

VF 1983

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 4089

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, 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 that portion 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, 1959."
2. The Municipal Council of The Corporation of the District of Burnaby is hereby authorized and empowered to stop-up and close to traffic all and singular that certain parcel or tract of land and premises situate, lying and being in the Municipality of Burnaby, Province of British Columbia, and more particularly known and described as that portion of Block 4, District Lot 90, Group 1, New Westminster District

Plan 11162, formerly lane, having a full width of 10.0 feet, being adjacent to the northwesterly boundary of Lot 2, according to Plan 2091, deposited, and being contained between the northwesterly prolongation of the southwesterly and northeasterly boundaries thereof, and containing by estimation 0.029 of an acre, be the same more or less, as shown outlined in green on the plan prepared by Morgan A. R. Stewart, B. C. L. S., certified on the 26th day of March, 1958, a copy of which is hereunto annexed.

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 the registered owners of Lot "E", Block 4, of Lot 90, Group 1, Plan 11162, New Westminster District, in exchange for that portion of the said Lot "E" more particularly described as commencing at the most westerly corner of Lot "E", aforesaid, thence northeastwardly, and following a portion of the northwesterly boundary of said Lot "E", 127.35 feet, more or less, to a point of intersection with the northwesterly production of the northeasterly boundary of Lot 2, according to Plan 2091, deposited; thence southeastwardly, and following the northwesterly production of the northeasterly boundary of Lot 2 aforesaid, 10.0 feet; thence southwestwardly, and parallel to a portion of the northwesterly boundary of Lot "E", aforesaid, 127.47 feet, more or less, to a point on the southwesterly boundary thereof, said point lying 10.0 feet southeastwardly from the point of commencement; thence northwestwardly, and following the southwesterly boundary of said Lot "E", 10.0 feet, to the point of commencement and containing by estimation 0.029 of an acre, be the same more or less, as shown outlined in red on the said plan hereunto annexed prepared by Morgan A. R. Stewart, B. C. L. S., and certified on the 26th day of March, 1958.

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 30th day of November, 1959.

Read a second time this 30th day of November, 1959.

Read a third time this 30th day of November, 1959.

Reconsidered and adopted this 28th day of December, 1959.



*[Signature]*  
R E E V E.

*[Signature]*  
C L E R K.

PLAN OF PORTIONS OF BLOCK 4,  
OF LOT 90, GROUP 1,  
NEW WESTMINSTER DISTRICT.

Deposited in the Land Registry  
 Office at New Westminster, B.C.  
 this \_\_\_\_\_ day of \_\_\_\_\_ 1958

ACCORDING TO PLAN 2091,  
AND EXPLANATORY PLAN 11162,  
TO ACCOMPANY ROAD EXCHANGE  
BYLAW N° 4089

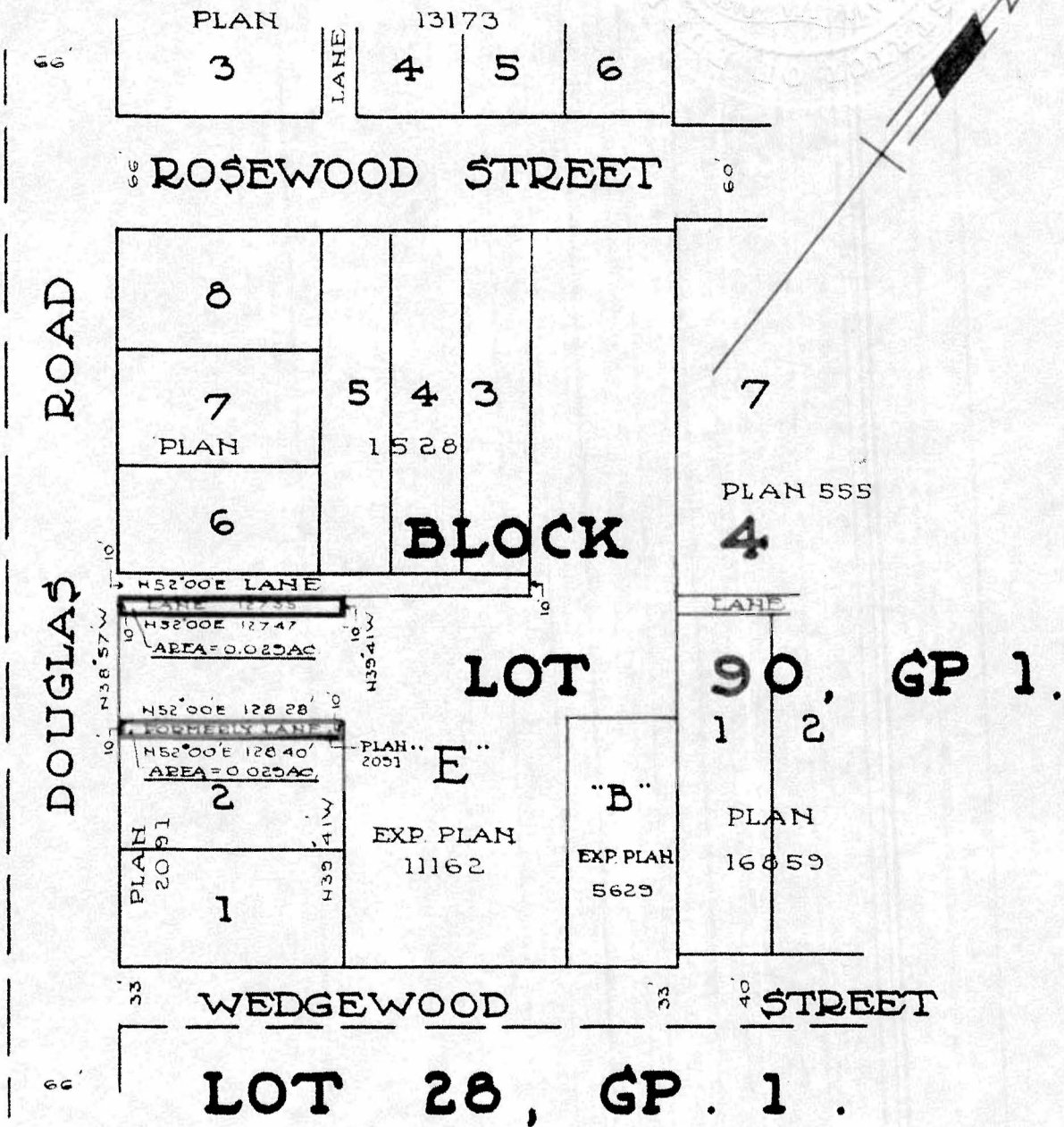
Registrar

SCALE - 1 INCH = 100 FEET

Note - Bearings are referred to Meridian of Expl Plan 11162.

LANE TO BE CLOSED AND ABANDONED IS SHOWN  
OUTLINED IN GREEN COLOUR

PORTION OF LANE TO BE CREATED BY THIS PLAN IS  
SHOWN OUTLINED IN RED COLOUR



Certified correct according to  
 Land Registry Office Records.  
 Dated this 26th day of  
 March, 1958.

*Margaret A. R. Stewart*  
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 B.C.L.S.