

By-Law No. 1145. 9

Being a by-law of the Rural Municipality of Morris, in Manitoba, relative to the closing of a highway and the vesting of the highway so closed.

WHEREAS the Municipal Act, Section 209(1)(c) and 1 R.S.M, 1970, Cap. M225, and amendments thereto, provides as follows:

"209(1) - Subject to subsections (2) and (3), 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 Section 209(2)(a) and 209(2)(b) of The Municipal Act aforesaid provides as follows:

(2) Before passing a by-law under clause (c) or (d) of subsection (1);

(a) a notice of the proposed by-law shall be published at least once a week for four successive weeks, and a similar notice shall be posted up for at least one month in at least four of the most public places in the immediate neighbourhood of the highway; and

(b) the council shall hear in person, or by agent any person who claims that his land will be prejudicially affected by the by-law and who applies to be heard

AND WHEREAS a Notice of this by-law has been published at least once a week for four consecutive weeks in The Scratchin River Post, a newspaper published in the Town of Morris, in Manitoba and having a circulation within the limits of the Rural Municipality of Morris, in which the highway to be closed is situated;

AND WHEREAS a Notice of this by-law has been posted up for at least one month in four of the most public places in the immediate neighbourhood of the highway to be closed;

AND WHEREAS no person has applied to be heard by the council of the Rural Municipality of Morris claiming that his lands would be prejudicially affected by passage of this by-law;

AND WHEREAS the council of the Rural Municipality of Morris deems it necessary and advisable to close the highway hereinafter described and vest title to same, except mines and minerals in the Rural Municipality of Morris;

THEREFORE, NOW, be it enacted and it is hereby enacted by the council of the Rural Municipality of Morris, duly assembled as follows:

1. THAT the highway in the Rural Municipality of Morris in Manitoba, legally described as follows:

"All that portion of the South West Quarter of Section Twenty-nine, in the Sixth Township and Second Range, West of the Principal Meridian, in Manitoba, shown as Public Lane on a plan registered in the Morden Land Titles Office (Carman Division) as No. 842, lying to the South of a straight line drawn from the North East corner of Lot One to the North West corner of Lot Eight, which lies to the West of a straight line drawn from the most Easterly of the Southeastern corner of Lot Eight to the most Easterly of the Northeastern corner of Lot Seven, which lots are shown on said Plan No. 842;"

be and the same is hereby closed.

2. THAT the highway so closed, except mines and mineral vest in the Rural Municipality of Morris.

3. THAT the Reeve and the Secretary-Treasurer of the Rural Municipality of Morris be and they are hereby authorized to do all things necessary to give force and effect to this by-law

4. THAT this by-law shall come into force and effect on the date it receives the approval of the Minister of Municipal Affairs.

ENACTED this 8th day of JANUARY A.D. 1981

THE RURAL MUNICIPALITY OF MORRIS

per: Alex Rempel  
Reeve

per: Alice Loving  
Secretary-Treasurer

I, ALICE LOVING, Secretary-Treasurer of the Rural Municipality of Morris, do hereby certify the above to be a true and correct copy of By-Law NO. 1145 of the Rural Municipality of Morris, enacted the 8th day of JANUARY A.D. 1981.

Alice Loving  
Secretary-Treasurer,  
The Rural Municipality of Morris

Read a first time this 11th day of DECEMBER A.D., 1980;  
Read a second time this 11th day of DECEMBER A.D., 1980;  
Read a third time this 8th day of JANUARY A.D., 1981, and finally passed.