ask whether the Lots to be offered for sale would be sub-divided, if so asking that the Council might be consulted as to roads to be laid out, and further suggesting division into 5 or 6 acre blocks.

1315 Lands at Deer Lake. The Clerk was instructed to lay before the Council the previous correspondence with the Lands & Works Department as to Park reservation at Deer Lake.

1316 Account to be paid. Counc. Love having requested payment of the following account, viz:

Thos. Wilson labour Sixth Street \$ 10 ¹²/₁₀₀

It was

Resolved: That a cheque be signed for the amount and that the item be inserted in next pay roll

1317 Balance Sheet. The report of the Auditor, Mr. Walter James Walker, C. A. certifying the correctness of the Corporation Accounts for

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the Half year ended June 30 1906 was received.

The Balance sheet was submitted and ordered to be filed.

1318
R.D.
Upon motion it was unanimously
Adjournment. Resolved: That the Council adjourn
till 8 o'clock this evening at the Municipal Hall
South Vancouver for the transaction of business
relating to acquisition of land on Seymour Creek.
Resolved: That the date of the next ordinary
meeting of the Council be August 4 1906 at 2.30.

B. J. Walker
C.M.C.

Peter Byrne
Rever