

THIS IS EXHIBIT "G" TO THE AFFIDAVIT OF
BLAISE CHEVALIER , SWORN ON THE 2ND DAY OF
APRIL, 2024.

A COMMISSIONER, ETC.

**Linda Marie Kalp, a Commissioner, etc.
Province of Ontario, for the
Municipality of Chatham-Kent.
Expires August 31, 2026.**

TODGHAM AND CASE LIMITED
CONSULTING CIVIL ENGINEERS

151 THAMES STREET
CHATHAM, ONTARIO

HERBERT H. TODGHAM
B.A.S.C., O.L.S., P.ENG.

POST OFFICE BOX 386
TELEPHONE 354-0400

G. WILLIAM CASE
M.A.S.C., P.ENG.

August 17th, 1970.

Canadian Pacific Railway,
Office of the Division Engineer,
Richmond Street,
London, Ontario.

Attention: Mr. Tom Clark.

Re: Facey Drain and Facey Drain East Branch,
Township of Zone, County of Kent.

Gentlemen:

Further to our consultation with your Mr. Clark, Township Officials and property owners, we have prepared a sketch and specification for installing a new culvert under your tracks where each of these drains crosses your right-of-way.

We enclose three copies of the sketch and specification for each of these installations and we should appreciate it very much if you could review them and let us have your comments at the earliest possible moment. I expect to be in the office most of Wednesday and Thursday of this week and perhaps you would be good enough to call me as soon as you have looked these over.

When I have your comments I shall make any necessary amendments and the Township will then arrange to obtain prices for the necessary work.

Yours very truly,

TODGHAM AND CASE LIMITED

Per: *W. H. Taylor*

HHT:mm
Encs.

C.C. Mr. R. Buckenham,
Clerk of Zone Twp.,
2 copies sketch &
specification.

R. P. Smith, P. Eng.
Division Engineer
438-4061

664 Richmond Street, North
London 12, Ontario
August 26, 1970

File: D-W-47.94

Mr. H. H. Todgham
Todgham and Case Limited
Consulting Civil Engineers
151 Thames Street
CHATHAM, Ontario

Dear Sir:

Your letter - August 17, 1970
Subject - Facey Drain and Facey Drain East Branch
Township of Zone, County of Kent
Mlge. 47.94, Windsor Subdivision

Confirming conversation with Mr. Macredie.

The preliminary specifications and plans 68070-3 and
68070-3A covering the two drains undercrossings by means
of 30" dia. steel pipes are satisfactory to the Railway.

Will you please proceed with arranging a contract for the
work on Railway property.

Yours truly,


Division Engineer.

JRCMacredie:sec

cc: Mr. R. Buckenham
Clerk
Township of Zone
R. R. No.2
THAMESVILLE, Ontario



THIS IS EXHIBIT "H" TO THE AFFIDAVIT OF
BLAISE CHEVALIER , SWORN ON THE 2ND DAY OF
APRIL, 2024.

A COMMISSIONER, ETC.

**Linda Marie Kalp, a Commissioner, etc.
Province of Ontario, for the
Municipality of Chatham-Kent.
Expires August 31, 2026.**

TODGHAM AND CASE LIMITED
CONSULTING CIVIL ENGINEERS

151 THAMES STREET
CHATHAM, ONTARIO

HERBERT H. TODGHAM
B.A.SC., O.L.S., P.ENG.

POST OFFICE BOX 386
TELEPHONE 354-0400

C. WILLIAM CASE
M.A.SC., P.ENG.

March 23rd, 1971.

Mr. Richard Buckenham,
Clerk of Zone Township,
R. R. #5,
Thamesville, Ontario.

Re: Facey Drain and
East Branch of Facey Drain -
Crossings under C.P.R.

Dear Richard:

We have now received from the Canadian Transport Commission copies of the approvals for these crossings and we enclose these for insertion in the Township records.

We also enclose a photocopy of an estimate we have prepared of the probable cost of the 1971 drainage program for Zone Township. This estimate is, of course, very rough but it may give you some idea of what will be involved. We hope it will be helpful.

