

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 4318

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

WHEREAS pursuant to section 509 of the Municipal Act the 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, free of all rights-of-way, 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 Council, before adopting this by-law, has caused the required statutory public notice of its intention to be given by advertisement.

AND WHEREAS the Council deems it expedient and in the public interest to stop-up and close to traffic that portion of highway more particularly hereinafter described and to take in exchange therefor those lands more particularly hereinafter described for the purpose of improving, straightening, relocating and diverting the said highway.

NOW THEREFORE the 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 1962."
- 2. The 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 25 of District Lot 32, Group 1, Plan 812 and of Block 26 of District Lot 152, Group 1, Plan 783,

New Westminster District, more particularly described as follows:-

Commencing at the Northwesterly corner of Lot 13, according to Plan 11715, deposited;

Thence N.  $1^{\circ}24'$  E., and following the Easterly boundary of Parcel "J", according to Explanatory Plan 15978, deposited, 38.4 feet, more or less, to the Northeasterly corner thereof;

Thence S.  $61^{\circ}43'$  E., and following the Southeasterly prolongation of the Northerly boundary of said Parcel "J", 85.29 feet, more or less, to an intersection with the Easterly prolongation of the Northerly boundary of Lot 13, aforesaid;

Thence N.  $88^{\circ}28'30''$  W., and following the said Easterly prolongation of the Northerly boundary of Lot 13, and the Northerly boundary thereof, 76.17 feet, more or less, to the point of commencement, and containing by estimation 0.034 of an Acre, be the same more or less, as shown outlined in green colour on the plan hereunto annexed prepared by David H. Burnett, B.C.L.S., dated the 24th day of July, 1959.

3. The 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 Sandor Land Company Limited, the registered owner, of Lot 2, Block 26, District Lot 152, Group 1, New Westminster District, Plan 4932, in exchange for that portion of the said Lot 2, more particularly described as follows:-

Commencing at the Northeasterly corner of said Lot 2:

Thence S.  $1^{\circ}21'30''$  W., and following the Easterly boundary of Lot 2, aforesaid, 18.51 feet, more or less, to a point lying 16.5 feet, measured at right angles, from the Southeasterly prolongation of the Northeasterly boundary thereof;

Thence N. 61°43' W., and parallel to the Northeasterly boundary of said Lot 2, 154.11 feet, more or less, to a point on the Northerly boundary thereof;

Thence S. 88°28'30" E., and following the Northerly boundary of Lot 2, aforesaid, 36.65 feet, more or less, to an angle corner thereof;

Thence S. 61°43' E., and following the Northeasterly boundary of said Lot 2, 113.01 feet, more or less, to the point of commencement, and containing by estimation 0.051 of an Acre, be the same more or less, as shown outlined in red colour on the said plan hereunto annexed.

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, free of all rights-of-way, 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 15th day of January, 1962.

Read a second time this 15th day of January, 1962.

Read a third time this 15th day of January, 1962.

Reconsidered and adopted this 26th day of June,

1962.



*Mr. Blais*  
ACTING REEVE  
*J. Shaw*  
CLERK

**PLAN OF A PORTION OF BLOCK 25,  
OF LOT 32, GROUP 1,  
ACCORDING TO PLAN 812,  
AND OF PORTIONS OF BLOCK 26,  
OF LOT 152, GROUP 1,  
ACCORDING TO PLANS 763 AND 4932,  
NEW WESTMINSTER DISTRICT,  
TO ACCOMPANY ROAD EXCHANGE BY-LAW 71.**

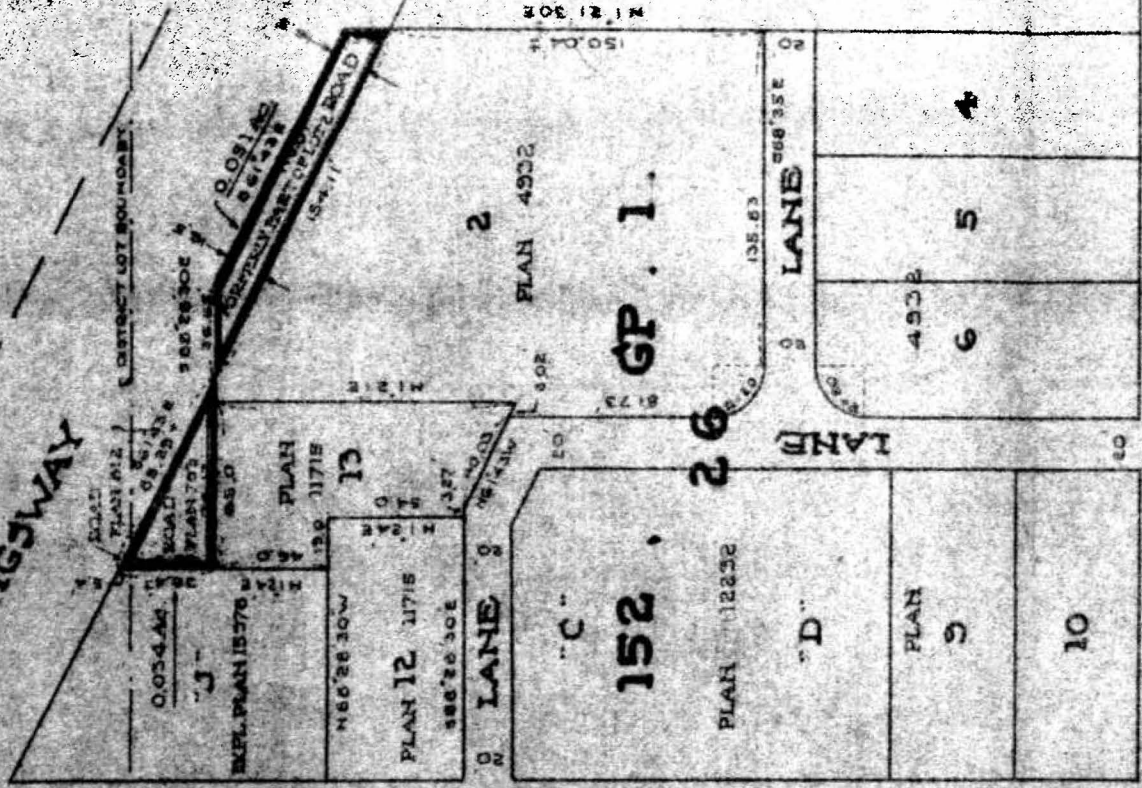
SCALE: 1 INCH = 50 FEET.

Note: Bearings are referred to Meridian of Plan 11715.  
Portions of roads to be closed and abandoned are shown within a dashed line.  
Portion of Block 25 to be created by this Plan is shown outlined in red colour.

LOT 32, GP. 1.

KINGSWAY

IRVINE STREET



BENNETT STREET

Certified Correct according to Land Registry Office Records  
Dated this 24th day of July, 1933

*[Signature]*

Approved under the Land Registry Act  
Dated this 24th day of July, 1933

SANDOR, LAND COMPANY LIMITED

THE CORPORATION OF THE DISTRICT OF BURNABY

Registered in the Land Registry Office at New Westminster B.C. this 24th day of July, 1933

Registration