

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 7395

A BY-LAW to authorize the granting of a lease of certain municipally-owned lands to The Lower Mainland St. Leonard's Society.

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. 5, 1979".
2. The Council is hereby authorized and empowered to demise and lease unto The Lower Mainland St. Leonard's Society for the term of one year commencing on the 1st day of September, 1979 and otherwise 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 and premises more particularly known and described as ALL AND SINGULAR those lands and premises situate, lying and being in the Municipality of Burnaby, in the Province of British Columbia, and more particularly known and described as Parcel "E" (Explanatory Plan 17224) of Lots 8, 9 and 10 of Lot One, Block 16 of Lot 79, Group 1, Plan 1554, 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 13th day of August, 1979.

Read a second time this 13th day of August, 1979.

Read a third time this 13th day of August, 1979.

Reconsidered and adopted this 27th day of August, 1979.


ACTING M A Y O R


C L E R K

THIS INDENTURE made and entered into this day
of 1979.

BETWEEN:

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

OF THE FIRST PART

AND:

THE LOWER MAINLAND ST. LEONARD'S SOCIETY,
6375 Roberts Street, in the Municipality of
Burnaby, in the Province of British Columbia.

(hereinafter called the "Lessee")

OF THE SECOND PART

W I T N E S S E T H:

1. That in consideration of the terms, covenants and conditions hereinafter contained on the part of the Lessee to be paid, observed and performed the Lessor doth hereby lease unto the Lessee those lands and premises (hereinafter called the "premises") situate, lying and being in the Municipality of Burnaby, in the Province of British Columbia, and more particularly known and described as Parcel "E" (Explanatory Plan 17224) of Lots 8, 9 and 10 of Lot One, Block 16 of Lot 79, Group 1, Plan 1554, New Westminster District.

TO HAVE AND TO HOLD the premises unto the Lessee for a period of one year commencing on the 1st day of September, 1979 and ending on the 31st day of August, 1980.

YIELDING AND PAYING THEREFOR unto the Lessor the clear annual rent of One Dollar (\$1.00) in advance on the 1st day of September, 1979.

SCHEDULE "A"

2. 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 entered into between the Lessor and the Lessee and annexed to By-Law No. 6536, being the "Burnaby Lease Authorization By-Law No. 2, 1974", adopted on the 21st day of October, 1974, save and except Clause 7 thereof, 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.

IN WITNESS WHEREOF the parties hereto have caused these presents to be executed as of the day and year first above written.

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

MAYOR

CLERK

THE CORPORATE SEAL OF THE
LOWER MAINLAND ST. LEONARD'S
SOCIETY WAS HEREUNTO AFFIXED
IN THE PRESENCE OF:

DATED:

1979

THE CORPORATION OF THE DISTRICT
OF BURNABY

AND

THE LOWER MAINLAND ST. LEONARD'S
SOCIETY

L E A S E

Legal Department,
The Corporation of the
District of Burnaby,
4949 Canada Way,
Burnaby, B. C.
V5G 1M2