

RURAL MUNICIPALITY OF DUFFERIN

By-Law #1649

**A by-law of the Rural Municipality of Dufferin
for closing a highway, pursuant to Section 215
of the Municipal Act.**

WHEREAS Section 215 of the Municipal Act provides, in part, as follows:

"(1) Subject to subsections (2) and (3) the Council of a municipality may pass by-laws
(c) for closing any highway; or
(e) for selling and conveying to any person, or vesting in the municipality the title to the land upon which is situated any highway that has been closed;"

AND WHEREAS the following described highway is no longer required for public purposes and it is desirable and expedient and in the public interest that the same be closed;

AND WHEREAS the owners of the adjoining land have indicated an interest in purchasing the land on which the described highway is located;

NOW THEREFORE BE IT RESOLVED that the Council of the Rural Municipality of Dufferin in open session assembled, enacts as follows:

1. THAT all that portion of Morrison Street as shown on Plan 835 C.L.T.O. and lying to the east of the east limit of First Avenue, as shown on above Plan, be and the same hereby is closed. The portion being closed is shown shaded on the attached map marked Schedule "A".
2. THAT Parcel A as per attached Plan and marked Schedule "B" shall be transferred to and become a part of Lots 5 to 8, Block 2, Plan 835, Village of Homewood, Certificate of Title numbers A36157 and 36820 registered in the Morden Land Titles Office in the name of Hazel Evelyn Froebe, Homewood, Manitoba ROG OYO together with all mines and mineral rights attached to said land.
3. That Parcels B and C as per attached plan and marked Schedule "B" shall be transferred to that part of the South West Quarter Section of Section 30, Township 6, Range 3 W.P.M. - Title Number R39343 and 39725 registered in the Morden Land Titles Office in the name of Frank Frederic Froebe, Homewood, MB. ROG OYO together with all mines and mineral rights attached to said lands.
4. THAT the proper officers of the municipality are hereby authorized and directed to do all acts and execute all documents required for the purpose of implementing the said transfers.
5. THAT all costs of closing the said highway and of surveying and transferring of title shall be the responsibility of Hazel Evelyn Froebe and Frank Frederic Froebe;
6. THAT this by-law shall be valid and in effect on, from and after the day it receives the approval of the Minister by written order.

PASSED AND ENACTED by the Rural Municipality of Dufferin in Council duly assembled this the 7th day of September A.D., 1993.

certified copy of original by-law #1649

Dated Sept 7, 1993

Sinda Colpelle
Secretary - Treasurer R.M. of Dufferin

William H. Roth
REEVE

A P P R O V E D

[Signature]
For the Minister of Rural Development

Sinda Colpelle
SECRETARY-TREASURER

Read a first time this the 22nd day of July A.D., 1993.

Read a second time this the 7th day of September A.D., 1993.

Read a third time this the 7th day of September A.D., 1993.

"SCHEDULE A"

Station

25.1 Via Sec Post

CANADIAN NATIONAL RAIL
Grounds

RAILWAY STREET.

REGISTERED PLAN N^o 759

CADMAN L.T.O.

FIRST AVENUE.

50'	50'	50'	50'
1	2	3	4
50'	50'	50'	50'
8	7	6	5
50'	50'	50'	50'

2

MORRISON

30'	30'	30'	30'	30'	30'	30'	30'	30'	30'	30'	30'
1	3	4	5	6	7	8	9	10	11	12	
30'	30'	30'	30'	30'	30'	30'	30'	30'	30'	30'	30'
24	23	22	21	20	19	18	17	16	15	14	13
30'	30'	30'	30'	30'	30'	30'	30'	30'	30'	30'	30'

4

WADDELL STREET.

HOMEWOOD ROAD. (N.T.S. GOVERNMENT ROAD ALLOWANCE)

WEST BOUNDARY S.W. 1/4 30-6-3. W.M.

Oak Post

Plan 835

Entered this 20

SCHEDULE "B"

Avenue

1	2	3	4
Block		2	

20' Public Lane 20'

Plan	No.		835
X 8	X 7	X 6	X 5

33' Parcel A 33'

33' Parcel B 33'

North Limit of Morrison Street, Plan 835.

66'

Parcel C

66'

First

South Limit of Morrison Street, Plan 835.

Part S.W. 1/4 Sec.