

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 3937

A BY-LAW to dispose of certain portions of highways in exchange for other lands.

WHEREAS the Municipal Council may by by-law dispose of any portion of a highway in exchange for such lands as may be necessary for the purpose of improving, widening, straightening, relocating or diverting the highway.

AND WHEREAS the Municipal Council, before adopting this by-law, has caused public notice of its intention to be given by advertisement in The Vancouver Province, a newspaper circulating in the Municipality on the 13th day of February 1958 and on the 20th day of February 1958.

AND WHEREAS the Municipal Council deems it expedient and in the public interest to stop-up and close to traffic those portions of Ellerslie Avenue and Duncan Avenue hereinafter described for the purpose of relocating and diverting Ellerslie Avenue and improving and widening Duncan Avenue.

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

1. This By-law may be cited as "BURNABY HIGHWAY EXCHANGE BY-LAW NO. 1, 1958."

2. The Municipal Council of The Corporation of the District of Burnaby is hereby authorized and empowered to stop-up and close to traffic those portions of Ellerslie Avenue and Duncan Avenue more particularly described as follows:

(a) That portion of road commencing at the northwest corner of Lot 1, of Lot 9, of Block 1, of Lot 206, Group 1, Plan 17834, New Westminster District; thence south along the west boundary of the said Lot 1, 120.6 feet; thence N 89° 44' W 41 feet; thence north 120.6 feet to the south boundary of

Union Street; thence S 89° 44' E 41 feet to the point of commencement and containing 0.11 acres more or less as shown outlined in red on the plan prepared by Gordon A. Macdonald, S. C. L. S., dated the 31st day of January 1958, annexed hereto.

(b) That portion of road commencing at the southwest corner of Lot 8 of Lot 9, of Block 1, of Lot 206, Group 1, Plan 17834, New Westminster District; thence north along the west boundary of the said Lot 8 a distance of 111.9 feet; thence N 89° 44' W 41 feet; thence south 111.9 feet; thence S 89° 44' E 41 feet to the point of commencement, containing 0.10 acres more or less as shown outlined in red on the said plan.

(c) That portion of road commencing at the northwest corner of Lot 9 of Lot 9, Block 1 of Lot 206, Group 1, Plan 17834, New Westminster District; thence south along the west boundary of the said Lot 9, 115 feet; thence N 89° 44' W 33 feet; thence north 115 feet; thence S 89° 44' E 33 feet to the point of commencement, containing 0.09 acres more or less, as shown outlined in red on the said plan.

(d) That portion of road commencing at a point ten feet north of the southwest corner of Lot 8, Block 1, of Lot 206, Group 1, Plan 1071, New Westminster District; thence north 115 feet; thence W 89° 44' E 33 feet to the west boundary of Lot 6, Plan 2576; thence south 115 feet; thence N 89° 44' W 33 feet to the point of commencement, containing 0.09 acres more or less, as shown outlined in red on the said plan.

3. The Municipal Council is further authorized and

empowered to grant and convey those portions of Ellerslie Avenue more particularly described in clause (a) of section 2 hereof to Beatrice Maude Dokenden IN EXCHANGE FOR the west 27 feet of Parcel "A" (Explanatory Plan 13855) of Lot 8, Block 1, of Lot 206, Group 1, Plan 2576, New Westminster District, formerly described as Lot 1 and the north half of Lot 2, AND the west 27 feet of the south half of Lot 2, of Lot 8, Block 1, of Lot 206, Group 1, Plan 2576, New Westminster District.

4. The Municipal Council is further authorized and empowered to grant and convey those portions of Ellerslie Avenue more particularly described in clauses (b) and (c) of section 2 hereof and that portion of Duncan Avenue more particularly described in clause (d) of section 2 hereof to William Graham Kidd IN EXCHANGE FOR the west 27 feet of Lot 5 of Lot 8, Block 1, of Lot 206, Group 1, Plan 2576, New Westminster District AND that portion of Lot 6, of Lot 8, Block 1, of Lot 206, Group 1, Plan 2576, New Westminster District commencing at the northwest corner of the said Lot 6;

Thence south 60 feet along the west boundary of the said Lot 6;

Thence S 89° 44' E 27 feet;

Thence north 60 feet to the north boundary of the said Lot 6;

Thence N 89° 44' W 27 feet to the point of commencement, containing 0.04 acres more or less, the whole of which is shown outlined in green on the said plan.

Read a first time this 24th day of February, 1958

and a second time this 24th day of February,

1958. Read a third time this 24th day of February,

1958. Rescinded and adopted this 3rd day of March

1958.

[Handwritten signature]
SECRET.

[Handwritten signature]

CLERK.

I, Charles B. Brown, Clerk of
The Corporation of the District
of Burnaby, do hereby certify the
foregoing to be a true copy of a
By-law passed by the Council for
The Corporation of the District of
Burnaby on the 3rd day of March
1958.

