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CLIENT NAME: DR. ALI ASI

ADDRESS: 20180 WANSTEAD STREET

MAPLE RIDGE BC V2X 1H8

PICK-UP INSTRUCTIONS:

USER ID: PA52179 APPLICATION NO.: AD114972 NW PAGES: 009

ACCOUNT NO.: 881610

REFERENCE NO.: D88234 FOLIO NO.:

**REMARKS:** 

BC OnLine Land Title Fax Service

Help Desk Victoria .... (250) 953-8200

In B.C. .... 1-800-663-6102

Administration Office ... (250) 953-8250 Fax Number ........... (250) 953-8222

Persons who need to rely on a plan for legal purposes must examine the official version at the Land Title Office in which the plan is deposited.

The bylaw and common property sheets attached to strata plans have been repealed. Information regarding the bylaws and/or dealings affecting the common property of strata plans must be obtained from the general index and/or common property index on ALTOS. Refer to the BC OnLine user guide for access information.

AD114972

27 APR 97 13 20

DEPOSITED

DEPT.

LAND TITLE ACT

FORM 17
[Section 151, 152(1), 220]

APPLICATION

NOTE:

Before submitting this application for interests under (1) and (2), applicants should check and satisfy themselves as to the tax position, including taxes of the Crown Provincial, a municipality and Improvement, Water and Irrigation Districts.

NATURE OF CHARGE: STATUTORY RIGHT OF WAY with priority over Y104063

TRUE VALUE: NOMINAL

HEREWITH FEES OF: \$35.00

Full name, address, telephone number of person presenting application: 84/27/90 A5695d CHG NOM 35.00

DAVID R. WAY,

Barrister & Solicitor, 302 - 566 Lougheed Highway, Coquitlam, B.C. V3K 3S3 937-7791

SIGNATURE OF APPLICANT, OR SOLICITOR, OR AUTHORIZED AGENT

Full name, address of person entitled to be registered if different than shown in instrument:

N/A

LEGAL DESCRIPTION:

City of Port Coquitlam

AD 114970

P.I.D.

Lot 1
Section 7
Township 40
New Westminster District
Plan 8522

LAND TITLE ACT
Form 1 (Section 35)
MEMORANDUM OF REGISTRATION
Registered on whether the received on
the dayond at the time written hereon
Registerer

New Westminuter Load Title Office

REGISTERED NWAD114972

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THIS INDENTURE MADE THE 3 DAY OF JULY, 1989.

## BETWEEN:

WAYNE JACOB PENNER, Transport Driver, and SUSAN MARGARET PENNER, Office Clerk, both of 4064 Toronto Street, Port Coquitlam, British Columbia, V3C 6N5;

(hereinafter called the "Grantor")

OF THE FIRST PART;

AND:

Plan 85223

SKW

THE CORPORATION OF THE CITY OF PORT COQUITLAM, a Municipal Corporation under the "Municipal Act" of the Province of British Columbia, and having its Municipal Offices at 2580 McAllister Avenue, in the City of Port Coquitlam, in the Province of British Columbia, V3C 2A8.

(hereinafter called the "Grantee")

OF THE SECOND PART;

WHEREAS the Grantor is the owner in fee simple of that certain parcel or tract of land and premises, situate, lying and being in the City of Port Coquitlam, in the Province of British Columbia, and being particularly known and described as:

· P.I.D.

Lot 1 Section 7 Township 40 New Westminster District Plan 85222

AND WHEREAS there exists certain works, including a public walkway and utilities (herein called the "Works") over public lands lying to the west of the Lands, and to facilitate access to the Works for the construction, improving, extension, alteration, repair, maintenance and operation of the Works, the Grantor has agreed to grant for that purpose the Statutory Right-of-Way hereinafter mentioned.

of the sum of One Dollar (\$1.00) now paid by the Grantee to the Grantor (the receipt whereof is hereby acknowledged) and for other valuable consideration the Grantor, for themselves, their heirs, executors, administrators and assigns, do hereby give and grant unto the Grantee, its successors and assigns, a Statutory Right-of-Way for access (Ancillary Rights Purposes only), over and upon ALL that portion of the Lands included within the black

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outline on Statutory Right-of-Way Plan No. 85223.

(hereinafter referred to as the "Statutory Right-of-Way")

The Statutory Right-of-Way for access purposes only is essential to the operation and maintenance of the Grantee's undertaking.

AND for the purposes aforesaid to enter upon and have free and uninterrupted access at all times over the Statutory Right-of-Way, with or without workmen, vehicles and equipment, for the purposes of repairing, cleaning and otherwise servicing the aforementioned Works.

AND it is mutually understood and agreed by and between the parties hereto that this indenture shall be construed as a covenant running with the land.

AND HAVE AND TO HOLD unto the Grantee, its successors and assigns forever.

THE GRANTOR HEREBY COVENANTS and agrees with the Grantee that the Grantor will not erect, place or maintain any building, structure, concrete driveway or concrete patio, on any portion of the Statutory Right-of-Way, other than a chain link fence, or other type of fence approved by the Grantee, which the Grantee shall replace if wholly or partially removed or damaged

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as a result of activities of the Grantee in using the Right-of-Way and/or in attending to repair, replacement or servicing of the Works.

