



THE CORPORATION OF THE CITY OF BRAMPTON

# BY-LAW

Number 71-76

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

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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  
Metropolitan Toronto and Region Conservation  
Authority, 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 8th day of March, 1976.

  
James E. Archdekin, Mayor

  
Kenneth R. Richardson, Clerk

GRANT OF EASEMENT

THIS INDENTURE made this *8th* day of *MARCH*  
1976

PURSUANT TO THE SHORT FORMS OF CONVEYANCES ACT, R.S.O. 1970,  
CHAPTER 435 and amendments thereto

B E T W E E N

THE METROPOLITAN TORONTO AND REGION  
CONSERVATION AUTHORITY

hereinafter called the Grantor

OF THE FIRST PART

A N D

THE CORPORATION OF THE CITY OF BRAMPTON

hereinafter called the Grantee

OF THE SECOND PART

WITNESSETH that in consideration of other good and valuable consideration and the sum of TWO DOLLARS (\$2.00) of lawful money of Canada now paid by each of the parties hereto to the other (the receipt whereof is hereby acknowledged), the Grantor hereby grants, conveys and transfers unto the Grantee, its successors and assigns forever, an easement on, over, under and through the land of the Grantor described in Schedule "A" hereto for the following purposes, namely; to construct, install, operate, maintain, inspect, alter, remove, replace, reconstruct, enlarge and repair any and all storm sewers, catch-basins, drains and all necessary appurtenances thereto and for all such purposes, the Grantee shall have access to the said lands at all times by its servants, agents, contractors, licensees and assigns and its or their vehicles, supplies and equipment.

The servient tenement (easement) is more particularly described in Schedule "A" to this indenture and the easement described in Schedule "A" is appurtenant to the lands described in Schedule "B".

The Grantee hereby agrees to restore the said land to its original condition insofar as possible after any construction or maintenance work on the easement is completed.

The Grantor covenants with the Grantee that it has the right to convey the said easement to the Grantee notwithstanding any act of the said Grantor.

The Grantor covenants with the Grantee that it will execute such further assurances of the said lands in respect of this grant of easement as may be requisite.

The Grantor releases to the Grantee all its claims upon the estate herewith conveyed.

INWITNESS WHEREOF the parties hereto have hereunto affixed their corporate seals attested to by the hands of their duly authorized officers.

THE METROPOLITAN TORONTO AND REGION  
CONSERVATION AUTHORITY

B. G. Henderson  
SECRETARY

J. H. ...  
SECRETARY TREASURER

THE CORPORATION OF THE CITY OF BRAMPTON

James E. Archdekin  
JAMES E. ARCHDEKIN MAYOR

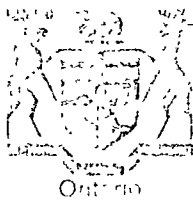
Kenneth R. Richardson  
KENNETH R. RICHARDSON CLERK

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, County of Peel, consisting of part of Lot 7 as shown on a plan of subdivision of part of the west half of Lot 4, Concession 1, East of Hurontario Street, and referred to as Plan BR-29 and being more particularly described as Part 1 according to a plan of survey deposited in the Registry Office for the Registry Division of Peel (No. 43) as Plan Number 43R-3701.

SCHEDULE "B"

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, County of Peel, and being more particularly described as all of Clarence Street as shown on a plan of survey of part of the west half of Lot 4, Concession 1, East of Hurontario Street, and referred to as Plan BR-29 and all of Clarence Street as shown on a plan of subdivision registered in the Registry Office for the Registry Division of Peel (No. 43) as Plan Number 487.



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

AFFIDAVIT

I, Donald J. Prince of 7470 Discus Crescent  
(print name)

Mississauga, Ontario  
(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

a conveyance 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  
in the Borough  
of North York  
Municipality of  
Metropolitan Toronto  
this 23rd

day of February 19 76

WARREN LITTON JONES  
A Commissioner for Taking Affidavits in and for the Province of Ontario, for The Metropolitan Toronto and Region Conservation Authority. Expires 13 May 1976.

*(Signature)*

*(Signature: Donald J. Prince)*

# The Land Transfer Tax Act, 1974

## AFFIDAVIT OF VALUE OF THE CONSIDERATION

IN THE MATTER OF THE CONVEYANCE made

by: THE METROPOLITAN TORONTO AND REGION CONSERVATION  
AUTHORITY

to: THE CORPORATION OF THE CITY OF BRAMPTON

on the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

I, JUDITH ELLEN HENDY

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 \$ 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? -

5. If so, what is the relationship between Grantor and Grantee? -

6. Other remarks and explanations, if necessary a grant of easement to a  
municipality to permit utility installation - no other  
consideration passing.

SWORN before me at the City

of Brampton

this day of 19 76

(signature)

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.

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.

DATED

CITY OF  
BRAMPTON

385138

VS

THE METROPOLITAN TORONTO  
AND REGION CONSERVATION  
AUTHORITY

AND

THE CORPORATION OF THE  
CITY OF BRAMPTON

No. Registry Division of Peel (No. 43)  
CERTIFY that this instrument is registered

10<sup>04</sup> A.M

MAR 12 1976

in the

Land  
Registry Office  
at Brampton.  
interio

*Nera Foster*  
AND REGISTRA

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GRANT OF EASEMENT

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JUDITH E. BENDY  
CITY SOLICITOR  
CITY OF BRAMPTON