

THE CORPORATION OF THE CITY OF KENORA

BY-LAW NUMBER 56-2009

A BY-LAW TO ASSUME, STOP UP, CLOSE AND SELL THAT PART OF THE ROAD ALLOWANCE IN FRONT OF MINING LOCATION 285P and 431P, JAFFRAY, NOW CITY OF KENORA, DISTRICT OF KENORA

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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 285P and 431P, Jaffray, now, City of Kenora, in the District of Kenora, designated as Parts 1 and 2, Plan 23R-11669; and

WHEREAS the Corporation of the City of Kenora has identified Parts 1 and 2, Plan 23R-11669 as surplus land and has reached an Agreement with Lee Hoyland and Sheri Amanda Rose Hoyland to sell Part 1, 23R11669 and an Agreement with Michael J. Schadek-Parson and Patti L. Schadek-Parson to sell Part 2, 23R11669;

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

1. **THAT** part of the Road Allowance in front of Mining Location 285P and 431P, Jaffray, now City of Kenora, District of Kenora, designated as Parts 1 and 2, Plan 23R-11669
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 that part of the Road Allowance in front of Mining Location 285P and 431P, Jaffray, now City of Kenora, District of Kenora designated as Parts 1 and 2, Plan 23R-11669, **as surplus lands**.
3. **THAT** The Corporation of the City of Kenora shall sell to Lee Hoyland and Sheri Amanda Rose Hoyland that part of the Road Allowance in front of Mining Location 285P and 431P, Jaffray, now City of Kenora, District of Kenora, designated as Part 1, Plan 23R-11669 for the sum of \$1,000.00 plus G.S.T. **provided that** title to Part 1, 23R-11669 is held in the same names as the adjacent property owned by the Transferees.
4. **THAT** The Corporation of the City of Kenora shall sell to Michael J. Schadek-Parson and Patti L. Schadek-Parson that part of the Road Allowance in front of Mining Location 285P and 431P, Jaffray, now City of Kenora, District of Kenora, designated as Part 2, Plan 23R-11669 for the sum of \$1,000.00 plus G.S.T. **provided that** title to Part 2, 23R-11669 is held in the same names as the adjacent property owned by the Transferees.
5. **THAT** the Purchasers have undertaken and agreed to pay all related costs including appraisal fees, advertising fees, legal fees, survey fees and any other disbursements related to the transfer of the above-noted property.
6. **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.

7. **THAT** this By-Law shall come into force and be in effect from and after the final passing thereof.

BY-LAW READ A FIRST & SECOND TIME THIS 14th DAY OF APRIL, 2009
BY-LAW READ A THIRD & FINAL TIME THIS 14th DAY OF APRIL, 2009

THE CORPORATION OF THE CITY OF KENORA

.....**MAYOR**
Leonard P. Compton

.....**CITY CLERK**
Joanne L. McMillin