



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 35-78

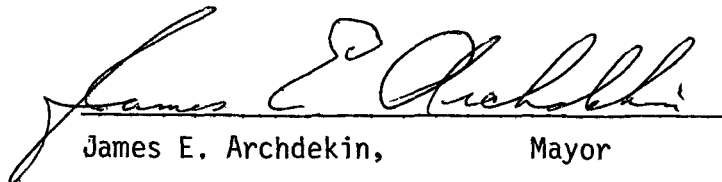
A By-law to authorize the execution
of an Easement with John James Stephens
of the City of Brampton.
(Part East Half Lot 8, Concession 1, W.H.S.)

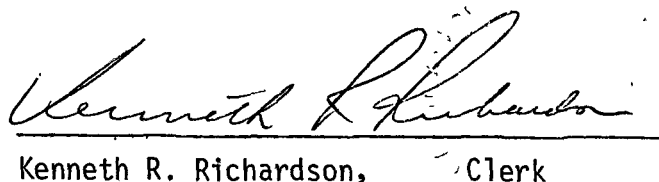
WHEREAS it is deemed expedient to enter into and execute an easement
with John James Stephens of the City of Brampton.

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

1. That the City of Brampton enter into and execute
an easement with John James Stephens of the City
of Brampton, attached hereto as Schedule 'A'.
(Part East Half Lot 8, Concession 1, W.H.S.)
2. That the Mayor and Clerk are hereby authorized to
affix their signatures to the said easement, attached
hereto as Schedule 'A'.
(Part East Half Lot 8, Concession 1, W.H.S.)

READ a FIRST, SECOND and THIRD TIME and PASSED in Open Council this
20th day of February, 1978.


James E. Archdekin, Mayor


Kenneth R. Richardson, Clerk

THIS ~~DEED~~ made the 12th day of October, 1977.

EASEMENT

BETWEEN:

JOHN JAMES STEPHENS of the City of Brampton,
in the Regional Municipality of Peel;

hereinafter called the Grantor;

- and -

THE CORPORATION OF THE CITY OF BRAMPTON;

hereinafter called the GRANTEE.

WITNESSETH that in consideration of the sum of TWO (\$2.00) DOLLARS now paid by the Grantee to the Grantor, receipt whereof is hereby acknowledged, the Grantor grants to the Grantee its successors and assigns an easement and rights:

- (a) to enter, construct, maintain, inspect, alter, and repair any municipal service including all appurtenances thereto, on and under the lands described in Schedule "A",
- (b) for the servants, agents, contractors and workmen of the Grantee to enter with machinery, material, vehicles and equipment necessary for use of the easement.

The Grantee 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 Grantor covenants to keep the land clear of all brush, trees and other obstructions as may be necessary for the use of the easement.

The easement herein is declared to be appurtenant to and for the benefit of the lands of the Grantee more particularly

described as English Street, in the City of Brampton, in the
Regional Municipality of Peel.

IN WITNESS WHEREOF the said parties have hereunto
set their hands and seals this 17th day of October, 1977.

SIGNED, SEALED AND DELIVERED
In the Presence Of

Thomas M. Dunn

J.J. Stephens
JOHN JAMES STEPHENS

THE CORPORATION OF THE CITY
OF BRAMPTON

Per:

James E. Quibb Mayor
Kenneth R. Kerbell Clerk

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 Town of Brampton, in the County of Peel) and being composed of Part of Lot 7 according to a Plan referred to as Plan BR-25 being a subdivision of Part of the East Half of Lot 8, Concession 1, West of Hurontario Street, Township of Chinguacousy, said lands being designated as Part 3 on a Reference Plan deposited in the Registry Office for the Registry Division of Peel (No.43) as Plan 43R-5429.

AFFIDAVIT OF SUBSCRIBING WITNESS

Form No. 347

I, THOMAS MICHAEL DUNN
of the City of Brampton
in the Regional Municipality of Peel

make oath and say:

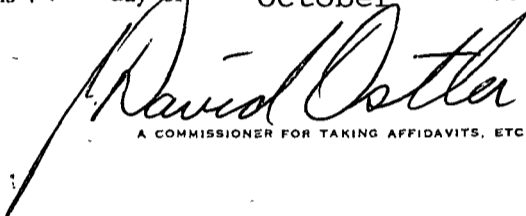
I am a subscribing witness to the attached instrument and I was present and saw it executed
at the City of Brampton by John James Stephens

*See footnote

*See footnote

I verily believe that each person whose signature I witnessed is the party of the same name referred to in the instrument.

SWORN before me at the City of Brampton
in the Regional
Municipality of Peel
this 17th day of October 19 77


A COMMISSIONER FOR TAKING AFFIDAVITS, ETC

* Where a party is unable to read the instrument or where a party signs by making his mark or in foreign characters add "after the instrument had been read to him and he appeared fully to understand it". Where executed under a power of attorney insert "(name of attorney) as attorney for (name of party)"; and for next clause substitute "I verily believe that the person whose signature I witnessed was authorized to execute the instrument as attorney for (name)".

AFFIDAVIT AS TO AGE AND MARITAL STATUS

I/~~WE~~ JOHN JAMES STEPHENS
of the City of Brampton
in the Regional Municipality of Peel

* If attorney see footnote

make oath and say: When I executed the attached instrument,

I/~~WE~~ was at least eighteen years old.

