
Township of Westmeath

By-Law No. 762

A BY-LAW TO PROVIDE FOR THE DRAIN-
AGE OF SEVENTH LINE DRAIN, TO BE
KNOWN AS THE SEVENTH LINE DRAIN, ON
PART OF LOTS 6-7-8 IN THE 7th CONCES-
SION OF THE TOWNSHIP OF WESTMEATH,
AND FOR PAYING THE COST OF THE WORK
TO BE DONE.

Provisionally Adopted the 10th day of February, A.D. 1954

S. E. DAVISON, Clerk.

J. C. WRIGHT, Reeve.

BY-LAW No. 762 OF THE TOWNSHIP OF WESTMEATH, 1954

A by-law to provide for drainage work in the Township of Westmeath, in the County of Renfrew and Province of Ontario, and for borrowing on the credit of the Township the sum of \$3,749.80 for completing the same.

Provisionally adopted the 10th day of February, A.D. 1954.

Finally passed on the day of

WHEREAS the majority in number of the resident and non-resident owners (exclusive of farmers' sons not actual owners) as shown by the last revised assessment roll of the property hereinafter set forth to be benefitted by drainage work, have petitioned the Council of the said Township of Westmeath, praying that the area of land described as follows, that is to say, part of Lots 6, 7 and 8, in Concession 7, of the said township, may be drained by means of deepening and clearing the ditch known as Seventh Line Drain.

AND WHEREAS thereupon the said township has procured an examination to be made by H. R. Farley, P.E.O., being a person competent for such purpose, of the said area proposed to be drained and the means suggested for the drainage thereof, and of other lands and roads liable to assessment under the Municipal Drainage Act, and has also procured plans, specifications and estimates of the drainage work to be made by him, and an assessment to be made by him of the lands and roads to be benefitted by such drainage work, and of the other lands and roads liable for contribution thereto, stating as nearly as he can the proportion of benefit, outlet liability, injuring liability, which in his opinion, will be derived or incurred in consequence of such drainage work by every road or lot, or portion of lot, the said assessment so made being the assessment hereinafter in this by-law enacted, to be assessed and levied upon the roads and lots or parts of lots, hereinafter in that behalf specially set forth and described, and the report of the said H. R. Farley, P.E.O., in respect thereof and the said drainage work being as follows:

February 5th, 1954.

Reeve and Council,
Township of Westmeath,
Beachburg, Ontario.

Gentlemen:

Pursuant to instructions duly received, I have made an examination and prepared a report on the Seventh Line Drain, as requested by one, Douglas Comrie.

This drain runs northerly along the westerly side of the Road Allowance between Concessions 7 and 8 from the division line between the north and south halves of Lot 6 to a point distant approximately 400 feet northerly from the division line between the north and south halves of Lot 8, where it empties into a creek.

As the drain required will be rather deep and wide, it would prove a hazard if dug along the Road Allowance.

To overcome this difficulty, the land owners adjacent to the ditch have consented to push their fences back 15 feet in order to make room for the ditch along the westerly side of the Road Allowance.

The total length of the ditch is 4,396 feet. I have prepared a plan and profile of the said drain showing the course thereof and the lands affected thereby, and have assessed the lands in the drainage area according to Benefit and Outlet Liability.

The total estimated cost of the drain is \$3,749.80 and is made up as follows:

5,488 Cubic Yards Earth at 60c	\$3,268.80
Engineering, Assistance and Expenses	181.00
Clerk's Fees, Printing and Preparing By-law, Court of Revision, Etc.	200.00
Allowance for Farm Crossings (I. Brown)	25.00
Superintendence	75.00
Total	\$3,749.80

Two-thirds of this amount I have assessed against the lands affected by the drain, the remaining one-third to be paid by the Ontario Government.

SCHEDULE OF ASSESSMENT

NAME	Con.	Lot	Acres Drained	Benefit Liab.	Outlet Liab.
Lyle Dougherty	6	S½7	25		\$ 76.79
Thomas Little	6	W½6	40		123.07
Sam Johnson	6	5	100		285.83
K. Kinear	6	E½6	40		123.07
S. Barnett	7	W½6	100		303.64
M. Faught	7	W½5	100		303.64
P. Robinson	7	S½7	100	444.90	
A. Robinson	7	N½7	50	224.51	
H. Robinson	7	S½8	25	113.51	
I. Brown	7	NE¼6	50	224.51	
J. J. Barr	7	SE¼6	50	224.51	
J. Lavellee	7	E½5	17		51.89
Total—				\$1,231.94	\$1,267.93

Distribution:—

Approximate Rates—Benefit	\$6.33 acre
Approximate Rates—Outlet	\$4.69 acre
Total Assessment for Outlet Liability	\$1,901.90
Total Assessment for Benefit Liability	\$1,847.90
	<hr/>
	\$3,749.80

The Township Clerk shall call for tenders before May 1st, 1954.

