

BETWEEN:

LARRY BLAKE OF THE City of Welland, in the
Regional Municipality of Niagara, In Trust

HEREINAFTER CALLED THE OWNER OF THE FIRST PART

rand:

THE CORPORATION OF THE TOWN OF PÉLHAM

HEREINAFTER CALLED THE TOWN OF THE SECOND PART

WHEREAS the owner has applied to the Town to rezone the lands described in schedule "a" annexed hereto hereinafter called the lands,

AND WHEREAS the Town has agreed to rezone the said lands to a Commerical Zoning as requested by the owner.

NOW THEREFORE in consideration of the mutual covenants and agreements hereinafter set out, the parties hereto agree as follows:

1. The owners agrees not to commence construction or make any application for a building permit without first entering into a site plan agreement with the Town. And in consideration of the owner so agreeing, the Town does hereby agree to proceed and rezone the said lands to Commerical Zoning.

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 OWNER HAS HEREUNTO SET HIS HANDS AND SEAL.

SIGNED, SEALED AND DELIVERED)

in the presence of

THE CORPORATION OF THE TOWN
OF PELHAM

PER



ELHAM
C. A. Nelson
1894

Larry Blake
(Larry Blake)

(Larry Blake)

SCHEDULE "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 and partly in the Village of Fonthill in the County of Welland being composed of part of lot 3, Plan 25 for the Village of Fonthill and part of Lot 167 for the Township of Thorold and being designated as Part 1 on a Plan of survey deposited in the Registry Office for the Registry Division of Niagara South as number 59R-2003.

AFFIDAVIT OF SUBSCRIBING WITNESS

I, **DOUGLAS HOWARD GOWAN**
of the **City of Welland**
in the **Regional Municipality of Niagara**
solicitor

make oath and say:

*See footnote

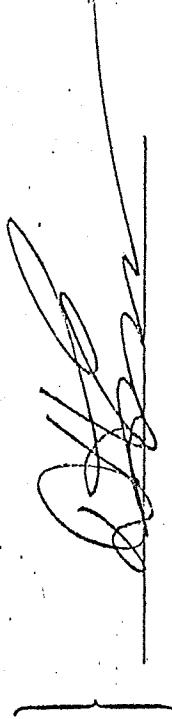
I am a subscribing witness to the attached instrument and I was present and saw it executed at **City of Welland** by **Larry Blake**

*See footnote

I verily believe that each person whose signature I witnessed is the party of the same name referred to in the instrument.

SWORN before me at the **City of Welland**
in the **Regional Municipality of Niagara**

this **12** day of **May** **1978**
Antoinette Del Monaco
ANTOINETTE DEL MONACO, a Commissioner for taking Affidavits, Province of Ontario for Essex, Green, Huron & Lambton Counties, Notary Public, Notary for the City of Welland, Commission Expires April 13, 1981, Commission No. 73431.



• Where a party is unable to read the instrument or where a party signs by making his mark or in foreign characters add "after instrument had been read to him and he appeared fully to understand it". Where executed under a power of attorney insert "(name of attorney) as attorney for (name of party)"; and for next clause substitute "I verily believe that the person whose signature I witnessed was authorized to execute the instrument as attorney for (name)".

AFFIDAVIT AS TO AGE AND SPOUSAL STATUS

I/WE

of the

in the

• If attorney, see footnote

(severally) make oath and say:

When I/WE executed the attached instrument,

I WAS/WE WERE EACH at least eighteen years old.

And within the meaning of section 1(f) of The Family Law Reform Act, 1978,

(a) I WAS/WAS NOT a spouse.

Strike out inapplicable clauses.

was my spouse.

(b)

(c) We were spouses of one another.

•• Not a matrimonial home, etc., footnote.

Resident of Canada, etc.

(SEVERALLY) SWORN before me at the

this day of 19

A COMMISSIONER FOR TAKING AFFIDAVITS, ETC.

• Note: Where affidavit made by an attorney substitute: "When I executed the attached instrument as attorney for (name), he/she was (spousal status), and if applicable, name of other spouse) within the meaning of section 1(f) of The Family Law Reform Act, 1978 and when he/she executed the power of attorney, he/she had attained the age of majority".

•• Note: See Section 42(3) of The Family Reform Act, 1973 where spouses do not join in or consent; or complete a separate affidavit.