

CITY OF SURREY

BY-LAW NO.12838

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 in Section 7, Township 8, New Westminster District, dedicated by Plan 12849, shown hatched on Reference Plan attached hereto, duly signed by the Mayor and Clerk, prepared by John Onderwater, B.C.L.S., on October 17, 1994, and containing 505 square metres and called Parcel C;

(Portion of 59 Avenue)

That Portion of Road in Section 7, Township 8, New Westminster District, dedicated by Plan 12418, shown hatched on Reference Plan

attached hereto, duly signed by the Mayor and Clerk, prepared by John Onderwater, B.C.L.S., on October 17, 1994, and containing 267 square metres and called Parcel B.

(Portion of 59 Avenue)

- 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 Sixty-Five Thousand Dollars (\$65,000), 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 4, Section 7, Township 8, New Westminster District, Plan LMP19654, shown outlined in heavy black line on Reference Plan attached hereto, duly signed by the Mayor and Clerk, prepared by John Onderwater, B.C.L.S., on October 17, 1994, and containing 60.4 square metres and called Parcel A.

(Portion of 5905 - 173 Street)

- 3. This By-law may be cited for all purposes as "Portion of 173 Street Road Exchange By-law, 1996, No. 12838."

PASSED THREE READINGS on the 13th day of May, 1996.

ADVERTISED on the 18th day of May and on the 22nd day of May, 1996, in the Surrey-North Delta Now newspaper.

RECONSIDERED AND FINALLY ADOPTED, signed by the Mayor and Clerk, and sealed with the Corporate Seal on the 27th day of May, 1996.

_____MAYOR

_____CLERK

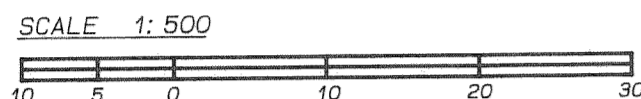
**REFERENCE PLAN TO ACCOMPANY CITY OF SURREY ROAD EXCHANGE
 BYLAW # 12838, OF PART OF LOT 4 PLAN LMP _____
 PART OF ROAD DEDICATED BY PLAN 12849, AND
 PART OF ROAD DEDICATED BY PLAN 12418,
 SECTION 7 TOWNSHIP 8 N.W.D.
 B.C.G.S. 926.017**

PLAN LMP

DEPOSITED IN THE LAND TITLE OFFICE
 AT NEW WESTMINSTER B.C. ON
 THIS _____ DAY OF _____, 1994

REGISTRAR _____
 REF. NO. _____

- LEGEND:
 (A) DENOTES CONTROL MONUMENT FOUND
 (●) DENOTES STANDARD IRON POST FOUND
 (○) DENOTES STANDARD IRON POST SET
 GRID BEARINGS ARE DERIVED FROM OCMS 5832 & 5830



INTEGRATED SURVEY AREA NO. 1
 CITY OF SURREY
 THIS PLAN SHOWS GROUND LEVEL MEASURED
 DISTANCES. PRIOR TO COMPUTATION OF U.T.M.
 COORDINATES MULTIPLY BY COMBINED
 FACTOR OF 0.9996055 (NAD 83)

| BOOK OF REFERENCE | AREA |
|---|--------------------|
| LEGAL DESCRIPTION | |
| ROAD BEING CLOSED SHOWN HATCHED PART OF ROAD IN SEC. 7 TP. 8 N.W.D. DEDICATED BY PLAN 12849 | 505m ² |
| PART OF ROAD IN SEC. 7 TP. 8 N.W.D. DEDICATED BY PLAN 12418 | 267m ² |
| ROAD BEING ACQUIRED SHOWN IN HEAVY OUTLINE. PART OF LOT 4 SEC. 7 TP. 8 N.W.D. PLAN LMP 19654 | 60.4m ² |

