

EXHIBIT "C"

An Act respecting the Town of Fort William, 1902.

Assented to 17th March, 1902.

Whereas the Council of the Corporation of the Town of Fort William Preamble, has by petition represented that * * * its contract with Edward Spencer Jenison, set out in Schedule A to the Act passed in the 62nd year of the reign of Her late Majesty Queen, second session, chaptered 120, has lapsed by reason of the default of the said Jenison thereunder, and that no agreement other than that contained therein has been made or entered into with the said Jenison, and the said town requires a water supply as well as power to run its electric lighting and waterworks plants; and whereas it is desirable that the said town should possess the rights to develop 10,000 horse power of electric energy or power at or near Kakabeka Falls and to divert the waters of the Kaministiquia River above said falls necessary for such development, and has prayed for the special enactment in behalf hereinafter contained; and whereas it is expedient to grant the prayer of the said petition,

Therefore His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

* * * * *

13. The Corporation of the Town of Fort William is hereby empowered and authorized to develop at or near the Kakabeka Falls, on the Kaministiquia River, electrical power to the extent of 10,000 horse power of electrical energy, and for such purpose to create by storage dams or other necessary works reservoirs at or near Shebandowan Lake at the head of the Shebandowan River and at or near Dog Lake at the head of the Kaministiquia River or at any other points on said river or other rivers or lakes emptying into the Kaministiquia River above said falls, and to divert such water from the Kaministiquia River above said Kakabeka Falls, as shall be necessary for such development, returning the same to the river again above or below said Kakabeka Falls, and for such diversion are hereby empowered to cut, dig, build and erect all dams, canals, tunnels and other works and improvements necessary therefor as well as for such development.

Development of Kakabeka Falls water power.

14. The said corporation is hereby empowered and authorized to acquire, appropriate, have, hold and enjoy all lands necessary for such development and diversion and for the works, machinery and plant in connection therewith.

Power to acquire lands.

15. Sections 3, 6, 7, 8, 9 and 10 of *The Municipal Water Works Act* shall be read into and form part of this Act as if incorporated herein.

Rev. Stat. c. 235, ss. 3, 6, 7, 8, 9, 10 to apply.

16. The said corporation may cut, dig, tunnel, make, erect and maintain in and upon said lands, canals, tunnels, dams, works, machinery and plant, requisite for the undertaking, as well as for conveying the said electrical power or energy thereto and therefrom, in, upon, through and over any lands lying intermediate between the said source of supply and place of development and the said town, by one or more lines of poles, wires and rods as may from time to time be found necessary.

Construction of works to convey water from sources of supply.

17.—(1) The said corporation, and their servants under their authority, may for the said purposes enter and pass upon and over the said lands, intermediate as aforesaid, and the same may cut and dig up, if necessary, and may erect the said poles, wires and rods through and over the same, and in, upon, through, over and under the highways, streets, lanes, roads or other passages within the said town, or lying intermediate, said place of development and the said municipality, and in, upon, through, over and under the lands and premises of any person within the said town.

Right to enter on lands.