

GI\*vjh  
C11, 226(21)  
TNRD - Kamland



J65630

I hereby certify that the following is a true copy of a Minute of the Honourable the Executive Council of the Province of British Columbia approved by His Honour the Lieutenant-Governor. **NOV 21 1974** : 50 3264

APPROVED AND ORDERED 10 OCT 1974

*W. G. W. Guthrie*  
Assistant Deputy Provincial Secretary

*[Signature]*  
Lieutenant-Governor

EXECUTIVE COUNCIL CHAMBERS, VICTORIA 10 OCT 1974

Pursuant to the Municipal Act, and upon the recommendation of the undersigned, the Lieutenant-Governor, by and with the advice and consent of the Executive Council, orders that By-law No. 192, 1974 of the Thompson-Nicola Regional District cited as "Thompson-Nicola Regional District Land Use Contract Agreement Amendment Bylaw No. 192, 1974, Amendment No. 80-1" be approved in the form of by-law hereto attached.

LWC H18092

*[Signature]*  
Minister of Municipal Affairs.

*[Signature]*  
Presiding Member of the Executive Council.

Registered the 18 Day of 11  
1974 On Application Received  
at the time Written or Stamp  
On the Application.

*Copy to [unclear]  
Oct 21/74  
R.N.  
Drafts see me  
S.A.R.*

SUBSTITUTE FORM "C"  
PARTICULARS:  
APPLICANT: ANDREWS & CO.  
300-153 Seymour St. Kamloops, B.C.  
PH. 372-7711  
SOLICITOR FOR: *the district*  
DECLARED VALUE: \$ *nominal*  
NATURE OF DOCUMENT/CHARGE: *Modification*  
*A Land Use Contract*  
PLEASE FORWARD DUPLICATE CERTIFICATE  
OF TITLE TO APPLICANT. *NO*  
*W. Howland*  
APPLICANT

APPENDIX "A"

THIS AGREEMENT made the 1st day of November, 1974

BETWEEN:

THOMPSON-NICOLA REGIONAL DISTRICT,  
incorporated under the laws of the  
Province of British Columbia, with  
its principal office at Suite 210,  
Valleyview Centre, 1959 East Trans-  
Canada Highway, Kamloops, in the  
Province of British Columbia.

(hereinafter called "the District")

OF THE FIRST PART

AND

KAMLAND PROPERTIES LTD.,  
a body corporate, having its registered  
office at #300 - 153 Seymour Street, in  
the City of Kamloops, Province of  
British Columbia.

(hereinafter called "the Developer")

OF THE SECOND PART

WHEREAS pursuant to Section 798A and 702A of the Municipal Act  
the District and Highland Development Co. Ltd. entered into a Land Use  
Contract which was registered in the Kamloops Land Registry Office under  
Charge Number H18092 on the 16th day of April, 1973;

AND WHEREAS the Developer has purchased Highland Development  
Co. Ltd.'s interest in the properties covered by the said Land Use Contract;

AND WHEREAS the agreement provides for amendments upon agree-  
ment between the parties;

THIS AGREEMENT THEREFORE WITNESSETH:

THAT in consideration of the Developer agreeing to subdivide  
properties within the Land Use Contract to a minimum size of one acre, that  
the Contract be amended as follows: ✓

1. The requirement for the installation of sewers as outlined in  
Paragraph N of Schedule "B" to the Land Use Contract be deleted, and that  
the map attached hereto as Schedule "A" be substituted for Schedule "D" to  
the said Land Use Contract.
2. In Paragraph P Five Feet be substituted for Ten Feet.

*Fin. Dept.*

THOMPSON-NICOLA REGIONAL DISTRICT

BYLAW NO. 192

A BYLAW FOR THE RATIFICATION OF AN AGREEMENT WITH KAMLAND PROPERTIES LTD.  
TO PROVIDE FOR THE DEVELOPMENT OF CERTAIN LANDS:

WHEREAS KAMLAND PROPERTIES LTD. have requested an amendment to the  
Land Use Contract Agreement Bylaw No. 80;

AND WHEREAS the changes in the said Land Use Contract considered  
desirable have been approved;

NOW THEREFORE the Regional Board of the Thompson-Nicola Regional  
District in open meeting assembled enacts as follows:

1. This Bylaw may be cited as "Thompson-Nicola Regional District  
Land Use Contract Agreement Amendment, Bylaw No. 192 , 1974,  
Amendment No. 80-1."
2. This Agreement made between the Thompson-Nicola Regional  
District and KAMLAND PROPERTIES LTD.

*H 11-15-74*  
*H 11-15-74*  
*[Signature]*

providing for the development of  
 First: Legal Subdivision 10, 15 and 16.  
 Secondly: The North 1/2 of Legal Subdivision 9  
 Thirdly: The North 1/2 of the South 1/2 of Legal Subdivision 9.  
 All of Section 11, Township 22, Range 15, West of the 6th  
 Meridian, save and except those portions subdivided by Plan 23916 as to the  
~~secondly & thirdly parcels.~~ Fourthly: Lots 2 & 3, Plan 23916.  
 In the Kamloops Assessment District.

and attached hereto as Appendix "A" is hereby ratified  
and the Chairman and Secretary are hereby authorized to  
execute the same on behalf of the Regional District.

