

THE CORPORATION OF THE DISTRICT OF BURNABY

BY LAW NO. 3630

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

WHEREAS pursuant to subsection 260 of section 58 of the Municipal Act Council may pass by-laws for disposing of a public street or highway or any portion thereof in exchange for such adjacent or contiguous lands as may be necessary for the purpose of improving, widening, straightening or diverting any public street or highway, and for executing deeds for the land so given in exchange.

AND WHEREAS all deeds executed under this clause shall have effect as a Crown grant.

AND WHEREAS all lands taken in exchange for any public street or highway or portion thereof under this clause shall be public highways, and the title thereof shall be vested in the Crown.

AND WHEREAS Alfred Hope Clary and Nicholas Kalyk are the owners in fee simple of Lots numbered Two (2) to Six (6) Inclusive, of Block Six (6), of District Lot Thirty-five (35), Group One (1), New Westminster District, Plan 1358 deposited in the Land Registry Office, in the City of New Westminster, Province of British Columbia.

AND WHEREAS it is deemed desirable and in the public interest to dispose of certain portions of Cardiff Street in the Municipality of Burnaby in the manner hereinafter described and upon the terms and conditions hereinafter set forth.

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

1. The Municipal Council of The Corporation of the District of Burnaby is hereby authorized and empowered for the purpose of diverting Cardiff Street aforesaid to grant and convey unto Alfred Hope Clary and Nicholas Kalyk those portions of Cardiff Street aforesaid which are contiguous to Lots Two (2), Three (3), Four (4) and Five (5), Block Six (6), District Lot Thirty-five (35), Group One (1), New Westminster District, Plan 1358 deposited in the Land Registry Office, in the City of New Westminster aforesaid and shown outlined in green on the plan hereto attached, prepared by David H. Burnett, B.C.L.S. and dated the 5th day of August, 1955, and to accept in exchange therefor that portion of Lot Four (4), Block Six (6), District Lot Thirty-five (35), Group One (1), New Westminster District, Plan 1358 deposited in the Land Registry Office in the City of New Westminster aforesaid and shown outlined in red on the plan hereto attached, prepared by David H. Burnett, B.C.L.S., and dated the 5th day of August, 1955.
2. That the aforesaid portion of Lot Four (4) shall thereupon be and is hereby established as a public street or highway and title thereto shall be vested in the Crown.
3. The Reeve and Clerk are hereby authorized and empowered to execute any conveyance, plan or other document on behalf of the Corporation for such purposes, signing the same and affixing the corporate seal thereto.
4. This By-law may be cited for all purposes as "BURNABY HIGHWAY EXCHANGE BY-LAW NO. 2, 1955".

DONE AND PASSED in Open Council this Twenty-fifth (25th) day of August, 1955.

RECONSIDERED AND FINALLY PASSED this Nineteenth (19th)  
day of September, 1955.



*Chas. MacSorley*

REEVE.

*Charles B. Brown*

CLERK.

PLAN OF A PORTION OF LOT 4 OF BLOCK 6.  
AND OF A PORTION OF CARDIFF STREET IN  
BLOCK 6, OF LOT 35, GROUP 1,  
NEW WESTMINSTER DISTRICT.  
ACCORDING TO PLAN 1358.

