

BILL

No. 50 of 1928.

An Act to amend The Irrigation Districts Act.

(Assented to

1928.)

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Alberta, enacts as follows:

1. This Act may be cited as "*The Irrigation Districts Act Amendment Act, 1928.*"

2. *The Irrigation Districts Act*, being chapter 114 of the Revised Statutes of Alberta, 1922, is amended as to section 11 thereof:

(a) by striking out the words "and shall carry out the irrigation work of the district in accordance with the plans which have been filed with the Minister under the provisions of section 36 of this Act" and inserting in lieu thereof the words "and shall carry out such irrigation work as may be from time to time necessary"; and

(b) by adding as subsection (2) thereof the following:
"(2) Any lands purchased from the Crown under the provisions of this section shall form part of the district as from the date of any order of the Minister confirming the purchase."

3. Section 23 of the said Act is amended by striking out subsections (2), (3) and (5) thereof and substituting the following:

"(5) Notwithstanding anything contained in this section, lands which have become vested in the board owing to non-payment of rates levied thereon, lands owned by the board and occupied for reservoir purposes and agricultural lands which have been acquired by the board on account of seepage damage shall continue to be assessed for and liable to the payment of municipal and school taxes."

4. Section 35 of the said Act is amended as to subsection (1) thereof, by striking out the words "forthwith after the formation of an irrigation district" and substituting therefor the words "from time to time."

5. Section 45a is added to the said Act immediately after section 45 thereof, as follows:

"45a. Where it is desired to construct additional works in any district either to render more effective service to the lands of the district or to provide drainage or to serve additional lands included in the district under the provisions of this Act, the board shall have the same powers and shall observe the same procedure in raising money for such construction as are provided with respect to the construction of the original works."

6. Section 46 of the said Act is amended as to subsection (1) thereof by adding after the word "Act," where it first occurs, the words "either for the construction of the works to serve the district as originally formed or to serve land afterwards included."

7. Section 108 of the said Act is amended by striking out subsection (3) thereof and substituting the following:

"(3) The secretary may at any time correct the assessment roll by altering the names of the owner, purchaser or occupant appearing on the same in connection with any parcel of land or by altering the description of any parcel of land, and he shall whenever any lands are included in or excluded from the district add to or delete from the assessment roll the required information with respect to the parcels of land so included or excluded."

8. Section 175a is added to the said Act immediately after section 175 thereof, as follows:

"175a. Whenever the drift of soil from any land, either within or without the district, has lodged in any of the ditches of the district, the board may recover the cost of cleaning the said ditch by action against the occupier, or if there is no occupier, the owner of the land, or by distraint as if it were a landlord distraining for rent due by such occupier or owner in respect of the said land, and whenever in the opinion of the board there is a great probability of any ditch being injured by the drift of soil thereinto from any such land, the board may enter upon such land and take all proper steps thereon to prevent, stop or minimize the said drifting, and may recover the cost thereof in either of the ways aforesaid."

9. This Act shall come into force on.....

No. 50.

SECOND SESSION
SIXTH LEGISLATURE
18 GEORGE V
1928

B I L L

An Act to amend The Irrigation
Districts Act.

Received and read the

First time.....

Second time.....

Third time.....

HON. MR. SMITH.

EDMONTON:
W. D. McLEAN, ACTING KING'S PRINTER
A.D. 1928