

0001023805

SCHEDULE "A" TO BY-LAW NO. 7518

THIS AGREEMENT made the 20th day of October, 1972.

B E T W E E N:

THE CORPORATION OF THE CITY OF KINGSTON  
(hereinafter called the "Corporation")

OF THE FIRST PART

- and -

AGNES MAULE MACHAR HOME INCORPORATED  
a Body incorporated under the laws of  
the province of Ontario, and having its  
Head office located in the City of Kingston,  
County of Frontenac  
(hereinafter called the "Owner")

OF THE SECOND PART

- and -

KRISTIAN PALDA and  
ISABEL PALDA,  
of the City of Kingston, County  
of Frontenac as Joint Tenants and not as tenants in common,  
(hereinafter called the "purchaser")

OF THE THIRD PART

WHEREAS pursuant to section 30(2) of The Planning Act,  
Revised statutes of Ontario 1970, as amended, the Owner has  
requested the consent of the Committee of Adjustment of the  
City of Kingston for conveyance of a 0.15 acre, more or less,  
parcel of land having a frontage of approximately 81 feet on  
William street and a depth of 58 feet and being part of Lots  
42 and 43, Reg. Plan B-27, as more particularly described in  
Schedule "A" attached hereto;

AND WHEREAS section 30(2) of The Planning Act, Revised  
Statutes of Ontario 1970, as amended, provides that a  
Committee of Adjustment may impose conditions as a condition  
to consent to the conveyance of land:

NOW THEREFORE THE PARTIES AGREE AS FOLLOWS:

1. The provisions of this agreement shall run with the  
land described in schedule "A" attached to this agreement,  
and this agreement shall be registered on the title of the  
property at the expense of the Owner and be subject to clause  
6 of this agreement.

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2. That upon execution of this agreement, in accordance with the committee of Adjustment Decision dated October 5, 1972, the owner shall be permitted to convey the said 0.15 acre parcel of land being part of Lots 42 and 43, Reg. Plan B-27, to the purchaser.

3. That the existing structure shall be converted into a single family dwelling.

4. That after the conversion into a single family dwelling, the building shall be used for a single family residence only.

5. That the exterior architectural character of the existing building shall be retained.

6. This Agreement shall be binding upon and the benefits and burdens shall enure to the benefit of the parties hereto and their respective heirs, executors, administrators, successors and assigns, and to all the owners of land within the limits of the corporation of the city of Kingston.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals.

SIGNED, SEALED AND DELIVERED  
In the presence of

THE CORPORATION OF THE CITY  
OF KINGSTON

*[Signature]*  
\_\_\_\_\_  
Mayor

*[Signature]*  
\_\_\_\_\_  
Clerk/Comptroller

AGNES MAULE MACHAR HOME  
INCORPORATED

*[Signature]*  
\_\_\_\_\_  
Mary C. Anupatish

*[Signature]*  
\_\_\_\_\_  
K. Jean Richards

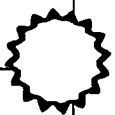
ISABEL PALDA

*[Signature]*  
\_\_\_\_\_  
Isabel Palda

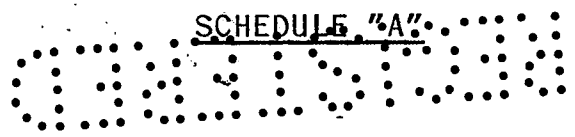
*[Signature]*  
\_\_\_\_\_  
Kristian S. Palda

KRISTIAN PALDA

*[Signature]*

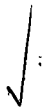


SCHEDULE "A"



All and Singular that certain parcel or tract of land and premises situate, lying and being in the City of Kingston, County of Frontenac and being composed of part of Lot 42 according to a plan of subdivision registered in the Registry Office for the Registry Division of Frontenac as number B27, which said parcel or tract of land may be more particularly described as follows:

PREMISING that the southerly limit of William Street has a bearing of north 78 degrees 03 minutes 30 seconds west, as shown on a plan by D. Smith, O.L.S. attached to Instrument 211144, Registry Division of Frontenac and relating all bearings herein, thereto.



