

THIS AGREEMENT made in triplicate this 3rd day of NOVEMBER ,
1986 A.D.

BETWEEN:

THE CORPORATION OF THE TOWN OF
PELHAM

Hereinafter called the "Town"

- and -

RUTH BEVERLY & WAYNE DAVID KING,
Hereinafter called "King"

- and -

ARTHUR & CARLA HINES,
Hereinafter called "Hines"

WHEREAS King & Hines purport to be the Owners of the
subject lands described in Schedule "A" attached to this
agreement;

AND WHEREAS King & Hines are desirous of obtaining a
potable water supply for the lands described in Schedule "A";

NOW THEREFORE THIS AGREEMENT WITNESSETH THAT, in
consideration of the covenants herein contained, the Town and
King & Hines covenant and agree as follows:

(1) The Town shall permit King & Hines to connect a private
waterline to the Town's existing watermain located on the south
side of Highway #20 East at the intersection of Rice Road and
Highway #20 East provided that the owners shall construct at
their own expense, with necessary mainstop, curbstop and blowoff,
a 50mm Type "K" copper watermain for a distance of approximately
33 metres northerly from the existing municipal watermain and a
50mm Series 160 PVC watermain for a distance of approximately 216
metres from the northerly limit of the 50mm copper watermain to a
point adjacent to the property municipally known as 1693 Rice
Road. The watermain shall be located within the road allowance
as shown on the sketch attached hereto and marked as Schedule "B"
to this agreement.

(2) The Town shall permit King & Hines to construct
approximately 6.5 metres of 19mm diameter Type "K" copper pipe
from the 50mm watermain to the lot line with the necessary
curbstops to provide one water service to each of the properties
described in Schedule "A" attached to this Agreement.

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(3) King & Hines, at their expense, agree to construct a 19mm Type "K" copper water service from the lot line of their respective properties to service the single family dwellings proposed to be constructed on each of the properties.

(4) King & Hines further agree to pay for the cost of one water meter per dwelling unit and all the water bills as levied from time to time by the Town for water consumption as recorded by the aforesaid water meters.

(5) King & Hines further agree that, in the event that the Town of Pelham Council deems it advisable to construct a municipal water service northerly on Rice Road from Highway #20 East to service the properties described in Schedule "A" and any other properties fronting on Rice Road within the Town of Pelham which may require a water service, they will not object to this construction and agree to pay all costs assessable to their property due to the watermain extension.

(6) This Agreement is to be binding on King & Hines, their heirs, executors, administrators, successors and assigns forever and shall be registered against the title of the properties as described in Schedule "A".

IN WITNESS WHEREOF the Corporation of the Town of Pelham has hereunto affixed its Corporate Seal duly attested to by the hands of its proper officers in that behalf and in witness whereof the Owners have hereunto set their hands and seal.

SIGNED, SEALED & DELIVERED

- In The Presence Of -

(THE CORPORATION OF THE TOWN OF

(PELHAM

(EG Bergenstern

(MAYOR

(Mary Hackett

(CLERK

(

(RUTH BEVERLY & WAYNE DAVID KING

(Ruth Beverly King

(RUTH BEVERLY KING

Karen Elliott

(Wayne David King

(WAYNE DAVID KING

(

(ARTHUR & CARLA HINES

Karen Elliott

(Arthur L Hines

(ARTHUR HINES

(Carla Hines

(CARLA HINES

S C H E D U L E

" A "

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the Town of Pelham, in the Regional Municipality of Niagara, formerly in the Township of Thorold, in the County of Welland and more particularly described as follows:

Ruth Beverly & Wayne David King -

BEING PART OF LOT 160 SHOWN AS PART 1

ON REFERENCE PLAN NO. 59R-4632

Arthur & Carla Hines -

BEING PART OF LOT 160 SHOWN AS PART 2

ON REFERENCE PLAN NO. 59R-4632

RAILWAY.

SCHEDULE "B"



Nov. 13, 1986

G. White

RICE ROAD

PROPOSED 2 IN. P.V.C. CLASS 160
710 FT. ±

2 IN. BALL VALVE
2 IN. VALVE BOX & ROD
2 IN. STAND PIPE WITH CAP.

3/4" COPPER TYPE K
3/4" CURB STOP &
CURB BOX & ROD.

2 IN. BALL CURB STOP
& CURB BOX & ROD

110 FT. ± 2 IN. TYPE K COPPER

2 IN. MAIN STOP
SADDLE

SEWER MAIN
M.H. #7

HIGHWAY NO. 20

6 IN. A.C. WATER MAIN

HYDRANT
6" VALVE