

THE CORPORATION OF THE DISTRICT OF BURNABY
BY-LAW NO. 6935

A BY-LAW to authorize the granting of a
lease of certain municipally-owned
lands.

The Council of The Corporation of the District of
Burnaby ENACTS as follows:

1. This By-law may be cited as "BURNABY LEASE AUTHORIZATION BY-LAW NO. 9, 1976".
2. The Council is hereby authorized and empowered to demise and lease unto The Royal Canadian Air Cadets, No. 637 Squadron, upon the terms, covenants and conditions more particularly set forth in the form of lease hereunto attached and marked Schedule "A", those municipally-owned lands more particularly described as ALL AND SINGULAR those lands situate, lying and being in the Municipality of Burnaby, in the Province of British Columbia, and more particularly known and described as part of Blocks Ten (10) and Eleven (11) of District Lot Ninety-Four (94) as shown on Sketch No. 895 deposited, SAVE AND EXCEPT the Northerly Ten (10') feet thereof, Group One (1), Plan 720, New Westminster District.
3. The Mayor and Clerk are hereby authorized and empowered to execute the said lease, signing the same and affixing the corporate seal thereto.

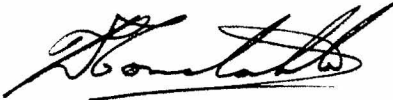

Read a first time this 8th day of November, 1976.

Read a second time this 8th day of November, 1976.

Read a third time this 8th day of November, 1976.

Reconsidered and adopted this 15th day of November, 1976.




M A Y O R

C L E R K

THIS INDENTURE made and entered into this 28th day of October, 1976.

BETWEEN:

THE CORPORATION OF THE DISTRICT OF BURNABY
(hereinafter called the "Lessor")

OF THE FIRST PART

AND:

THE ROYAL CANADIAN AIR CADETS, NO. 637 SQUADRON
(hereinafter called the "Lessee")

OF THE SECOND PART

WHEREAS the Lessor is the owner of those lands situate, lying and being in the Municipality of Burnaby, Province of British Columbia, and more particularly hereinafter described.

NOW THEREFORE THIS INDENTURE WITNESSETH:

1. That in consideration of the rents, covenants and conditions herein respectively reserved and contained, the Lessor doth lease unto the Lessee, ALL AND SINGULAR that certain parcel or tract of land situate, lying and being in the Municipality of Burnaby, in the Province of British Columbia, and more particularly known and described as part of Blocks Ten (10) and Eleven (11) of District Lot Ninety-Four (94) as Shown on Sketch No. 895 deposited, SAVE AND EXCEPT the Northerly Ten (10') feet thereof, Group One (1), Plan 720, New Westminster District, (hereinafter called "the said demised premises").
2. TO HAVE AND TO HOLD the said demised premises unto the Lessee from the 1st day of July, 1976 to the 30th day of June, 1977.
3. YIELDING AND PAYING THEREFOR unto the Lessor in advance, the rent of One Dollar (\$1.00), payable on the 1st day of July, 1976.

4. The Lessee covenants with the Lessor to pay rent; to pay taxes by whatsoever authority levied; to pay rates for electricity, heat, light, gas, water and telephone; and to repair; and to keep up fences, and that the Lessor may enter and view the state of repair and that the Lessee will repair according to notice; and that the Lessee will not assign or sublet without leave; and that the Lessee will leave the lands and premises in good repair.

5. IT IS HEREBY understood, covenanted and agreed by and between the parties hereto that so far as the same are consistent with and not repugnant to the provisions of these presents, all of the terms, provisos, stipulations, covenants and conditions contained in the indenture dated the 1st day of December, 1969 between the Lessor and the Lessee shall mutatis mutandis apply to these presents in the same manner as if each and every of the said terms, provisos, stipulations, covenants and conditions were respectively incorporated herein and expressly herein set forth.

THE CORPORATE SEAL OF THE
CORPORATION OF THE DISTRICT
OF BURNABY WAS HEREUNTO
AFFIXED IN THE PRESENCE OF:

MAYOR

CLERK

SIGNED, SEALED AND DELIVERED
BY THE PROPER OFFICERS OF THE
LESSEE DULY AUTHORIZED IN
THAT BEHALF:

Witness

THE CORPORATION OF THE DISTRICT
OF BURNABY

AND

THE ROYAL CANADIAN AIR CADETS,
NO. 637 SQUADRON

L E A S E

DATED: October 28, 1976