

Being a By-Law for the stopping up and conveyance of part of Railway Street to Canadian Pacific Railway Company and for the acquisition from Canadian Pacific Railway Company of certain other lands.

WHEREAS The Corporation of the City of North Bay and Canadian Pacific Railway Company have agreed to an exchange of lands whereby the City will convey to the Railway Company that part of Railway Street extending from a point approximately 400 feet East of Timmins Street to 9th Street as hereinafter in Clause No. 1 more particularly described and the Railway Company will convey to the City a strip of land parallel to and North of the said part of Railway Street and a strip of land parallel to and south of Main Street extending from Fraser Street to Wyld Street as hereinafter in Clause No. 2 more particularly described;

AND WHEREAS it is expedient in the public interest to exchange the said lands and for this purpose to close and stop-up the said part of Railway Street;

AND WHEREAS notices of this By-law have been published weekly for four (4) successive weeks in the a newspaper published in the City of North Bay;

AND WHEREAS the Council of the City of North Bay has heard in person or by counsel or solicitor or agent all persons claiming that their lands will be prejudicially affected by this By-law and who applied to be heard;

NOW THEREFORE the Council of The Corporation of the City of North Bay enacts as follows:

1. That part of Railway Street hereinafter described shall be and the same is hereby closed and stopped-up and soil and freehold thereof shall be sold and conveyed for the consideration of \$1.00 to Canadian Pacific Railway Company, namely:

All and singular that certain parcel or tract of land and premises situate lying and being in the Township of Widdifield District of Nipissing, Province of Ontario, now in the City of North Bay, composed of part of Railway Street ( not open ) according to a plan prepared by J. L. Morris, O. L. S., dated 17th August, 1898, and registered 15th September, 1898, containing an area of one hundred and three thousand and twenty (103,020) square feet, more or less, the limits of said parcel or tract of land being more particularly described as follows:

Commencing at the point of intersection of the Northerly limit of said Railway Street with the Westerly limit of 9th Street; thence Westerly along said Northerly limit of Railway Street a distance of two thousand and sixty-five feet five inches (2965' 5") more or less, to the Southwest angle of Lot 9 according to said Registered Plan; thence Southerly along the prolongation of the Westerly limit of said Lot 9 a distance of fifty (50) feet to its intersection with the Southerly limit of said Railway Street; thence Easterly along said Southerly limit of Railway Street a distance of two thousand and fifty-five feet five inches (2055' 5") more or less, to its intersection with the said Westerly limit of 9th Street; thence Northeasterly along said Westerly limit of 9th Street to the point of commencement.

2. Those lands hereinafter described shall be acquired for the consideration of \$1.00 from Canadian Pacific Railway Company namely:

All and singular those certain parcels or tracts of land and premises situate lying and being in the Township of Widdifield, District of Nipissing, Province of Ontario, now in the City of North Bay, and composed of five parcels or tracts of land containing a total area of eighty-three thousand six hundred and fifty-seven (83,657) square feet, more or less, said parcels or tracts of land being more particularly described as follows:

PARCEL 1: A tract of land composed of part of Lots numbers Nine (9), Ten (10), Eleven (11), Twelve (12), Thirteen (13), Fourteen (14), Fifteen (15), and Sixteen (16), on the North side of Railway Street, according to a plan prepared by J.L. Morris C.L.S., dated 17th August, 1898, and registered 15th September, 1898, the limits of said tract being described as follows:

Commencing at the most Northerly angle of said Lot 9; thence Easterly along the Northerly limit of said Lots 9 to 16 inclusive a distance of four hundred (400) feet, more or less, to the Northeasterly angle of said Lot 16; thence Southerly along the Easterly limit of said Lot 16 a distance of thirty-eight (38) feet; thence Westerly parallel to said Northerly limit of Lots 9 to 16 inclusive and at a square distance of thirty-eight (38) feet measured Southerly therefrom, a distance of four hundred (400) feet more or less, to the Westerly limit of said Lot 9; thence Northerly along said last mentioned limit a distance of thirty-eight (38) feet to the point of commencement, and containing an area of fifteen thousand two hundred (15,200) square feet, more or less.

PARCEL 2: A tract of land composed of part of Lots numbers Seventeen (17), Eighteen (18), Nineteen (19), Twenty (20), Twenty-one (21), Twenty-two (22), Twenty-three (23), Twenty-four (24) and Twenty-five (25) on the North side of Railway Street, according to said plan prepared by J. L. Morris C.L.S. dated 17th August, 1898, and Registered 15th September, 1898, the limits of said tract being described as follows:

Commencing at the most Northerly angle of said Lot 17; thence Easterly along the Northerly limit of said Lots 17 to 25 inclusive a distance of four hundred and fifty (450) feet, more or less, to the Northeasterly angle of said Lot 25; thence Southerly along the Easterly limit of said Lot 25 a distance of thirty-eight (38) feet; thence Westerly, parallel to said Northerly limit of Lots 17 to 25 inclusive and at a square distance of thirty-eight (38) feet measured Southerly therefrom, a distance of four hundred and fifty (450) feet, more or less, to the Westerly limit of said Lot 17; thence Northerly along said last mentioned limit a distance of

thirty-eight (38) feet to the point of commencement, and containing an area of seventeen thousand one hundred (17,100) square feet, more or less.