[Handwritten signature]

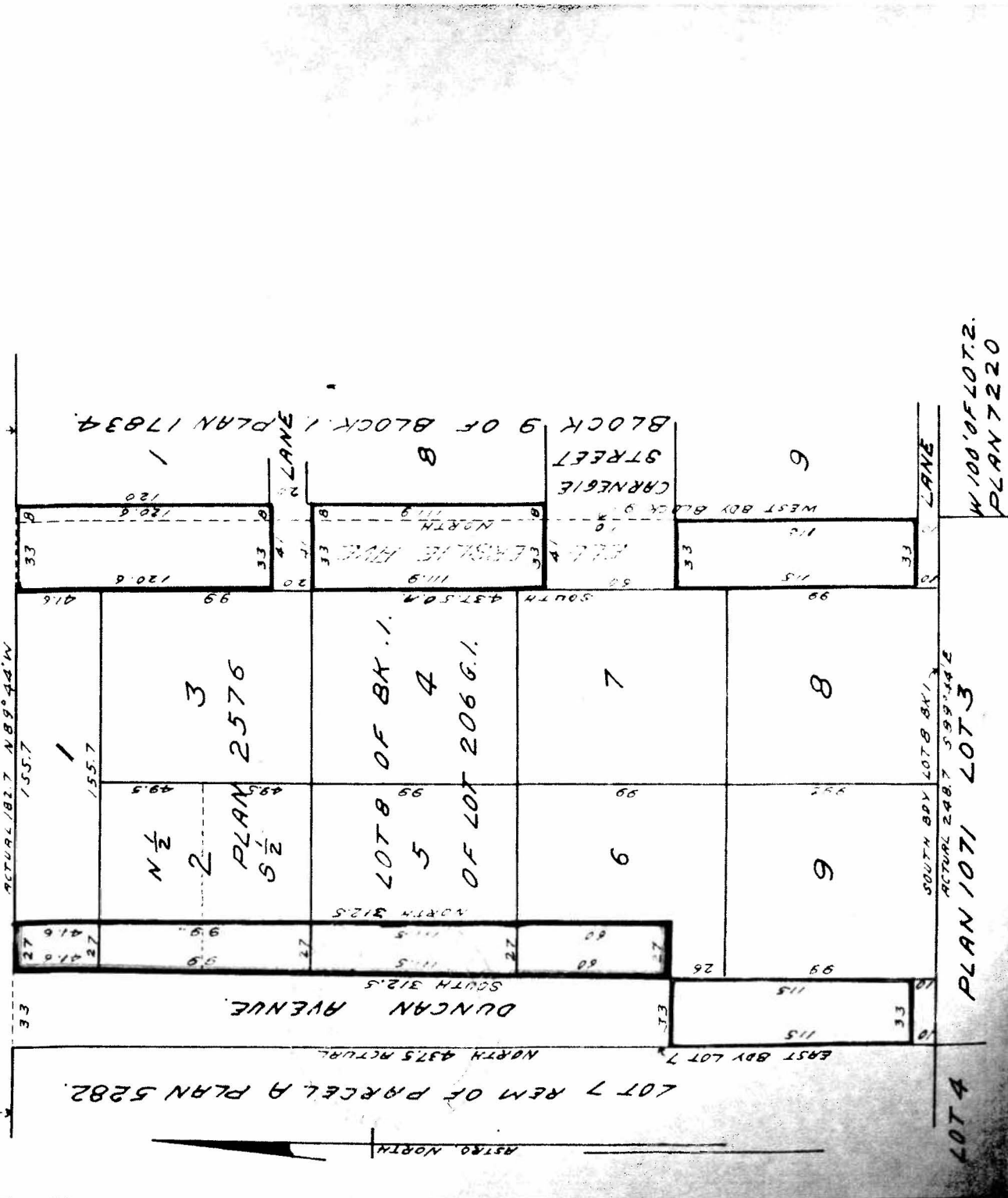
CLERK.

PLAN OF PORTIONS OF LOTS 8 AND 9 OF BLOCK 1, OF LOT 206 GROUP 1,
 NEW WESTMINSTER DISTRICT. SCALE — 1 INCH = 50 FEET PLAN 1071.

PLAN 2576 AND PLAN 1783
 PLAN 14187
 PLAN 1517
 PLAN 14187

REGISTRAR

DEPOSITED IN THE LAND REGISTRY
 OFFICE AT NEW WESTMINSTER
 THIS DAY OF 195



LEGEND

THE MARGINALS WERE DERIVED FROM PLAN 17834
 PORTIONS OF ROADS TO BE CLOSED ARE OUTLINED IN RED
 PROPERTY TO BE DEDICATED FOR ROADS IS OUTLINED IN GREEN.
 THE SURVEY AND PLAN ARE CERTIFIED CORRECT
 THIS FIRST DAY OF JANUARY 1958

Frederick A. Macdonald B.C.L.S.
 REGISTERED UNDER THE LAND REGISTRY ACT
 THIS DAY OF 195

APPROVING OFFICER

SIGNATURES.

W. S. Hill OWNERS
W. S. Hill NITING
W. S. Hill OWNERS
W. S. Hill NITING

THE CORPORATION OF THE CITY OF
BIRMINGHAM

BY-LAW NO. 3937

"BIRMINGHAM HIGHWAY EXCHANGE BY-LAW NO.
1, 1958."

DATE: MARCH 3, 1958