



The Municipal Corporation of the Town of Fort Erie

BY-LAW NO. 62-2002

**BEING A BY-LAW TO AUTHORIZE THE EXECUTION OF A
CORRECTING DEED 929 BOWEN ROAD
(BEAR CONSTRUCTION INC.) (120902)**

WHEREAS by Instrument No. 376577 registered on the 28th day of August 1981 Benjamin Carl Roland Anger and Holly June Anger purchased lands from the Town of Fort Erie described as all of Lots 204 – 221 inclusive on Plan 451 with the condition that the lands merge with the adjoining lands owned by the grantees, and

WHEREAS by Instrument No. 483768 registered on October 14th, 1986 Benjamin Carl Roland Anger and Holly June Anger conveyed the property to Benjamin Carl Roland Anger consisting of Lots 204 – 221 inclusive on Plan 451 as well as the adjoining parcel, being Part Lot 8, Concession 3, Niagara River, designated as Part 1 on Plan 59R-3512, and

WHEREAS by Instrument No. 492099 registered on February 6th, 1987, the Corporation of the Town of Fort Erie registered a Notice of Forfeiture, which said notice included Lot 204, Plan 451, and

WHEREAS Lots 205 – 219, Lots 220 and 221, Plan 451, Bertie and Part Lot 8, Concession 3, Niagara River, being Part 3 on Plan 59R-3512 was converted from the Registry system to the Land Titles system on the 13th day of December 1999 and assigned Property Identification No. 64235-0021 (LT) and Benjamin Carl Roland Anger is shown as the owner, and

WHEREAS Lot 204, Plan 451, Bertie was converted from the Registry to the Land Titles system on the 15th day of December 1999 and assigned Property Identification No. 64235-0102 (LT) and the Corporation of the Town of Fort Erie shown as the owner on the basis of the Notice of Forfeiture registered as Instrument No. 492099, and

WHEREAS Mr. Anger has been billed for taxes and has been paying taxes on Lot 204 as well as the other lots since the property was so purchased, and

WHEREAS it has been confirmed with the Finance Department of the Town of Fort Erie that Lot 204 was erroneously included in the Notice of Forfeiture in 1987, and

WHEREAS by Instrument No. LT 172664 registered on December 22, 2000 Benjamin Carl Roland Anger conveyed the property to Bear Construction Inc. described as Lots 205-221 inclusive, Plan 451 Bertie and Part Lot 8, Concession 3, Niagara River, Bertie being Part 3 on Plan 59R-3512, and

WHEREAS it is deemed desirable to grant a correcting Deed to Bear Construction Inc. at the expense of the Town;

NOW THEREFORE the Municipal Council of The Corporation of the Town of Fort Erie hereby enacts as follows:

1. **THAT** the granting of a correcting Deed from the Town of Fort Erie to Bear Construction Inc. for Lot 204, Plan 451, Bertie in the amount of \$1.00 be and it is hereby authorized and approved.
2. **THAT** the Mayor and Clerk be and they are hereby authorized and directed to execute the correcting Transfer/Deed of Land as well as any other documentation necessary to complete this transaction.
3. **THAT** the costs associated with the granting of the correcting Transfer/Deed of Land to Bear Construction Inc. shall be borne by the Corporation of the Town of Fort Erie.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 22nd DAY OF APRIL, 2002.

