

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 3993

A BY-LAW to dispose of a certain portion of highway in exchange for other land.

WHEREAS, pursuant to section 507 of the Municipal Act being Chapter 42 of the Statutes of British Columbia 1957, 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 all deeds executed under this section have effect as a Crown grant, and all lands taken in exchange for any portion of a highway under this section are public highways, and the title thereto is vested in the Crown.

AND WHEREAS the Municipal Council, before adopting this by-law, has caused the required statutory public notice of its intention to be given by advertisement.

AND WHEREAS the Municipal Council deems it expedient and in the public interest to stop-up and close to traffic those portions of highway more particularly hereinafter described for the purpose of relocating and diverting the same.

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. 3, 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 that portion of Block 17, Lot 30, Group 1, New Westminster District, Plan 3036, formerly lane, extending between the southeasterly prolongation of the southwesterly boundary of Lot 7, Plan 3036 and the southeasterly prolongation of a right-of-way *shown outlined red on plan annexed* lying parallel to and twenty feet south-

westerly from the northeasterly boundary of the westerly eighty feet of Lot "A", Plan 10572, containing by estimation 0.106 of an acre be the same more or less as shown on the plan annexed hereto prepared by David H. Burnett, B. C. L. S., dated the 29th day of September 1958 and thereon outlined in green colour.

3. The Municipal Council is further authorized and empowered to grant and convey the said portion of highway by a good and sufficient deed in fee simple unto Bel Air Construction Co. Ltd. in exchange for that portion of the westerly eighty (80) feet of Lot "A", Block 17, of Lot 30, Group 1, New Westminster District, Plan 10572 more particularly described as follows:

Commencing at the most northerly corner of the westerly 80 feet of Lot "A", aforesaid,

Thence southeastwardly and following the northeasterly boundary of said westerly 80 feet of Lot "A", 100.84 feet, more or less, to the most easterly corner thereof;

Thence southwestwardly and following the southeasterly boundary of the westerly 80 feet of Lot "A", aforesaid, 20.0 feet;

Thence northwestwardly and parallel to the northeasterly boundary of said westerly 80 feet of Lot "A", 100.81 feet, more or less, to a point on the northwesterly boundary thereof, said point lying 20.0 feet southwestwardly of the point of commencement;

Thence northeastwardly, and following the northwesterly boundary of the westerly 80 feet of Lot "A", aforesaid, 20.0 feet to the point of commencement, and containing by estimation 0.046 of an acre, be the same more or less, as shown on the aforesaid plan prepared by David H. Burnett, B. C. L. S. and thereon outlined in red colour.

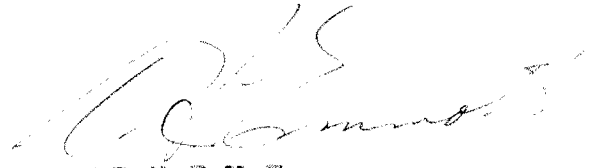
4. The said deed in fee simple shall be executed on behalf of the Municipality by the Reeve and Clerk and shall have effect as a Crown grant and the said lands hereinbefore described taken in exchange shall be a public highway and title thereto shall be vested in the Crown.

Read a first time this 14th day of October, 1958.

Read a second time this 14th day of October, 1958.

Read a third time this 14th day of October, 1958.

Reconsidered and adopted this 20th day of October,
1958.


R B E V E.



C L E R K.

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 20th day of October,
1958.



CLERK.

PLAN OF PORTIONS OF BLOCK 17,
OF LOT 30, GROUP 1,
NEW WESTMINSTER DISTRICT
ACCORDING TO PLAN 3036.

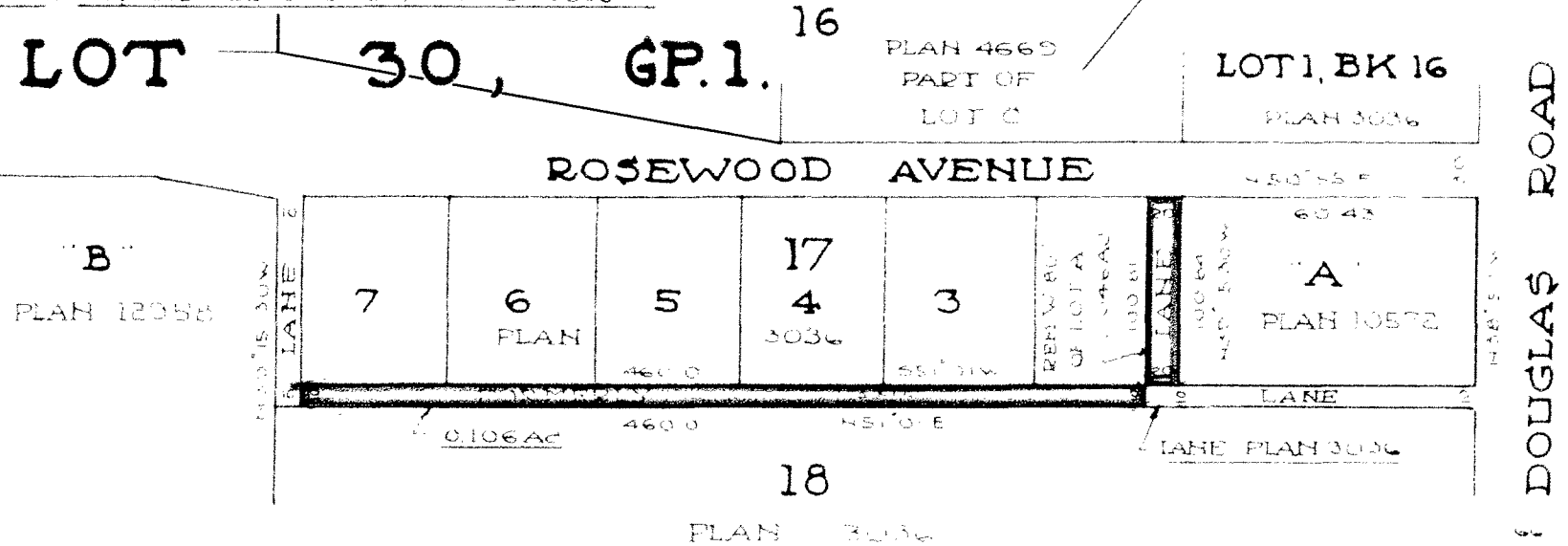
TO ACCOMPANY ROAD EXCHANGE BY-LAW NUMBER

SCALE 1 INCH = 100 FEET

Note: Portions of land to be closed and abandoned by this Plan are shown outlined in green colour.
 Portions of land to be created by this Plan is shown outlined in red colour.
 References are referred to Plan 3036.

Deposited in the Land Registry
 Office of New Westminster
 this _____ day of _____ 19__

Registrar



BEL AIR CONSTRUCTION CO LTD
 Owner: *E. B. Gibbons* PRESIDENT
 Witness: *W. J. Kennedy*

Certified correct according to
 Land Registry Office Records
 Dated this 20th day of
 September 1958

THE CORPORATION OF THE DISTRICT OF BURNABY

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

David H. Burnett & Associates
 B.C. Land Surveyors
 Burnaby, B.C.

OFFICE

CLERK

THE CORPORATION OF THE DISTRICT
OF BURNABY

BY-LAW NO. 3993

"BURNABY HIGHWAY EXCHANGE BY-LAW
NO. 3, 1958".

DATED:

October 20, 1958