

CORPORATION OF THE DISTRICT OF BURNABY

BYLAW NO. 1666

A Bylaw to authorise the Corporation to accept certain lands and premises within the limits of the Municipality of Burnaby from Warner Loat for Public Park and Pleasure Ground purposes.

WHEREAS at the date of the conveyance hereinafter referred to, Warner Loat residing at 3475 West 26th Avenue, in the City of Vancouver, Province of British Columbia, Retired, was the registered owner of the lands and premises in the Municipality of Burnaby, hereinafter particularly described which he had developed as a landscape garden;

AND WHEREAS the said Warner Loat expressed his desire to make a gift and devise of the said land and premises to the Corporation of Burnaby for pleasure ground and park purposes for the use, recreation and enjoyment in perpetuity of the public to be maintained in as nearly a similar state and condition as at the date of the said conveyance as might be feasible;

AND WHEREAS the Corporation of the District of Burnaby desires to accept the said lands and premises from the said Warner Loat for such purposes and under such conditions;

AND WHEREAS Hugh M. Fraser was appointed Commissioner of the Corporation of the District of Burnaby on the 9th day of February 1934 under Part XXIII of the Municipal Act and as such has power to pass such bylaws as might be passed by the Council of the Municipality.

THEREFORE the said Commissioner acting as such and in exercise of all the powers in that behalf thereunto

enabling ENACTS as follows:-

1.- It shall be lawful for the Corporation of the District of Burnaby and the said Corporation is hereby authorised to accept from the said Warner Loat for public park and pleasure ground purposes the conveyance in its favour dated the 26th day of September 1938 made by him the said Warner Loat and also the lands and premises therein conveyed and described as follows:- All and singular those certain parcels or tracts of land and premises situate, lying and being in the Municipality of Burnaby, in the District of New Westminster, and more particularly known and described as Lot "B" of Lot Twenty-six (26) of Block Eight (8) of Lot Forty (40), Group One (1), Map Number 5274; Part the northerly 1.455 acres more or less of Lot "C" of Lot Twenty-six (26) of Block Eight (8) of Lot Forty (40), Group One (1), Map Number 5274, as shewn outlined red on sketch deposited Number 7544; Parcel "C" of Lot Twenty-six (26) of Block Eight (8) of Lot Forty (40), Group One (1), Map Number 5274, save and except 1.455 acres more or less as shewn outlined red on sketch deposited Number 7544, together with all buildings, fixtures, commons, ways, profits, privileges, rights, easements and appurtenances to the said hereditaments belonging, or with the same or any part thereof, held or enjoyed, or appurtenant thereto.

2.- It shall be lawful for the said Corporation and the said Corporation is hereby authorised to accept the said conveyance subject to its maintaining the lands and premises therein and hereinbefore described in a state and condition as nearly similar, as may be feasible, to the state and condition in which they were at 26th September 1938, for the use, recreation and enjoyment of the public in perpetuity and to

register the same in the appropriate Land Registry Office.

3.- The said lands and premises upon registration of the said conveyance thereof shall be and are hereby dedicated to and for the use of the public as a public park and pleasure ground for all time hereafter.

4.- It shall be lawful for the said Corporation to name the said lands and premises and the said Corporation does hereby name the said lands and premises "Warner Loat Park" by which name the said lands and premises shall be known in perpetuity.

5.- It shall be lawful for the said Corporation by Bylaw or Bylaws passed at any time and from time to time hereafter to make rules and regulations respecting the said Park and for levying rates for maintaining the same and such Bylaw or Bylaws to repeal, amend or alter at any time and from time to time.

This Bylaw shall not come into force and effect unless and until it is approved by the Lieutenant-Governor in Council as required by law.

This Bylaw may be cited for all purposes as the "WARNER LOAT PARK ACCEPTANCE AND DEDICATION BYLAW, 1939".

PASSED by the Commissioner of the Corporation of the District of Burnaby on the Fifth day of April 1939.

RECONSIDERED, FINALLY ADOPTED AND PASSED by the Commissioner, signed by him and the Municipal Clerk

and sealed with the Corporate Seal of the Corporation
of the District of Burnaby, on the **Twelfth** day
of **APRIL** 1939.



Hugh M. Fraser
COMMISSIONER

Charles B. Brown
CLERK

Approved by the Lieutenant-
Governor in Council this
day of April, 1939.
(See Order in Council
No.)