

FOR OFFICE USE ONLY

Number/Numéro LT- 49745

CERTIFICATE OF RECEIPT

Certificat de Réception

'87 OCT 28 AM 10:22

NIAGARA SOUTH-

SUD (59) Assn't Dep.

WELLAND Land Registrar

Sous-Registreur Adjoint

New Property Identifiers

Additional:
See
Schedule ☐

Executions

Additional:
See
Schedule ☐(1) Registry ☐Land Titles ☐

(2) Page 1 of 3 pages

(3) Property
Identifier(s)

Block

Property

Additional:
See
Schedule ☐

(4) Nature of Document

NOTICE OF AGREEMENT RE: ENCROACHMENT

(5) Consideration

Dollars \$

(6) Description

Road allowance known as Vista Drive as shown on
Registered Plan M-64 in the Town of Pelham in the
Regional Municipality of Niagara
Part of Parcel Streets-1 Section M-64Lot 19 on Plan M-64 in the Town of Pelham in the
Regional Municipality of Niagara
Parcel 19-1 Section M-64(7) This
Document
Contains:(a) Redescription
New Easement
Plan/Sketch ☐

(b) Schedule for:

Description ☐Additional
Parties ☐Other ☐

(8) This Document provides as follows:

The Corporation of the Town of Pelham has an unregistered estate, right, interest or equity in the land described in Box 6 and I, Murray Hackett, Clerk Co-ordinator of the Corporation of the Town of Pelham hereby apply for the entry of a notice of agreement re: Encroachment

Continued on Schedule ☒

(9) This Document relates to instrument number(s)

(10) Party(ies) (Set out Status or Interest)

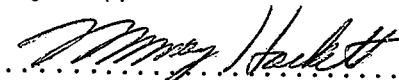
Name(s)

Signature(s)

Date of Signature

Y M D

THE CORPORATION OF THE TOWN OF PELHAM



1987 10 19

BY ITS CLERK CO-ORDINATOR

Murray Hackett

Clerk Co-ordinator

(11) Address
for Service

20 Pelham Town Square, P.O. Box 400, Fonthill, Ontario, L0S 1E0

(12) Party(ies) (Set out Status or Interest)

Name(s)

Signature(s)

Date of Signature

Y M D

(13) Address
for Service

(14) Municipal Address of Property

10 Vista Drive
Fonthill, Ontario
L0S 1E0

(15) Document Prepared by:

Murray Hackett
Clerk Co-ordinator
Town of Pelham
20 Pelham Town Square
P.O. Box 400
Fonthill, Ontario
L0S 1E0

FOR OFFICE USE ONLY

Fees and Tax

Registration Fee

16.00

Total

THIS AGREEMENT MADE in triplicate this 9th. day of September,
1987 A.D.

BETWEEN:

THE CORPORATION OF THE TOWN OF PELHAM,

Hereinafter referred to as the "Town",

- and -

GLADYS HELEN REED,

Hereinafter referred to as the "Owner".

WHEREAS the Town is the Owner of the road allowance known as Vista Drive as shown on Registered Plan M-64;

AND WHEREAS Gladys Helen Reed is the owner of the property known municipally as 10 Vista Drive in the Town of Pelham and being Lot 19 on Registered Plan M-64;

AND WHEREAS the owner's board fence encroaches onto the road allowance to the extent of approximately 1.9 feet at the point of the greatest encroachment and more particularly shown on the plan of survey by Douglas A. Lane, O.L.S., dated February 1st., 1984;

AND WHEREAS the Town has agreed that the encroachment may continue only in accordance with the terms of this Agreement;

NOW THIS AGREEMENT WITNESSETH THAT the encroachment may continue but shall be deemed to be with the licence of the Town to the intent that the Owner shall not acquire an easement therefor;

The Owner shall be allowed to maintain and repair the said encroachment as it exists as of the date of this agreement; however, the Owner shall not be allowed to alter, in any way, the board fence as it encroaches on the Town's road allowance;

con't.....

If that part of the board fence which encroaches upon the Town's road allowance is destroyed or substantially destroyed or demolished or removed for any reason, the encroachment shall cease to exist and the Owner hereby agrees to abide by the planning and zoning regulations and by-laws enforced at the time, to maintain the fence within the boundaries of the Owner's property.

This agreement shall enure to the benefit of and be binding upon the heirs, executors, administrators and assigns of the parties respectfully.

IN WITNESS WHEREOF THE CORPORATION OF THE TOWN OF PELHAM has hereunto duly affixed its Corporate Seal attested to by its proper signing officers in that behalf and the Owner has hereunto affixed his hand and seal.

