

THE CORPORATION OF THE TOWN OF AMHERSTBURG

By-law 2006-07

A By-law to provide for the transfer of a right of way

WHEREAS 1603966 Ontario Limited has proposed the redevelopment of property municipally known as 252 Dalhousie Street;


AND WHEREAS the benefitting lands being Parts 1 and 3 on Plan 12R-22413 requires a free, unencumbered and uninterrupted right of way over Part 5 on Plan 12R-22413 for passage of persons and vehicles to and from the benefitting lands;

AND WHEREAS the Council agrees to the transfer of a right of way by the municipality in connection with the redevelopment of property so as to provide access to the rear entrance;

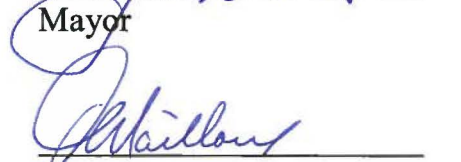
NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF AMHERSTBURG HEREBY ENACTS AS FOLLOWS:

1. That a right of way in the form annexed hereto and referred to as Schedule "A" be granted for the benefitting lands being Parts 1 and 3 on Plan 12R-22413 over Part 5 on Plan 12R-22413.
2. That the costs associated with the transfer of the said right of way will be the responsibility of the Transferee.
3. This By-law shall come into force and effect upon the date of final passage.

Read a first, second and third time and finally passed this 24th day of January, 2006.



Mayor



Clerk

Certified to be a true copy of
By-law 2006-07 passed by the
Amherstburg Municipal Council
on January 24th, 2006.

SCHEDULE "A" TO BY-LAW 2006-07

LRO # 12 Transfer Easement

In preparation on 2006 01 09 at 19:41

This document has not been submitted and may be incomplete.

yyyy mm dd Page 1 of 1

Properties

PIN 70552 - 0208 LT Interest/Estate Easement Add Easement

Description PT LTS 8 & 9 W/S DALHOUSIE ST PL 1, DESIGNATED AS PART 5, PLAN 12R22413;
AMHERSTBURG

Address AMHERSTBURG

Consideration

Consideration \$ 1.00

Transferor(s)

The transferor(s) hereby transfers the easement to the transferee(s).

Name THE CORPORATION OF THE TOWN OF AMHERSTBURG
Acting as a company

Address for Service 271 Sandwich Street South
Amherstburg, Ontario
N9V 2Z3

I, David Mailloux, Clerk, have the authority to bind the corporation.

This document is not authorized under Power of Attorney by this party.

Transferee(s)

Capacity

Share

Name 1603966 ONTARIO LIMITED Registered Owner
Acting as a company

Address for Service 2405 Howard Avenue
Windsor, Ontario
N8X 3V5

Statements

Schedule: The Transferor hereby grants to the Transferee and its successors in title to that part of Lots 8 and 9 on the west side of Dalhousie Street, Registered Plan 1 and that part of Richmond Street (closed by Instrument No. CE161813), Registered Plan 2 designated as Parts 1 and 3, Plan 12R-22413, Town of Amherstburg, County of Essex (hereinafter called the "Benefitting Lands") a free, unencumbered and uninterrupted right-of-way for passage of persons and vehicles to and from the Benefitting Lands.

Included Taxes

Retail Sales Tax \$0.00

Land Transfer Tax \$0.00

File Number

Transferee Client File Number : 954904

LAND TRANSFER TAX STATEMENTS

In the matter of the conveyance of: 70552 - 0208 PT LTS 8 & 9 W/S DALHOUSIE ST PL 1, DESIGNATED AS PART 5, PLAN 12R22413; AMHERSTBURG

BY: THE CORPORATION OF THE TOWN OF AMHERSTBURG
TO: 1603966 ONTARIO LIMITED Registered Owner %(all PINs)

1. CARMELLO ANGILERI, PRESIDENT

- I am
 - (a) A person in trust for whom the land conveyed in the above-described conveyance is being conveyed;
 - (b) A trustee named in the above-described conveyance to whom the land is being conveyed;
 - (c) A transferee named in the above-described conveyance;
 - (d) The authorized agent or solicitor acting in this transaction for ____ described in paragraph(s) () above.
 - (e) The President, Vice-President, Manager, Secretary, Director, or Treasurer authorized to act for 1603966 ONTARIO LIMITED described in paragraph(s) (c) above.
 - (f) A transferee described in paragraph () and am making these statements on my own behalf and on behalf of ____ who is my spouse described in paragraph () and as such, I have personal knowledge of the facts herein deposed to.
 - (g) A transferee described in paragraph () and am making these statements on my own behalf and on behalf of ____ who is my same-sex partner described above in paragraph(s) ().

3. The total consideration for this transaction is allocated as follows:

(a) Monies paid or to be paid in cash	1.00
(b) Mortgages (i) assumed (show principal and interest to be credited against purchase price)	0.00
(ii) Given Back to Vendor	0.00
(c) Property transferred in exchange (detail below)	0.00
(d) Fair market value of the land(s)	0.00
(e) Liens, legacies, annuities and maintenance charges to which transfer is subject	0.00
(f) Other valuable consideration subject to land transfer tax (detail below)	0.00
(g) Value of land, building, fixtures and goodwill subject to land transfer tax (total of (a) to (f))	1.00
(h) VALUE OF ALL CHATTELS - items of tangible personal property	0.00
(i) Other considerations for transaction not included in (g) or (h) above	0.00
(j) Total consideration	1.00

4. Explanation for nominal considerations:

s) other: Transfer of right-of-way by municipality gratuitously in connection with redevelopment of property, so as to provide access to rear entrance.

5. The land is not subject to an encumbrance

PROPERTY Information Record

A. Nature of Instrument: Transfer Easement
LRO 12 Registration No. Date:
B. Property(s): PIN 70552 - 0208 Address AMHERSTBURG Assessment - Roll No
C. Address for Service: 2405 Howard Avenue Windsor, Ontario N8X 3V5
D. (i) Last Conveyance(s): PIN 70552 - 0208 Registration No.
(ii) Legal Description for Property Conveyed : Same as in last conveyance? Yes No Not known