

No. 11D.

PETITION.

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To the Honourable the Speaker and Members of the Legislative Assembly of the Province of British Columbia, in Parliament assembled.

The petition of the Corporation of the District of Oak Bay sheweth as follows :—

1. That your petitioners were incorporated on the 28th day of June, 1906, pursuant to the "Municipalities Incorporation Act."

2. That the Corporation of the City of Victoria has presented a petition to Your Honourable Body, praying that the "Corporation of Victoria Water-works Act, 1873," as amended in 1892, be further amended as provided in the Bill introduced into the House.

3. That the Corporation of the said City of Victoria has obtained, under the "Victoria Waterworks Amendment Act, 1892," power to enter into and upon the lands of any person or persons, bodies politic or corporate, in the said City of Victoria, or within twenty (20) miles of the said City, and to survey, set out, ascertain and appropriate, with or without the consent of the owners or occupiers of the said lands, such parts thereof as they may require for the purpose of water-works; and also to divert and appropriate any springs, streams, lakes or bodies of water which they shall judge proper; and for the right to take all timber, stone, gravel, sand and other materials from the same or adjacent lands for the use or construction of the said works, and have power to lay pipes through the lands lying between their water-works and the City of Victoria, and other powers as in the said Acts are more particularly mentioned.

4. That the Corporation of the said City of Victoria is applying to Your Honourable Body to amend the said Acts, giving the Commissioner mentioned in the said Acts, subject to the approval of the Corporation, power to regulate the distribution and the use, for all purposes, of water without the City limits, and, subject to the like approval of the Corporation, from time to time to fix the annual rate to be paid by users of water outside the City limits, for every purpose as mentioned in said Act.

5. That the locality incorporated as the Municipality of the District of Oak Bay is wholly situate within twenty (20) miles of the City of Victoria, and the said District is a residential district with increasing population.

6. That the said Corporation of the City of Victoria is asking for extensive powers from Your Honourable Body which affect the rights of the Corporation of the District of Oak Bay.

7. That your petitioners desire that in consideration of the powers hereinbefore mentioned as granted to the Corporation of the City of Victoria, reciprocal powers be reserved to your petitioners; and in particular the power to lay any pipe line through the City of Victoria for the purpose of connecting your petitioners with any water-works of their own or with the water-works of any individual or corporation with whom they may make arrangements for the supply of water to said Municipality; and also that provision may be made under the said Act confirming the obligation of the City of Victoria to supply the said Municipality, and making it compulsory upon the City of Victoria to supply your petitioners with sufficient water to meet the wants of the inhabitants of the District of Oak Bay at a specified rate.

8. Your petitioners further say that the methods proposed for charging the rate to be paid by the users of water outside the limits of the City of Victoria are inequitable, and that such power should not be given to the said City, nor should the rates be a lien or a charge on the real estate of the owners of property, as provided in the Bill as introduced.

Your petitioners therefore pray that your Honourable House may be pleased to grant leave to your petitioners to be heard by counsel, agents and witnesses in support of objections which they may be advised to take to the provisions of the said Act.

Wherefore your petitioners, as in duty bound, will ever pray.

Dated the 14th day of February, A.D. 1908.

[L.S.]
W. E. OLIVER,
Reeve.

THE CORPORATION OF THE DISTRICT OF OAK BAY.
By J. S. FLOYD,
Clerk.

VICTORIA, B. C. :

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