

AGREEMENT made this 15th day of September, A.D. 1970.

BETWEEN:

MARTIN BRUIN, of the Town of Pelham
hereinafter called the Owner of the First Part

- and -

THE MUNICIPAL CORPORATION OF THE TOWN OF PELHAM
hereinafter called the Municipal Corporation of
the second part

WHEREAS the party of the first part is owner of
the lands hereinafter described.

AND WHEREAS the parties hereof are desirous of
entering upon an agreement for the temporary installation of
water services.

AND WHEREAS the Municipal Corporation desires to
apply to the Ontario Municipal Board for approval of debentures
to construct a 6" water main on North Pelham Street in front
of the lands herein described.

NOW THEREFORE WITNESSETH that the parties hereof
hereby covenant and agree as follows:-

1. The owner will be permitted temporary water services
to be hooked up to the existing 1" water line.
2. The owner undertakes and agrees not to oppose the
construction of a 6" water main or the payment of debentures
therefore if and when the main is constructed.
3. The owner undertakes and agrees to indemnify the
municipality from any action presently connected with the 1"
water line arising from any decrease in water pressure or
volume.
4. The owner agrees that the undertakings and
agreements herein contained shall be for the benefit of and be
binding upon the lands herein described, their owners from time
to time, their heirs, executors, administrators and assigns.

The lands affected by this agreement are:

In the Town of Pelham, formerly Village of Fonthill, in the
Regional Municipality of Niagara, formerly County of Welland and
being composed of part of Lot 123 on the West side of North Pel-
ham Street according to registered Plan No. 25 for the said
Village of which parcel may be more particularly described as
follows:-

COMMENCING at a stone monument marking the North-East Angle of
said lot;

THENCE Westerly in the northerly limit of said Lot 140 feet to
a point;

THENCE Southerly parallel to the easterly limit of said Lot, 66
feet to a point;

THENCE North 89 degrees 37 minutes East 140 feet more or less to a point in the easterly limit of said lot;
THENCE North 0 degrees 20 minutes West in the easterly limit of said lot, 66 feet more or less to the Point of Commencement.

IN WITNESS WHEREOF the owner has herein set his hand and seal and the proper officers of the company have hereunto set their hand and affixed the corporate seal.

SIGNED, SEALED AND DELIVERED)

In the presence of
Golander Paré
at to the signature
of Martin Bruin

Martin Bruin

Martin Bruin

THE MUNICIPAL CORPORATION OF
THE TOWN OF PELHAM
Per: *H. Eschbach*

Mayor

[Signature]

Clerk

AFFIDAVIT AS TO LEGAL AGE AND MARITAL STATUS

PROVINCE OF ONTARIO) I, MARTIN BRUIN
NIAGARA SOUTH) of the Town of Pelham
TO WIT:) in the Regional Municipality of Niagara
in the within instrument named, make oath and say that at the
time of the execution of the within instrument,
1. I was of the full age of twenty-one years and legally
married.

SWORN before me at the City)
of Welland, in the Regional)
Municipality of Niagara, this)
22nd day of September, A.D.)
1970.)

[Signature]
A Commissioner, etc.

Martin Bruin

AFFIDAVIT OF EXECUTION

CANADA)
PROVINCE OF ONTARIO)
TO WIT:)
I, YOLANDE PARE
of the City of Welland, in the
Regional Municipality of Niagara
make oath and say:

1. THAT I was personally present and did see the within or annexed Instrument and a duplicate thereof duly signed, sealed and executed by MARTIN BRUIN, one of the parties thereto.

2. THAT the said Instrument and duplicate were executed by the said party at the City of Welland.

3. THAT I know the said party.

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

SWORN before me at the City)
of Welland, in the Regional)
Municipality of Niagara, this)
22nd day of September,)
A.D. 1970.)

Yolande Pare

Symon Green

A Commissioner for taking Affidavits, etc.

DATED SEPTEMBER 15TH, A.D. 1970.

MARTIN BRUIN ESQ.

- and -

THE MUNICIPAL CORPORATION OF THE
TOWN OF PELHAM

A G R E E M E N T

GLYNN A. GREEN, Q.C.,
Barrister, etc.,
107 Main Street East,
Welland, Ontario.