

BY-LAW NO. 1117

Being a by-law of the Rural Municipality of Morris for closing a highway, pursuant to Section 209 of the Municipal Act.

WHEREAS Section 209 of the Municipal Act provides, in part, as follows:

- (1) Subject to subsections (2), (3) and (4), the Council of a Municipality may pass by-laws
  - (c) for closing any highway; or
  - (d) 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 a plan of subdivision is to be registered by or on behalf of the Rosenort Development Corporation Limited affecting the lands taken for the following described highway and providing for other highways in substitution therefore, which highways are to be dedicated to the public use;

AND WHEREAS the said lands taken for the following described highway are to be transferred firstly to Bernhard "P" Goossen, of the Post Office of Rosenort, in Manitoba, Farmer, and then to the said Rosenort Development Corporation Limited;

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

NOW THEREFORE be it and it is hereby passed and enacted as a by-law of the Rural Municipality of Morris, in Council duly assembled, as follows:

1. THAT all that portion of the public highway described as follows:

All that portion of the North West Quarter of Section Five (5) in the Sixth (6) Township and First (1) Range, East of the Principal Meridian, in Manitoba, taken for Goossen Drive, contained within the limits bordered pink on a Plan registered in the Winnipeg Land Titles Office as No. 9962, excepting thereout, firstly: the most Westerly One Hundred (100) feet, and secondly: all that portion of said Goossen Drive which lies to the North of a line drawn South of, parallel with and perpendicularly distant Twenty-five and five-tenths feet from the Northern limit of said Quarter Section.

be and the same is hereby closed.

2. THAT all that portion of the public highway so closed be vested in Bernhard "P" Goossen, of the Post Office of Rosenort, in Manitoba, Farmer, in exchange for the dedication to the public use by the Rosenort Development Corporation Limited without further compensation of all lands taken for highways as shown on a Plan of Survey made by James Bailie, a Manitoba Land Surveyor on the 9th day of March, 1979, and sworn to by him on the 13th day of March, 1979, to be registered on behalf of the said Corporation.

3. 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 highway closing and vesting.

Read a first time this 11th day of January A.D., 1979.

Read a second time this 26th day of June A.D., 1979.

DONE AND PASSED in Council duly assembled by the Rural Municipality of Morris, this 13th day of SEPTEMBER, 1979.

RURAL MUNICIPALITY OF MORRIS

Per: Alan Rempel  
Reeve

Per: Alice Living  
Secretary-Treasurer

Kenneth Cameron