

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 7004

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 a 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 for the purpose of relocating and diverting a 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 NO. 1, 1977".
2. The 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, in the Province of British Columbia, and being composed of a portion of road known as Parcel One (By-Law Plan 49607) of the East 569.25 feet of Lot "A", Block 11 of District Lot 70, Group 1, Plan 9892, New Westminster District, shown on By-Law Plan 49607 on deposit in the Land Registry

Office in the City of New Westminster, said Province of British Columbia, which portion may be more particularly described as follows:

Beginning at the southwesterly corner of Lot 37, District Lot 70, Group 1, Plan 49896, New Westminster District.

Thence; N. $89^{\circ}46'50''$ E. and following in a southerly limit of said Lot 37, 181.31 feet to the point of commencement.

Thence; N. $89^{\circ}46'50''$ E. and following in the production of the said southerly limit 24.86 feet.

Thence; N. $0^{\circ}13'10''$ W. 6.64 feet more or less to intersection with a circular curve of radius 50 feet, said circular curve being a portion of a southerly limit of said Lot 37.

Thence; Southerly and Westerly and following in the arc of said circular curve 26.02 feet more or less to the point of commencement and containing 54 square feet more or less, as shown outlined in red on plan prepared by Richard T. Hargraves, B.C.L.S., sworn the 2nd day of February, 1977, a copy of which is annexed hereto.

3. The Council is further authorized and empowered to grant and convey that certain parcel or tract of land and premises more particularly described in Section 2 hereof by a good and sufficient deed in fee simple unto the registered owner of that certain parcel or tract of land, situate, lying and being in the Municipality of Burnaby, in the Province of British Columbia, and being composed of a portion of Lot 37, District Lot 70, Group 1, Plan 49896 on deposit in the Land Registry Office in the City of New Westminster, said Province of British Columbia, which portion may be more particularly hereinafter described and in exchange therefor:

Beginning at the southwesterly corner of said Lot 37,

Thence; N. $89^{\circ}46'50''$ E. and following in a southerly limit of said Lot 37, 181.31 feet to the beginning of a tangential circular curve.

Thence; Northerly and Easterly 26.02 feet following in the arc of said tangential circular curve of radius 50 feet to the point of commencement.

Thence; Northerly and Easterly 16.47 feet following in the arc of said tangential circular curve of radius 50 feet.

Thence; N. $89^{\circ}40'00''$ W. 12.70 feet.

Thence; S. $0^{\circ}13'10''$ E. 10.50 feet more or less to the point of commencement and containing 74 square feet more or less as shown outlined in green on plan prepared by Richard T. Hargraves, B.C.L.S., sworn the 2nd day of February, 1977, a copy of which is annexed hereto.

4. The said deed in fee simple shall be executed on behalf of the Municipality by the Mayor and Clerk and shall have effect as a Crown grant, free of all rights-of-way, and the lands hereinbefore described taken in exchange shall be a public highway and the title thereto shall be vested in the Crown.

Read a first time this **21st** day of **February**, 1977.

Read a second time this **21st** day of **February**, 1977.

Read a third time this **21st** day of **February**, 1977.

Reconsidered and adopted this **7th** day of **March**, 1977.



A handwritten signature in cursive script, likely belonging to the Mayor.

M A Y O R

A handwritten signature in cursive script, reading "James Hudson".

C L E R K