

THE CORPORATION OF THE DISTRICT OF BURNABY

VF 1773 H

BY-LAW NO. 3735

A BY-LAW to authorize the sale of certain tax-sale lands in exchange for certain other lands within the Municipality.

WHEREAS The Corporation of the District of Burnaby did by indenture dated the 3rd day of March, 1952, agree to sell Lot Ten (10) of Lot Six (6), Group One (1) New Westminster District, Plan 748, and other tax-sale lands therein described unto C. B. Riley Construction Co. Ltd. upon the terms, covenants and conditions therein contained, and further upon the terms, covenants and conditions contained in a supplementary agreement dated the 8th day of September, 1953, a copy of which is annexed to By-law No. 3375 of the Corporation and filed in the Land Registry Office in the City of New Westminster, Province of British Columbia under No. 37196.

AND WHEREAS C. B. Riley Construction Co. Ltd. did assign the said agreement for sale dated the 3rd day of March, 1952 unto Lake-City Industrial Corporation Ltd. by indenture dated the 8th day of December, 1953 and registered in the Land Registry Office in the City of New Westminster aforesaid on the 15th day of January, 1954 under No. 166037-C.

AND WHEREAS The Corporation of the District of Burnaby did agree to sell unto Lake-City Industrial Corporation Ltd, those lands described as Lot Two (2) of Block Three (3) of Lot Fifty-six (56), Group One (1), New Westminster District, Plan No. 4038; in consideration of the sum of Twenty-five Hundred Dollars (\$2500.00) and subject to the Lake-City Industrial Corporation Ltd. performing and observing in respect of the said lands the same terms, covenants, and conditions as set out in the said supplementary agreement dated the 8th day of September, 1953, on the part of C. B. Riley Construction Co. Ltd. to be performed and observed.

AND WHEREAS By-law No. 3516 of The Corporation of the District of Burnaby authorized the said agreement for sale.

AND WHEREAS Lake-City Industrial Corporation Ltd. has by indenture dated the 31st day of July, 1956 quit claimed unto The Corporation of the District of Burnaby ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying, and being a portion of Lot Two (2) of Block Three (3), District Lot Fifty-six (56), Group One, (1) District of New Westminster, Province of British Columbia, according to Plan 4038, deposited, and being more particularly described as follows; Commencing at a point on the Easterly boundary of said Lot Two (2), said point lying 512.0 feet, S 0°58'30" W. of the Northwesterly corner of Lot "B" of District Lot Eight (8), Group One (1), New Westminster District, according to Reference Plan 4798, deposited; Thence S.0°58'30" W., and following the Easterly boundary of Lot Two (2), aforesaid, 123.25 feet, more or less, to the Southeasterly corner thereof; Thence N.89°31' W. and following the Southerly boundary of said Lot Two (2), 97.0 feet; Thence N.38°59'30" E. 157.50 feet, more or less to the point of commencement, and containing by estimation 0.14 of an acre, be the same more or less.

AND WHEREAS Lake-City Industrial Corporation Ltd. has by indenture dated the 31st day of July, 1956, quit claimed unto The Corporation of the District of Burnaby ALL AND SINGULAR, that certain parcel or tract of land and premises situate, lying, and being a portion of Lot Ten (10) of District Lot Six (6), Group One (1), District of New Westminster, Province of British Columbia, according to Plan 748, deposited, and being more particularly described as follows; Commencing at the intersection of the Easterly boundary of said Lot (10) Ten and the Southwesterly prolongation of a line joining a point lying on the Southerly boundary of Lot Two (2), Block Three (3), of Lot Fifty-six (56), Group One (1), New Westminster District, according to Plan 4308, deposited, said point lying 97.0 feet Westwardly from the Southeasterly corner thereof, and a second point lying on the Westerly boundary of Lot "B" of Lot Eight (8), Group One (1), New Westminster District, according to Reference Plan 4798,

deposited, said point lying 512.0 feet Southwardly from the Northwesterly corner thereof; Thence Southwardly and following the Easterly boundary of Lot Ten (10), aforesaid, 364.91 feet, more or less, to the Southeasterly corner thereof; Thence Westwardly and following the Southerly boundary of said Lot Ten (10), 330.0 feet, more or less, to the Southwesterly corner thereof; Thence Northwardly and following the Westerly boundary of Lot Ten (10), aforesaid, 62.0 feet; Thence Northeastwardly, 441.5 feet, more or less, to the point of commencement, and containing by estimation 1.62 acres, be the same more or less.