Yours very truly,

TODGHAM AND CASE LIMITED

HHT:lo
Encs.

Per: *Herb*



RAILWAY TRANSPORT COMMITTEE

COMITÉ DES TRANSPORTS PAR CHEMIN DE FER

ORDER NO. R-10835

ORDONNANCE N° R-10835

January 27, 1971
Ottawa

Le 27 janvier 1971
Ottawa

IN THE MATTER OF the application of the Township of Zone, herein-after called the "Applicant", for approval of the reconstruction and improvement of:

RELATIVE à la requête que le canton de Zone, ci-après dénommé "Requérant", a présentée en vue d'obtenir l'approbation de la reconstruction et de l'amélioration

(a) the Facey Drain across and under the right of way and track of the Canadian Pacific Railway Company at mileage 47.29 Windsor Subdivision, in Lots 4 and 5, Concession 3, Township of Zone, in the Province of Ontario, as shown on Drawing No. 68070-3A dated August 17, 1970, on file with the Commission under file No. 9473.532; and

a) de l'égout Facey sous l'emprise et la voie ferrée de la Compagnie de chemin de fer du Pacifique-Canadien, au point milliaire 47.29 de la subdivision de Windsor, dans les lots 4 et 5, concession 3, canton de Zone, dans la province d'Ontario, comme il est indiqué sur le dessin n° 68070-3A, daté du 17 août 1970, versé au dossier n° 9473.532 de la Commission; et

(b) the Facey Drain East Branch across and under the right of way and track of the Canadian Pacific Railway Company at mileage 47.94 Windsor Subdivision, in Lot 3, Concession 2, Township of Zone, in the Province of Ontario, as shown on Drawing No. 68070-3 dated August 17, 1970, on file with the Commission under file No. 9473.533.

b) de la branche est de l'égout Facey sous l'emprise et la voie ferrée de la Compagnie de chemin de fer du Pacifique-Canadien, au point milliaire 47.94 de la subdivision de Windsor, dans le lot 3, concession 2, canton de Zone, dans la province d'Ontario, comme il est indiqué sur le dessin n° 68070-3, daté du 17 août 1970, versé au dossier n° 9473.533 de la Commission.

Files Nos. 9473.532
9473.533

Dossiers n°s 9473.532
9473.533

UPON reading the submissions filed-

APRÈS lecture des pièces déposées -

IT IS ORDERED THAT:

IL EST ORDONNÉ CE QUI SUIT:

The reconstruction and improvement, by the Applicant, of:

La reconstruction et l'amélioration, par le Requérant,

(a) the Facey Drain across and under the right of way and track of the Canadian Pacific Railway Company at mileage 47.29 Windsor Subdivision, in Lots 4 and 5, Concession 3, Township of Zone, in the Province of Ontario, as shown on

a) de l'égout Facey sous l'emprise et la voie ferrée de la Compagnie de chemin de fer du Pacifique-Canadien, au point milliaire 47.29 de la subdivision de Windsor, dans les lots 4 et 5, concession 3, canton de Zone, dans la province d'Ontario, comme

the Drawing No. 68070-3A dated August 17, 1970; and

(b) the Facey Drain East Branch across and under the right of way and track of the Canadian Pacific Railway Company at mileage 47.94 Windsor Subdivision, in Lot 3, Concession 2, Township of Zone, in the Province of Ontario, as shown on Drawing No. 68070-3 dated August 17, 1970,

are hereby approved.

il est indiqué sur le dessin n° 68070-3A daté du 17 août 1970; et

b) de la branche est de l'égout Facey sous l'emprise et la voie ferrée de la Compagnie de chemin de fer du Pacifique-Canadien, au point milliaire 47.94 de la subdivision de Windsor, dans le lot 3, concession 2, canton de Zone, dans la province d'Ontario, comme il est indiqué sur le dessin n° 68070-3 daté du 17 août 1970,

sont par les présentes approuvées.

(Signed)

(Signature)

C.W. Rump
Secretary,
Railway Transport Committee.

