

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 3048

A BY-LAW for disposing of portion of a public highway in exchange for adjacent lands necessary for diverting such highway.

WHEREAS Thomas McWilliam Ford, is the owner of lands described in Clause Two (2) of this By-law and has agreed with The Corporation of the District of Burnaby to make the exchange hereinafter provided for.

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

1. Upon receiving from the said Thomas McWilliam Ford the conveyance or other assurance mentioned in Clause 2 hereof, the Reeve and Clerk of The Corporation are hereby authorized, in exchange therefor, to execute and deliver on behalf of the Corporation such conveyance or other assurance as may be necessary for vesting in the said Thomas McWilliam Ford ALL AND SINGULAR, those two certain parcels or tracts of land and premises, situate, lying and being portions of Garden Street in Lots Thirty-nine (39) and Sixty-eight (68), Group One (1), District of New Westminster, Province of British Columbia, according to Plans 1466 and 1009, respectively, and being more particularly described as follows:-

(1) Portion in Lot 39, Group 1.

Commencing at the Northwest corner of Lot 1, Block 1, of Lot 39, Group 1, according to Plan 1466, deposited;

thence S.89°31'E. and following the Northerly boundaries of Lots 1 to 8 inclusive, of said Block 1, 624.0 feet to the Northeast corner of said Lot 8;

thence N.0°23'30"E. and following the production of the Easterly boundary of said Lot 8, 23.75 feet to an iron post;

thence N.89°31'W. and parallel to the Northerly boundary of said Lot 39, 624.03 feet to an iron post set on the Westerly boundary thereof;

thence S.0°19'W. and following the Westerly boundary of said Lot 39, 23.75 feet to the point of commencement, and containing by admeasurement 0.340 of an acre, be the same more or less, as shown on the plan hereunto annexed and thereon outlined with red colour.

(2) Portion in Lot 68, Group 1.

Commencing at the Northeast corner of Lot 11A, Block 15, of Lot 68, Group 1, according to Plan 1009, deposited;

thence N.0°19'E. and following the Easterly boundary of said Lot 68, 24.2 feet, more or less, to an iron post set 9.25 feet S.0°19'W. from the Special Survey Monument set for the Northwest corner of Lot 39, Group 1;

thence N.89°36'W. 139.53 feet to an iron post set on the Northerly boundary of Lot 8, Block 15, Lot 68, Plan, 1009;

thence S.79°45'E. and following the Northerly boundaries of Lots 8, 9, 10, 11 and 11A, of said Block 15, 141.51 feet to the point of commencement and containing by admeasurement 0.039 of an acre, be the same more or less as shown on the plan hereunto annexed and thereon outlined with red colour.

2. For the purpose of diverting and straightening a public road or highway known as Garden Street, in the Municipality of Burnaby, the Reeve and Clerk are hereby authorized to accept from the said Thomas McWilliam Ford, in exchange for the lands mentioned in Clause One (1) hereof such Conveyance or other assurance as may be necessary to vest in the Crown as a public highway, ALL AND SINGULAR, those certain parcels or tracts of land and premises, situate lying and being portions of Lot 68, Group 1, District of New Westminster, Province of British Columbia, according to Plans 1009 and 11556, deposited, and being more particularly described as follows:-

- (1) Lot 3, Block 23, Plan 11556, containing 0.056 of an acre, more or less.
- (2) Lot 2, Block 26, Plan 11556, containing 0.623 of an acre, more or less.
- (3) All that portion of Lots 13, 14, 15, and 16 of Block 14, Plan 1009, contained within the following described boundaries:-

Commencing at the Southeast corner of Lot 13, aforesaid, said point being 33.45 feet N.0°22'30"E. from the Special Survey Monument set for the Northwest corner of Lot 39, Group 1;

thence N.79°42'W. and following the Southerly boundaries of Lots 13, 14, 15, and 16, aforesaid, 135.5 feet to an ironpost set at the Southwest corner of said Lot 16;

thence S.89°36'E. 133.64 feet to an iron post set on the Easterly boundary of said Lot 13;

thence S.0°22'30"W. and following the said Easterly boundary of Lot 13, 23.3 feet to the point of commencement and containing by admeasurement 0.036 of an acre, be the same more or less,

All as shown on the plan hereunto annexed and thereon outlined with green colour.

3. This By-law may be cited as the "BURNABY GARDEN STREET HIGHWAY EXCHANGE BY-LAW 1950".

4. Done and Passed in Open Council this Fifteenth (15th) day of May, A. D. 1950.

5. Reconsidered and finally passed by a three fourths vote of the whole Council this Twenty-second (22nd) day of May, A. D. 1950.

*W. R. Beamish*

REEVE.

*Charles B. Brown*

CLERK.

