



THE CORPORATION OF THE CITY OF BRAMPTON

# BY-LAW

Number 29-78

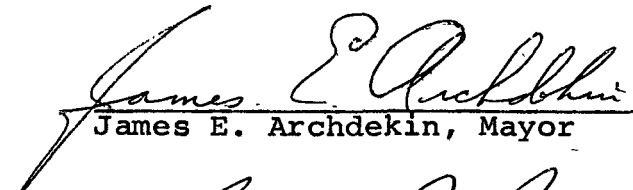
A By-law to authorize the execution of an Easement (Developmental Investments Limited)

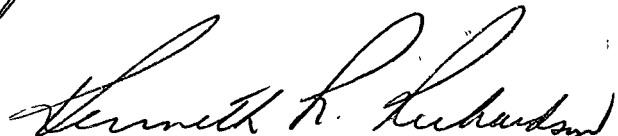
WHEREAS it is deemed necessary to enter into and execute an Easement;

NOW THEREFORE the Council of The Corporation of the City of Brampton ENACTS as follows:

1. That the Corporation of the City of Brampton enter into and execute an Easement attached hereto as Schedule "A" between Developmental Investments Limited and the Corporation of the City of Brampton
2. That the Mayor and Clerk are hereby authorized to affix their signatures to the said Easement.

READ a FIRST, SECOND and THIRD TIME and PASSED in OPEN COUNCIL this 6th day of February, 1978.

  
James E. Archdekin, Mayor

  
Kenneth R. Richardson, Clerk

LAND TITLES ACT

TRANSFER OF EASEMENT

B E T W E E N :

DEVELOPMENTAL INVESTMENTS LIMITED, a  
Company incorporated under the laws  
of the Province of Ontario,

(hereinafter called the "Transferor")

OF THE FIRST PART;

- and -

THE CORPORATION OF THE CITY OF BRAMPTON

(hereinafter called the "Transferee")

OF THE SECOND PART;

WHEREAS the Transferor is the owner of the lands  
described in Schedule "A" annexed hereto.

AND WHEREAS the Transferee is the owner of the lands  
described in Schedule "B" hereto;

NOW THEREFORE THIS INDENTURE WITNESSETH that in  
consideration of the sum of TWO DOLLARS (\$2.00) now paid by the  
Transferee to the Transferor, receipt whereof is hereby  
acknowledged, the Transferor hereby grants to the Transferee, its  
successors and assigns a free and uninterrupted easement and  
rights:

- (a) to enter, lay down, construct, maintain, inspect,  
alter and repair a sewer including all appurtenances  
thereto, along and under the lands described in  
Schedule "A" attached hereto;
- (b) for the servants, agents, contractors and workmen  
of the Transferee to enter with machinery, material,  
vehicles and equipment necessary for the use of the  
easement.

The Transferee covenants to fill in all excavations and  
as far as practicable restore the surface to the same condition  
as prior to the commencement of construction or of any subsequent

work thereto.

The easement herein is declared to be appurtenant to and for the benefit of the lands of the Transferee more particularly described in Schedule "B" attached hereto.

DATED the 11th day of January 1978

DEVELOPMENTAL INVESTMENTS LIMITED

Per: [Signature]  
Director

Per: [Signature]  
Director

THE CORPORATION OF THE CITY OF  
BRAMPTON

PER: [Signature]

Per: [Signature]

IN THE MATTER OF SUBSECTION 3 OF SECTION 5 OF  
THE LAND SPECULATION TAX ACT, 1974

**AFFIDAVIT**

I, J. RICHARD SHIFF of City of Toronto  
(print name)  
in the Municipality of Metropolitan Toronto  
(print address)

**MAKE OATH AND SAY THAT:**

1. I verily believe that the disposition of designated land evidenced in the attached instrument or writing is exempt from the tax imposed by subsection 1 of section 2 of the above Act by virtue of the disposition being:  
a disposition of designated land being the granting of an easement in, over, under or upon designated land to a person operating a public utility for the purpose of that public utility,

describe nature of disposition

as provided for by section 2 regulation 505/74 passed pursuant to clause, subclause, of the above Act.

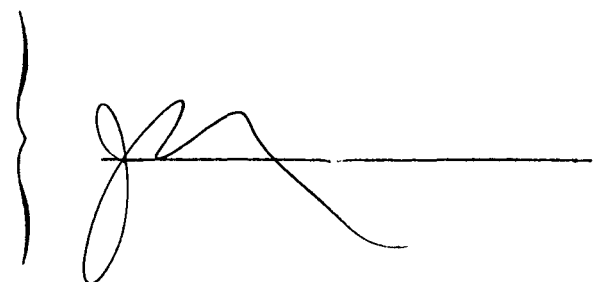
2. I am the transferor making the disposition referred to in paragraph 1 hereof. Since the acquisition of my interest in the designated land that is referred to in paragraph 1 hereof and that is being disposed of to the transferee named in the attached instrument or writing, no disposition with respect to such designated land has occurred prior to the disposition to the said transferee.

