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THE CORPORATION OF THE TOWNSHIP OF ELIZABETHTOWN

BY-LAW NUMBER 91-21

A BY-LAW TO DESIGNATE THE PROPERTY KNOWN MUNICIPALLY AS THE FULFORD PIONEER CEMETERY, LOT 28, CONCESSION 1, AS BEING OF HISTORICAL VALUE OR INTEREST.

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WHEREAS Section 29 of The Ontario Heritage Act, 1974 authorizes the Council of a municipality to enact by-laws to designate real property, including all buildings and structures thereon, to be of architectural or historic value or interest; and

WHEREAS the Council of the Corporation of the Township of Elizabethtown has caused to be served on the owners of the lands and premises known as The Fulford Pioneer Cemetery and upon the Ontario Heritage Foundation, notice of intention to so designate the aforesaid real property and has caused such notice of intention to be published in the same newspaper having general circulation, in the municipality once for each of three consecutive weeks; and

WHEREAS no notice of objection to the proposed designation has been served on the Clerk of the Municipality;

NOW THEREFORE, the Council of the Corporation of the Township of Elizabethtown enacts as follows:

- (1) There is designated as being of historical value or interest the real property known as The Fulford Pioneer Cemetery at Lot 28, Concession 1, more particularly described in Schedule "A" hereto.
- (2) The municipal solicitor is hereby authorized to cause a copy of this by-law to be registered against the property described in Schedule "A" hereto in the proper land registry office.
- (3) The Clerk is hereby authorized to cause a copy of this by-law to be served on the owner of the aforesaid property and on the Ontario Heritage Foundation and to cause notice of the passing of this by-law to be published in the same newspaper having general circulation in the municipality once for each of three consecutive weeks.

READ a first and second time this 27th day of May, 1991.

READ a third time and finally PASSED this 27th day of May, 1991.

Steve Mack  
REEVE

Walter G. Hall  
CLERK

SCHEDULE "A"

PART OF LOT 28, CONCESSION 1, TOWNSHIP OF ELIZABETHTOWN, COUNTY OF LEEDS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING at an iron pin driven at a point in the western limit (produced) of the side road leading from the King's Highway # 2 southerly across said Lot 28 and Lot 29 to the River St. Lawrence, which point is distant eight hundred and eighty-four feet (884') when measured south 18 degrees 10' east along aforesaid western limit from the southern boundary of said King's Highway # 2, THENCE south 84 degrees 30' west thirty-seven feet and nine inches (37' 9") to an iron post planted in eastern limit of aforesaid side road; THENCE continuing south 84 degrees 30' west sixty-seven feet and three inches (67' 3") to an iron pin; THENCE south 19 degrees 30' east seventy-four feet and two inches (74' 2") to an iron pin; THENCE south 71 degrees 30' east thirty-three feet and eleven inches (33' 11") to an iron pin; THENCE south 16 degrees 15' east one hundred and eighteen feet and nine inches (118' 9") to a wooden post planted near high-water mark of the River St. Lawrence; THENCE north 88 degrees 45' west along the shore of the said River at high-water mark and following a wire fence two hundred and twelve feet and six inches (212' 6") to a wooden post; THENCE north 3 degrees 15' west one hundred and sixteen feet and six inches (116' 6") to an iron pin; THENCE north 88 degrees 35' east forty-four feet and six inches (44' 6") to an iron pin; THENCE north 18 degrees 10' west forty-nine feet (49') to an iron pin driven in centre of stone wall forming the southern boundary of a right-of-way leading to the Fulford Cemetery proper; THENCE north 72 degrees 10' west along stone wall aforesaid thirty-six feet and six inches (36' 6") to a stone monument planted at the intersection of the southern boundary of said right-of-way with the southern limit of the side or parking space; THENCE south 84 degrees 30' west along said last-mentioned southern limit thirty feet and two inches (30' 2") to the point of commencement;

*SAID Lands NOT previously described*