

CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 1193.



A BY-LAW to enable the Corporation to Accept a conveyance of certain lands from Lena Colbeck and to grant to the said Lena Colbeck a monthly allowance in consideration therefor.

WHEREAS Lena Colbeck who resides at 4645 Kingsway, in the Municipality of Burnaby is a poor and destitute person within the meaning of Section 464 of the Municipal Act.

AND WHEREAS pursuant to sub-section 41 of Section 54 of the Municipal Act the Council has power to pass a By-law to grant aid for the relief of the poor and pursuant to said Section 464 of the said Act it is the duty of the Council to make suitable provision for its poor and destitute.

AND WHEREAS the said Lena Colbeck has offered to convey to the Corporation the lands and premises hereinafter mentioned in consideration of a monthly payment being made as hereinafter provided.

AND WHEREAS the Council deems it expedient to accept the said offer and to enter into the agreement with the said Lena Colbeck hereinafter referred to:

THEREFORE the Municipal Council of the Corporation of the District of Burnaby ENACTS AS FOLLOWS:-

1. The Corporation and its Council are hereby authorized and empowered to enter into an agreement with the said Lena Colbeck in the form of the draft set out in Schedule "A" hereto.

2. When the said agreement has been signed by the said Lena Colbeck, and by the Corporation and when the said Lena Colbeck shall have executed and delivered to the Corporation a deed in fee simple of the lands and premises

described as follows: that it to say:

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Municipality of Burnaby, in the District of New Westminster, in the Province of British Columbia, and being composed of Part (Decimal One Hundred and Twenty eight (0.128) of an acre more or less) of Lot Four (4) of Block Fifty (50) of Lot One hundred and fifty one (151) Group One (1) Map 799 as shewn outlined in Orange on Sketch deposited No. 5515, free and clear from all encumbrances whatsoever, the Treasurer of the Corporation is hereby authorized to pay to the said Lena Colbeck during the currency of the said agreement the monthly payments mentioned therein.

3. This By-law may be cited as the "COLBECK LAND ACQUISITION AND UNDERTAKING AUTHORIZATION BY-LAW 1930."

DONE AND PASSED in Open Council this Third (3rd) day of November, A.D. 1930.

RECONSIDERED AND FINALLY PASSED this Seventeenth (17th) day of November, A.D. 1930.



D. A. Pitford
REEVE.

Arthur G. Moore
CLERK.

I, Arthur G. Moore, Clerk to the Municipal Council of the Corporation of the District of Burnaby do hereby certify that the foregoing is a true copy of a By-law passed by the Municipal Council on the (17th) day of November, A.D. 1930.

Arthur G. Moore
CLERK.

SCHEDULE "A"

THIS AGREEMENT made the day of November,
A.D. 1930.

BETWEEN

LENA COLBECK of 4645 Kingsway,
in the Municipality of Burnaby
and Province of British Columbia.
(Hereinafter called the "First Party")

OF THE FIRST PART.

A N D

THE CORPORATION OF THE DISTRICT OF BURNABY
(Hereinafter called the "Corporation")

OF THE SECOND PART.

WHEREAS Lena Colbeck is the owner in fee simple of lands and premises described as follows, that is to say: ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Municipality of Burnaby, in the District of New Westminster, in the Province of British Columbia, and being composed of Part (Decimal One Hundred and Twenty eight (.)128) of an acre more or less) of Lot Four (4) of Block Fifty (50) of Lot One hundred and fifty one (151) Group One (1) Map 799 as shewn outlined in Orange on Sketch deposited No. 5515.

AND WHEREAS the First Party is a poor and destitute person within the meaning of the Municipal Act and has applied to the Corporation for an allowance of Twenty-five (\$25.00) dollars per month out of the Municipal Treasury.

AND WHEREAS the said Lena Colbeck of the First Party has agreed to convey to the Corporation all her right, title and interest in and to the said lands in consideration of the grant to the First party of such monthly allowance and the Corporation has agreed to grant such allowance to the First Party upon the terms and conditions hereinafter mentioned:

NOW THEREFORE this Indenture Witnesseth that the parties hereto agree as follows:-

1. Lena Colbeck of the First Party will on or before the execution of these presents convey and assure to the Corporation by good and sufficient deed all her right, title and interest in and to the lands hereinbefore mentioned and described.

2. In consideration of the conveyance of the said lands to it the Corporation covenants and agrees with the First party that so long her lifetime as she may continue to be an indigent person and to reside in the Municipality of Burnaby, the Corporation will, commencing on the First (1st) day of December, 1930, pay to the First party the sum of Twenty-five (\$25.00) dollars per month. Provided that if the said first party, becomes the inmate of a Hospital, the Corporation of the District of Burnaby hereby covenants and agrees to pay during such time, the charges for care and treatment and shall not be liable to pay during such time the sum of Twenty-five (\$25.00) dollars per month

3. For and during the time the First party shall reside in the Municipality of Burnaby and shall remain indigent person dependent upon the said monthly allowance of Twenty-five (\$25.00) dollars for her support the Corporation will permit the First Party to occupy the house situate on the lands hereinbefore mentioned and described, as tenant at the will of the Corporation free of all claims by the Corporation for rent or taxes

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals the day and year first above written

SIGNED SEALED AND DELIVERED
in the presence of

Charles B. Brown

L. Colbeck
W. A. Sutherland

Reeve.

Arthur G. Moore

Clerk.