Read a first time this 5th day of July , 1974 .  
 Read a second time this 5th day of July , 1974 .  
 Read a third time this 5th day of July ; 1974 .

Received the approval of the Lieutenant-Governor-in-Council this 10th day  
of October , 1974 . ✓

Reconsidered and adopted this 1st day of November , 1974 .

*J.P. Lyell*  
 \_\_\_\_\_  
 Secretary-Treasurer

*[Signature]*  
 \_\_\_\_\_  
 Chairman

I hereby certify that this is a true and correct copy of the "Thompson-  
Nicola Regional District Land Use Contract Agreement Amendment Bylaw No 192,  
1974 , Amendment No. 80-1."

*J.P. Lyell*  
 \_\_\_\_\_  
 Secretary-Treasurer

*[Signature]*

3. There shall be no disturbance of the ground surface within a continuous width of one hundred feet (100') from the boundary of lots fronting on the Louis Creek,

4. Where ground absorption sewage disposal systems are used, no part or portion of the disposal field shall be less than 4' above highest ground water table, as determined by the Medical Health Officer.

In all other respects the terms and conditions of the said Land Use Contract are hereby confirmed.

IN WITNESS WHEREOF the Parties hereto have fully executed this Agreement as of the day and year first above written.

The Corporate Seal of THOMPSON-NICOLA REGIONAL DISTRICT was hereto affixed in the presence of:

*M. L. Winter*  
Chairman

*J. R. ...*  
Secretary-Treasurer

The Corporate Seal of KAMLAND PROPERTIES LTD. was hereto affixed in the presence of:

