

GRANT OF EASEMENT

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

IN PURSUANCE OF THE SHORT FORMS OF CONVEYANCES ACT.

BETWEEN: MARION FURMAN, of the Town of Pelham,
in the Regional Municipality of
Niagara, and
MARY FURMAN, 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 MARION FURMAN and MARY FURMAN 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 the 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.

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

[Signature]
[Signature]

MARION FURMAN and MARY FURMAN

Mary Furman
Marion Furman

SCHEDULE "A"
EASEMENT FROM MARION FURMAN

PART OF LOT 12, PLAN 44, 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 Northerly 5 feet of Lot
12, according to Registered Plan 44 for the former Township of
Thorold.

CLARKE AND LANE,
Ontario Land Surveyors,


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

WELLAND, Ontario,
January 14th, 1972.
File: 71-89.

CANADA
PROVINCE OF ONTARIO
REGIONAL MUNICIPALITY
NIAGARA

of

J. 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

MARION FURMAN and MARY FURMAN

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 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 11th 5

day of FEBRUARY 19 72

M. Cheney

A Commissioner for taking Affidavits, &c.

CANADA
PROVINCE OF ONTARIO

of

J.

of the of
in the of

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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.