

GRANT OF EASEMENT

THIS INDENTURE made the 12th day of August, A.D. 1971.

IN PURSUANCE OF THE SHORT FORMS OF CONVEYANCES ACT.

BETWEEN: WRAY VANDERBURGH, of the Town of
Pelham, in the Regional Municipality
of Niagara, and
CORA VANDERBURGH, his wife of the
same place, as joint tenants,

hereinafter called the "PARTIES"

OF THE FIRST PART

- and -

THE CORPORATION OF THE TOWN OF PELHAM,
in the Regional Municipality of
Niagara,

hereinafter called the "PARTY"

OF THE SECOND PART

WHEREAS WRAY VANDERBURGH and CORA VANDERBURGH are the owners of the lands
described in Schedule "A" hereto annexed,

NOW THIS INDENTURE WITNESSETH that in consideration of the sum of -----
---ONE DOLLAR (\$1.00)---of lawful money of Canada, now paid by the Second Party
to the First Parties, the receipt whereof is hereby acknowledged, the First
Parties hereby grant to the Second Party, its successors and assigns, the
right at any time, to enter upon the lands hereinafter described, in Schedule "A"
hereto attached, for the purpose of laying down and constructing sewers, sewer
pipes and drains in, under and upon the said lands, and keeping and maintaining
them at all times in good condition and repair, and for every such purpose the
grantee shall have access to the said lands at all times, by its servants,
employees and workmen.

THE Second Party covenants and agrees with the other Parties hereto and with
each of them that it shall be responsible for any damage caused by its agents
or employees to the property of the First Parties and shall as far as possible
replace at its own cost any soil or turf removed in connection with any of
the work above referred to.

NO covenant on the part of the Mortgagee shall be implied by reason of
this indenture or by reason of anything herein contained.

THIS INDENTURE and wverything herein contained shall extend to and include
the Parties hereto and their and each of their respective heirs, executors,
administrators, successors and assigns.

IN WITNESS WHEREOF the Parties hereto have executed these presents.

SIGNED, SEALED AND DELIVERED)
in the Presence of)

THE CORPORATION OF THE TOWN OF PELHAM

M. Cheney

A. E. Black

J. D. D.

WRAY VANDERBURGH and CORA VANDERBURGH

*Wray Vanderburgh
*Cora Vanderburgh

SCHEDULE "A"

EASEMENT FROM WRAY VANDERBURGH

**PART OF LOT 1, PLAN 36, TOWNSHIP OF THOROLD
NOW IN THE TOWN OF PELHAM**

THE RIGHT TO enter upon, construct and maintain a sanitary sewer
in, under, over, along and upon:

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 County of Welland and
being composed of the Easterly 5 feet of the Southerly 5 feet of
Lot 1, according to Registered Plan 36 for the former Township
of Thorold.

CLARKE AND LANE,
Ontario Land Surveyors,

WELLAND, Ontario,

July 6th, 1971.

File: 71-89.



D. A. LANE, O.L.S.

CANADA
PROVINCE OF ONTARIO
REGIONAL MUNICIPALITY
NIAGARA

of

I, *M. Cheney*
of the Town of Pelham
in the Regional Municipality of Niagara

To Wit:

make oath and say:

1. THAT I was personally present and did see the within Instrument and a duplicate duly signed, sealed and executed by

WRAY VANDERBURGH and CORA VANDERBURGH

two of the part ~~ies~~ thereto.

2. THAT the said Instrument and duplicate were executed by the said parties
at the Town of Pelham
in the Regional Municipality of Niagara

3. THAT I know the said part ~~ies~~

4. THAT I am a subscribing witness to the said Instrument and duplicate.

SWORN before me at the Town

of Pelham

in the Regional Municipality of Niagara

this 14th

day of MARCH

~~xxxxxx~~
1972

M. Cheney

A Commissioner for taking Affidavits, &c.

CANADA
PROVINCE OF ONTARIO

of

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of the of
in the of

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at the of
in the of

3. THAT I know the said part

4. THAT I am a subscribing witness to the said Instrument and duplicate.

SWORN before me at the

of

in the

this

day of

19

A Commissioner for taking Affidavits, &c.