Secrétaire,
Comité des transports par chemin de fer.

LOT
COU.

3
2



EXCAVATE EXISTING COURSE
TO LEVEL OF RIVY. CULVERT
FLOOR AND CLEAN MUD
FROM CULVERT.

FILL IN
EXISTING DRAIN

PROPOSED
REALIGNMENT

30" DIA. SMOOTH WALL
STEEL PIPE 1/2" THICK
56' LONG

WIRE FENCE

0+97

TOP BANK
DITCH BOTTOM

TOE OF SLOPE
CANADIAN
STRACKS

STA. 82+00
PRESENT
CULVERT

PACIFIC

TOP BANK

TOE OF SLOPE
RIVY.

GRAVEL
BED

TELEGRAPH LINES
(16' ABOVE GROUND)
(30 LINES)

TOE OF SLOPE
TOP BANK
& DITCH
TOP BANK

WIRE FENCE

RIP-RAP
DITCH BOTTOM

STA. 81+27

0+100

PRESENT
COURSE

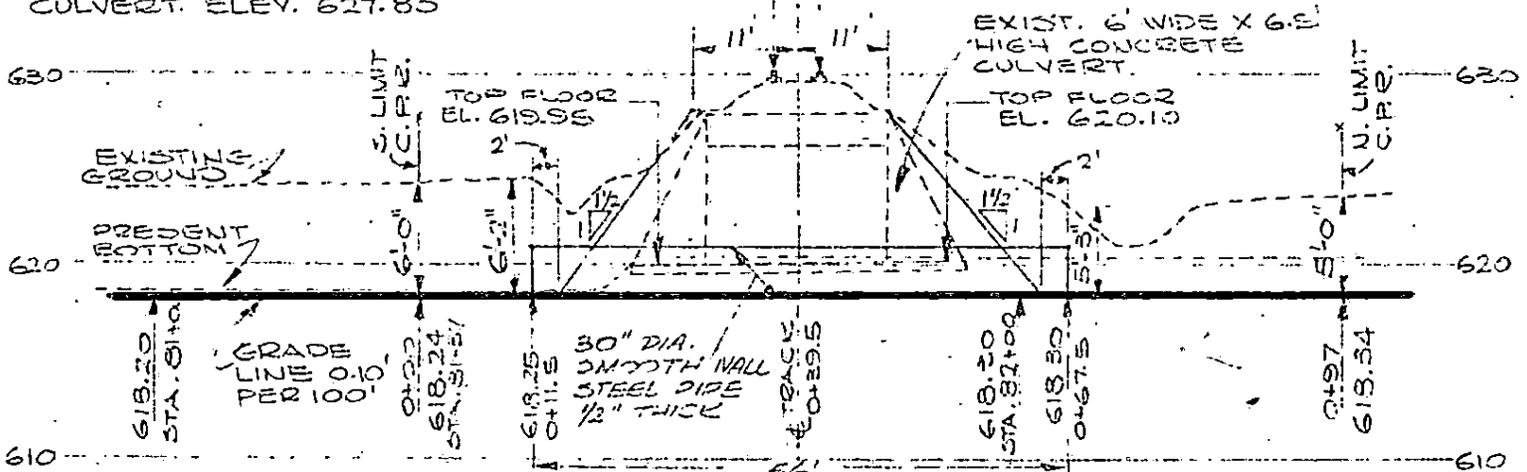
DIVERT RIVY.
DITCH AS SHOWN
TO CLEAR END OF
PIPE

PLAN
SCALE: 1" = 50'

E.M. - TOP S.W. CORNER
OF PRESENT RIVY.
CULVERT. ELEV. 627.80

TOP S'LY RAIL
EL. 630.10

TOP N'LY RAIL
EL. 630.05



CROSS SECTION THROUGH RAILWAY
LOOKING SOUTH WESTERLY
SCALE: HORIZ. 1" = 20', VERT. 1" = 10'