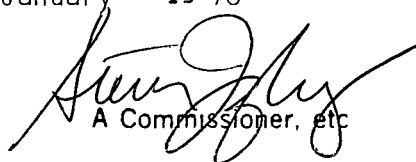
delete this paragraph if inapplicable

~~3. I am authorized in writing by the transferor making the disposition referred to in paragraph 1 hereof to make this affidavit. Since the acquisition of the interest of the transferor in the designated land that is referred to in paragraph 1 hereof and that is being disposed of to the transferee named in the attached instrument or writing, no disposition with respect to such designated land has occurred prior to the disposition to the said transferee.~~

delete this paragraph if inapplicable

Sworn before me at the City  
of Toronto  
in the Municipality  
of Metropolitan Toronto  
this 11th  
day of January 19 78



  
A Commissioner, etc

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the City of Brampton, in the Regional Municipality of Peel (formerly in the Township of Chinguacousy, in the County of Peel) being that part of Block K, Plan M-76, registered in the Land Registry Office for the Registry Division of Peel and designated as Part 1 on a Plan of Survey of Record in the Land Registry Office for the Land Titles Division of Peel (No. 43) at Brampton as 43R-5542.

SCHEDULE "B"

The dominant tenement of the Transferee consists of the system of pipes of The Corporation of the City of Brampton situate in the Regional Municipality of Peel, together with buildings and plants of the said City situate on the lands owned by The Corporation of the City of Brampton.

The Land Transfer Tax Act, 1974
AFFIDAVIT OF VALUE OF THE CONSIDERATION

IN THE MATTER OF THE CONVEYANCE made

by: DEVELOPMENTAL INVESTMENTS LIMITED

to: THE CORPORATION OF THE CITY OF BRAMPTON

on the day of 19
I, J. RICHARD SHIFF
of the City of Toronto
in the Municipality of Metropolitan Toronto

make oath and say that:

This affidavit may be made by the purchaser or vendor or by anyone acting for them under power of attorney or by an agent accredited in writing by the purchaser, or vendor or by the solicitor of either of them or by some other person approved by the Minister of Revenue

- 1. I am an Officer of Developmental Investments Limited named in the within (or annexed) conveyance.
2. I have a personal knowledge of the facts stated in this affidavit.
3. (1) The total consideration for this transaction has been allocated as follows:

Table with 2 columns: Description and Amount. Rows include Land, building, fixtures and goodwill (\$2.00), Chattels — items of tangible personal property (see note) (\$ nil), and TOTAL CONSIDERATION (\$2.00).

(2) The true consideration for the transfer or conveyance for Land Transfer Tax purposes is as follows:

Table with 2 columns: Description and Amount. Rows include Monies paid in cash (\$ 2.00), Property transferred in exchange (Detail Below) (\$ nil), Securities transferred to the value of (Detail Below) (\$ nil), Balances of existing encumbrances with interest owing at date of transfer (\$ nil), Monies secured by mortgage under this transaction (\$ nil), Liens, legacies, annuities and maintenance charges to which transfer is subject (\$ nil), Other (Detail Below) (\$ nil), and TOTAL CONSIDERATION (should agree with 3(1) (a) above) (\$ 2.00).

All blanks must be filled in.

4. If consideration is nominal, is the transfer for natural love and affection? n/a

5. If so, what is the relationship between Grantor and Grantee? n/a

6. Other remarks and explanations, if necessary This transfer is for the purpose of granting a sewer easement to The Corporation of the City of Brampton as more particularly described herein.

SWORN before me at the City of Toronto in the Municipality of Metropolitan Toronto

this 11th day of January 19 78

[Handwritten signature of Commissioner]

A Commissioner, etc.

[Handwritten signature] (signature)

NOTE TO PARAGRAPH 3(1) (b): Chattels: Retail sales tax is payable on the valuation of items shown in 3(1) (b) unless otherwise exempted under the provisions of The Retail Sales Tax Act, R.S.O. 1970, c.415, as amended.

For the purpose of this affidavit insert above only the value of chattels, the total value of which in the opinion of the deponent exceeds \$100.00. This does not exonerate a purchaser from the payment of Retail Sales Tax on any tangible personal property as part of this transaction.

N OF SURVEY OF  
OF BLOCK K, PLAN M-76  
OF BRAMPTON  
ONAL MUNICIPALITY OF PEEL

1" = 60'  
KIKAS, O.L.S.