I was a ~~married/divorced~~ widower.

~~was/my wife/husband.~~

~~//Wife/wife/divorced/child/other/~~

~~//Wife/husband/child/other/divorced/divorced/property.~~

I am not and do not intend to become a non-resident of Canada within the meaning of Section 116 of the Income Tax Act of Canada.

Resident of Canada, etc

(~~SEVERALLY~~) SWORN before me at the City
of Brampton in the Regional
Municipality of Peel
this 17th day of October 19 77


A COMMISSIONER FOR TAKING AFFIDAVITS, ETC

* Where affidavit made by attorney substitute "When I executed the attached instrument as attorney for (name), he/she was (marital status, and if married, name of spouse), and when he/she executed the power of attorney, he/she had attained the age of majority"

AFFIDAVIT OF SUBSCRIBING WITNESS

I,
of the
in the
I am a subscribing witness to the attached instrument and I was present and saw it executed
at by
make oath and say:

*See footnote

*See footnote

I verily believe that each person whose signature I witnessed is the party of the same name referred to in the instrument.

SWORN before me at the

in the

this day of 19

A COMMISSIONER FOR TAKING AFFIDAVITS, ETC

* Where a party is unable to read the instrument or where a party signs by making his mark or in foreign characters add "after the instrument had been read to him and he appeared fully to understand it". Where executed under a power of attorney insert "(name of attorney) as attorney for (name of party)"; and for next clause substitute "I verily believe that the person whose signature I witnessed was authorized to execute the instrument as attorney for (name)".

Amended, Jan. 1975

THE LAND TRANSFER TAX ACT, 1974

AFFIDAVIT OF VALUE OF THE CONSIDERATION

IN THE MATTER OF THE CONVEYANCE made

by: JOHN JAMES STEPHENS

to: THE CORPORATION OF THE CITY OF BRAMPTON

on the day of 19
I, W. FREDRICK DEAN
of the City of Cambridge
in the Regional Municipality of Waterloo

MAKE OATH AND SAY THAT:

1. I am a Solicitor for the Grantee 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:

| | |
|---|----------------|
| (a) Land, building, fixtures and goodwill | \$ 2.00 |
| (b) Chattels — items of tangible personal property (see note) | \$ nil |
| TOTAL CONSIDERATION | \$ 2.00 |
- (2) The true consideration for the transfer or conveyance for Land Transfer Tax purposes is as follows:

| | |
|---|----------------|
| (a) Monies paid in cash | \$ 2.00 |
| (b) Property transferred in exchange (Detail Below) | \$ nil |
| (c) Securities transferred to the value of (Detail Below) | \$ nil |
| (d) Balances of existing encumbrances with interest owing at date of transfer | \$ nil |
| (e) Monies secured by mortgage under this transaction | \$ nil |
| (f) Liens, legacies, annuities and maintenance charges to which transfer is subject | \$ nil |
| (g) Other (Detail Below) | \$ nil |
| TOTAL CONSIDERATION (should agree with 3(1) (a) above) | \$ 2.00 |

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 disposition of lands to a Municipality for easement purposes; no monies passing.

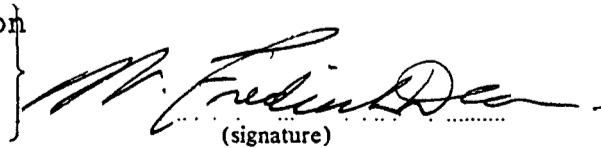
All blanks must be filled in.

Identify the parties to the conveyance

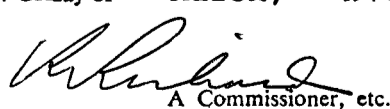
This affidavit may be made by the purchaser or vendor or by anyone acting for them under power of attorney or by an agent accredited in writing by the purchaser, or vendor or by the solicitor of either of them or by some other person approved by the Minister of Revenue.

SWORN before me at the City of Brampton in the Regional Municipality of Peel

this 7th day of March, 1978


(signature)

W. FREDRICK DEAN


A Commissioner, etc.

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. When chattels are purchased as part of this transaction with a value of less than \$100.00, the applicable tax should be paid by the purchaser to the Treasurer of Ontario and remitted to the Minister of Revenue.



Ontario

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

AFFIDAVIT

I, Kenneth R. Richardson of the Town of Caledon
(print name)
in the Regional Municipality of Peel
(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:

describe nature of disposition

disposition of designated land to a municipality

as provided for by section 4, clause j, subclause _____, of the above Act.

delete this paragraph if inapplicable

- ~~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.

Sworn before me at the City
of Brampton
in the Regional Municipality
of Peel
this 7th
day of March, 1978

Kenneth R. Richardson
KENNETH R. RICHARDSON

M. Fredrick Dean
A. Commissioner, etc.

No. 466550
Registry Division of Peel (No. 43).

DATED October 12th , 1977

I CERTIFY that this instrument is registered as of

1978 MAR 7 AM 10 31
In The Land
Registry Office
at Brampton,
Ontario.
Vera Porter
LAND REGISTRAR

JOHN JAMES STEPHENS

- and -

THE CORPORATION OF THE CITY OF BRAMPTON

E A S E M E N T

DAVIS, WEBB & HOLLINRAKE
Barristers & Solicitors
41 George Street South
Brampton, Ontario.

*City of Brampton
24 Queen St
Brampton*