

BYLAW NO. 04-2012

RURAL MUNICIPALITY OF TORCH RIVER NO. 488

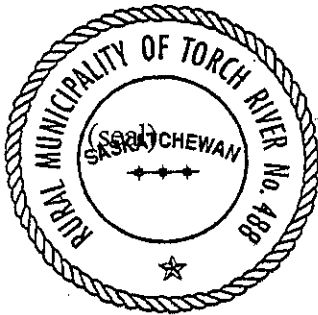
A BYLAW TO PROVIDE FOR THE CLOSING AND EXCHANGING OF A MUNICIPAL ROAD.

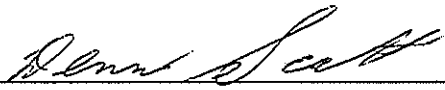
The Council of the Rural Municipality of Torch River No. 488, (the Municipality) in the Province of Saskatchewan, enacts as follows:

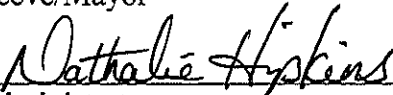
1. Subject to the consent of the Minister of Highways and Infrastructure, the Municipality, agrees to close and transfer the municipal road or street described as:

The most southerly 171.44 metre portion of the undeveloped road allowance west of Parcel A, Plan No. 101547402 Ext. 21 in SW 08-53-14 W2

on the terms and conditions set out in the agreement marked as Exhibit "A" and Exhibit "B" which is attached to and forms part of this bylaw.






Reeve/Mayor


Administrator
Sections 13 & 15 of *The Municipalities Act*

Read a third time and adopted
this 14th day of 02, 2012.

CERTIFIED A TRUE COPY OF
BYLAW # 04 - 2012

ADOPTED BY RESOLUTION OF
COUNCIL ON February 14, 2012



ADMINISTRATOR

EXHIBIT "A"

**AGREEMENT TO CLOSE AND EXCHANGE (TRANSFER) ALL OR PART OF
A MUNICIPAL ROAD /STREET**

This agreement made this 14th day of February, 2012.

Between:

The Rural Municipality of Torch River No. 488
("the Municipality")

AND

Grant Collins & Nadine Collins of Saskatoon, Saskatchewan
("the Purchasers")

Whereas the municipal road located at The most southerly 171.44 metre portion of the undeveloped road allowance west of Parcel A, Plan No. 101547402 Ext. 21 in SW 08-53-14 W2

("the Road") is no longer required for use by the traveling public, and

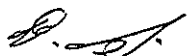
Whereas access to other lands is not eliminated by this agreement; and

Whereas the Purchaser is desirous of acquiring the road or street and the municipality is prepared to close and transfer the same to the Purchaser, pursuant to section 13 *The Municipalities Act*, and

Whereas the Minister of Highways and Infrastructure has agreed to allow the municipality to close and transfer the road or street to the Purchaser, subject to the terms and conditions hereinafter set forth.

Now therefore the parties agree as follows:

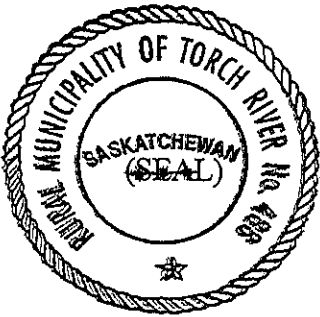
1. The Municipality and Purchasers agrees in exchange for closing all that portion of the original road allowance lying within the plan of proposed subdivision prepared by Jack S. Redding on March 7, 2011, Rev 1 on July 25, 2011 and Rev 2 on October 6, 2011 as shown on Exhibit "B"; the purchasers are to provide the Municipality with all that portion showed as Road within the plan of proposed subdivision prepared by Jack S. Redding on March 7, 2011, Rev 1 on July 25, 2011 and Rev 2 on October 6, 2011 as shown on Exhibit "B".
2. The exchange shall be subject to the laws of Saskatchewan and any applicable municipal bylaws or regulations.
3. The Purchaser agrees to accept the road or street in its present condition. The Purchaser agrees to save harmless and keep indemnified the Municipality and the Crown in right of Saskatchewan or either of them from and against any future expenses, damages, claims, demands or judgments concerning this road.
4. The Purchaser covenants and agrees with the Municipality to:
 - a) incur all costs to convey title to the land and may require a review for intended land use by Community Planning;
 - b) consolidate the land with the adjacent existing title at the Purchaser's expense;



