



THE CORPORATION OF THE CITY OF BRAMPTON

# BY-LAW

Number 132-77

A By-law to authorize the execution of an Indenture.

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WHEREAS it is deemed necessary to enter into and execute an indenture.

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 indenture with Kerbel Developments Limited, attached hereto as Schedule "A".
2. That the Mayor and the Clerk are hereby authorized to affix their signatures to the said indenture.

READ a FIRST, SECOND and THIRD TIME and PASSED in Open Council this 13th day of June, 1977.

  
James E. Archdekin, Mayor

  
Kenneth R. Richardson, Clerk

# The Land Titles Act

I, THE CORPORATION OF THE CITY OF BRAMPTON

the registered owner of the freehold land registered in the Land Registry Office for the Land Titles Division of Peel (No. 43) as Parcel in the register for Section M-133

Dye & Durham Limited  
Toronto, Canada

in consideration of the sum of other good and valuable consideration and the sum of TWO-----  
-----(\$2.00)-----Dollars

paid to TRANSFER to  
KERBEL DEVELOPMENTS LIMITED,  
a Corporation duly incorporated  
pursuant to the laws of the Province  
~~of the~~ of Ontario. ~~of~~ ~~in the~~

the land hereinafter particularly described namely  
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 the Township of Chinguacousy, County of Peel) and being composed of Part of Block "L" on Plan M-133 and designated as Part 2 shown on a Plan of Survey of Record filed in the Land Registry Office of the Land Titles Division of Peel (No. 43) at Brampton on Reference Plan 43-R-

Insert here 'the whole' or 'a part' according to the fact. Where the whole parcel is transferred a particular description is unnecessary.

being

part

of the said Parcel

DATED the 26th day of May 1977

WITNESS:

}	THE CORPORATION OF THE CITY OF BRAMPTON
	Per: <u>James E. O'Connell</u> Mayor
	Per: <u>Kenneth R. Richardson</u> C.ERK

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)"



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

AFFIDAVIT

I, Judith E. Hendy of the City of  
(print name)  
Brampton, 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 by a municipality

as provided for by section 4, clause b, 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 in 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  
Erampton  
in the Regional Municipality  
of Peel  
this  
day of 19

\_\_\_\_\_  
JUDITH E. HENDY

Amended, Jan 1975

THE LAND TRANSFER TAX ACT, 1974

AFFIDAVIT OF VALUE OF THE CONSIDERATION

IN THE MATTER OF THE CONVEYANCE made
by THE CORPORATION OF THE CITY OF BRAMPTON
to KERBEL DEVELOPMENTS LIMITED

Identify the parties to the conveyance

on the 26th day of May 19 77
I, Kent Lawrence Webster
of the City of Brampton
in the Regional Municipality of Peel

MAKE OATH AND SAY THAT

- 1 I am 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
(b) Chattels — items of tangible personal property (see note)

\$ 2.00
\$ 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
(b) Property transferred in exchange (Detail Below)
(c) Securities transferred to the value of (Detail Below)
(d) Balances of existing encumbrances with interest owing at date of transfer
(e) Monies secured by mortgage under this transaction
(f) Liens, legacies, annuities and maintenance charges to which transfer is subject
(g) Other (Detail Below)

\$ 2.00
\$ Nil
\$ Nil
\$ Nil
\$ Nil
\$ Nil
\$ 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?
5 If so, what is the relationship between Grantor and Grantee?

N/A
N/A

6 Other remarks and explanations, if necessary
This is a conveyance from a municipality as Grantor to the Grantee of 1-foot reserve to give access to public roads and no monies are passing between the parties.

SWORN before me at the City of Brampton in the Regional Municipality of Peel this 26th day of May 19 77

(signature) Kent Lawrence Webster

LAWSON BEADLEY & CO. Chartered Accountants, Barristers & Solicitors, 100 King Street West, Toronto, Ontario M5X 1C5. Expires November 30, 1978.

A Commissioner, etc

All blanks must be filled in

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.

