

Form C-172 WILSON STATUTORY COMPANY LIMITED - CLARK & STUART LTD 8-63

327317-G

RECEIVED  
L.A.S.  
JUN 15 1966

LAND REGISTRY ACT  
FORM C  
(Section 127)  
Application for Registration of Charge

8/8/66  
JMA

Date June 17th 1966

I, Gordon Hayward, solemnly declare that I am ~~the~~ the duly authorized Agent of The Corporation of the District of Saanich and that ~~he~~ it is entitled to a Right-of-Way over the land hereunder described, and hereby make application under the provisions of the "Land Registry Act" and claim registration of a charge accordingly.

The full name, address, and occupation of the person so entitled to be registered as owner of the charge is The Corporation of the District of Saanich,  
770 Vernon Avenue, Victoria, B.C.

† Not applicable where the applicant is a corporation. Strike out words not applicable.

I am a British subject.† [Or]  
I am not a British subject.† {Or}  
I am informed by \_\_\_\_\_

(Adapt to suit circumstances.)

† For use where the application is made by a solicitor or agent.

I verily believe, that the person so entitled to be registered as owner of the charge is a British subject [or] is not a British subject.†  
The fee-simple is registered in Vol. \_\_\_\_\_, Fol. \_\_\_\_\_ of the Register.

DESCRIPTION OF LAND

185244-1 42/

MUNICIPALITY OR ASSESSMENT DISTRICT	LOT OR SECTION	ADMEASUREMENT OR ACREAGE
Saanich Municipality <i>Gordon Hayward 20' of width of Lot 3</i>	All that part of Lot Three (3) and Fifty-eight (58), Victoria District, Plan 6919, contained within a strip of land twenty feet (20') in width being ten feet (10') on each side of a centre line and its extensions which intersects the Easterly and most Northerly Westerly boundaries of said Lot Three (3) at points distant thirty-six feet (36') and fifty-two point five feet (52.5') respectively from the North Easterly and most Northerly corners of said Lot Three (3).	Sections Fifty-three (53)

Do not write outside the side-line. Space reserved for binding.

DATE	PARTIES	CHARACTER OF DEED
June 10th, 1966.	THE DIRECTOR, THE VETERANS' LAND ACT - and - THE CORPORATION OF THE DISTRICT OF SAANICH  (For By-law - - - See D.F. 99214)	Right-of-Way as described

And I solemnly declare that I have investigated and ascertained the value of the interest covered by the charge, registration of which is hereby applied for, and that the true value thereof at the date of this application is \$50.00 dollars: (in the case of a Solicitor or Agent, add) and I am duly authorized by the office to make this application (in the case of an Agent, add) and I reside in the Province of British Columbia, and am of the full age of twenty-one years.

And I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath and by virtue of the "Canada Evidence Act."

DECLARED before me this 17th day of June, 1966.  
(Signature) Gordon Hayward  
(Full post-office address) 770 Vernon Avenue,  
at Victoria, British Columbia. For mailing notices and documents, Victoria, B.C.  
Special Commissions for taking Affidavits within British Columbia William D. Ford

\* NOTE.—Insert here the estate less than the fee-simple, or encumbrance or equitable interest claimed in, over, or upon the land; e.g., mortgage in fee-simple for \$500, estate for life, life pendens (according to circumstances, upon, in, over).

SEND ALL NOTICES AND HOLD ALL DOCUMENTS TO THE CREDIT OF  
The Corporation of the District of Saanich  
770 VERNON AVENUE VICTORIA, B.C.

BC/4432-2  
11-5  
11/4/66

THIS INDENTURE made the 10<sup>th</sup> day of June, 1966.

BETWEEN:

THE DIRECTOR,  
THE VETERANS' LAND ACT

327317-G

(Hereinafter called "the said Grantor")  
Of the FIRST PART

- and -

THE CORPORATION OF THE DISTRICT OF SAANICH,  
770 Vernon Avenue, Victoria, in the Province  
of British Columbia (Hereinafter called  
"the said Grantee")

Of the SECOND PART

WITNESSETH that in consideration of the sum of One Dollar and 00/100 (\$1.00) now paid by the said Grantee to the said Grantor, the receipt whereof is hereby acknowledged, the said Grantor doth grant, convey and confirm unto the said Grantee, its successors and assigns, the right, at any time, to enter upon the lands hereinafter described for the purpose of laying down and constructing a sewer of adequate size for the purpose of conveying sewage across the said lands, and of keeping and maintaining the same at all times in good condition and repair, and for every such purpose the said Grantee shall have access to the said lands at all times by its servants, employees and workmen.