THE CITY OF SURREY

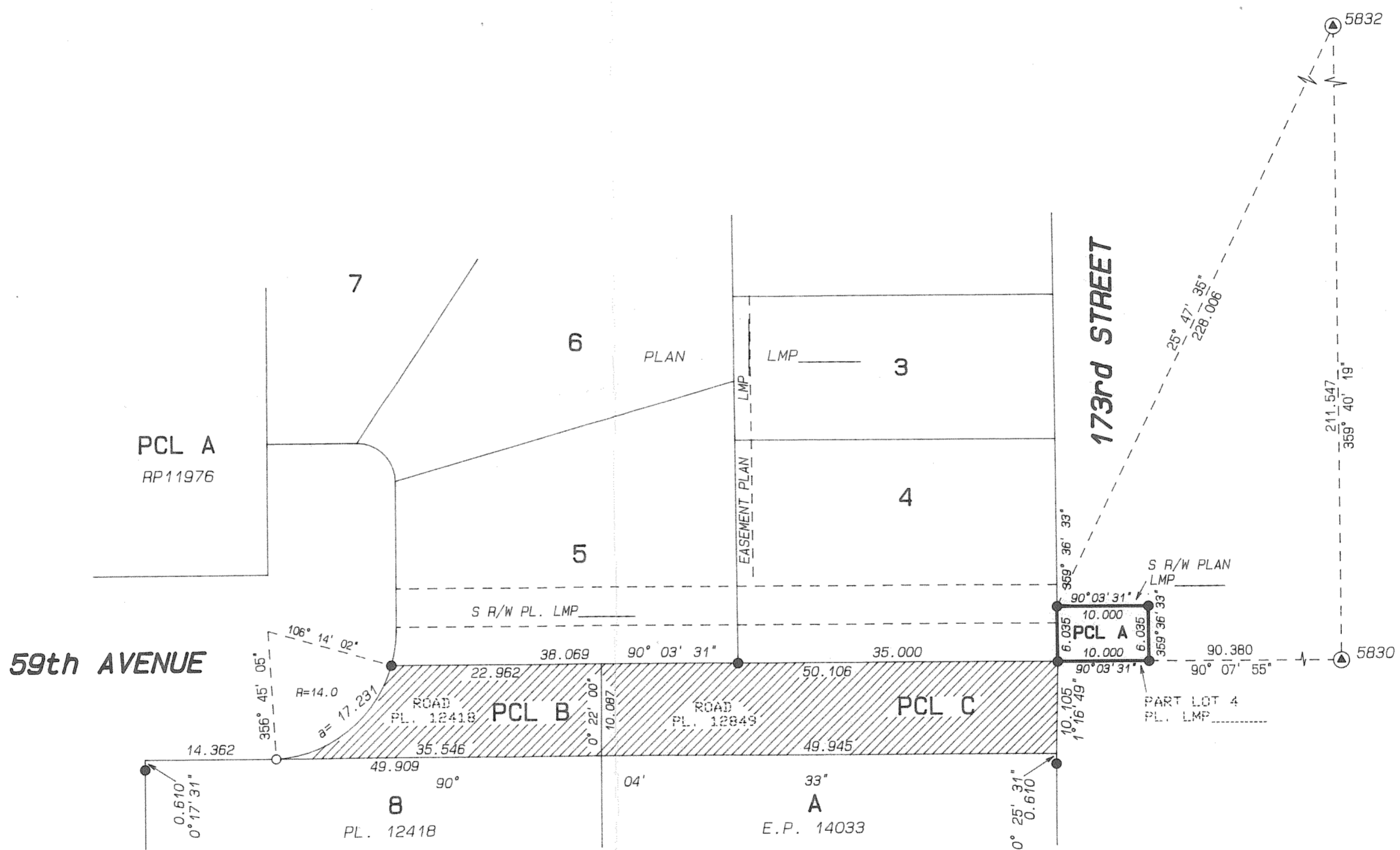
MAYOR _____

CLERK _____

WITNESS AS TO SIGNATURES _____

ADDRESS OF WITNESS _____

OCCUPATION OF WITNESS _____



JOHN UNDERWATER & ASSOC.
 B.C. LAND SURVEYORS
 CLOVERDALE B.C.
 PHONE 574-7311
 FILE: JS9438.RE

THIS PLAN LIES WITHIN THE
 GREATER VANCOUVER REGIONAL DISTRICT

I, JOHN P. UNDERWATER, A BRITISH COLUMBIA LAND SURVEYOR, OF CLOVERDALE, IN BRITISH COLUMBIA, CERTIFY THAT I WAS PRESENT AT AND PERSONALLY SUPERINTENDED THE SURVEY REPRESENTED BY THIS PLAN, AND THAT THE SURVEY AND PLAN ARE CORRECT. THE SURVEY WAS COMPLETED ON THE 17TH DAY OF OCTOBER, 1994

John P. Underwater
 B.C.L.S.