- c) be responsible for all Information Services Corporation (ISC) fees related to the transfer of the land; and
 - d) erect and maintain throughout the term of this agreement, at each end of the road or street, such signs as the Municipality may direct, to ensure that the general public is adequately warned that the road is closed.
5. The Purchaser shall, without charge, grant utility line easements as may be required by the Saskatchewan Power Corporation, Sask Energy and Saskatchewan Telecommunications for any existing lines.

Dated at Saskatoon, in the Province of Saskatchewan, this 3 day of February, 2012.

Rural Municipality of Torch River No. 488



Dennis Scott
Reeve

Nathalie Hopkins
Administrator

Rose Marie Murphy
Witness

Grant Collins
Purchaser

Rose Marie Murphy
ROSE MARIE MURPHY
Notary Public - Saskatchewan
Saskatoon, Canada
My Appointment Expires
August 31, 2016

K. Nadine Collins
Purchaser

pm *pm*

august 31 / 2016

CERTIFIED A TRUE COPY OF
BYLAW # 04 - 2012

ADOPTED BY RESOLUTION OF
COUNCIL ON February 14, 2012

Nathalie Hopkins
ADMINISTRATOR

EXHIBIT "B" ROAD ALLOWANCE CLOSURE/EXCHANGE

Plan Of Proposed Subdivision

showing subdivision of all of
Parcel A - Plan No. 101547402
in S.W. 1/4 Sec. B- Twp. 53- Rge. 14- W2ndMer.;
and Part of the Adjoining Road Allowance
R.M. of TORCH RIVER No. 488
SASKATCHEWAN
Scale: 1:2000

Notes:

Standard Road Allowances shown are 20.117m in width
Portion to be surveyed is outlined by a heavy
broken line and contains 4.74 Hectares more or less.
Measurements are in metres and decimals thereof.

Preliminary plan completed March 7th, 2011 A.D.

Rev 1 - July 25th, 2011 - Reduced parcel size.

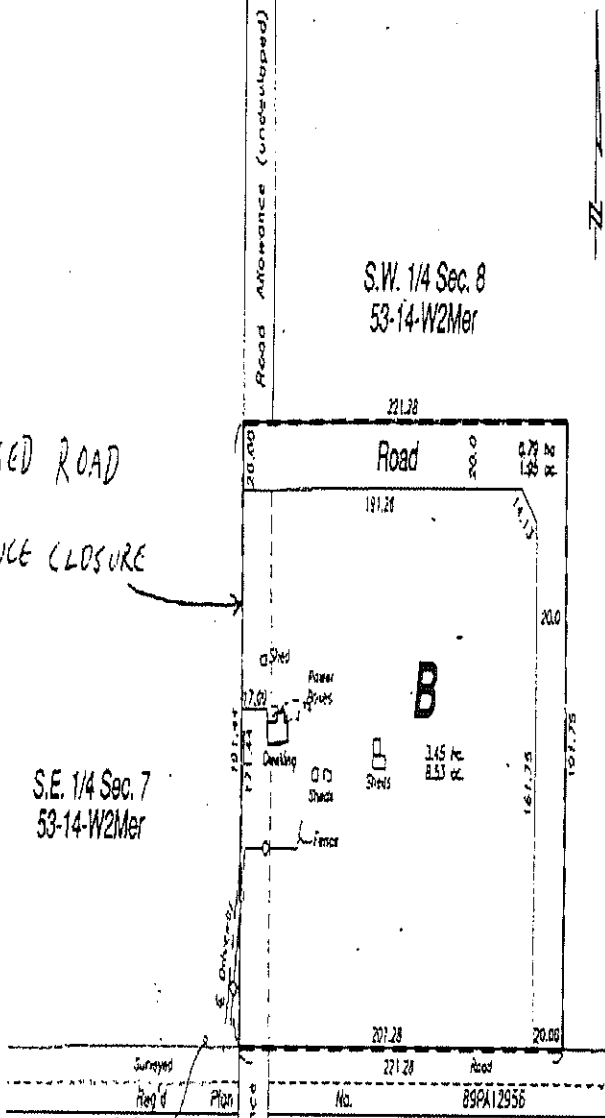
Rev 2 - October 6th, 2011 - Added Road.

