

GRANT OF EASEMENT

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

IN PURSUANCE OF THE SHORT FORMS OF CONVEYANCES ACT.

BETWEEN: JOHN SERNASIE, of the Town of Pelham,
in the Regional Municipality of
Niagara, and
IRENE SERNASIE, 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 JOHN SERNASIE and IRENE SERNASIE 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 Party 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 any part of the Mortgagee shall be implied by reason of this Indenture or by reason of anything herein contained.

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

INWITNESS WHEREOF the Parties hereto have executed these presents.

SIGNED, SEALED AND DELIVERED)

in the Presence of)

M. Cherny

THE CORPORATION OF THE TOWN OF PELHAM

[Signature]

[Signature]

JOHN SERNASIE and IRENE SERNASIE

Irene Sernasie

John Sernasie

SCHEDULE "A"

EASEMENT FROM JOHN SERNASIE

PART OF LOT 18, 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 Part of Lot 18 according to Registered Plan 36
for the former Township of Thorold, and premising that the Easterly
limit of said Lot has a bearing of N 0° 38' W and relating all
bearings herein thereto the said parcel may be more particularly
described as follows:

COMMENCING at the South-easterly angle of said Lot 18;

THENCE S 89° 22' W along the Southerly limit of said Lot
150 feet to the South-westerly angle thereof;

THENCE N 0° 38' W along the Westerly limit of said Lot,
5.0 feet;

THENCE N 89° 22' E, 119.67 feet;

THENCE N 85° 35' E, 30.40 feet more or less to the Easterly
limit of said Lot;

THENCE S 0° 38' E along said Easterly limit, 7.02 feet more
or less to the point of commencement.

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. Cherney*

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 **JOHN SERNASIE and IRENE SERNASIE**

two of the parties 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 parties

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 **6th**

day of **MARCH**

19 **72**

M. Cherney

A Commissioner for taking Affidavits, &c.

CANADA
PROVINCE OF ONTARIO

of

I,

of the

of

in the

of

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

the part thereto.

2. THAT the said Instrument and duplicate were executed by the said part 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.