TODGHAM & CASE LIMITED
CONSULTING CIVIL ENGINEERS
CHATHAM ONTARIO
AUGUST 17, 1970
BOOK N: 931

FACEY DRAIN
C.P.R. CULVERT
CROSSING DETAILS
TOWNSHIP OF ZONE

CANADIAN TRANSPORT COMMISSION

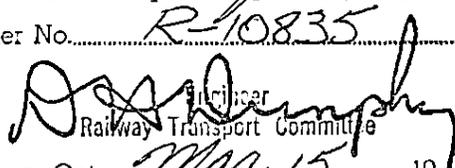
Railway Transport Committee

Certified as a copy of the original duly sanctioned by Order of the Committee under Section

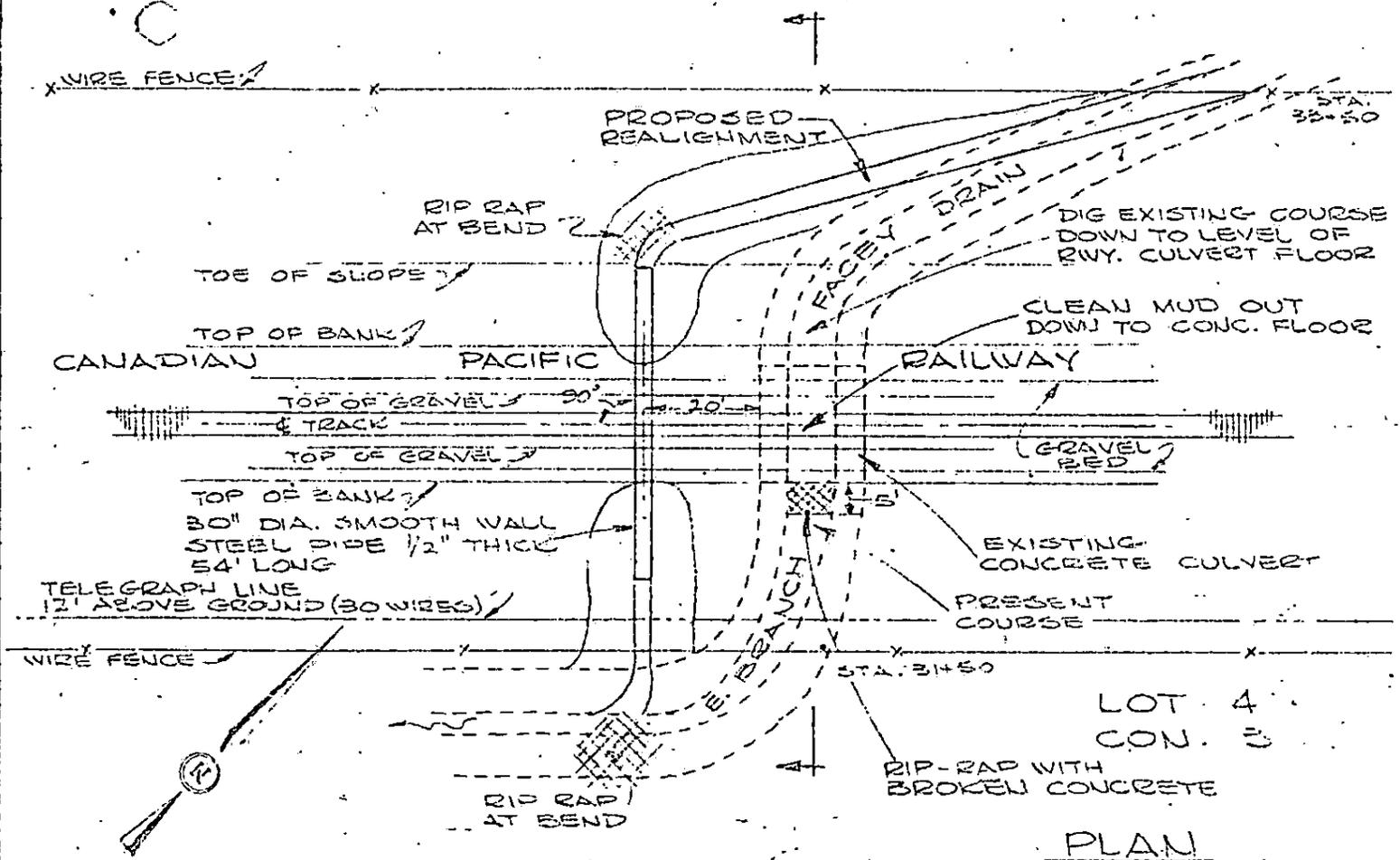
.....of the Railway Act.

