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No. 409-1602-Q(X15)

489971

JUN-5-69 2 00 612 -B4

LAND REGISTRY  
VANCOUVER

PH 12 38

LAND REGISTRY ACT

(Section 17)

Application for Registration of Charge

Date June 5th

69

I, DONIA LOU FOWLER

that I am (Solicitor for British Columbia Hydro and Power Authority and that he is) entitled to a

Charge by way of right of way

over the land hereunder described, and hereby make application under the provisions of the "Land Registry Act" and claim registration of a charge accordingly.

The full name, address, and occupation of the person so entitled to be registered as owner of the charge is British Columbia Hydro and Power Authority,

970 Burrard Street, Vancouver 1, B. C.

Not applicable where the applicant is a corporation. Strike out words not applicable.

Not informed by

(Adapt to suit circumstances)

For use where the application is made by a solicitor or agent.

The fee-simple is registered in Vol. 589833 of the Register

DESCRIPTION OF LAND

MUNICIPALITY OR ASSESSMENT DISTRICT	LOT OR SECTION	ADMEASUREMENT OR ACREAGE
Vancouver Assessment District	1st: Lots 1, 2 & 3, D.L. 1746 & 5383, 2ndly: Lots 4, 5, 6, 7 & 10, D.L. 5383, 3rdly: Lots 11, 12, 13, 14 & 15, D.L. 1745 & 5383, ALL OF: Gp. 1, N.W.D., Plan 13331.	

LIST OF INSTRUMENTS

DATE	PARTIES	CHARACTER OF DEED
4th June, 1969	B.I.M. DEVELOPMENTS LTD. - and - BRITISH COLUMBIA HYDRO AND POWER AUTHORITY	Right of Way Agreement

And I solemnly declare that I have investigated and ascertained the value of the interest covered by the charge, registration of which is hereby applied for, and that the true value thereof at the date of this application is One Hundred dollars: (In the case of a Solicitor or Agent, add) and I am duly authorized by the owner to make this application (in the case of an Agent, add) and I reside in the Province of British Columbia, and am of the full age of twenty-one years.

And I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath and by virtue of the "Canada Evidence Act."

DECLARED before me this 5th (Signature) Donna L. Fowler

day of June 19 69 (Full post-office address) (Mrs.) D. L. Fowler

at Vancouver British Columbia For mailing notices and documents B. C. Hydro and Power Authority, Land Department, 970 Burrard Street, Vancouver 1, B. C.

\* Note—Insert here the estate less than the fee-simple, or encumbrance or equitable interest claimed in, over, or upon the land: e.g. mortgaged in fee-simple for \$500, estate for life, its proceeds (according to circumstances, upon, in, over).

PARK STATIONERS AND PRINTERS LTD.

Commissioner for taking Affidavits for British Columbia

Do not write outside the solid-line. Space reserved for binding.

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THIS AGREEMENT is made as of the 4th day of June, 1969

BETWEEN:

R.I.M. DEVELOPMENTS LTD., (Incorporation No. 74920) of 650 Clyde Street, West Vancouver, in the Province of British Columbia,

(hereinafter called "the Owner")

OF THE FIRST PART

AND:

British Columbia Hydro and Power Authority, of 970 Burrard Street, in the City of Vancouver, in the Province of British Columbia,

(hereinafter called "B. C. Hydro")

OF THE SECOND PART

WHEREAS the Owner is the owner of that certain parcel or tract of land and premises (hereinafter called "the land") situate, lying and being in the Vancouver Assessment District----- in the Province of British Columbia and more particularly known and described as:

FIRST: Lots One (1), Two (2) and Three (3), District Lots One Thousand Seven Hundred and Forty-six (1746) and Five Thousand Three Hundred and Eighty-three (5383),

SECONDLY: Lots Four (4), Five (5), Six (6), Seven (7) and Ten (10), District Lot Five Thousand Three Hundred and Eighty-three (5383),

THIRDLY: Lots Eleven (11), Twelve (12), Thirteen (13), Fourteen (14), and Fifteen (15), District Lots One Thousand Seven Hundred and Forty-five (1745) and Five Thousand Three Hundred and Eighty-three (5383).