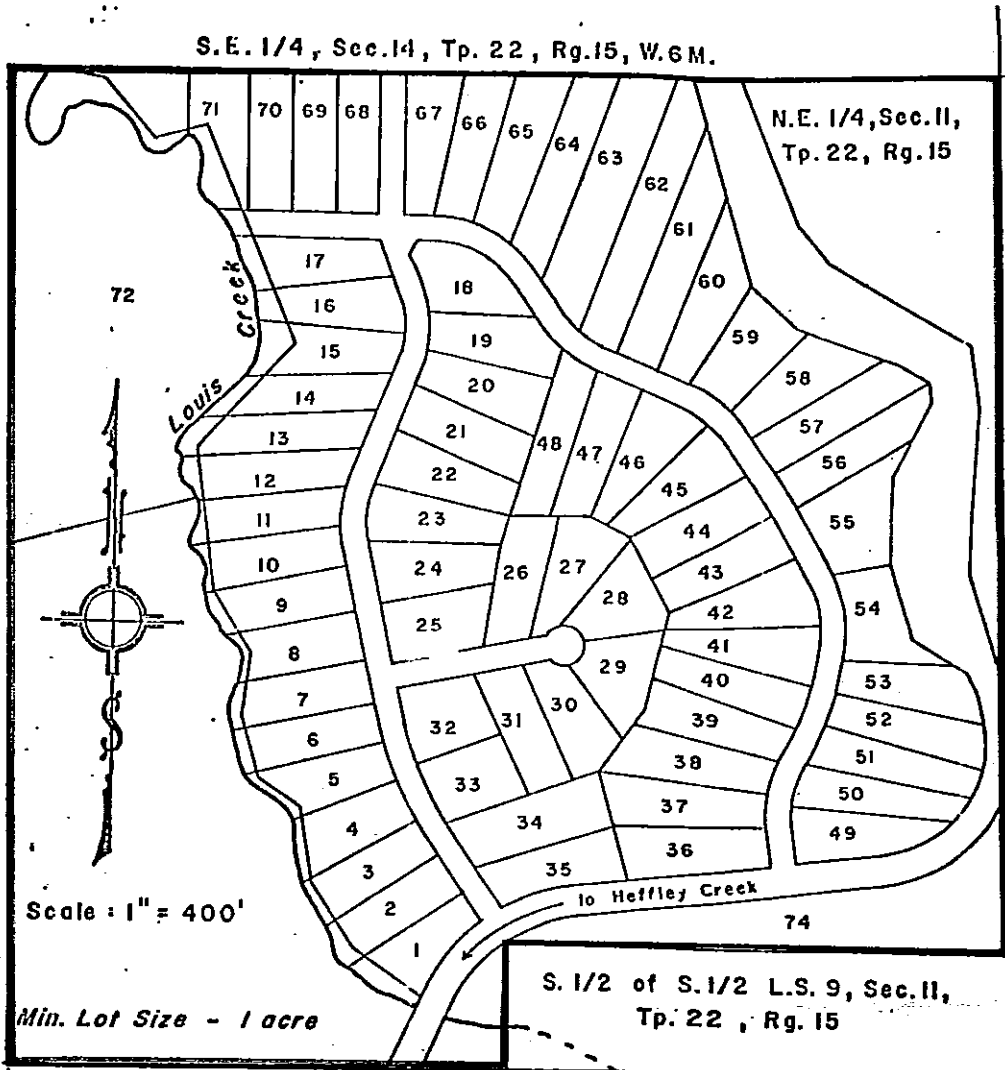
*[Signature]*

*[Signature]*

*[Signature]*

# SKETCH - PLAN SHOWING DEVELOPMENT OF SITE UNDER LAND USE CONTRACT No. 80

- Schedule 'A' to replace Schedule 'D' as registered in the original  
Contract No. H18092



*David E. [Signature]*

### Acknowledgment of Officer of a Corporation

I HEREBY CERTIFY that, on the 7th day of November, A.D. 1974,  
 at the City of Kamloops, in the Province of British Columbia,  
 Bill Bilton (whose identity has been proved by the evidence on  
 oath of , who is) personally known to me,  
 appeared before me and acknowledged to me that he is the President of  
 Kamland Properties Ltd. , and that he is the person  
 who subscribed his name to the annexed instrument as President of the said  
 Kamland Properties Ltd. and affixed the seal of the

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 Seal of Office,  
 at the City of Kamloops, in the Province of  
 British Columbia, this 7th day of November  
 one thousand nine hundred and seventy-four.

  
 A Notary Public in and for the Province of British Columbia.  
 A Commissioner for taking Affidavits for British Columbia.

### Acknowledgment of Officer of a Corporation

I HEREBY CERTIFY that, on the 7th day of November, 1974,  
 at the City of Kamloops, in the Province of British Columbia,  
 W. Winter (whose identity has been proved by the evidence on  
 oath of , who is) personally known to me,  
 appeared before me and acknowledged to me that he is the Chairman of  
 Thompson-Nicola Regional District , and that he is the person  
 who subscribed his name to the annexed instrument as Chairman of the said  
 Thompson-Nicola Regional District and affixed the seal of the

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 Seal of Office,  
 at the City of Kamloops, in the Province of  
 British Columbia, this 7th day of November  
 one thousand nine hundred and seventy-four.

  
 A Notary Public in and for the Province of British Columbia.  
 A Commissioner for taking Affidavits for British Columbia.

Mack Printers & Stationers Ltd.  
Form No. 145. Statutory Declaration  
.....

*F I L M*

CANADA  
PROVINCE OF  
BRITISH COLUMBIA

**IN THE MATTER OF** Bylaw Number 192  
THOMPSON-NICOLA REGIONAL DISTRICT. Amendment Bylaw  
Number 80-1.

TO WIT:

I, GREGORY TAYLOR, Barrister and Solicitor, of #300-153 Seymour Street, in the

City of Kamloops

in the Province of British Columbia

do solemnly declare

1. That I am the Solicitor for the Thompson-Nicola Regional District.
2. That on the 5th day of July A.D. 1974, the Board of Directors of the Thompson-Nicola Regional District passed Bylaw Number 192 and on the 1st day of November A.D. 1974, adopted the said Bylaw as Amendment Number 80-1.
3. That the said Bylaw was considered by the Advisory Planning Commission of the Thompson-Nicola Regional District on the 2nd day of July 1974, by the Technical Planning Committee on the 3rd day of July 1974, and a Public Hearing was held on the 5th day of July 1974.
4. That the requirements of the Municipal Act were followed and the Bylaw was approved by the Lieutenant Governor on the 10th day of October 1974 under Number 3264.

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.

DECLARED before me  
at Kamloops  
in the Province of British Columbia,  
this 12th day of November  
A. D. 1974.

*[Signature]*  
GREGORY TAYLOR

*[Signature]*

A Notary Public in and for the Province of British Columbia  
A Commissioner for taking Affidavits for British Columbia.

IN THE MATTER OF  
HONORABLE REGIONAL DISTRICT AMENDMENT BYLAW  
NUMBER 80-1

BRITISH COLUMBIA  
PROVINCE OF  
CANADA

TO WIT

ALL, 226 (2d) GR: jmr

**ANDREWS & COMPANY**  
Barristers and Solicitors  
Ste 300 - 153 SEYMOUR STREET  
KAMLOOPS, B.C.

**STATUTORY  
DECLARATION**  
GREGORY TAYLOR

**IN THE MATTER OF  
BYLAW NUMBER 192  
THOMPSON-NICOLA REGIONAL DISTRICT  
AMENDMENT BYLAW NUMBER 80-1**

DATED: THE 12th day NOVEMBER 1974

AND I make this solemn declaration conscientiously believing the contents of the same to be true and correct and that I am duly qualified to make the same.

*[Handwritten Signature]*