

Approved and ordered this 12th day of November, A.D. 1957.

At the Executive Council Chamber, Victoria,

[Signature]
Lieutenant-Governor.

PRESENT:

The Honourable

in the Chair.

- Mr. Martin
- Mr. Westwood
- Mr. Chant
- Mr.
- Mr.
- Mr.
- Mr.
- Mr.
- Mr.
- Mr.

To His Honour

The Lieutenant-Governor in Council:

The undersigned has the honour to

report

Revoked 9/24/64

0/0 243/11

THAT the Council of the Corporation of the City of Merritt by by-law submitted for the opinion of the owner-electors the question of changing the status of the municipality from a city to a village:

AND THAT the assent of the owner-electors of the Corporation of the City of Merritt has been duly obtained:

AND THAT a petition has been received from the Council of the Corporation of the City of Merritt praying that the Letters Patent of the municipality be revoked and other Letters Patent be issued in their place reincorporating the municipality as a village:

AND TO RECOMMEND THAT pursuant to the provisions of section 20 of the "Municipal Act", being chapter 42 of the Statutes of 1957, the Letters Patent incorporating the Corporation of the City of Merritt as a city municipality be revoked and other Letters Patent in the form hereto attached be issued reincorporating the municipality as a village:

AND THAT the Letters Patent in the form hereto attached be published in one issue of the Gazette and in one issue of the Merritt Herald, a newspaper published in the municipality.

DATED this

8th

day of *November* A. D. 1957.

[Signature]
Acting
Minister of Municipal Affairs.

APPROVED this

8th

day of *[Signature]* A. D. 1957.

[Signature]
Presiding Member of the Executive Council.

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[Handwritten mark]

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J. L. ...
Lieutenant-Governor.

C A N A D A:
PROVINCE OF BRITISH COLUMBIA.

ELIZABETH the SECOND, by the Grace of God, of the United Kingdom, Canada and Her other Realms
and Territories, QUEEN, Head of the Commonwealth, Defender of the Faith.

To all to whom these presents shall come --

GREETING
R. P. ...
ACTING
Minister of Municipal
Affairs. } WHEREAS under the provisions of the "Municipalities Incorporation
Act", the Corporation of the City of Merritt, by Letters Patent
under the Great Seal, was incorporated as a city municipality from
and after the first day of April, one thousand nine hundred
and eleven:

AND WHEREAS a petition has been received from the Council of the Corporation
of the City of Merritt praying that the Letters Patent of the municipality be revoked and
other Letters Patent be issued in their place reincorporating the municipality as a village:

AND WHEREAS by section 20 of the "Municipal Act", being chapter 42 of the
Statutes of 1957, it is provided, inter alia, the Lieutenant-Governor in Council may
revoke the Letters Patent incorporating a municipality as a city and issue other Letters
Patent in their place reincorporating the municipality as a village:

AND WHEREAS the conditions and requirements of section 20 of the said
"Municipal Act" have been duly complied with:

AND WHEREAS by Order of the Lieutenant-Governor in Council bearing date the
12th day of November, one thousand nine hundred and fifty-seven, it was
ordered that the Letters Patent of the Corporation of the City of Merritt be revoked:

NOW KNOW YE that by these presents We do order and proclaim that the
municipality of the Corporation of the City of Merritt, as hereinafter described, shall on,
from, and after the first day of January, 1958, be reincorporated as and be a village
municipality under the name of "The Corporation of the Village of Merritt", hereinafter
called "the municipality", under and subject to the provisions of the "Municipal Act", and
any other Statutes applicable specially to the Corporation of the City of Merritt and under
and subject to the provisions of all other Statutes applicable to a village municipality and
under and subject to the provisions hereinafter contained or referred to:

