CITY OF SURREY

BY-LAW NO. 12776

A by-law to dispose of portions of a public highway in exchange for adjoining lands necessary for a public highway.

WHEREAS pursuant to Section 574(1) of the "Municipal Act", being Chapter 290, R.S.B.C., the Council may by by-law dispose of a portion of a highway in exchange for land necessary for the purpose of improving, widening, straightening, relocating or diverting a highway;

AND WHEREAS the Registered Owner of the land described in Section 2 of this By-law has agreed with the City of Surrey to make the exchange hereinafter provided for;

NOW, THEREFORE, the Council of the City of Surrey, in open meeting assembled, ENACTS AS FOLLOWS:

1. Upon receiving from the said Registered Owner, the conveyance or other assurance mentioned in Section 2 hereof, the Mayor and the Clerk of the City of Surrey are hereby authorized, in exchange therefore, to execute and deliver on behalf of the City such conveyance or other assurance as may be necessary for vesting in the said Registered Owner, ALL AND SINGULAR those certain parcels or tracts of land and premises situate, lying and being in the City of Surrey, in the Province of British Columbia:

That Portion of Road lying in Section 33, Township 8, New Westminster District, dedicated Road on Plan 1460, shown outlined in heavy black line and hatched on a copy of Reference Plan attached hereto, duly signed by the Mayor and Clerk, prepared by James R. Enders, B.C.L.S. on the 26th day of October, 1995 and containing 0.155 hectares, and called Parcel "A".

(Portion of 189 Street)

2. For the purpose of acquiring adjacent lands for a public highway, the Mayor and Clerk are authorized to accept from the said Registered Owner, in exchange for the land mentioned in Section 1 hereof, the sum of Forty-Six Thousand Five Hundred Dollars (\$46,500.00), together with such conveyance or other assurance as may be necessary to vest in the Crown as

a public highway, ALL AND SINGULAR those certain parcels or tracts of lands and premises situate, lying and being in the City of Surrey, in the Province of British Columbia:

That portion of Lot 40, Section 33, Township 8, New Westminster District, Plan 38828, shown outlined in heavy black line on a copy of Reference Plan attached hereto, duly signed by the Mayor and Clerk, prepared by James R. Enders, B.C.L.S. on the 26th day of October, 1995, and containing 18 square metres, and called Parcel "B".

(Portion of 18940 - 94 Avenue)

3. This By-law may be cited for all purposes as "Portion of Highway #1 Road Exchange By-law, 1996, No. 12776."

PASSED THREE READINGS on the 12th day of February, 1996.

ADVERTISED in the Surrey-North Delta Now newspaper on the 17th day of February and on the 24th day of February, 1996.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 4th day of March, 1996.

_MAYOR

anna Kenny CLERK

CLKBLW3201

REFERENCE PLAN TO ACCOMPANY THE CITY OF SURREY PLAN LMP_____ ROAD EXCHANGE BYLAW No. 12776 OF PART OF LOT 40 PLAN 38828 AND ROAD DEDICATED ON PLAN 1460 Deposited in the Land Title Office at New Westminster, B.C., this SECTION 33 TOWNSHIP 8 NEW WESTMINSTER DISTRICT 8 1 H 4 5 2 9 Pursuant to Section 120, Land Title Act Registrar SCALE 1: 1250 20 10 0 20 40 ALL DISTANCES ARE IN METRES AND DECIMALS THEREOF. B. C. G. S. 92G. 017 89th 94th AVENUE 102.969 89° 32' 13" 88th Rem. 14 Plan 38828 CITY OF SURREY Plan Plan 96.889 89° 27' 11" 1460 1460 LEGEND Integrated Survey Area No. 1, SURREY Grid bearings are derived from observations DETAIL between control monuments 8799 and 81H4529. SCALE 1: 250 This Plan shows ground level measured distances. Prior to computation of U.T.M. co-ordinates multiply a combined factor of 0.9996057. I, James R. Enders, a British Columbia Land 40 Control monument found Surveyor, of Langley, in British Columbia, Standard iron post found Plan 38828 STREET certify that I was present at and personally O - Standard iron post placed superintended the survey represented by this wt - Witness plan and that the survey and plan are correct. m² - Square metres The survey was completed on the 26^{th} ha - Hectares day of October 1995. 89th ROAD 18m² 15 Plan 1460 James R. Enders This plan lies within the Greater British Columbia Land Surveyor Vancouver Regional District. Langley, B.C. 533-4666 File 952165. REF