

BY-LAW NO. 119

A By-law to resume certain lands for making roads in the Municipality of Burnaby.

"WHEREAS by Section two hundred and thirty-nine of the "Municipal Clauses Act" it is enacted as follows:-
In the event of the Crown not having resumed the entire acreage reserved in any Crown grant for making roads, canals, bridges, towing-paths or other works of public utility, it shall be lawful for the Council of any Township or District Municipality to resume any part of such lands so granted by the Crown which it may be deemed necessary to resume, for making roads, canals, bridges, towing-paths, or other works of public utility or convenience, so, nevertheless, that the entire acreage of the lands resumed, or to be resumed shall not exceed one twentieth part of the whole of the lands granted as aforesaid, and that no such resumption shall be made of any lands on which any buildings may have been erected, or which may be in use as gardens or otherwise for the more convenient occupation of any such buildings: Provided always that in the event of the Council exercising the power hereby granted, the owner shall be entitled to receive compensation for his improvements."

AND WHEREAS it is deemed expedient and necessary in the interest of the Municipality of Burnaby to establish open and make certain roads and highways within the Municipality and to widen and extend certain roads and highways already established in the said Municipality.

AND WHEREAS it is deemed advisable for the purposes aforesaid for the Municipality to exercise the rights

powers and privileges granted under said Section two hundred and thirty-nine of the "Municipal Clauses Act".

The Municipal Council of the Corporation of the District of Burnaby enacts as follows:-

1. The Council for the purpose of establishing opening, making, preserving, improving, widening and altering roads and highways in the Municipality hereby resumes the lands mentioned and described in the Schedule attached hereto being situate in Group One (1) New Westminster District and all of which are parts of lands that have been granted by the Crown to different persons and in no case exceed one twentieth part of the land so granted.
2. The said lands so resumed are hereby established as roads and highways.
3. For the purpose aforesaid the Municipality may forthwith enter upon, take possession of and use the said lands or any of them.
4. This By-law may be cited as the "Burnaby Highway Resumption By-law 1911."

DONE AND PASSED in open Council this *Eighteenth* day of *September* 1911.

RECONSIDERED and finally passed this *Twenty seventh* day of December 1911.

J. H. Smith
Mayor

W. Griffiths
Clerk



SCHEDULE OF LAND INCORPORATED IN BURNLEY

HIGHWAY IN ALPHINGA BY-LAWS 1911 ALL BEING IN THE
GROUP 1 IN THE DISTRICT OF NEW WESTMINSTER AND PROVINCE
OF BRITISH COLUMBIA.

1. For Queen's Avenue :- Portions of District Lot 119 containing together two and fifty-seven one-thousandths (2.057) acres be the same more or less, more particularly described as follows :-

Parcel No.1. A strip of land thirty-three (33) feet in width and one thousand nine hundred and eighty and nine-tenths (1980.9) feet more or less in length lying along and to the west of the east boundary of the said Lot 119 and bounded on the north by the north boundary of the said Lot 119 and on the south by the north limit of the right-of-way of the B. C. Ry.

Parcel No.2. Commencing at the point of intersection of the east boundary of said District Lot 119 with the southerly limit of the V.T.&Y.Ry. thence southerly and along the east boundary of the said Lot 119 four hundred and forty-six and three-tenths (446.3) feet more or less to the south-east corner of said Lot 119, thence westerly and along the south boundary of said Lot 119 two hundred and fifty-five and nine tenths (255.9) feet more or less to the west limit of a road running through District Lot 170 New Westminster District, thence northerly and parallel to the east boundary of said District Lot 119 thirty-three (33) feet, thence westerly and parallel to the south boundary of said Lot 119 two hundred and twenty-two and nine tenths (222.9) feet more or less to a point situated thirty-three (33) feet from the east boundary of said Lot 119, thence northerly and parallel to the east boundary of said Lot 119 four hundred and thirteen and three-tenths (413.3) feet more or less to the southerly limit of the right-of-way of the V.T.&Y. Ry. thence easterly and along the southerly limit of the said railway right-of-way 33 feet more or less to the point of commencement.

2. For Queen's Avenue :- A Portion of District Lot 120 more particularly described as follows :- A strip of land thirty-three (33) feet in width and twenty six hundred and twenty-seven and two tenths (2627.2) feet more or less in length lying in, and along the east boundary of said Lot 120 and bounded on the north by the north boundary and on the south by the south boundary of said Lot 120 containing by admeasurement one and ninety-nine hundredths (1.99) acres be the same more or less

3. For Royal Oak Road :- The easterly 33 feet of District Lot 81 containing by admeasurement eighty-four one-hundredths (0.84) of an acre be the same more or less.

4. For Curtis Road :- The southerly 33 feet of District Lot 207 containing two and one one-hundredths (2.01) acres be the same more or less.

5. For Curtis Road :- The southerly 33 feet of District Lot 208 containing by admeasurement two and one one-hundredths (2.01) acres be the same more or less.

6. For Curtis Road :- The northerly 33 feet of District Lot 135 containing by admeasurement two and one one-hundredths (2.01) acres be the same more or less.

7. For Northern Avenue:- A Portion of District Lot 73 more particularly described as follows:- That is to say commencing at the point on the Westerly boundary of said District Lot 73 thirty-three (33) feet northerly from the north east corner of District Lot 71, thence Easterly and parallel to the Northerly boundary of said District Lot 73 ten hundred and fifty-nine (1059) feet more or less to the Easterly boundary of said District Lot 73 thence Southerly along the Easterly boundary of the said Lot 73 one hundred and fifty-eight and four tenths (158.4) feet, thence Westerly and parallel to the Northerly boundary of said Lot 73 thirty-three (33) feet, thence Northerly and parallel to Easterly boundary of said Lot 73 ninety-two and four tenths (92.4) feet, thence Westerly and parallel to Northerly boundary of said Lot 73 ten hundred and twenty-six and fifteen one hundredths (1026.15) feet more or less to the Westerly boundary of said Lot 73 sixty-six (66) feet to point of commencement the said parcel containing by admeasurement one and sixty-eight one hundredths (1.68) of an acre be the same more or less.

8. For Second Street:- A Portion of District Lot 89 being a strip of land 66 feet in width lying 33 feet on each side of the following described centre line, that is to say; commencing at the intersection of the southerly boundary of said District lot 89 with the centre line of Second Street thence N 39°W (Magnetic) three thousand four hundred and two and thirty two one hundredths (3,402.32) feet more or less, to the point on the southerly limit of the British Columbia Electric Railway Company's Right-of-way, said point being south easterly measured along said southerly limit of Right-of-way two hundred and eighteen and fifty-nine hundredths (218.59) feet from the West boundary of said District Lot 89; containing by admeasurement five and one one-hundredths (5.01) acres be the same more or less.

W. Griffiths

Municipal Clerk.

[Signature]
Reeve.