1. The municipality shall be called and known by the name and style of
"The Corporation of the Village of Merritt".

2. The municipality shall comprise all that tract of land hereinafter
described:

Commencing at the south-west corner of Lot 174, Kamloops Division of Yale District, being a point on the right bank of the Nicola River; thence due south to the middle line of the said Nicola River; thence in a general easterly direction along the said middle line of the Nicola River to the middle line of the Coldwater River; thence in a general south-easterly direction along the middle line of that part of the Coldwater River which is bounded by Lots 173, 172 and 125 to a point due north of the north-west corner of Parcel "E" of Lot 172, as shown on Plan B3015, on file in the Land Registry Office, Kamloops; thence south to the said north-west corner of Parcel "E" of Lot 172, Plan B3015; thence southerly along the westerly boundary of said Parcel "E" of Lot 172, Plan B3015 to the south-west corner thereof; thence easterly along the southerly boundaries of Parcel "E" of Lot 172, Plan B3015 and that part of said Lot 172 shown on Registered Plan B491 to the south-east corner of the said part of Lot 172 shown on Plan B491, being a point on the easterly boundary of said Lot 172; thence northerly along the easterly boundary of said Lot 172 and the northerly prolongation thereof to the aforesaid middle line of that portion of the Coldwater River which is bounded by Lots 1918, 166 and 122; thence in a general south-easterly direction along the said middle line of the Coldwater River to a point on the north-westerly prolongation of the south-westerly boundary of said Lot 122; thence south-easterly to and along the said south-westerly boundary to the south-east corner of said Lot 122; thence north-easterly and north-westerly along the south-easterly and north-easterly boundaries of said Lot 122 to the westerly boundary of Section 14, Township 91; thence northerly along the said westerly boundary of Section 14, Township 91 to the north-west corner thereof; thence northerly in a straight line to the south-east corner of Fractional Section 22 of said Township 91; thence northerly along the easterly boundary of said Fractional Section 22 to a point 20 chains southerly from the north-east corner thereof; thence due west to the westerly boundary of Lot 181; thence southerly to the south-west corner of said Lot 181; thence south-westerly along the northerly boundary of Lot 124 to the north-east corner of aforesaid Lot 174; thence westerly and southerly along the northerly and westerly boundaries of said Lot 174 to the south-west corner thereof, being the point of commencement containing by admeasurement an area of 1,690.4 acres comprising 1,678.8 acres of land and 11.6 acres of land covered by water, more or less.

3. The members of Council of the Corporation of the City of Merritt as comprised following the annual municipal election in the year 1957 shall constitute and they are hereby appointed as the interim Council of the municipality and shall have the powers and privileges of a Council of a village municipality. A quorum of the interim Council shall be four members. The Mayor and Aldermen of the former Corporation of the City of Merritt shall be the Chairman and Commissioners respectively of the interim Council of the municipality.

4. The term of office of each member of the interim Council shall extend until his successor has taken office following the municipal election in the year 1958, but if in the meantime, any member of the interim Council resigns, or for some other reason becomes unable to continue in office, then the Lieutenant-Governor in Council may by Order appoint some other person to hold office until his successor has taken office following the municipal election in the year 1958.

5. The list of electors as certified by the Court of Revision for the Corporation of the City of Merritt for the purpose of the annual municipal election to be held in the year 1957 shall for all purposes be the list of electors of the municipality, until a new list of electors is corrected, revised and certified.

6. The election of the members of the first Council of the municipality shall be conducted in the manner provided for annual elections by the "Municipal Act" and except as otherwise herein provided the provisions of the "Municipal Act" apply to the first election and for the first election provision shall be made for:

(a) the election of a Chairman to hold office for a term of two years commencing in the year 1959, and

(b) the election of two Commissioners each to hold office for a term of two years commencing in the year 1959, and

(c) the election of two Commissioners each to hold office for a term of one year commencing in the year 1959.

7. The persons qualified to vote at the first election and to have their names entered on the list of electors of the municipality shall be those who would be qualified under Part II of the "Municipal Act".

8. The interim Council shall cause to be prepared, corrected, revised, and certified in accordance with the "Municipal Act" a list of electors to be used at the election of members of the first Council and for all submissions to the electors thereat.

9. Any owner-elect, other than a corporation, whose name appears as an owner-elect on both lists of electors referred to in paragraphs 5 and 8 of these Letters Patent is qualified to be nominated, elected, and to hold office as a member of the first Council.