COMMENCING at the northeast corner of said Lot 42;  
THENCE south 10 degrees 31 minutes west, along the easterly limit of said Lot 42, a distance of 58.00 feet to an iron bar;  
THENCE north 78 degrees 04 minutes west, 81.66 feet to a short standard iron bar;  
THENCE north 11 degrees 15 minutes east, along an old line of fence, 58.00 feet to an iron bar in the southerly limit of William Street;  
THENCE south 78 degrees 03 minutes 30 seconds east, along the southerly limit of William Street, 80.92 feet to the point of commencement.

The herein described parcel or tract of land is shown on a plan by James A. Minnes, O.L.S. dated 1st of November, 1972 and numbered 2524 for reference purposes, a copy of which said plan is attached hereto and forms part of this description.

-AFFIDAVIT OF EXECUTION OF DOCUMENT

COUNTY OF FRONTENAC

I, ROBERT AINSLIE LITTLE of the City of Kingston in the County of Frontenac, SOLICITOR make oath and say

To Wit:

1. THAT I was personally present and did see the within or annexed Instrument and a Duplicate thereof duly signed, sealed and executed by Kristian Palda and Isabel Palda

two of the parties thereto

2. That the said Instrument and Duplicate were executed by the said parties at the City of Kingston

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 City of Kingston in the County of Frontenac this 26th day of October 1972

[Signature] A Commissioner, etc.

[Signature]

Affidavit of Execution of Documents

COUNTY OF FRONTENAC

I, of the of in the make oath and say

To Wit:

1. THAT I was personally present and did see the within or annexed Instrument and a Duplicate thereof duly signed, sealed and executed by

the part thereto

2. That the said Instrument and Duplicate were executed by the said part at the of

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 City of Kingston in the County of Frontenac this day of

A Commissioner, etc.

Province of Ontario

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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

the part

thereto

2. That the said Instrument and duplicate were executed by the said part at the of in the of

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 of this day of A.D. 19

) ) ) ) ) ) )

) A Commissioner for taking Affidavits, Etc.

COMBINED AFFIDAVIT AS TO LEGAL AGE AND MARITAL STATUS

Province of Ontario

)

I KRISTIAN PALDA

)

of the City of Kingston

County of Frontenac

)

in the County of Frontenac

)

To Wit:

)

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;

2. And that ISABEL PALDA who also executed the within instrument was of the full age of twenty-one years.

3. I was legally married to the person named therein as my wife/husband

~~xxxx I was married, divorced, widower~~

SWORN BEFORE me at the City of Kingston in the County of Frontenac this 2nd day of November 1972

) ) ) ) ) ) )

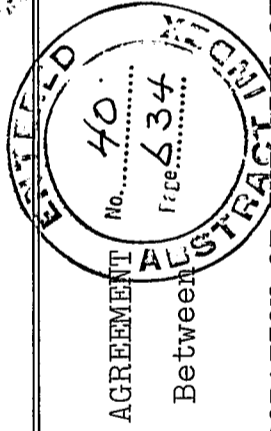
Kristian S. Palda Kristian Palda

Commissioner for taking Affidavits, etc.

CITY OF KINGSTON 230805

PROPERTY OF THE  
REGISTRY OFFICE

931/23



THE CORPORATION OF THE CITY OF  
KINGSTON

and

AGNES MAULE MACHAR HOME INCORP.

and

KRISTIAN PALDA &  
ISABEL PALDA

Dated: October 20th, 1972.

230805

No. 230805  
Registry Division of Frontenac (No. 13)  
I CERTIFY that this instrument is registered as of

931A.M. NOV 24 1972 in the

Registry Office  
at Kingston,  
Ontario.

