

**MINUTES OF SPECIAL MEETING OF CITY COUNCIL, HELD WITHIN THE
COUNCIL CHAMBER ON WEDNESDAY THE 10th DAY OF AUGUST 1910 AT
8 O'CLOCK, P.M.**

Present: Alderman McNeish
Alderman Smith
Alderman Fowler
Alderman Irwin
Alderman McNeish

In the unavoidable absence of the Mayor, Alderman McRae was elected
Chairman of the Meeting.

The following correspondence received from Solicitor Reid, was read at the
Meeting:

"Vancouver, BC August 8th, 1910
Thomas Shepherd, Esq. C.M.C.
North Vancouver, B.C.

Dear Sir:

I enclose you herewith copy of letter received fro the Deputy
Commissioner of Lands, and copy of my letter in reply, re Lots 856 and 857,
which are self-explanatory. I also enclose copy of letter received this day from
W.E. Burns, Solicitor, for the District of North Vancouver.

It appeared from my conversation with the Council, on my visit to the City
of North Vancouver, that it will be a survey of \$1500.00, to go ahead and lay the
new pipe along the old pipe line, where the road is cleared, and in doing so we
will not only save money, but comply with the wishes of the District Council, and
avoid litigation. I propose, however, that, if you act in accordance with this letter,
that before doing so you notify me in time to allow me to write a letter to Messrs.
Burns & Walkem to put on file, saying that we do this in order to comply with their
wishes, but without prejudice so our legal rights to lay pipes wherever we wish on
the road.

As to the land at the intake, it would be well to consider whether you wish
to enforce your rights at the present time, or whether you will let the matter stand
for the present".

Yours truly
Signed: R.L. Reid

August 5th, 1910

Sirs;

“I am in receipt of your letter of the 30th ultimo, having further reference to Lots Nos. 856 and 857, Group One, New Westminster District. In reply, I beg to advise you that, in accordance with the desire of the Corporation of the District of North Vancouver, the Hon. the Chief Commissioner has consented to an arrangement, under which the said Lots will be acquired by the British Columbia Electric Railway Company, to be used in part for public park and recreation purposes”.

I have the honor to be, Sirs,
Your obedient servant
Signed: R.A. Pembwick
Department Commissioner of Lands.

Messrs. Bowser, Reid & Wallbridge
Barristers, etc.
Vancouver, BC
August 8th, 1910

Robert A. Pembwick Esq.
Deputy Commissioner of Lands, Victoria, B.C.

Dear Sir:

“We have your letter of the 5th inst. in reference to Lot 856 and 857, stating that, in accordance with the desire of the Corporation of the District of North Vancouver that the Chief Commissioner has consented to an arrangement under which the said lots will be acquired by the British Columbia Electric Railway Co. to be used for park and recreation purposes.

We beg leave to point out to you that Lots 856 and 857, Group 1, New Westminster District, are covered by paragraph 7 of Schedule A to chapter 35 of the Statutes of 1906, being page 305 of the Acts of that year, in which it lays, “any record of routes that may be obtained from Rice lake and the whole of the North Vancouver Lonsdale water system, and all the rights of way, pipe line, intake, and all lands owned by, and the title and interest in all lands applied for by said District Municipality in connection with the water system etc.” shall become the property of the City of North Vancouver. These lots are abutting on Rice Lake, and were applied for in connection with the water rights from Rice Lake and the District Municipality under the Act, has no right or authority to consent to any transfer of this property.

We should be obliged if you will bring this matter before the Chief Commissioner, and ask for a hearing on behalf of the City of North Vancouver, who claim to be entitled to all the rights of the District in these lands, and who

protest most strongly against any transfer or proposed transfer of their rights therein, without their knowledge or consent. Kindly advise us if the Chief Commissioner will appoint a day, on which he will hear representatives of the City in connection with these lots.”

Yours truly
Signed: R.L. Reid.

August 4th, 1910
R.L. Reid, Esq. K.C.
City

Dear Sir:
Re North Vancouver Water Pipe Line

“Replying to your favour of July 25th attention to which has been delayed by reason of the writer being out of town. I am instructed by my Council, that the terms of my letter to you, to which your above acknowledged is a reply, must stand.

With reference to the right of way, I understand that the suggestion has been made that the new pipe line be placed on the side of the road allowance, without prejudice to the rights of the respective interests. It would be impossible to entertain this suggestion, as the very fact of laying the pipe line would, in itself, be a conclusion of the question at issue.

I am instructed by the District Council to state that, if your Council is not prepared to enter into an agreement on the lines of the draft submitted to you, the only solution of the matter would be for you to go ahead, and lay your new pipe line beside the old pipes”.

Yours truly,
Signed: W.E. Burns

After a general expression of opinion, Alderman Irwin moved that the Solicitor be informed that the Council consider it in the best interests of the City, that the new Water Main be laid in the position recommended by the City Engineer, viz:
Twenty-five (25) feet South from the center line of the road from the City Limits to the end of the B.C. Electric Railway Track, and from there, following along the present main, to the Waterworks Intake, and that the District council be notified to this effect.

And further, that Solicitor Reid be asked to give a written opinion, as to how soon the City can proceed with the work of laying the new main.

The motion was seconded by Alderman Smith and agreed to unanimously.

Alderman McNeish then moved that, on receipt of a letter from Solicitor Reid that the Council can proceed with the work at any time, that City Engineer Hanes be instructed to proceed with the laying of the new water main.

The motion was seconded by Alderman Fowler and agreed to.

The Council then went into Committee of the Whole, to consider the application received for the position of Fire Chief, from:

Henry P. Wand
Henry P. Hillier
G.W. Frost
G.W. Plurrop
Jas. H. Axon
Alex Grant and
John J. Donovan

On rising, the Committee reported to the Council, and a ballot was taken on the applications, which resulted as follows:

John J. Donovan	4 votes
G.W. Frost	1 vote

Mr. Donovan was declared elected Fire Chief of the City of North Vancouver at a salary at the rate of \$80.00 per month.

Alderman Fowler moved that Fire Chief Donovan be asked to take charge at the Fire Hall on Friday morning, and that volunteer Chief Prime be relieved of his duties on that date.

The Council thereafter adjourned.

Signed: Wm. H. May, Mayor