PARCEL 3: A tract of land composed of part of Lots numbers Twenty-four (24), Twenty-five (25), Twenty-six (26), Twenty-seven (27), Twenty-eight (28), and Twenty-nine (29), on the North side of Railway Street, according to a plan prepared by Demorest, Stull & Low, Ontario Land Surveyors, dated 30th September, 1909, and registered 13th November, 1909, the limits of said tract being described as follows:

Commencing at the most Northerly angle of said Lot 24; thence Easterly along the Northerly limit of said Lots 24 to 29 inclusive a distance of three hundred and ten (310) feet, more or less, to the Northeasterly angle of said Lot 29; thence Southerly along the Easterly limit of said Lot 29 a distance of thirty-eight (28) feet; thence Westerly parallel to said Northerly limit of Lots 24 to 29 inclusive and at a square distance of thirty-eight (38) feet, measured Southerly therefrom, a distance of three hundred and ten (310) feet, more or less, to the Westerly limit of said Lot 24; thence Northerly along said last mentioned limit a distance of thirty-eight (38) feet to the point of commencement, and containing an area of eleven thousand seven hundred and eighty (11,780) square feet, more or less.

PARCEL 4: A tract of land composed of part of Lot number twenty (20), Concession D, of said Township of Widdifield, now in the said City of North Bay, the limits of said tract being described as follows:

Commencing at the Southeasterly angle of Lot number Eleven (11) according to a Registered Plan of subdivision prepared by William Bell, P.L.S. dated 26th August, 1884; thence Westerly along the Southerly limit of said Lot 11 and Lots numbers Ten (10), Nine (9), Eight (8), Seven (7), Six (6), Five (5), Four (4), Three (3) and Two (2) a distance of six hundred and thirty feet seven inches (630' 7") more or less, to the Easterly limit of Algonquin Avenue; thence Southerly along the prolongation of the said Easterly limit of Algonquin Avenue a distance of ninety-five feet ten inches (95' 10") more or less, to its intersection with a line drawn parallel to and at a square distance of fifty (50) feet measured Southerly from said Southerly limit of Lots 2 to 11 inclusive; thence Easterly along said parallel line a distance of five hundred and forty-eight feet seven inches (548' 7") more or less, to its intersection with the Westerly limit of Ferguson Street; thence Northerly along said last mentioned limit of Street a distance of fifty (50) feet to the point of commencement, and containing an area of twenty-nine thousand four hundred and seventy-nine (29,479) square feet, more or less.

PARCEL 5: A tract of land composed of part of Lots numbers One hundred and seventy-four (174), One hundred and seventy-five (175), One hundred and seventy-six (176), One hundred and seventy-seven (177), One hundred and seventy-eight (178), One hundred and seventy-nine (179), One hundred and eighty (180), One hundred and eighty-one (181) and One hundred and eighty-two (182) according to said plan prepared by J. L. Morris O.L.S. dated 17th August, 1898, and registered 15th September, 1898, the limits of said tract being described as follows:

Commencing at a point on the Westerly limit of said lot 174 distant thirty-three (33) feet measured Southerly from the most Northerly angle of said last mentioned lot; thence Easterly parallel to the Northerly limit of said Lots 174 to 182 inclusive and at a square distance of

thirty-three (33) feet measured Southerly therefrom a distance of five hundred and ninety-four (594) feet, more or less, to the Easterly limit of said Lot 182; thence Southerly along said last mentioned limit of Lot 182, a distance of seventeen (17) feet; thence Westerly parallel to the said Northerly limit of Lots 174 to 182 inclusive and at a square distance of seventeen (17) feet measured Southerly therefrom a distance of five hundred and ninety-four (594) feet, more or less, to the said Westerly limit of Lot 174; thence Northerly along said last mentioned limit a distance of seventeen (17) feet to the point of commencement, and containing an area of ten thousand and ninety-eight (10,098) square feet, more or less.

- 3. The Mayor and Clerk are hereby authorized and directed on behalf of the Corporation to execute under its corporate seal the deed to Canadian Pacific Railway Company and to do such other acts as are necessary to complete the transaction in Clause 1 and 2 referred to.
- 4. This By-Law shall take effect forthwith upon the passing thereof.

PASSED in Council this 27th day of January 1950.

*[Signature]*  
.....  
MAYOR

*[Signature]*  
.....  
CLERK-TREASURER.

CERTIFIED a true copy of By-Law No. ...., of The Corporation of the City of North Bay.

DATED at North Bay This 2nd day of January 1950.

*[Signature]*  
.....  
CLERK