R. Funnell

Dpty. REGISTRAR

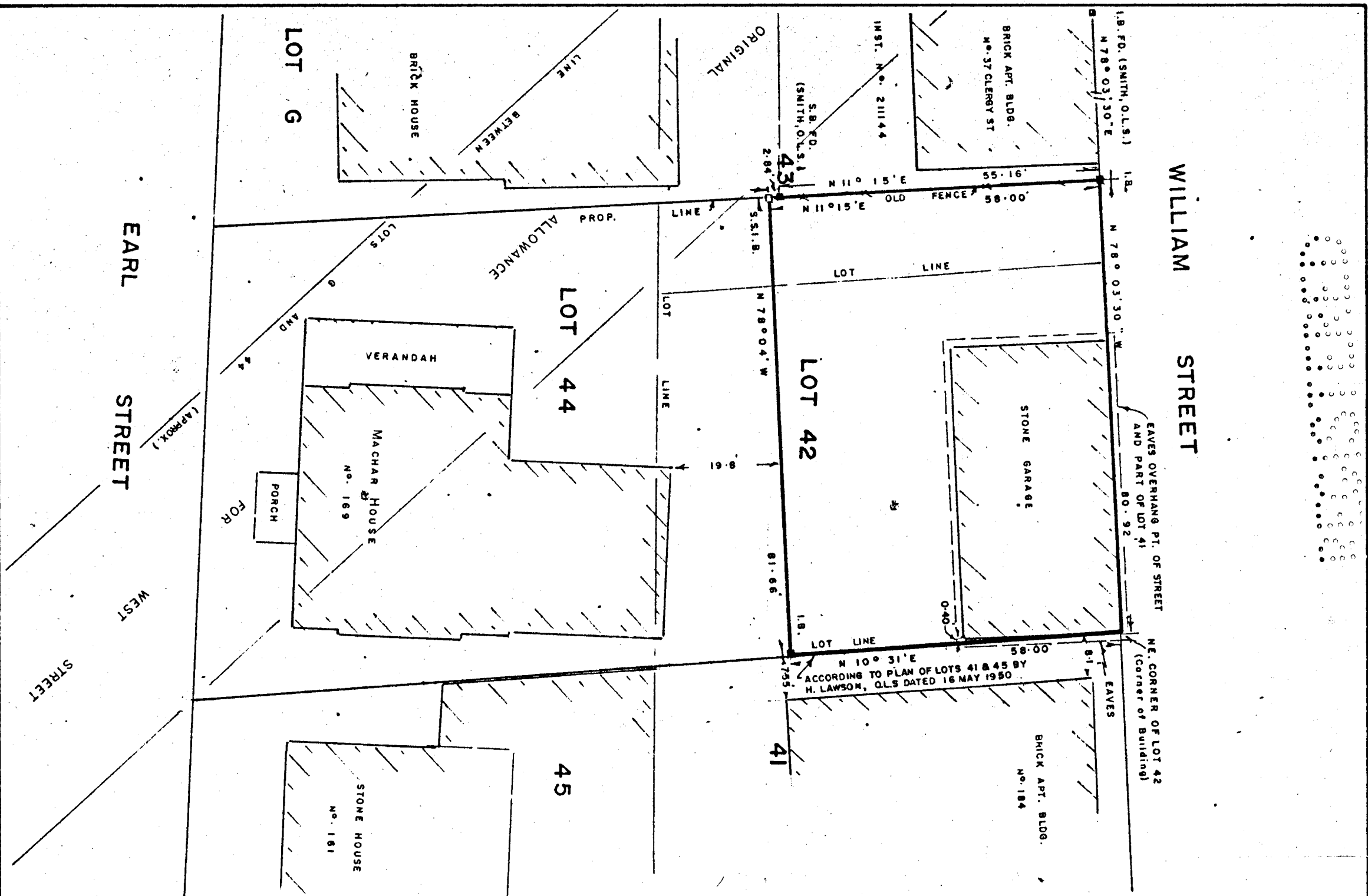
\$10.00

D. I. Hardtman, Q.C.,  
City Solicitor.

230805

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FR 230805



PLAN OF SURVEY  
OF  
PART OF LOT 42

REG. PLAN B 27, CITY OF KINGSTON  
COUNTY OF FRONTENAC

SCALE 1" = 20'

**SURVEYOR'S CERTIFICATE**

I HEREBY CERTIFY

- (1) THAT THIS SURVEY AND PLAN ARE CORRECT AND IN ACCORDANCE WITH THE SURVEYS ACT AND THE REGISTRY ACT AND THE REGULATIONS MADE THEREUNDER.
- (2) THE SURVEY WAS COMPLETED ON THE 1<sup>ST</sup> DAY OF NOV. 1972.

KINGSTON, ONTARIO  
1 NOVEMBER 1972.

*James A. Minnes*  
JAMES A. MINNES  
ONTARIO LAND SURVEYOR.

BEARINGS ARE DERIVED FROM THE SOUTHERLY LIMIT OF WILLIAM STREET, ASSUMED N 78° 03' 30" E AS SHOWN ON PLAN BY D. SMITH, O.L.S. ATTACHED TO INSTRUMENT 211144, REGISTRY DIVISION OF FRONTENAC.

**No. 2524**