I HEREBY DEPOSE THIS PLAN TO BE DEPOSITED UNDER THE LAND TITLES ACT.

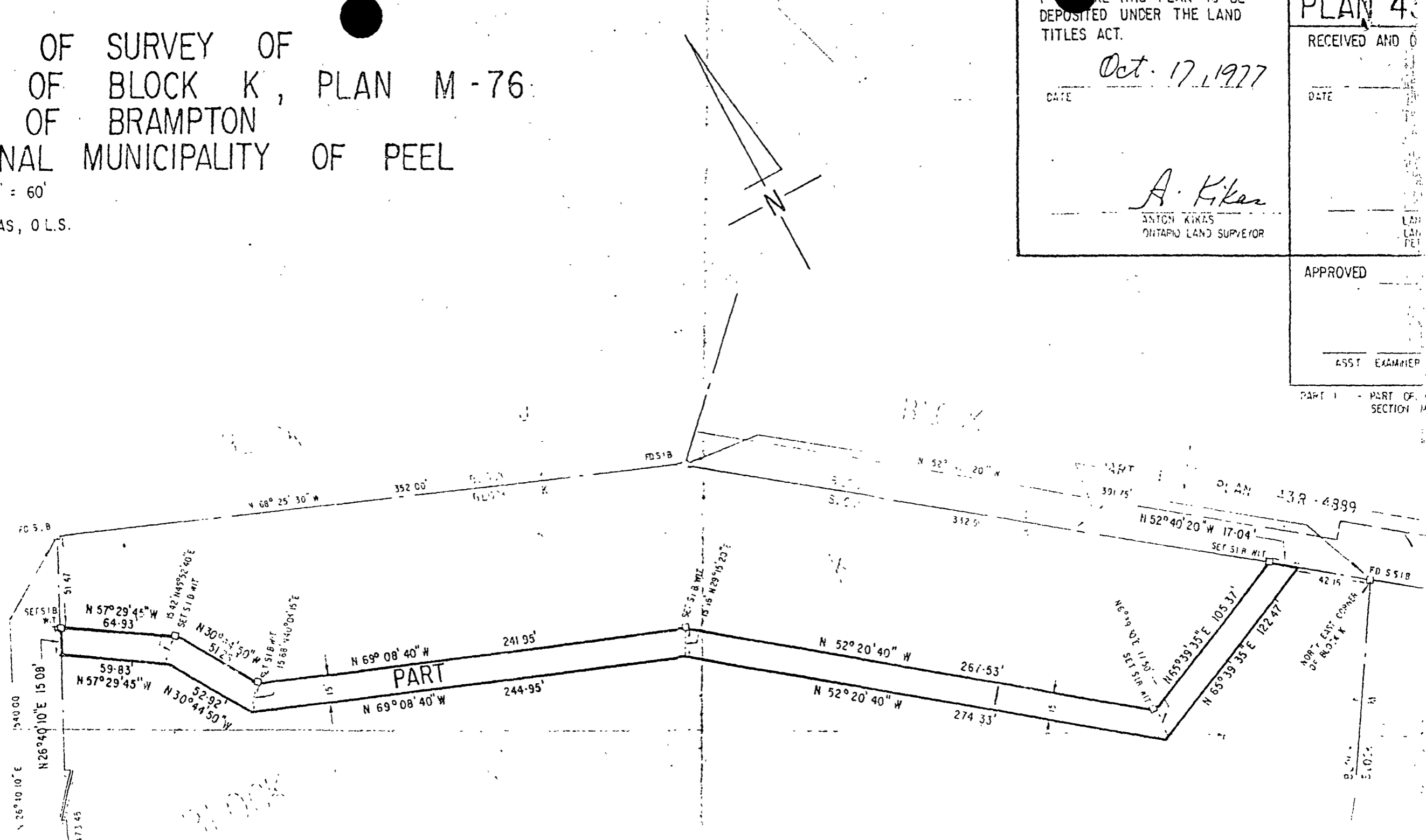
DATE Oct. 17, 1927

*A. Kikas*  
ANTON KIKAS  
ONTARIO LAND SURVEYOR

RECEIVED AND  
DATE \_\_\_\_\_

APPROVED \_\_\_\_\_

ASST. EXAMINER \_\_\_\_\_



PART 1 - PART OF SECTION 14

13 R - 4399



PLAN OF SURVEY OF  
PART OF BLOCK K, PLAN M-76  
CITY OF BRAMPTON  
REGIONAL MUNICIPALITY OF PEEL

SCALE 1" = 60'

