

**RURAL MUNICIPALITY OF DUFFERIN**

**By-Law No. 1718**

*Being a by-law of the Rural Municipality of Dufferin  
to close a road and authorize the sale of land*

WHEREAS *The Municipal Act* provides, in part, as follows:

290 (1) "Subject to subsection (2), a municipality may close a municipal road by

- (a) passing a by-law closing the road;
- (b) obtaining written approval of the by-law from the minister, and
- (c) registering the approved by-law and a plan at the appropriate land titles office."

291 (2) "A municipality may authorize the sale of land on which was situated a municipal road that has been or is to be closed under section 290 only with the written approval of the minister."

AND WHEREAS the following described municipal road is no longer required for public purposes and it is necessary and desirable and in the public interest that the road be closed;

NOW THEREFORE the Council of the Rural Municipality of Dufferin enacts as follows:

1. THAT all that portion of the municipal road described as:

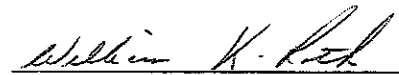
*"Public Road Plan No. 976 MLTO (C Div) contained within  
the NW 1/4 26-6-7 W.P.M. excepting thereout: all mines and  
minerals as in Transfer No. 29060 MLTO (C Div)"*

be and the same is hereby closed.

2. THAT all that portion the municipal road so closed shall be transferred to

*"BLAIR ALLAN LEISHMAN and JANICE LYNNE LEISHMAN,  
P.O. Box 68, Stephenfield, MB ROG 2R0, as joint tenants as to an  
undivided one third interest; HENRY FRIESEN HARMS and  
ELIZABETH IDA HARMS, General Delivery, Roseisle, MB ROG 1V0,  
as joint tenants as to an undivided one third interest; and  
HAROLD PETER HARMS and KATHERINE RUTH HARMS, of  
the Postal District of Roseisle, MB ROG 1V0, as joint tenants as to an  
undivided one third interest.*

excepting all mines and minerals, title to which shall remain in the Crown; and the Chief Administrative Officer is authorized and directed to do all acts and execute all documents required for the transfer.

  
William K. Roth, Reeve

  
Linda C. Baleja, C.A.O.

Read a first time this the 10th day of March A.D., 1999.

Read a second time this the 11<sup>th</sup> day of May A.D. 1999.

Read a third time this the 11<sup>th</sup> of May A.D. 1999.

**FOLLOWING THIRD READING:** Pursuant to clause 290(1) (b) and subsection 291 (2) of *The Municipal Act*, written approval of the road closing by-law and sale of land, from the Minister of Rural Development, is attached hereto as Schedule A.



**Minister of  
Rural Development**

Room 301  
Legislative Building  
Winnipeg, Manitoba, CANADA  
R3C 0V8

June 16, 1999

Reeve William K. (Bill) Roth  
Rural Municipality of Dufferin  
12 - 2<sup>nd</sup> Avenue S.W.  
Carman MB R0G 0J0

Dear Reeve Roth:

**Approval and Sale of Road Closing By-law No. 1718  
Rural Municipality of Dufferin**

Thank you for referring the above noted By-law respecting the approval and sale/conveyance of lands on which a closed road is situated. A review of this By-law indicated that there are no Provincial concerns with Council's proposed action to close and sell/convey this land.

According to Subsections 290(1) and 291(2) of *The Municipal Act*, and by way of this letter I am approving the closure and sale/conveyance of the public road as provided under the above noted By-law.

Yours sincerely,

Len Derkach  
Minister

Enclosure

c: Linda C. Baleja  
Garry Haggerty



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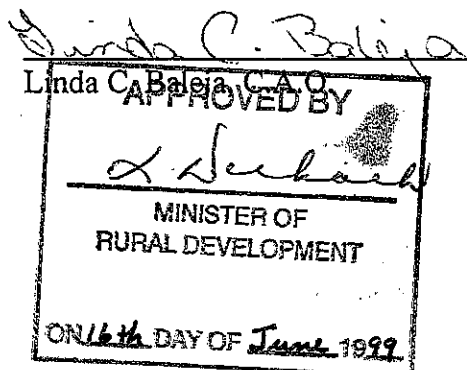
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Certified copy of original by-law  
Dated May 11<sup>th</sup>, 1999  
Linda C. Baleja  
C.A.O.  
R.M. of Dufferin

William K. Roth  
William K. Roth, Reeve



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