AND WHEREAS The Corporation of the District of Burnaby is conveying the lands so quit claimed by Lake-City Industrial Corporation Ltd. unto The Mazzucco Contracting Co. Ltd. and Noel Construction Co. Ltd.

AND WHEREAS The Mazzucco Contracting Co. Ltd. and Noel Construction Co. Ltd. are conveying unto The Corporation of the District of Burnaby in consideration and in exchange therefor the lands hereinafter described.

AND WHEREAS By-law No. 3734 of The Corporation of the District of Burnaby authorized the said exchange of lands.

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 to sell the lands hereinafter described unto Lake-City Industrial Corporation Ltd. in consideration and in exchange for the lands hereinbefore described, quit claimed by Lake-City Industrial Corporation Ltd. and subject to Lake-City Industrial Corporation Ltd. performing and observing in respect of the lands hereinafter described the same terms, covenants and conditions set out in the said supplementary agreement dated the 8th day of September, 1953, on the part of C. B. Riley Construction Co. Ltd. to be performed and observed. The said lands are more particularly known and described as:

(a) ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being a portion of Lot

"B" of District Lot Eight (8), Group One (1), District of New Westminster, Province of British Columbia, according to Reference Plan 4798, deposited, and being more particularly described as follows:- Commencing at the intersection of the Southerly prolongation of the Easterly boundary of Lot Six (6), according to Plan 957, deposited, and the Northerly boundary of said Lot "B"; Thence Westwardly and following the Northerly boundary of Lot "B", aforesaid, 315.48 feet, more or less, to the Northwesterly corner thereof; Thence Southwardly and following the Westerly boundary of said Lot "B", 512.0 feet; Thence North-eastwardly, 604.75 feet, more or less, to the point of commencement, and containing by estimation 1.85 acres, be the same more or less.

(b) ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying, and being a portion of Lot Nine (9) of District Lot Six (6), Group One (1), District of New Westminster, Province of British Columbia, according to Plan 748, deposited, and being more particularly described as follows: Commencing at a point on the Northerly boundary of said Lot Nine (9), said point lying 97.0 feet Westwardly from the Southeasterly corner of Lot Two (2), Block Three (3), of Lot Fifty-six (56), Group One (1), New Westminster District, according to Plan 4038, deposited; Thence Southwestwardly and following the Southwesterly prolongation of a line joining the point of commencement, and a point lying on the Westerly boundary of Lot "B" of Lot Eight (8), Group One (1), New Westminster District, according to Reference Plan 4798, deposited, said point lying 512.0 feet Southwardly from the Northwesterly corner thereof; 334.84 feet, more or less, to a point on the Westerly boundary of Lot Nine (9), aforesaid; Thence Northwardly and following the Westerly boundary of said Lot Nine (9), 262.09 feet, more or less, to the Northwesterly corner thereof; Thence Eastwardly and following the Northerly boundary of Lot Nine (9), aforesaid, 214.85 feet, more or less, to the point of commencement, and containing by estimation 0.65 of an acre, be the same more or less.

2. The Reeve and Clerk are hereby authorized and empowered

to do all necessary acts and things to effect the said exchange of lands.

3. This By-law may be cited as "LAKE-CITY INDUSTRIAL CORPORATION LTD. LAND SALE BY-LAW NO. 2, 1956."

DONE AND PASSED in Open Council this Ninth (9th) day of July, 1956.

RECONSIDERED AND FINALLY PASSED by an affirmative vote of three-fourths (3/4) of all the members thereof this Sixteenth (16th) day of July, 1956.



W. P. Peeps
Acting REEVE.

Charles B. Brown

CLERK.