ANTON KIKAS, O.L.S.  
1977

I REQUIRE THIS PLAN TO BE  
DEPOSITED UNDER THE LAND  
TITLES ACT

DATE Oct. 17, 1977

*A. Kikas*  
ANTON KIKAS  
ONTARIO LAND SURVEYOR

PLAN 43R-5542

RECEIVED AND DEPOSITED

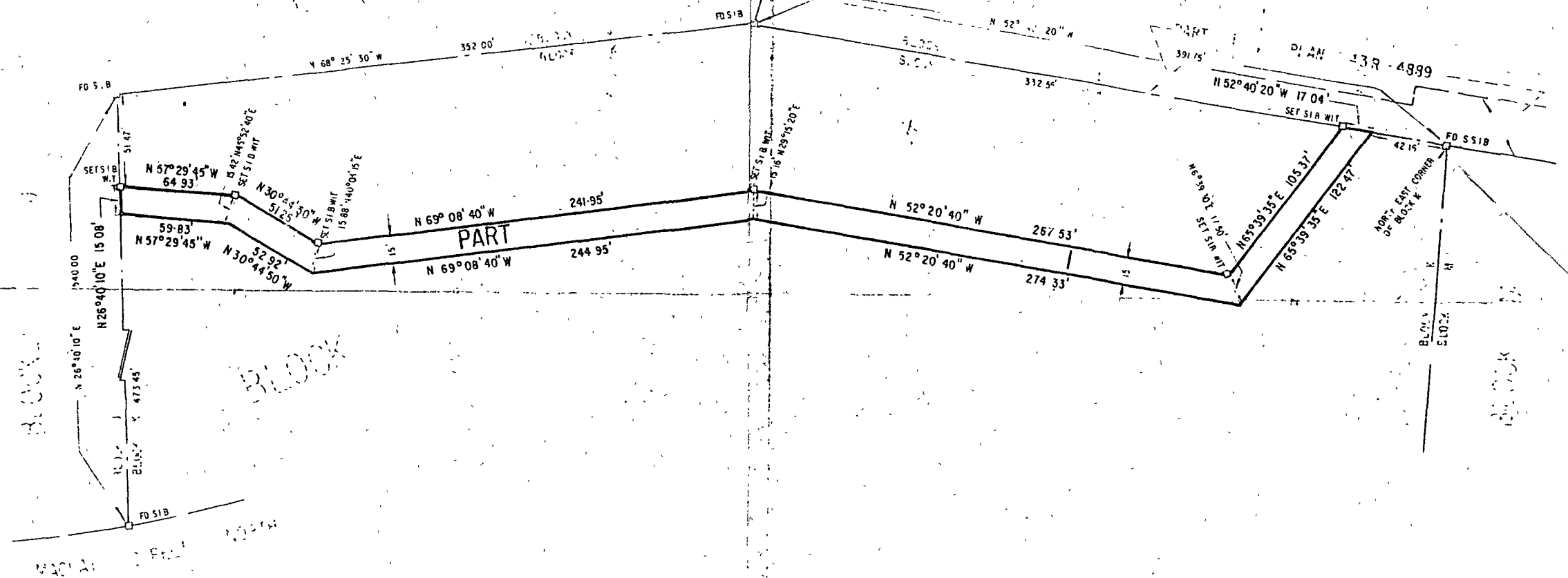
DATE

LAND REGISTRAR FOR THE  
LAND TITLES DIVISION OF  
PEEL

APPROVED

ASST. EXAMINER OF SURVEYORS

PART 1 - PART OF PARCEL PLAN 1,  
SECTION M-76



NOTES

BEARINGS SHOWN HEREON ARE ASTRONOMIC AND ARE REFERRED TO THE N 26° 40' 10\"/>

- SIB DENOTES STANDARD IRON BAR 1" SQ / 48" LONG
- SSIB DENOTES STANDARD IRON BAR 1" SQ X 24" LONG
- WIT DENOTES WITNESS
- FD DENOTES FOUND

SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY

- 1 THAT THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEY ACT AND THE LAND TITLES ACT AND THE REGULATIONS MADE THEREUNDER,
- 2 THAT I WAS PRESENT AT AND DID PERSONALLY SUPERVISE THE SURVEY REPRESENTED BY THIS PLAN,
- 3 THAT THIS PLAN CONTAINS A TRUE COPY OF THE FIELD NOTES OF SURVEY,
- 4 THAT THE SURVEY WAS COMPLETED ON THE 27 DAY OF Sept. 1977

DATE Oct. 17

*A. Kikas*  
ANTON KIKAS, ONTARIO LAND SURVEYOR

ANTON KIKAS LIMITED  
CONSULTING ENGINEERS - ONTARIO LAND SURVEYORS  
2028 AVENUE ROAD, TORONTO, ONT., M5M 4A4, 489-1991

RESOLVED February 6 19 78



# BY-LAW

No. 29-78

A By-law to authorize the execution of  
an Easement (Developmental Investments  
Limited)