

**THE CORPORATION OF THE CITY OF KENORA**

**BY-LAW NUMBER 128 - 2004**

A BY-LAW TO ASSUME, STOP UP, CLOSE AND SELL THAT PART OF THE ROAD ALLOWANCE IN FRONT OF MINING LOCATION 298E, NOW IN FRONT OF LOT 16, PLAN M.133, IN THE CITY OF KENORA, IN THE DISTRICT OF KENORA, DESIGNATED AS PARTS 1 & 2 ON PLAN 23R-11019.

**WHEREAS** the Council of the Corporation of the City of Kenora, deems it necessary and expedient to assume, stop up, close and sell part of the road allowance in front of Mining Location 298E, now in front of Lot 16, Plan M.133, Dufresne Island, Winnipeg River, formerly Town of Keewatin, now City of Kenora, in the District of Kenora, designated as Parts 1 and 2 on Plan 23R-11019; and

**WHEREAS** the Corporation of the City of Kenora has identified Parts 1 and 2 on Plan 23R-11019 as surplus land and has reached an Agreement with Darren James Kuharski and Jennifer Lorraine Kuharski to sell the said lands;

**NOW THEREFORE** the Corporation of the City of Kenora enacts as follows:

1. **THAT** part of the road allowance described as follows:

part of the road allowance in front of Mining Location 298E, now in front of Lot 16, Plan M.133, Dufresne Island, Winnipeg River, formerly Town of Keewatin, now City of Kenora, in the District of Kenora, designated as Parts 1 and 2 on Plan 23R-11019, be and the same is hereby assumed, stopped up and closed.

2. **THAT** The Corporation of the City of Kenora hereby **declares** that the land described as part of the road allowance in front of Mining Location 298E, now in front of Lot 16, Plan M.133, Dufresne Island, Winnipeg River, formerly Town of Keewatin, now City of Kenora, in the District of Kenora, designated as Parts 1 and 2 on Plan 23R-11019 **as surplus lands**.
3. **THAT** The Corporation of the City of Kenora shall sell to Darren James Kuharski and Jennifer Lorraine Kuharski the land described as part of the road allowance in front of Mining Location 298E, now in front of Lot 16, Plan M.133, Dufresne Island, Winnipeg River, formerly Town of Keewatin, now City of Kenora, in the District of Kenora, designated as Parts 1 and 2 on Plan 23R-11019, for the sum of \$1,000.00 plus G.S.T.
4. **THAT** Darren James Kuharski and Jennifer Lorraine Kuharski, have undertaken and agreed to pay all related costs including appraisal fees, advertising fees (if any), legal fees, survey fees (if required), and any other disbursements related to the transfer of all of the above-noted properties.
5. **THAT** the Mayor and the Clerk be and they are hereby empowered to execute documents in connection with the assuming, stopping up, closing and selling of the hereinbefore mentioned lands.
6. **THAT** this By-Law shall come into force and be in effect from and after the final passing thereof.

**BY-LAW READ A FIRST AND SECOND TIME THIS 25th DAY OF OCTOBER, 2004.**

**BY-LAW READ A THIRD AND FINAL TIME THIS 25th DAY OF OCTOBER, 2004.**

THE CORPORATION OF THE CITY OF KENORA

PER: \_\_\_\_\_ D. Canfield - MAYOR

PER: \_\_\_\_\_ J. McMillin - CLERK