SIGNED, SEALED AND DELIVERED (THE CORPORATION OF THE TOWN
- In the Presence Of - (OF PELHAM

(
(E.S. Bergenstein
(MAYOR

(
(M. May Hallett
(CLERK

William M. Radford
WITNESS

(
(Gladys Helen Reed
(GLADYS HELEN REED
(
(

PLAN SHOWING BUILDING LOCATION
 LOT 19, REG'D. PLAN M-64
 TOWN OF PELHAM
 REGIONAL MUNICIPALITY OF NIAGARA

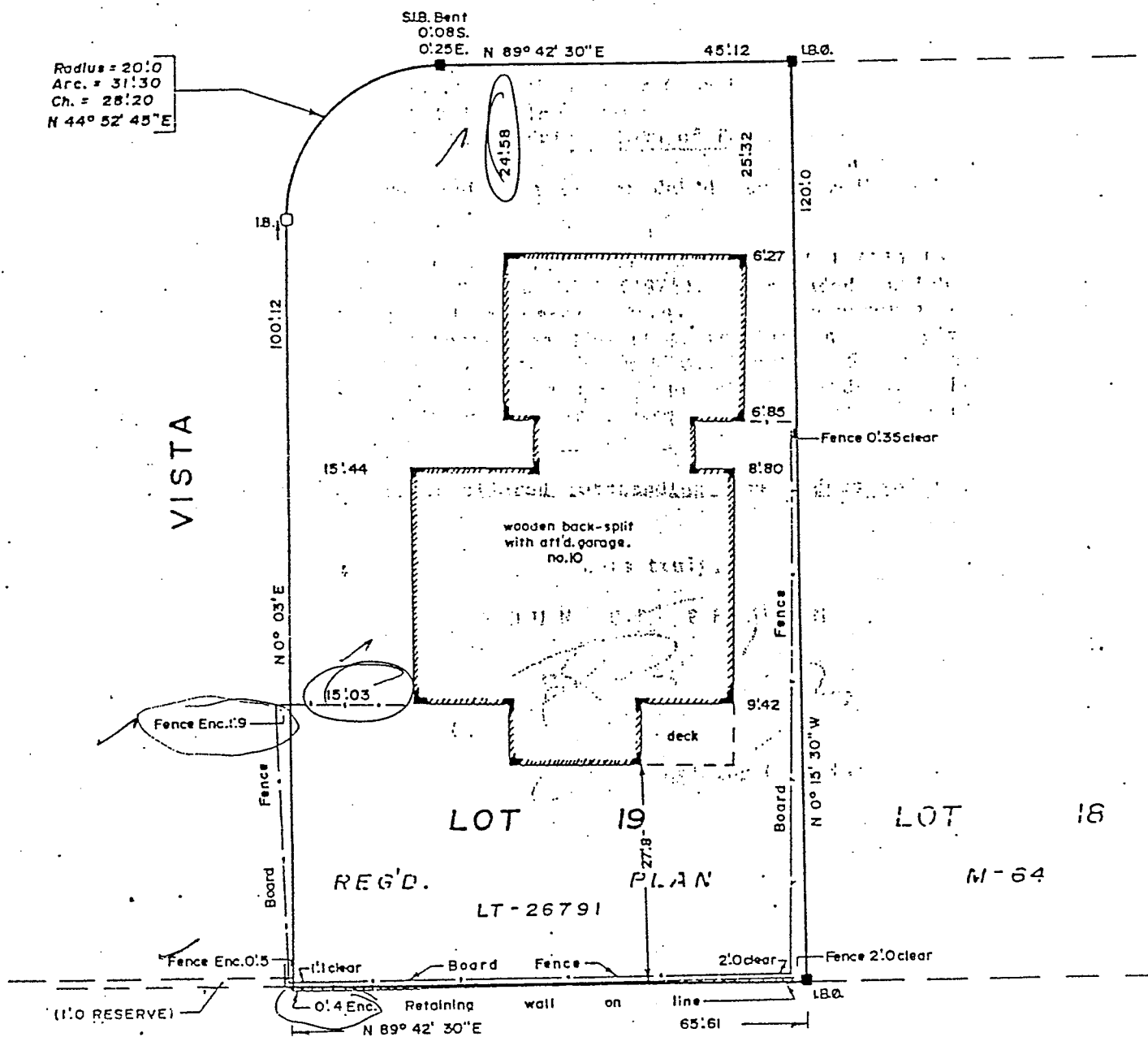
SCALE: 1" = 20'
 DOUGLAS A. LANE OLS.
 1984.



DRIVE

Radius = 20'0
 Arc. = 31'30
 Ch. = 28'20
 N 44° 52' 45" E

VISTA



Surveyor's Certificate

BEARING NOTE

Bearings hereon are astronomic and are related to the Southerly limit of Vista Dr. on a course of N 89° 42' 30" E in accordance with Reg'd. Plan M-64.

I CERTIFY THAT:

- 1) This survey and plan are correct and in accordance with The Surveys Act and The Registry Act and the regulations made thereunder.
- 2) The survey was completed on the 31 day of JAN., 1984

Douglas A. Lane
 Douglas A. Lane
 OLS.

ONTARIO LAND SURVEYOR
 Fonthill Ontario

DATE FEB. 1, 1984

FILE 81-33

- Denotes IRON BAR 3/4" dia. x 2'0
- Denotes IRON BAR 1" sq. x 4'0
- Denotes IRON BAR 5/8" sq. x 2'0
- Denotes FOUND SURVEY MONUMENT