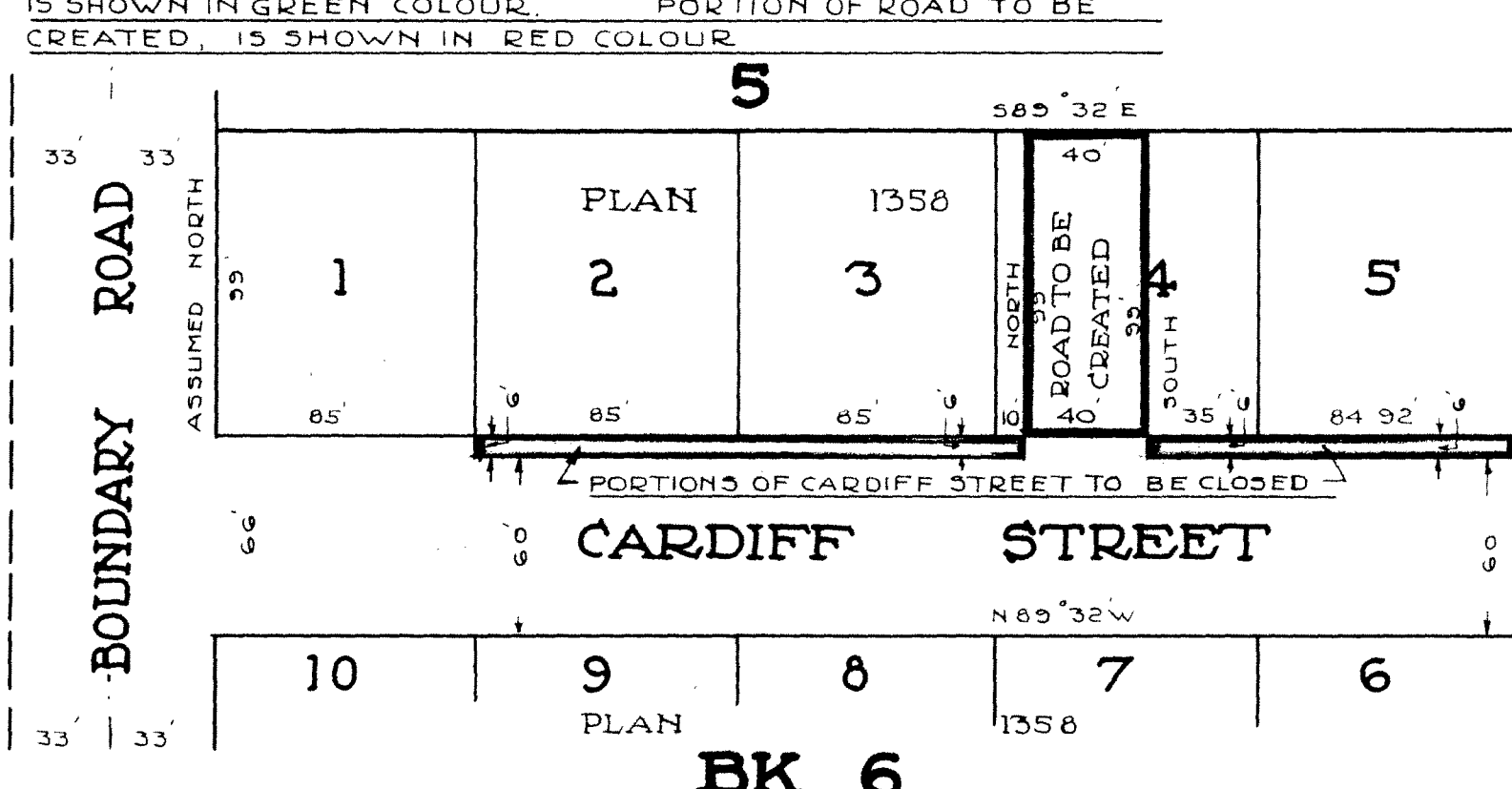
TO ACCOMPANY ROAD EXCHANGE BYLAW NUMBER

SCALE - 1 INCH = 60 FEET.

NOTE:- PORTION OF CARDIFF STREET TO BE CLOSED AND ABANDONED  
IS SHOWN IN GREEN COLOUR. PORTION OF ROAD TO BE  
CREATED, IS SHOWN IN RED COLOUR.

Deposited in the Land Registry  
 Office at New Westminster, B.C.  
 this \_\_\_\_\_ day of \_\_\_\_\_ 1955

Registrar



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Certified correct according to  
 Land Registry Office Records.  
 Dated this 5th day of  
 August, 1955.

*David H. Burnett* B.C.L.S.

N 0° 31' E

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Approved under the Land Registry Act.  
 Dated this \_\_\_\_\_ day of \_\_\_\_\_ 1955

Approving Officer

David H. Burnett  
 B.C. Land Surveyor  
 South Burnaby, B.C.

**BK. 6.**  
**LOT 35, GP. 1.**