

RIVERDALE MUNICIPALITY BY-LAW NO. 2021-03

.....
BEING A BY-LAW of Riverdale Municipality to open a Public Road
.....

WHEREAS Section 289 of the Municipal Act provides as follows:

“A Council may open land for public use as a municipal road by:

- a) passing a by-law opening the road; and*
- b) registering the approved by-law and a plan at the appropriate land titles office.”*

AND WHEREAS it is deemed necessarily and desirable to open a municipal road over, upon and across the lands herein after described;

NOW THEREFORE the Council of Riverdale Municipality, duly assembled, enacts as follows:

- 1. THAT a municipal road be and is hereby opened and established over, upon and across the lands described as follows:

All that portion of the public road shown across part of the SE ¼ SEC. 17, TWP 11, RGE 21 WPM, as shown on a plan prepared by Gary Robert Pawluk, Manitoba Land Surveyor between the 9TH and 13TH of November, 2020 and sworn by him on the 14TH day of JANUARY, 2021;

And the said lands are hereby dedicated to the public for that purpose.

- 2. That the said plan of survey is hereby adopted and approved, and the Chief Administrative Officer is authorized and directed to endorse the aforementioned plan of survey for identification, placing thereon his/her signature, under the corporate seal of the municipality, together with a reference to this by-law.

DONE AND PASSED as a by-law of Riverdale Municipality at Rivers in the Province of Manitoba this 6th day of April, 2021.

Original signed by T. Gill
Mayor – Todd Gill

Original signed by K. Bridgeman
Chief Administrative Officer

Read a first time this	<u>2nd</u>	day of	<u>March</u>	A.D.	<u>2021</u>
Read a second time this	<u>6th</u>	day of	<u>April</u>	A.D.	<u>2021</u>
Read a third time this	<u>6th</u>	day of	<u>April</u>	A.D.	<u>2021</u>

PLAN OF PUBLIC ROAD TO BE OPENED

ACROSS PART OF
SE 1/4 SEC. 17, TWP. 11, RGE. 21 WPM
 INCLUDING
 PART OF PUBLIC ROAD PLAN 362 (CLOSED)

RIVERDALE MUNICIPALITY

MANITOBA

SCALE: 1 INCH = 100 FEET

PREPARED UNDER THE EXPROPRIATION ACT (MANITOBA)

NOTES:
 ALL DISTANCES ARE IN FEET AND DECIMALS OF A FOOT.
 SURVEY MONUMENTS FOUND ON THE GROUND ARE DESCRIBED AND SHOWN THIS
 IRON POSTS 1" x 1" x 36" MARKED MILLS ARE PLACED AT ALL POINTS SHOWN THIS
 LAND REQUIRED FOR PUBLIC ROAD IS SHOWN BORDERSHED THIS
 ALL AREAS ARE IN AGRES (ACC.)
 ALL PLANS REFERRED TO ARE ON RECORD IN THE BRANDON LAND TILES OFFICE

AFFIDAVIT

I, GARY ROBERT FRANKLIN, OF THE RURAL MUNICIPALITY OF COMMUNITY MANITOBA, LAND SURVEYOR, MAKE OATH AND SAY THAT I DID PERSONALLY SUPERVISE THE SURVEY REPRESENTED BY THIS PLAN, THAT THE SURVEY WAS MADE BETWEEN THE DATES OF NOVEMBER 9TH AND NOVEMBER 13TH, 2020, AND THAT THE SURVEY AND PLAN ARE CORRECT AND TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.
 Sworn to before me at the City of Brandon this 14th day of January, 2021.
 A Commissioner for Oaths
 in and for the Province of Manitoba
 My Commission Expires July 27, 2021.

CERTIFICATE

THIS IS TO CERTIFY THAT:
 a) This is the Plan referred to in By-Law No. _____ of Riverdale Municipality
 b) All registered owners of any lands that will vest by reason of the registration of this plan have agreed with the authority on the settlement of dues compensation for the land or that Riverdale Municipality is the owner of
 c) The land is being acquired free and clear of all encumbrances.
 d) The land acquired excepts mines, minerals and named substances which are excepted from or not included in the Certificate of Registration and are not subject to any other provisions of the Act or the Regulations.
 e) The land is being acquired under Section 254(1) of the Municipal Act.
 f) Upon the registration of this plan, the lands required for public road as shown bordered thus: is thereby opened and dedicated to the public use as public road.

Dated at the Town of Rivers
 This _____ day of _____, _____
 Chief Administrative Officer

ENTERED AND REGISTERED IN THE BRANDON LAND TILES OFFICE
 THIS _____ DAY OF _____, _____ APPROVED
 AS PLAN No. _____ THIS _____ DAY OF _____
 AND IS THE PLAN REFERRED TO IN AN INSTRUMENT REGISTERED
 IN THE SAID OFFICE AS No. _____ EXAMINED OF SURVEYS
 RE-APPROVED
 FOR DISTRICT REGISTRAR THIS _____ DAY OF _____
 REGISTRATION No. _____ EXAMINER OF SURVEYS

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