

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 4853

A BY-LAW to authorize the expropriation of certain real property.

WHEREAS it is deemed necessary and in the public interest to expropriate the real property hereinafter described for highway purposes and to construct and install thereon necessary municipal works and services.

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 EXPROPRIATION BY-LAW NO. 4, 1965".

2. For highway purposes and for the construction and installation thereon of necessary municipal works and services The Corporation of the District of Burnaby is hereby authorized and empowered, without the consent of the owners of the real property but subject to the provisions of Division (4) of Part XII of the Municipal Act:-

(a) By its servants and agents to enter upon, expropriate, break up, take or enter into possession of or use all and singular those certain parcels or tracts of land and premises situate, lying and being in the Municipality of Burnaby, in the Province of British Columbia, and being more particularly described as follows:

- (1) The Northwesterly Eight (8) feet of Lot Thirty-four (34) of Lots Thirty-four (34) to Thirty-eight (38) of Lots One (1) and Three (3), Lot Ninety-five (95), Group One (1), Plan 1152, New Westminster District, said Northwesterly Eight (8) feet being measured at right angles to the Northwest boundary thereof.
- (2) The Southeasterly Ten (10) feet of Parcel "A" (Explanatory Plan 11262) of Lots Twenty-two (22) and Twenty-three (23) of Blocks Thirty-four (34) to Thirty-eight (38), Lot Ninety-five (95), Group One (1), Plan 1152, being measured at right angles to the Southeast boundary thereof, New Westminster District.

- (3) The Southeasterly Ten (10) feet of Lot Seventeen (17), Blocks Thirty-six (36) and Thirty-seven (37), Lot Ninety-five (95), Group 1, Plan 1152, being measured at right angles to the Southeast boundary thereof, New Westminster District.
- (4) A portion of Lot Thirteen (13) of Blocks Forty-eight (48) and Forty-nine (49) of Lot Two (2) of Lot Ninety-five (95), Group 1, Plan 1643, New Westminster District, which said portion is more particularly described as follows:

Commencing at the southeasterly corner of said Lot 13, Plan 1643;
Thence S $51^{\circ} 02' 30''$ W along the southeasterly boundary of said lot, 10 feet;
Thence N $39^{\circ} 33' 30''$ W and parallel to the northeasterly boundary of said Lot 13, 29.3 feet, more or less, to a line drawn parallel to and distant 10 feet measured perpendicularly northwesterly from the southwesterly production of the southeasterly boundary of Lot 53, Plan 1152 deposited;
Thence N $50^{\circ} 26' 30''$ E along the aforesaid described line, 10 feet, more or less, to the point of intersection with the northeasterly boundary of said Lot 13;
Thence S $39^{\circ} 33' 30''$ E along the said northeasterly boundary, 29.4 feet, more or less to the point of commencement;
All the said bearings are Astronomic and are derived from the meridian referred to Plan 1643, the said parcel containing 294 square feet, more or less, as shown outlined red on the Explanatory plan prepared by K. K. Wong, B.C.L.S., dated the 21st day of September, 1965, A.D. a copy of which is annexed hereto.
- (5) The Southeasterly Ten (10) feet of Lot Forty-four (44), Blocks Thirty-four (34) to Thirty-eight (38) of Lots One (1) and Three (3), Lot Ninety-five (95), Group 1, Plan 1152, being measured at right angles to the Southeast boundary thereof, New Westminster District.
- (6) The Southeasterly Ten (10) feet of Lot Twenty-one (21), Block Thirty-eight (38), Lot Ninety-five (95), Group 1, Plan 1152, being measured at right angles to the Southeast boundary thereof, New Westminster District.
- (7) The Southeasterly Ten (10) feet of Lot Twenty (20), Blocks Thirty-four (34) to Thirty-eight (38) of Lot One (1) and Three (3), Lot Ninety-five (95), Group 1, Plan 1152, being measured at right angles to the Southeast boundary thereof, New Westminster District.

- (8) The Southeasterly Ten (10) feet of Lot Nineteen (19), Block Thirty-four (34) to Thirty-eight (38) of Lots One (1) and Three (3), Lot Ninety-five (95), Group 1, Plan 1152, being measured at right angles to the Southeast boundary thereof, New Westminster District.
- (9) The Southeasterly Ten (10) feet of Lot Eighteen (18) of Blocks Thirty-four (34) to Thirty-eight (38) of Lots One (1) and Three (3), Lot Ninety-five (95), Group 1, Plan 1152, being measured at right angles to the Southeast boundary thereof, New Westminster District.

(b) By its servants and agents to enter upon any real property which may be injuriously affected by the exercise of any of the aforesaid powers for the purpose of executing any works of construction, maintenance or repair in mitigation of injuries done or apprehended or in reduction of compensation.

3. This By-law shall, before coming into effect, be published once in the B. C. Gazette and in a newspaper published or circulating in the Municipality of Burnaby and a certified copy of the by-law shall be filed in the Land Registry Office in the City of New Westminster, in the Province of British Columbia.