The work shall be scheduled for completion not later than July 31st, A.D. 1954.

REMARKS: This report is the final report on the Seventh Line Drain and supercedes and cancels all previous reports.

Respectfully submitted,

H. R. FARLEY, P.E.O.

AND WHEREAS the said Council is of the opinion that the drainage work as set forth in said report, profile and specifications is desirable,

THEREFORE THE SAID MUNICIPAL COUNCIL of the Township of Westmeath pursuant to the provisions of the Municipal Drainage Act enacts as follows:

1. The said Report, Plans, Specifications, Assessments and Estimates are hereby adopted, and the drainage work as therein indicated and set forth shall be made and constructed in accordance therewith.

2. The Reeve of the said Township of Westmeath may borrow on the credit of the Corporation of the said Township of Westmeath the sum of Three Thousand Seven Hundred and Forty-Nine Dollars and Eighty Cents (\$3,749.80) being the amount required for the construction of the said work and for the legal fees and engineer fees in connection with the said drainage work and may issue debentures of the Corporation to that amount in sums of not less than One Hundred Dollars each, to be payable within twenty years from the date of the said debentures with interest at the rate of five per centum per annum, that is to say, in 20 consecutive, equal annual payments to be made in such amounts that the aggregate amount payable for principal and interest in any year shall be equal as nearly as possible to what is payable for principal and interest during each of the other years of the said period of 20 years, such debentures shall be payable at The Bank of Nova Scotia at its office in the Village of Beachburg, Ontario.

3. For paying the sum of Three Thousand Seven Hundred and Forty-Nine Dollars and Eighty Cents (\$3,749.80) the amount charged against lands and roads in the Municipality of Westmeath for benefit and outlet liabilities, there being no assessment for injuring liability, and for covering interest thereon for 20 years at the rate of five per centum per annum, the following total special rates over and above all other rates shall be assessed, and levied and collected (in the same manner and at the same

time as other taxes are levied and collected) upon and from the herein-before mentioned lots and parts of lots and roads, and the amount of the said special rates shall be assessed, levied and collected as aforesaid in each year for 20 years after the final passing of this by-law during which the said debentures have to run.

4. Instead of being published in a newspaper, this bylaw, together with a notice of the sitting of the Court of Revision thereunder shall be printed and mailed in accordance with Section 25 of the Municipal Drainage Act.

5. This by-law may be cited as "The Seventh Line Drain Bylaw" and shall come into force and effect upon and after the final passing thereof.

By-law read a first and second time and provisionally adopted this 10th day of February, A.D. 1954.

Signed:

J. C. WRIGHT, Reeve.

Signed:

S. E. DAVISON, Clerk.

By-law read a third time and passed, signed and sealed in open Council

this 15 day of *MAY* A.D. 1954.

NOTICE

NOTICE IS HEREBY GIVEN that the Court of Revision will be held at the Town Hall at Beachburg, in the Township of Westmeath, in the County of Renfrew, on Monday, the 15th day of March, A.D. 1954, commencing at 2.30 o'clock, for the hearing and trial of appeals made against the foregoing assessment or any part thereof, in the manner provided by the Municipal Drainage Act.

NOTICE of such appeals must be served on the Clerk of the Municipality at least ten days prior to the first sittings of the Court of Revision.

AND FURTHER NOTICE IS HEREBY GIVEN that any one intending to have the said by-law, or any part thereof, quashed, must not later than ten days after the final passing thereof serve a notice in writing upon the Reeve or other Head Officer, and upon the Clerk of the said Municipality of his intention to make application for that purpose to the Drainage Referee during six weeks next ensuing the final passing of this by-law.

Dated this 17th day of February, A.D. 1954.

S. E. DAVISON, Clerk-Treasurer.

Corporation of the Township of Westmeath.