By [Signature]
SASKATCHEWAN LAND SURVEYOR

Examines and Approves:

February 3, 2012
Date

Handwritten: Surveyed August 31, 2012



[Signature]
ROSE MARIE MURPHY
Notary Public - Saskatchewan
Saskatoon, Canada
My Appointment Expires
on August 31, 2016

[Signature]
purchaser ([Signature])
KATHLEEN COLLINS
purchaser ([Signature])

Handwritten: P.S

AFFIDAVIT OF EXECUTION

I, MIKE MURPHY of the city of Saskatoon, in the Province of Saskatchewan, MAKE OATH AND SAY AS FOLLOWS:

1. THAT I was personally present and did see Kathleen Collins named in the within agreement who is personally known to me to be the person named therein, duly sign and execute the same for the purposes named therein.
2. THAT the same was executed at the city of Saskatoon, in the Province of Saskatchewan, on the 3 day of February, 2012 and that I am the subscribing witness thereto.
3. THAT I know the said Kathleen Collins and he is in my belief of the full age of 18 years or more.

SWORN BEFORE ME at the city)
of Saskatoon, in the Province)
of Saskatchewan, this 3 day)
of February, 2012)

Rose Marie Murphy)
A COMMISSIONER FOR OATHS in and)
for the Province of Saskatchewan.)

My commission expires:
or Being a Solicitor.

Rose Marie Murphy
ROSE MARIE MURPHY

Notary Public - Saskatchewan
Saskatoon, Canada
My Appointment Expires
August 31, 2016

Mike Murphy

August 31 / 2016

am
pm
D.S.

CANADA)
PROVINCE OF SASKATCHEWAN)
TO WIT:)

AFFIDAVIT OF EXECUTION

I, MIKE MURPHY of the city of Saskatoon, in the Province of Saskatchewan, MAKE OATH AND SAY AS FOLLOWS:

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of Saskatchewan, this 3 day)
of February, 2012)

Rose Marie Murphy)
A COMMISSIONER FOR OATHS in and)
for the Province of Saskatchewan.

My commission expires:
~~or Being a Solicitor.~~

Mike Murphy

Rose Marie Murphy

ROSE MARIE MURPHY
Notary Public - Saskatchewan
Saskatoon, Canada
My Appointment Expires
August 31, 2016

for
August 31 / 2016

20
am
R.S

Plan Of Proposed Subdivision

showing subdivision of all of
 Parcel A - Plan No. 101547402
 in S.W. 1/4 Sec. 8 - Twp. 53 - Rge. 14 - W2ndMer.;
 and Part of the Adjoining Road Allowance
 R.M. of TORCH RIVER No. 488
SASKATCHEWAN
 Scale : 1 : 2000

Notes :

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 Portion to be surveyed is outlined by a heavy
 broken line and contains 4.24 Hectares more or less.
 Measurements are in metres and decimals thereof.

Preliminary plan completed March 7th, 2011 A.D.
 Rev 1 - July 25th, 2011 - Reduced parcel size.
 Rev 2 - October 6th, 2011 - Added Road.

By : *[Signature]*
SASKATCHEWAN LAND SURVEYOR

Examined and Approved:

February 3, 2012 Date
 Owner

Rose Marie Murphy
ROSE MARIE MURPHY
 Notary Public - Saskatchewan
 Saskatchewan, Canada
 My Appointment Expires
 August 31, 2016

August 31 / 2016