Read a first time this 22nd day of November, 1965.
 Read a second time this 22nd day of November, 1965.
 Read a third time this 22nd day of November, 1965.
 Reconsidered and adopted this 29th day of November, 1965.

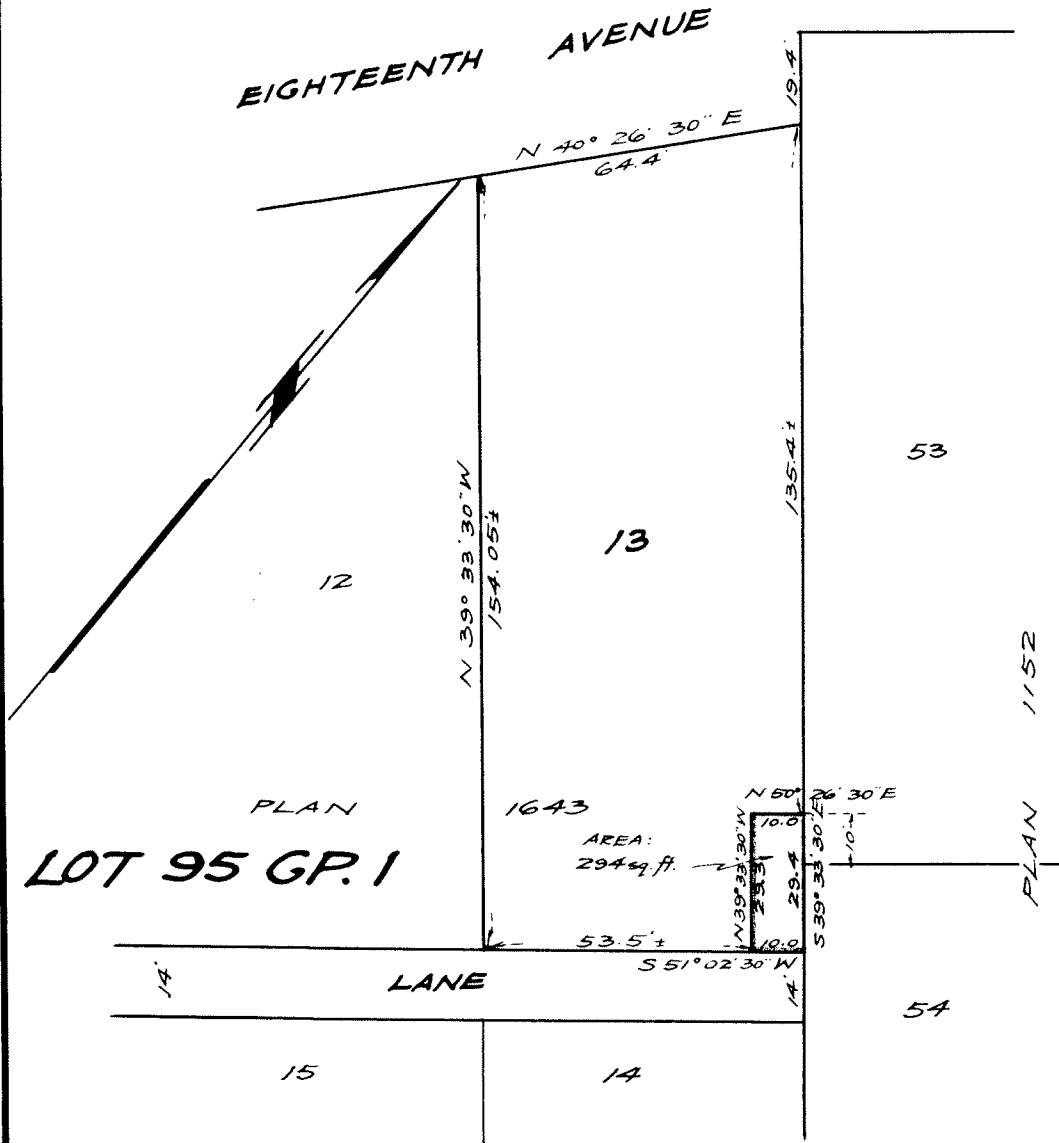


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 R E E V E
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 C L E R K

**EXPLANATORY PLAN OF A
 PORTION OF LOT 13 OF BLOCKS 48
 AND 49 OF LOT 2 OF LOT 95
 GROUP ONE NEW WESTMINSTER
 DISTRICT PLAN 1643**

Deposited in the Land
 at New Westminster,
 day of -----

SCALE: 1 INCH = 30 FEET



Certified Correct according to
 Land Registry Office records:

Bearings are Astronomic and are
 referred to meridian of Plan 1643

K. K. Wong
 B.C.L.S.

Approved under the Land Registry Act
 this --- day of ---, 196---

SEPT. 21, 1965

Approving Officer, Municipality of Burnaby.

Ken K.
 Dominion &
 1355
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