on the 27 day of Jan 1971

Order No. R-10835


J. J. Murphy
Railway Transport Committee

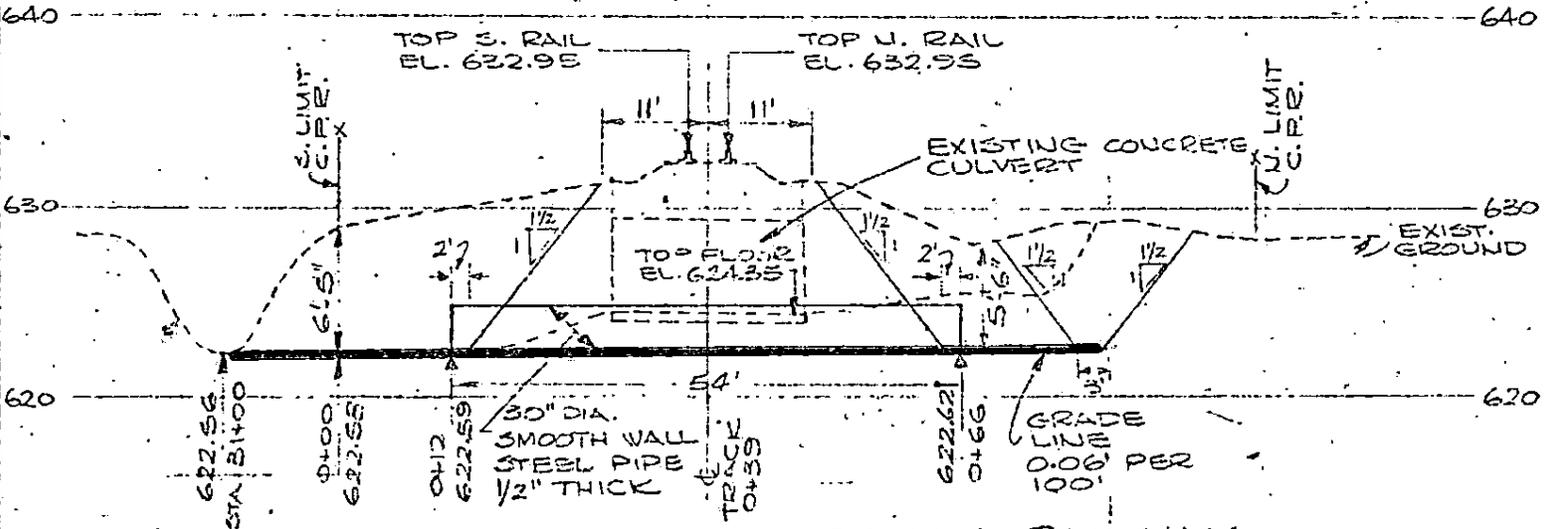
Ottawa, Ont. Mar 15 1971



LOT 4
CON. 3

PLAN
SCALE: 1" = 30'

B.M. - TOP OF CORNING OF
SOUTH END OF EXISTING
CONCRETE CULVERT.
ELEV. - 631.40



CROSS SECTION THROUGH RAILWAY
LOOKING SOUTH WESTERLY
SCALE: HORIZ. 1" = 20', VERT. 1" = 10'