ALL OF: Group One (1), New Westminster District, Plan 13331.

NOW THIS AGREEMENT WITNESSETH AS FOLLOWS:

1. The Owner, in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration ----- Dollars (\$-----), now paid to the Owner by B. C. Hydro (the receipt of

FORM G. LAND REGISTRY ACT (SECTION 50) MEMORANDUM OF REGISTRATION REGISTERED

9/6 1969

on application received at the time written or stamped on the application. J. M. D. TOOTILL, Registrar VANCOUVER LAND REGISTRATION DISTRICT

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which is hereby acknowledged) and the covenants of B. C. Hydro herein contained, hereby grants unto B. C. Hydro in perpetuity the full and free right, liberty and right of way for B. C. Hydro, its servants, agents and all others the licensees of B. C. Hydro, first, from time to time to construct, erect, string, operate, maintain, remove and replace upon the land poles with guy wires, brackets, crossarms, insulators, transformers, anchors and their several attachments, and one or more lines of wire for the transmission and distribution of electric energy and for communication and television purposes (all of which are hereinafter collectively called "the works"); secondly, to clear all portions of the land lying within ten (10) feet of a line formed by dropping perpendiculars to the ground from the outermost points of any of the works (which portions are hereinafter together called "the adjacent areas") and to keep the adjacent areas cleared of all or any part of any trees, growth, buildings or obstructions now or hereafter on the adjacent areas which might, in the opinion of B. C. Hydro, interfere with or endanger the construction, erection, stringing, operation, maintenance, removal or replacement of the works or any part thereof; and thirdly, generally to do all acts necessary or incidental to the business of B. C. Hydro in connection with the foregoing.

2. The Owner hereby covenants with B. C. Hydro:

(a) Not to plant or maintain any trees or shrubs exceeding fifteen (15) feet in height or place or erect or maintain any building or other structure or store any inflammable material on any of the adjacent areas without the written consent of B. C. Hydro.

(b) Not to plant, make, place or maintain any growth, excavation, pile of material or obstruction on any of the adjacent areas so as at any time to obstruct access by B. C. Hydro's servants, employees, agents, licensees, vehicles or equipment to, or to interfere with the works, or any part thereof.

(c) Not to do or knowingly permit to be done any act or thing which will in any way whatsoever interfere with, injure or endanger any of the works or any part thereof or impair the operating efficiency thereof, and in particular, without limiting the generality of the foregoing, not to carry out blasting on or near any of the adjacent areas unless permission in writing from B. C. Hydro has first been received, which permission will not be unreasonably withheld.

(d) From time to time and at all times upon every reasonable request and at the cost and charges of B. C. Hydro to do and execute or cause to be made, done or executed all such further and other lawful acts, deeds, things, devices, conveyances and assurances in law whatsoever for the better assuring unto B. C. Hydro of the rights, liberties and right of way hereby granted.

3. B. C. Hydro hereby covenants with the Owner:

(a) To pay all royalties, scaling fees and other charges which may be levied by the Crown against any timber that B. C. Hydro cuts on the land.



Status: Registered

Doc #: 489971M

RCVD: 1969-06-05 RQST: 2021-05-20 13.48.42

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ACKNOWLEDGMENT OF OFFICER OF A CORPORATION

I HEREBY CERTIFY that, on the 4th day of June, 1969, in the Province of British Columbia, VICTOR STEWART MURRAY, whose identity has been proved by the evidence on each of the annexed instruments to me that he is the SECRETARY of R.I.M. DEVELOPMENTS LTD.

and that he is the person who subscribed his name to the annexed instrument as SECRETARY of the said R.I.M. DEVELOPMENTS LTD. and affixed the seal of the R.I.M. DEVELOPMENTS LTD. to the said instrument, that he was first duly authorized to subscribe his name as aforesaid, and affix the said seal to the said instrument, and that such corporation is legally entitled to hold and dispose of land in the Province of British Columbia.

IN TESTIMONY whereof I have hereunto set my Hand and Seal of Office, at West Vancouver in the Province of British Columbia, this 4th day of June in the year of our Lord One thousand nine hundred and sixty-nine.