The Corporation doth hereby COVENANT AND AGREE with the said Grantor that all its construction work done on the said strip of land will be done in a good and workmanlike manner, and that it, the Corporation and its successors and assigns, will, in entering into and upon the said strip of land for any of the purposes aforesaid, do as little damage as possible to the surface of the said lands, and that it will restore the surface of the said lands as soon as may be after entering thereon for the purposes aforesaid.

PROVIDED that the Grantee agrees to compensate the owner for damage to growing crops, installations or improvements, occasioned by the exercise of the rights and privileges granted herein and whether or not the same shall have been caused by the negligence of the Grantee or its servants or agents.

The land affected by this right-of-way is all that part of Lot Three (3) of Sections Fifty-three (53) and Fifty-eight (58), Victoria District, Plan 6919 contained within a strip of land twenty feet (20') in width, being ten feet (10') on each side of a centre line and its extensions which intersects the Easterly and most Northerly Westerly boundaries of said Lot Three (3) at points distant thirty-six feet (36') and fifty-two point five feet (52.5') respectively from the North Easterly and most Northerly corners of said Lot Three (3).

The Grantee agrees to indemnify and keep indemnified the Grantor from and against all actions, proceedings, costs, claims and demands whatsoever that may be lawfully brought against the Grantor by reason of anything done by the Grantee, its servants, agents, licensees, contractors or sub-contractors or any other persons authorized by it in exercise or purported exercise of the rights and liberties hereby granted to the Grantee.

It is understood and agreed that the covenants herein contained shall enure to the benefit of and be binding upon the Grantor and the Grantee and his and its respective successors and assigns.

Form 1001 Land Register (Rev. Dec. 50)  
REGISTERED  
11/4/66  
J. V. [Signature]  
1966  
District of the Victoria Land  
Registration District

20/4432-6  
11-5

- 2 -

327317

IN WITNESS WHEREOF the said parties hereto have hereunder set their hands and seals on the date first above mentioned.

SIGNED, SEALED AND DELIVERED by the said Grantor in the presence of:

*[Signature]*  
Signature of Witness

As to execution by The Director, The Veterans' Land Act

Address

Occupation

*R. W. Pawley*  
*per A.E. Mortenson*  
The Director, The Veterans' Land Act

THE CORPORATE SEAL OF THE CORPORATION OF THE DISTRICT OF SAANICH was hereunto affixed in the presence of:

*[Signature]*  
Reeve

*[Signature]*  
Clerk

APPROVED  
AS TO FORM  
*[Signature]*  
Solicitor D-V.A.

LAND REGISTRY ACTACKNOWLEDGMENT OF OFFICER OF CEREMONY

I HEREBY CERTIFY that, on the Tenth day of June 1966

at Ottawa, in the County of Carleton, in the Province of Ontario,

A. E. Morton

who is personally known

to me, appeared before me and acknowledged to me that he is the person who executed the annexed instrument as The Director, The Veterans' Land Act, and affixed the seal of the said Director, to the said instrument, that he was first duly authorized to subscribe the Director's name as aforesaid, and affix the said seal to the said instrument, and that THE DIRECTOR, THE VETERANS' LAND ACT, is a Corporation Sole and as such is legally entitled to hold and dispose of land in the Province of British Columbia.

IN TESTIMONY whereof I have

hereunto set my hand and Seal of

Office at OTTAWA, this Tenth

day of June in the year

of our Lord One Thousand Nine

Hundred and Sixty-six.

*R. J. French*

A Notary Public in and for the County  
of Carleton, Province of Ontario.

S.N. 101

\* Notary Public in and for the County of Carleton,  
Ontario; for work of the Government of Canada.  
My Commission expires June 29, 1968.

BC/4432-B  
11-5  
327317

LAND REGISTRY ACT FORM Q (SECTION 59)

For the Secretary (or other Officer) of a Corporation

I HEREBY CERTIFY that, on the 25<sup>th</sup> day of  
Dec 6, 1966, at VICTORIA, in the PROVINCE OF  
BRITISH COLUMBIA,

GORDON HAYWARD, personally known to me, appeared before me and acknowledged to me that he is the CLERK OF THE CORPORATION OF THE DISTRICT OF SAANICH and that he is the person who subscribed his name to the annexed instrument as Clerk of the said CORPORATION OF THE DISTRICT OF SAANICH, and affixed the seal of the CORPORATION to the said instrument, that he was first duly authorized to subscribe his name as aforesaid, and affix the said seal to the said instrument, and that such CORPORATION is legally entitled to hold and dispose of land in the Province of British Columbia.

IN TESTIMONY whereof I have hereunto set my hand and

*John* Seal of Office at Victoria, B. C., this 7<sup>th</sup> day of  
*April* in the year of our Lord One Thousand  
Nine Hundred and *Sixty-six*

*Albert W. Ford*  
.....  
Solicitor General  
British Columbia