TODGHAM & CASE LIMITED
CONSULTING CIVIL ENGINEERS
CHATHAM ONTARIO
AUGUST 17, 1970
BOOK NO 937

FACEY DRAIN E. BRANCH
C. P. R. CULVERT
CROSSING DETAILS
TOWNSHIP OF ZONE

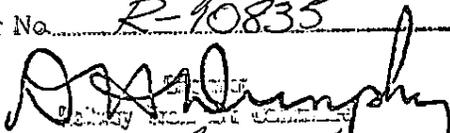
CANADIAN TRANSPORT COMMISSION
Railway Transport Committee

Certified as a copy of the original duly sanc-
tioned by Order of the Committee under Section

.....of the Railway Act

on the 27 day of Jan 1971

Order No. R-10835


R. A. Murphy
Chairman

Ottawa, Ont. Mar 15 1971



September 10, 1970.

Mr. R. Buckenham
Clerk-Treasurer
Township of Zone
R. R. 5
Thamesville, Ontario.

Dear Mr. Buckenham: Re: construction of Railway
 Culvert under C.P.R. on
 Facey Drain, East Branch & Main Branch

With reference to your letter of September 2nd, we
return one copy of each contract duly signed.

Our certified cheque in the amount of \$990.00 is
also attached.

Trusting this meets with your requirements,

Yours very truly,

GRAHAM & GRAHAM LIMITED

D. V. Carroll
D. V. Carroll
Vice-President

/ac
encs.

MUNICIPAL
CONTRACTORS



Thamesville, Ont.,
September 9, 1970,

Dear Sir:

Please take notice that the Engineer appointed by the Township of Zone to make a report on the installation of a railway culvert under the Canadian Pacific Railway on the Facey Drain has filed the same with me.

The estimated cost of the work is \$ 6,000.00 which will be borne entirely by the Canadian Pacific Railway. Included in this amount is the sum of \$ 50.00 which is to be paid to the owner of the E.½ of Lot 3, Con, 2 west of the railway for damages to lands and crops.

The report will be read and considered by the Council of the Township of Zone on Monday evening September 21st 1970 at 9 P.M. at the Zone Township Community Centre.

Yours truly,
Richard Buckenham,
Clerk of Zone Township,

TODGHAM AND CASE LIMITED
CONSULTING CIVIL ENGINEERS

151 THAMES STREET
CHATHAM, ONTARIO

HERBERT H. TODGHAM
B.A.S.C., O.L.S., P.ENG.

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TELEPHONE 354-0400

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Per: *W. H. Taylor*

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Encs.

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Clerk of Zone Twp.,
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R. P. Smith, P. Eng.
Division Engineer
438-4061

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August 26, 1970

File: D-W-47.94

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CHATHAM, Ontario

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Division Engineer.

JRCMacredie:sec

cc: Mr. R. Buckenham
Clerk
Township of Zone
R. R. No.2
THAMESVILLE, Ontario



PROPOSAL

TO: THE REEVE AND COUNCIL OF THE TOWNSHIP OF ZONE
RE: THE CONSTRUCTION OF a Railway Culvert under Canadian Pacific
Railway on the Facey Drain , Main Branch.

Gentlemen;=

I/we the undersigned, having carefully examined the plans, specifications and location of the work and understanding all conditions, hereby offer to enter into a contract to supply all materials and to construct the said work for the said Municipality, complete and ready for use in accordance with the plans, profiles and specifications therefore on file at the office of the Engineer, which drawings and specifications form the basis of the proposal for the following prices,

To Wit: \$ 5,040.00

A Certified Cheque for 10 % of the amount of the bid, payable to the Municipality is enclosed.

The work will begin on or before September 10, 1970

The work will be completed on or before September 25, 1970

OFFERED ON BEHALF OF THE CONTRACTOR

GRAHAM & GRAHAM LIMITED

Name... D. G. Graham
Address... 764 Wharncliffe Road, South
London 64, Ontario

Date... September 10, 1970

ACCEPTED ON BEHALF OF THE MUNICIPALITY

Reeve... Douglas Meredith
Clerk... Richard Buckingham
Date... Sept. 2, 1970
(seal)

This proposal or Tender Form when signed and offered by the Contractor shall constitute a formal and binding Contract when accepted and signed on behalf of the Municipality.