I/WE

of the

in the

make oath and say When executed the attached instrument,

I/WE at least eighteen years old

I was married / divorced / widower

was my wife / husband

We were married to each other

We held the land as Joint Tenants / Trustees / Partnership Property

(SEVERALLY) SWORN before me at the

in the

this day of 19

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"

The Land Titles Act

Dated 26th day of May 19 77

THE CORPORATION OF THE CITY OF BRAMPTON

TO

KERBEL DEVELOPMENTS LIMITED

Address: 3645 Keele Street, Downsview, Ont. M3J 1M6

Transfer of Freehold Land WITHOUT DOWER

Dye & Durham Co. Limited 160 Bartley Drive, Toronto

ASSESSMENT ROLL NO

ADDRESS OF PROPERTY

BEATTY, BOWYER, GREENSLADE & HALL Chartered Accountants & Solicitors, 100 George Street South, Brampton, Ontario. L6Y 1P3

REGISTRATION FEE	
LAND TRANSFER TAX	
RETAIL SALES TAX	

# The Land Titles Act

I, THE CORPORATION OF THE CITY OF BRAMPTON

the registered owner of the freehold land registered in the Land Registry Office for the Land Titles Division of Peel (No. 43) as Parcel in the register for Section M-135

Dye & Durham Limited Toronto, Canada

in consideration of the sum of other good and valuable consideration and the sum of TWO----- (\$2.00)-----Dollars

paid to TRANSFER to KERBEL DEVELOPMENTS LIMITED, a Corporation duly incorporated pursuant to the laws of the Province of Ontario of the of the

the land hereinafter particularly described namely 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 the Township of Chinguacousy, County of Peel) and being composed of Part of Block "H" on Plan M-135 and designated as Parts 5 ~~XXXX~~ shown on a Plan of Survey of Record filed in the Land Registry Office of the Land Titles Division of Peel (No. 43) at Brampton on Reference Plan 43-R-



Insert here 'the whole' or 'a part' according to the fact. Where the whole parcel is transferred a particular description is unnecessary

being

part

of the said Parcel

DATED the 26th day of May 1977

WITNESS:

THE CORPORATION OF  
THE CITY OF BRAMPTON

Per: James E. Richardson Mayor

Per: Herbert A. Richardson Clerk

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

this day of in the 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)"



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

AFFIDAVIT

I, Judith E. Hendy of the City of  
(print name)  
Brampton, 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 by a municipality

as provided for by section A, clause b, 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 applicable

- 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  
day of 19

\_\_\_\_\_  
JUDITH E. HENDY

Amended, Jan 1975

THE LAND TRANSFER TAX ACT, 1974

AFFIDAVIT OF VALUE OF THE CONSIDERATION

IN THE MATTER OF THE CONVEYANCE made

Identify the parties to the conveyance

by THE CORPORATION OF THE CITY OF BRAMPTON

to KERBEL DEVELOPMENTS LIMITED

on the 26th day of May 19 77
I, Kent Lawrence Webster
of the City of Brampton
in the Regional Municipality of Peel

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 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

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 is a conveyance from a municipality as Grantor to the Grantee of 1-foot reserves to give access to public roads and no monies are passing between the parties.

SWORN before me at the City of Brampton in the Regional Municipality of Peel this 26th day of May 19 77

(signature) Kent Lawrence Webster

LAWRENCE WEBSTER, a Commissioner, etc. Province of Ontario, for Beatty, Boyer, Greenslade & Co. Barristers Expires November 30 1978

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, RSO 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

I/WE

of the

in the

make oath and say When executed the attached instrument,

I/WE at least eighteen years old

I was married / divorced / widower

was my wife / husband

We were married to each other

We held the land as Joint Tenants / Trustees / Partnership Property

(SEVERALLY) SWORN before me at the

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this day of 19

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"

The Land Titles Act

Dated 26th day of May 19 77

THE CORPORATION OF THE CITY OF BRAMPTON

TO

KERBEL DEVELOPMENTS LIMITED

Address: 3645 Keele Street, Downsview, Ont. M3J 1M6

Transfer of Freehold Land

WITHOUT DOWER

Dye & Durham Co. Limited 160 Bartley Drive, Toronto

ASSESSMENT ROLL NO

ADDRESS OF PROPERTY

BEATTY, BOWYER, GREENSLADE & HALL Barristers & Solicitors, 6 George Street South, Brampton, Ontario. L6Y 1P3

REGISTRATION FEE	
LAND TRANSFER TAX	
RETAIL SALES TAX	

\* If attorney see footnote

Strike out inapplicable clauses

PASSED June 13 19 77

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# BY-LAW

No. 132-77

A By-law to authorize the  
execution of an Indenture.