Samuel S Merrifield

A Notary Public in and for the Province of British Columbia. A Commissioner for taking affidavits for British Columbia.

ACKNOWLEDGMENT OF OFFICER OF CORPORATION (D.V.A.)

I HEREBY CERTIFY that, on the day of , 19 , at Ottawa, in the County of Carleton, in the Province of Ontario, personally known to me, appeared before me and acknowledged to me that he is the person who executed the annexed instrument as The Director, The Veterans' Land Act, and affixed the seal of the said Director to the said instrument, that he was first duly authorized to subscribe the Director's name as aforesaid, and affix the said seal to the said instrument, and that THE DIRECTOR, THE VETERANS' LAND ACT, is a Corporation Sole and as such is legally entitled to hold and dispose of land in the Province of British Columbia.

IN TESTIMONY whereof I have hereunto set my Hand and Seal of Office at OTTAWA, this day of in the year of our Lord One Thousand Nine Hundred and Sixty-

A Notary Public in and for the Province of Ontario. A Commissioner for taking affidavits for the Province of Ontario.

STATUTORY DECLARATION OF ATTORNEY

- I, of the of Columbia, DO SOLEMNLY DECLARE:- 1. That I am the attorney for 2. That I am the person who subscribed the name of in the annexed instrument as the Maker thereof. 3. That at the time of the execution of the said instrument the power of attorney had not been revoked by or on behalf of and I have not received any notice or information of the death, disability, or bankruptcy of (or if the donor of the power is a corporation, substitute for 3 (ante) 3. That at the time of the execution of the said instrument the power of attorney had not been revoked by or on behalf of and I had not received any notice or information of the bankruptcy or dissolution of 4. That I know the contents of the said instrument and subscribed the name of the said thereto voluntarily as the free act and deed of the said

AND I make this solemn declaration conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath and by virtue of the "Canada Evidence Act".

Declared before me at In the Province of This day of

A Notary Public in and for the Province of British Columbia. A Commissioner for taking affidavits for British Columbia.

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FOR MAKER

I HEREBY CERTIFY that, on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_, 489971  
 in the Province of British Columbia,  
 personally known to me, appeared before me and acknowledged to me that I HEREBY CERTIFY I  
 person mentioned in the annexed instrument as the maker thereof, and whose name  
 subscribed thereto as part that I know the contents thereof, and  
 that he executed the same voluntarily, and of the full age of twenty-one years,  
 in TESTIMONY whereof I have hereunto set my Hand and Seal of Office,  
 this \_\_\_\_\_ day of \_\_\_\_\_ in the Province of British Columbia,  
 in the year of our Lord, one thousand nine hundred and sixty\_\_\_\_.

\_\_\_\_\_  
 A Commissioner for taking affidavits for British Columbia.  
 A Notary Public in and for the Province of British Columbia.

Land Dept. British Columbia Hydro and Power Authority, 970 Burrard Street, Vancouver 1, B. C.	R.I.M. DEVELOPMENTS, LTD. and BRITISH COLUMBIA HYDRO AND POWER AUTHORITY	Dated 489971M 19____
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AFFIDAVIT OF WITNESS

PROVINCE OF BRITISH COLUMBIA )  
TO WIT )

- I, \_\_\_\_\_ of the \_\_\_\_\_  
 make oath and say:
1. I was personally present and did see the within instrument duly signed and executed by \_\_\_\_\_ the part thereto, for the purposes named therein.
  2. The said instrument was executed at \_\_\_\_\_
  3. I know the said part \_\_\_\_\_, and that \_\_\_\_\_ of the full age of twenty-one years.
  4. I am the subscribing witness to the said instrument and am of the full age of sixteen years.

Sworn before me at \_\_\_\_\_ )  
 in the Province of British Columbia )  
 this \_\_\_\_\_ day of \_\_\_\_\_ 196\_\_\_\_\_ )

\_\_\_\_\_  
 A Commissioner for taking Affidavits.  
 for British Columbia.  
 A Notary Public in and for the Province  
 of British Columbia.