



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 74-78

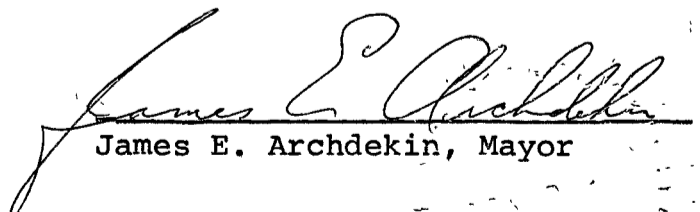
A by-law to authorize the execution of an easement

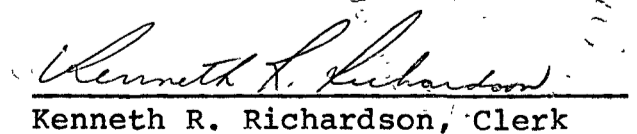
WHEREAS it is deemed necessary to enter into and execute an easement;

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

1. That The Corporation of the City of Brampton enter into and execute an easement with The Board of Governors of Sheridan College of Applied Arts and Technology, attached hereto as Schedule "A".
2. That the Mayor and the 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 28th day of March, 1978,


James E. Archdekin, Mayor


Kenneth R. Richardson, Clerk

LAND TITLES ACT

TRANSFER OF EASEMENT

THE BOARD OF GOVERNORS OF THE
SHERIDAN COLLEGE OF APPLIED ARTS AND TECHNOLOGY,

(hereinafter called the Transferor),

the registered owner of the freehold land registered in the Land Registry Office for the Land Titles Division of Peel (No. 43) as Part 1 - Part of Parcel 15-1, Section 43, in the City of Brampton in the Regional Municipality of Peel (formerly in the Township of Toronto in the County of Peel),

IN CONSIDERATION OF the sum of TWO---(\$2.00)---DOLLARS paid to the Transferor,

TRANSFERS TO:

THE CORPORATION OF THE CITY OF BRAMPTON,

(hereinafter called the Transferee),

the rights and easements hereinafter described, (to be used and enjoyed as appurtenant to the lands of the Transferee described in Schedule "B" hereto) namely:

The free, uninterrupted and unobstructed right and easement in perpetuity to enter on and construct, repair, replace, operate and maintain its drainage works including all necessary culverts, catch basins, pipes, conduits, equipment, and all appurtenances or accessories thereto as the Transferee may from time to time or at any time hereafter deem requisite, upon, under, along and across the lands described in Schedule "A" hereto;

Together with the right of free, uninterrupted and unobstructed access for the Transferee, its servants, agents, workmen, vehicles, supplies and equipment at all times and for all purposes and things necessary for or incidental to the exercise and enjoyment of the rights hereby transferred over such portion of the above mentioned Parcel as may from time to time be unencumbered by any building or other structure, fences excepted, to and from the lands described in Schedule "A" hereto;

The Transferee covenants and agrees with the Transferor that it shall be responsible for any damage caused by the negligence of its own agents or employees to the property (including growing things) of the Transferor on the lands herein

presently owned by the Transferor in the course of exercising the rights and easement hereby transferred, and shall as far as possible to restore the surface to the same condition as prior to the commencement of construction or of any subsequent work thereto, and to replace or restore any soil or turf removed in connection with any of the work referred to above.

THIS INDENTURE and everything herein contained shall extend to and include the parties hereto and their respective successors and assigns.

IN WITNESS WHEREOF the said Parties hereto have affixed their corporate seals attested by the hands of their duly authorized officers.

DATED at Brampton, the 23rd day of January, 1978.

THE BOARD OF GOVERNORS OF THE
SHERIDAN COLLEGE OF APPLIED
ARTS AND TECHNOLOGY

Audrey R. Richardson Chairman
H. H. Shore Secretary

THE CORPORATION OF THE CITY OF BRAMPTON

James E. Archdekin MAYOR
JAMES E. ARCHDEKIN
Kenneth R. Richardson CLERK
KENNETH R. RICHARDSON

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 Toronto, County of Peel), and being composed of Part of the West Half of Lot 15, Concession 1, West of Hurontario Street, Part 1 - Part of Parcel 15-1, Section 43, ^{-TOR TOWNSHIP-1 WHS} and designated as Part 1 on a Plan of Survey registered in the Land Registry Office for the Land Titles Division of Peel (No. 43) as 43R-5648.

SCHEDULE "B"

The dominant tenement of the Transferee consists of a 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, and McLaughlin Road South, in the City of Brampton, in the Regional Municipality of Peel.

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

AFFIDAVIT

Harry H. Shore of the Town of
Halton Hills (R.R. #3 Georgetown) in the
Regional Municipality of Halton

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 Town
of Oakville
in the Regional Municipality
of Halton
this 10th
day of March 19 78

Harry H. Shore

J. H. H. O'Connell
A Commissioner, etc.

AFFIDAVIT OF SUBSCRIBING WITNESS

I,

of the

in the

make oath and say:

I am a subscribing witness to the attached instrument and I was present and saw it executed

at _____ by _____

*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: **SHERIDAN COLLEGE OF APPLIED ARTS AND TECHNOLOGY**

to: **THE CORPORATION OF THE CITY OF BRAMPTON**

on the **23** day of **January** 19 **78**

I, **JOHN G. METRAS**

of the **TOWN OF THORNBURY**

in the **COUNTY OF GREY**

Identify the parties to the conveyance

MAKE OATH AND SAY THAT:

1. I am **the City Solicitor for the Transferee**

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 **the within conveyance is made to the Transferee herein for the purpose of a system of pipes. No monies passing.**

All blanks must be filled in

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 **4** day of **April** 19 **78**

M. Frederick Den
A Commissioner, etc.

John G. Metras
(signature)
JOHN G. METRAS

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.

DATED: January 28, 1978

SHERIDAN COLLEGE OF APPLIED
ARTS AND TECHNOLOGY

and

THE CORPORATION OF
THE CITY OF BRAMPTON

TRANSFER OF EASEMENT

CITY SOLICITOR,
CITY OF BRAMPTON,
24 QUEEN STREET EAST,
BRAMPTON, ONTARIO.
L6V 1A4

APRIL 6, 1978
12:03 PM
167980
\$11

PASSED March 28 19 78



BY-LAW

No. 74-78

A by-law to authorize
the execution of an
easement