

2685

APPROVED AND ORDERED SEP. 9 1976

*[Signature]*  
 Administrator

EXECUTIVE COUNCIL CHAMBERS, VICTORIA SEP. 9 1976

Pursuant to the Highway Act, Sections 31 and 32 Act, and upon the recommendation of the undersigned, the ~~Lieutenant-Governor~~ <sup>Administrator</sup>, by and with the advice and consent of the Executive Council, orders that

WHEREAS THE MINISTER OF HIGHWAYS AND PUBLIC WORKS is of the opinion that 89th Street and 64th Avenue, within the municipal area of The Corporation of the Village of Osoyoos should be classified as a Secondary Highway, pursuant to Part III of the "Highway Act", and has delineated in yellow on the map herewith the route of the said highway, and assigned thereto the following reference number, name and description, namely:-

Reference No. 264B, 89th Street and 64th Avenue

89th Street, commencing at the Southerly boundary of the Village of Osoyoos (being the southerly boundary of Lot 590, Plan 4039 at the junction with Okanagan Highway 97); thence in a north-easterly direction to the junction with 64th. Avenue; thence continuing in a northeasterly direction via 64th. Avenue to the junction with Reference No. 596-R, a total distance of 0.92 mile, more or less.

AND WHEREAS THE MINISTER OF HIGHWAYS AND PUBLIC WORKS has entered into an Agreement with the said Village, a copy of which Agreement is attached herewith, providing for the classification of the said highway as a Secondary Highway, which Agreement was ratified by The Corporation of the Village of Osoyoos, By-law No. 428 and finally passed by the Village Council on the 3rd. day of May 1976.

89th Street and 64th Avenue hereinafter referred to by Reference No. 264-B, as delineated in yellow on the said map, is classified as a Secondary Highway.

*[Signature]*  
 MINISTER OF HIGHWAYS AND PUBLIC WORKS

*[Signature]*  
 PRESIDING MEMBER OF THE EXECUTIVE COUNCIL

File 5450-17/326368

APPROVED  
 DEPARTMENTAL SOLICITOR

*[Signature]*  
 June 23rd 1976

AGREEMENT

THIS AGREEMENT, made and entered into this 12th day of March A.D. 1976, between The Corporation of the Village of Osoyoos, PARTY OF THE FIRST PART, ( hereinafter referred to as the "Municipality"), and HER MAJESTY THE QUEEN, in the right of the Province of British Columbia, represented by the Minister of Highways of the said Province, PARTY OF THE SECOND PART, ( hereinafter referred to as the " Province ").

WHEREAS by Section 31 and 32 of the " Highway Act ", it is provided that, for the purposes of Part 111 of the said Act, certain highways may be classified as " Arterial Highways ", or " Secondary Highways ", and that, from time to time, the Minister of Highways shall denote the highways which, in his opinion, should be classified as arterial and secondary highways respectively, by delineating upon a map the route of each such highway throughout each municipal area through or in which it runs or is intended to run.


AND WHEREAS it is further provided that, as to secondary highways, the said Minister shall, after agreement made with and ratified by by-law of the Municipal Council of every Municipality through or within the limits of which the highway runs or is intended to run, approving of the proposed classification and route of the highway, submit the map to the Lieutenant-Governor in Council for classification of the highways denoted thereon.

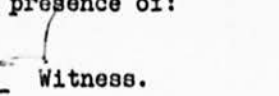
AND WHEREAS, in the opinion of the said Minister, Reference 264B 89th street and 64th avenue, within the municipal area of the Corporation of the Village of Osoyoos, as hereinafter described and as shown coloured in yellow on the map attached to this Agreement, should be classified as a Secondary Highway, namely:- 89th. Street, commencing at the Southerly boundary of the Village of Osoyoos ( being the southerly boundary of Lot 590, Plan 4039 at the junction with Okanagan Highway 97 ); thence in a northeasterly direction to the junction with 64th. Avenue; thence continuing in a northeasterly direction via 64th. Avenue to the junction with Reference No. 596-R, a total distance of 0.92 mile, more or less.

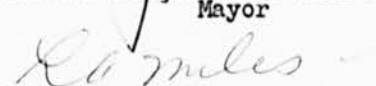
NOW THIS AGREEMENT WITNESSETH THAT, in consideration of the premises it is mutually agreed by and between the parties hereto that the said highway, within the said municipal area of the said Corporation, as hereinbefore described, shall be classified as a Secondary Highway.

IN WITNESS WHEREOF the Municipality has executed these presents under the seal of the said Municipality and the hands of its proper officers in that behalf, and the Province has executed the same under the hand and seal of the said Minister of Highways.

For the Corporation of the Village of Osoyoos, the Corporation seal of the Corporation has been hereunto affixed at Osoyoos in the Province of British Columbia, this 12th. day of March, 1976. SIGNED, SEALED AND DELIVERED in the presence of:

  
\_\_\_\_\_  
Mayor

Witness.  


  
\_\_\_\_\_  
Clerk

For HER MAJESTY THE QUEEN, in the right of the Province of British Columbia, represented by the Minister of Highways the Province of British Columbia the Corporate seal of the Province of British Columbia has hereunto been affixed at \_\_\_\_\_, in the Province of British Columbia, this \_\_\_\_\_ day of March 1976. SIGNED, SEALED AND DELIVERED in the presence of:

AUF



# INFORMATION

FILE  DOCUMENT  PAGE \_\_\_\_\_

*plc # 2685/26* \_\_\_\_\_

NOT AVAILABLE AT TIME OF FILMING.

DOES NOT EXIST.

OVERSIZE  PLAN  POOR QUALITY

NOT SUITABLE FOR FILMING, REFER TO: *Filed Separately* \_\_\_\_\_

THE FOLLOWING DOCUMENT IS OF POOR QUALITY,  
ALSO RETAINED IN HARD COPY, REFER TO: \_\_\_\_\_



PROVINCE OF B.C.

DO NOT PHOTOCOPY/USE BLACK PEN.