AND THAT the Grantor will not do or knowingly permit to be done any act or thing, other than fencing as aforesaid, which will interfere with or injure the said Works and in particular, will not carry out blasting on or adjacent to the Statutory Right-of-Way, without the consent in writing of the Grantee provided that such consent shall not be unreasonably withheld.

IN WITNESSETH WHEREOF the Grantor has hereunto set their hands and seals the day and year first above written.

SIGNED, SEALED AND DELIVERED )
in the presence of:

DAVID R. WAY

HARRSTER M EOLICITOR )

#502 / 556 LOUGHEED HWY)

COQUITLAM, B.C.

WAYNE JACOB PENNER

SUSAN MARGARET PENNER

SUSAN MARGARET PEN

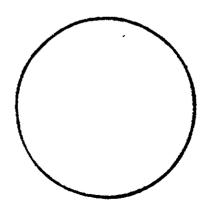
(as to both signatures)

THE CORPORATE SEAL OF THE GRANTEE was hereunto affixed in the presence of:

Mayor Muthorized Signatory

Clerk - Authorized Signatory

P-4,483 mw Disk #197



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## CONSENT AND PRIORITY AGREEMENT OF CHARGEHOLDERS

Rd. AD 75824

THE ROYAL BANK OF CANADA, a body corporate, having its Head Office in the City of Toronto, Province of Ontario, the holders of a registered charge by way of Mortgage filed under number Y104063 over the lands described, consents to the registration of the within the Statutory Right of Way in favour of the the City of Port Coquitlam and agrees that it shall have priority over our said charge.

WITNESS:	] ]				OF CANADA attorneys
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## PROOF OF EXECUTION BY CORPORATION

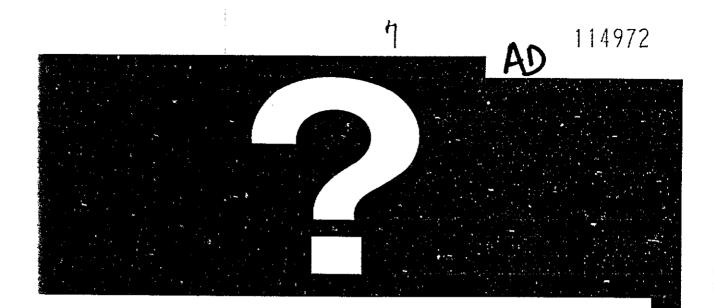
I hereby certify that on the 3.3 day of August 1984 at Port Coquitlam in British Columbia, Ronald Arthur Freeman, who is personally known to me, appeared before me and acknowledged to me that he is the authorized signatory of The Corporation of the City of Port Coquitlam and that he is the person who subscribed his name and affixed the seal of the corporation to the instrument, that he was authorized to subscribe his name and affix the seal to it, and that the corporation existed at the date the instrument was executed by the corporation.

In testimony of which I set my hand and seal of office at Port Coquitlam in British Columbia this  $23 \cdot d$  day of  $A_{\nu d \neq 3} + f$  1987.

B.R. Kirk,

A Commissioner for Taking Affidavits for British Columbia.

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## INFORMATION

☐ FILE ☑ DOCUMENT ☐ PAG	E
<u> </u>	<u> </u>
☐ NOT AVAILABLE AT TIME OF FILMING.	
☐ DOES NOT EXIST.	
OVERSIZE PLAN DPOOR QUALITY NOT SUITABLE FOR FILMING, REFER TO:	Sulley DEPT.
☐ THE FOLLOWING DOCUMENT IS OF POOR ALSO RETAINED IN HARD COPY, REFER TO	•



PROVINCE OF B.C.

DO NOT PHOTOCOPY/USE BLACK PEN.

STATUTORY RIGHT OF WAY PLAN  OF A PORTION OF LOT 1 OF  SECTION 7 TOWNSHIP 40  DEPOSITED IN THE LAND TITLE OFFICE AT NEW WESTMINSTERS.  PLAN  NEW WESTMINSTER DISTRICT PURSUANT TO SECTION 13 LAND TITLE SCI.  SOR MIGLIANT ACCESS MIPPOSES OFFICE  CITY OF PORT CODUITAM  OUP DENOTES AND MORNES OFFICE  FROM PLAN  OUP DENOTES BUILD POST FOUND  WIT DENOTES SUBJECT SUBJECT  RIW DENOTES SUBJECT SUBJECT  RIW DENOTES SUBJECT  OF SECTION 1 SUBJECT  OF POST CODUITAM 2 SUBJECT  OF POST CODUITAM 3 SUBJECT  OF POST CODUITAM 4 SUBJECT  OF POST CODUITAM	<u> </u>
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9 (EHD) 114972

BETWEEN:

1989

April

DATED:

WAYNE JACOB PENNER and SUSAN MARGARET PENNER

THE CORPORATION OF THE CITY OF PORT COQUITILAM

STATUTORY RIGHT-OF-WAY

302 - 566 Lougheed Highway DAVID R. WAY LAW OFFICE Barrister & Solicitor

V3K 3S3 937-7791

Coquitlam, B.C.

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