10. The Clerk of the municipality shall be the Returning Officer for the first election.

11. The interim Council shall appoint such Deputy Returning Officers as are required to preside at the respective polling-places, or delegate to the Returning Officer the power to appoint such Deputy Returning Officers, and otherwise arrange for the holding of the first election.

12. Nominations for members of the first Council shall be held at the Municipal Hall on the first day of December, 1958, from ten o'clock in the forenoon

to twelve o'clock noon.

13. The polling (if any) at the first election shall be held at the Municipal Hall, and such other places as the Returning Officer deems expedient, on the eleventh day of December, 1958, from eight o'clock in the forenoon to eight o'clock in the afternoon.

14. The Returning Officer shall determine the day, time, and place of the first meeting of the first Council.

15. The real-property assessment roll prepared for the Corporation of the City of Merritt for the 1958 taxation year shall be the real-property assessment roll for the said year for the municipality.

16. Not later than one week after the effective date of these Letters Patent the said real-property assessment roll together with all assessment records pertaining thereto shall be turned over to the Provincial Assessor of the Kamloops Assessment District of the Province.

17. The Assessor of the Corporation of the City of Merritt in the year 1957 shall be deemed to be the deputy of the Provincial Assessor of the Kamloops Assessment District of the Province in respect of the said real-property assessment roll for the year 1958 for the municipality until the said roll has been authenticated by the Court of Revision and any further appeals have been dealt with and for such further time as the Provincial Assessor deems expedient.

18. All the assets both real and personal and all rights, powers and privileges arising out of any contract, agreement, covenant or otherwise whatsoever, and all taxes, debts, actions, causes of action and all claims and demands whatsoever either at law or in equity appertaining to the Corporation of the City of Merritt shall from the effective date of these Letters Patent vest in and belong to the municipality.

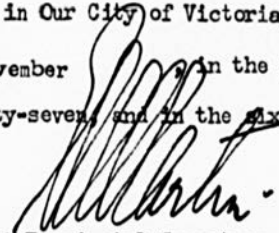
19. Nothing in these Letters Patent shall impair or affect the rights of any creditor of the Corporation of the City of Merritt as incorporated under the former Letters Patent, and the municipality as incorporated under these Letters Patent shall be liable for and subject to and shall pay, discharge, carry out and perform all the debts, liabilities, obligations, contracts and duties of the Corporation of the City of Merritt which are existing at the effective date hereof.

20. Subject always to paragraphs 18 and 19 of these Letters Patent, all the by-laws, regulations, rights, resolutions and licences of whatsoever kind or description passed, made, enacted, granted or issued by the Council of the Corporation of the City of Merritt insofar as they are within the powers of a village municipality shall remain in full force and effect in and for the municipality until such time as they or any of them may be repealed or amended by the Council of the municipality.

IN TESTIMONY WHEREOF, We have caused these Our Letters to be made Patent and the Great Seal of Our said Province to be hereunto affixed.

WITNESS, the Honourable FRANK MACKENZIE ROSS, C. M. G., M. C., Lieutenant-Governor of Our said Province of British Columbia, in Our City of Victoria, in Our said Province, this 12th day of November 1917 in the year of our Lord one thousand nine hundred and fifty-seven, and in the sixth year of Our Reign.

By Command



ACTING Provincial Secretary.

2698

File No. C17-04.

MEMORANDUM

TO Hon. W.D. Black,
Minister of Municipal Affairs,
Buildings.

FROM

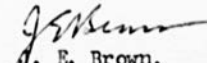
Department of Municipal Affairs

November 7th, 1957.

The Corporation of the City of Merritt has submitted a petition for a change in the status of this municipality from a city to a village. The question of the change in status received the assent of the owner-electors. The result of the poll was 186 in favour and 43 against.

The attached Minute of Council provides for the Letters Patent of the City to be revoked and other Letters Patent in the form attached be issued in their place reincorporating the city as a village.

I would recommend the Minute be approved.


J. E. Brown,
Deputy Minister.

GWA/EN
Encl.