

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW No. 6039

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 therein and 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. 1, 1972".

2. For highway purposes and for the construction and installation therein and thereon of necessary municipal works and services, The Corporation of the District of Burnaby is hereby authorized, 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 and use all and singular that certain parcel or tract of land and premises situate, lying and being in the Municipality of Burnaby, in the Province of British Columbia, and being more particularly known and described as all that portion of Lot One Hundred Twenty (120), District Lot Thirty-two (32), Group One (1), Plan 39167, New Westminster District, which may be described more particularly as bounded as follows:

Commencing at the southeast corner of the said Lot 120.

thence N 63° 09' 00" W, and following the southwesterly boundary of the said Lot 120, a distance of 10.00 feet;

thence N 58° 28' 45" E, a distance of 10.49 feet, more or less, to a point in the east boundary of the said Lot 120, a distant 10.00 feet northerly from the south-east corner thereof;

thence S 0° 06' 30"W, and following the east boundary of the said Lot 120, a distance of 10.00 feet to the point of commencement.

The herein-described parcel contains by calculation 44.65 square feet, more or less, and is shown outlined red on the plan hereto annexed.

(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.

2. 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 at New Westminster, in the Province of British Columbia.

Read a first time this 10th day of January, 1972.

Read a second time this 10th day of January, 1972.

Read a third time this 10th day of January, 1972.

Reconsidered and adopted this 17th day of January, 1972.



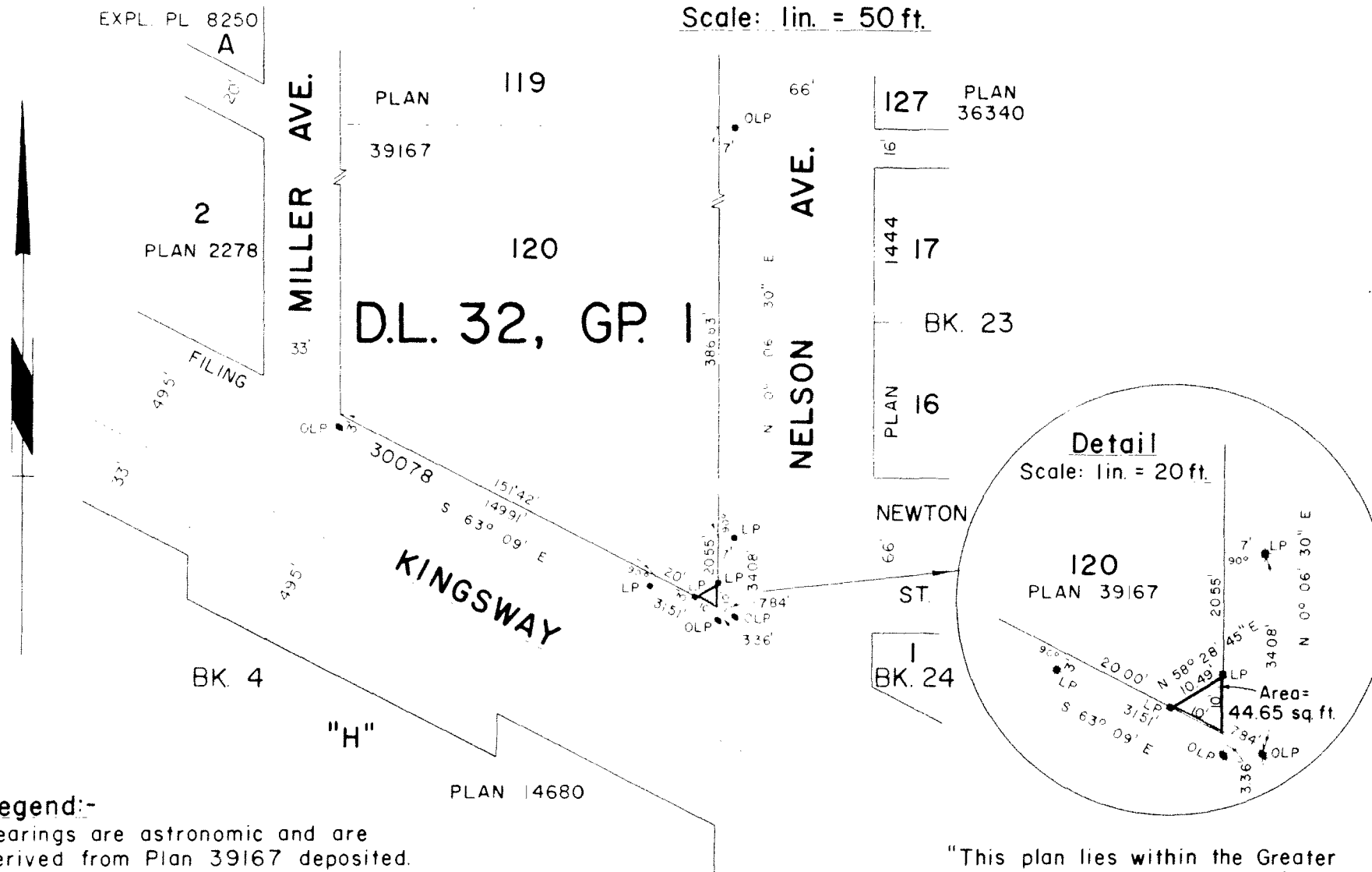
*Robert M. Ruthe*  
MAYOR  
*J. Shaw*  
CLERK

BY-LAW PLAN TO ACCOMPANY THE CORPORATION OF **PLAN**  
 THE DISTRICT OF BURNABY EXPROPRIATION BY-LAW N<sup>o</sup> **6039**  
 FOR A PORTION OF LOT 120, D.L. 32, GP I, PLAN 39167, N.W.D.

Scale: lin. = 50 ft.

Deposited in the Land Registry  
 Office at New Westminster, B.C.,  
 this      day of  
 197      .

Registrar



**Detail**  
 Scale: lin. = 20 ft.

I, Bryan S. Berting, of the Municipality of Burnaby, British Columbia Land Surveyor, make oath and say that I was present at and did personally superintend the survey represented by this plan and that the survey and plan are correct. The said survey was completed on the 7th day of December, 1971.

**Legend:-**  
 Bearings are astronomic and are derived from Plan 39167 deposited.  
 ■ OLP denotes old lead plug found.  
 ■ LP denotes lead plug set.

"This plan lies within the Greater Vancouver Regional District."

*B. Berting*  
 B.C.L.S.

The Corporation of the District of Burnaby,  
 Design Division, Engineering Department,  
 4949 Canada Way, Burnaby 2, B.C.

The Corporation of the District of Burnaby.

Sworn before me this 17<sup>th</sup> day of December, 1971.

Mayor: \_\_\_\_\_

*D. Hendrick*