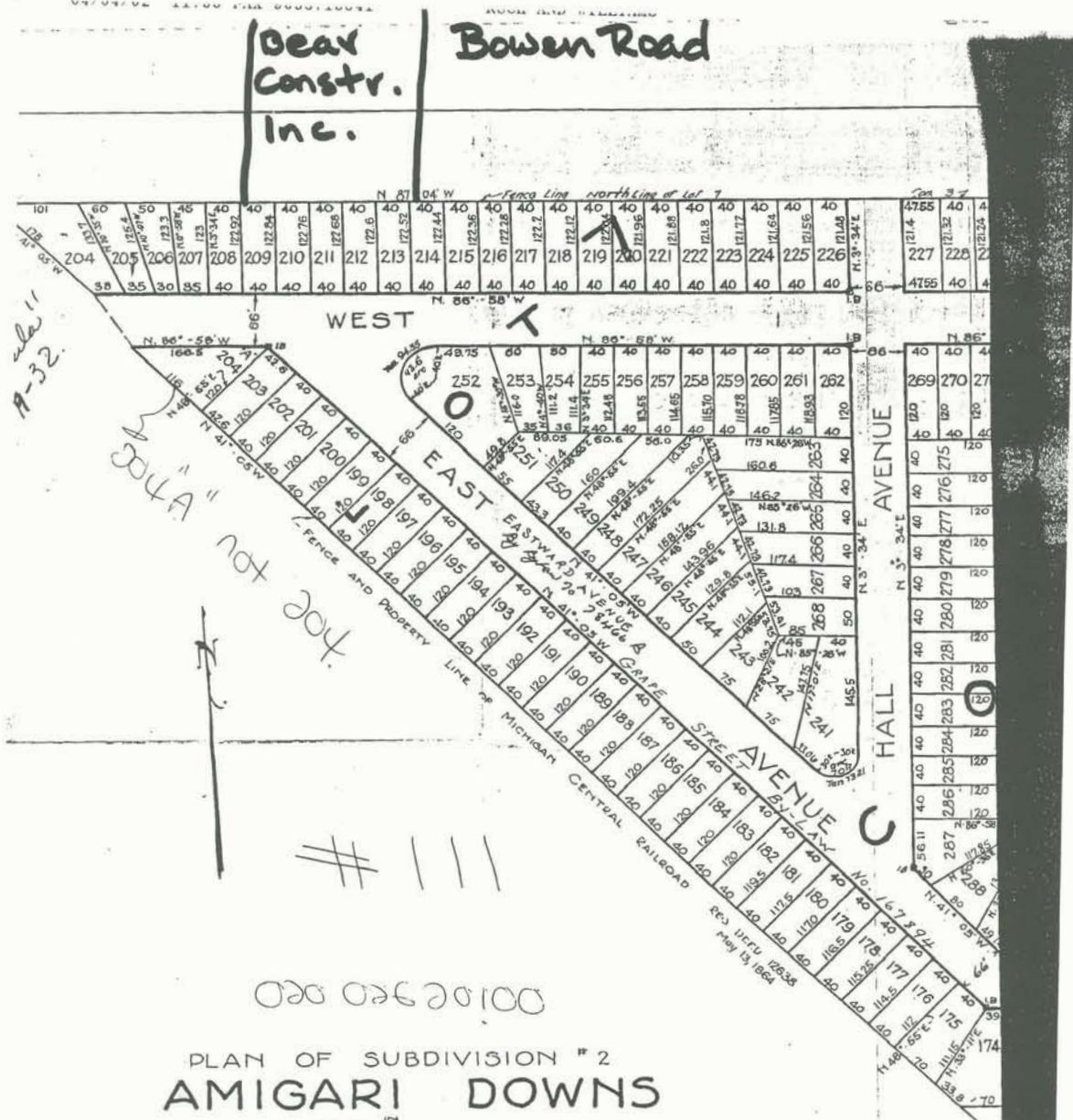


MAYOR



CLERK

I, the Clerk, Carolyn J. Kett, of The Corporation of the Town of Fort Erie hereby certify the foregoing to be a true certified copy of By-law No. 62-2002 of the said Town. Given under my hand and the seal of the said Corporation this day of _____, 2002.



PLAN OF SUBDIVISION #2 AMIGARI DOWNS

PART OF LOT 7 CONCESSION 3 N.R.
TOWNSHIP OF BERTIE
COUNTY OF WELLAND
BY
HARRIS HALL & KRUSE LTD LANDSCAPE ARCHTS
TORONTO, ONT AUGUST 1926
SURVEYED BY J.T. RANSOM O.L.S.
SCALE 100' = 1" TORONTO, ONT

REGISTRARS CERTIFICATE

I hereby certify that this plan was duly entered and registered in the Registry Office for the county of Welland in plan Index Book No. 1 for said County at 2 o'clock on the 22nd day of Decr. 1926 A.D. as Plan No 111 for the Township of Bertie

NOW KNOWN AS PLAN
A. C. Jones
REGISTR

PLAN	MATERIAL
PLASTIC MATERIAL	- METAL
SAVES	- 0.003
PROCESS	- PHOTOGRAPHIC
INK	- SPECIAL "T"

SCHEDULE					
PART	LOT	CON	OWNER	INST NO.	AREA
1	PT LOT 8	CON 3NR	SCHAMBERG CARL ROLAND ANDER JOINT TENANTS	334999	3.248 Ac
2	"	"	"	"	1.168 Ac
3	"	"	"	"	1.65 Ac

I REQUIRE THIS PLAN TO BE
DEPOSITED UNDER THE REGISTRY
ACT

MARCH 18, 1981

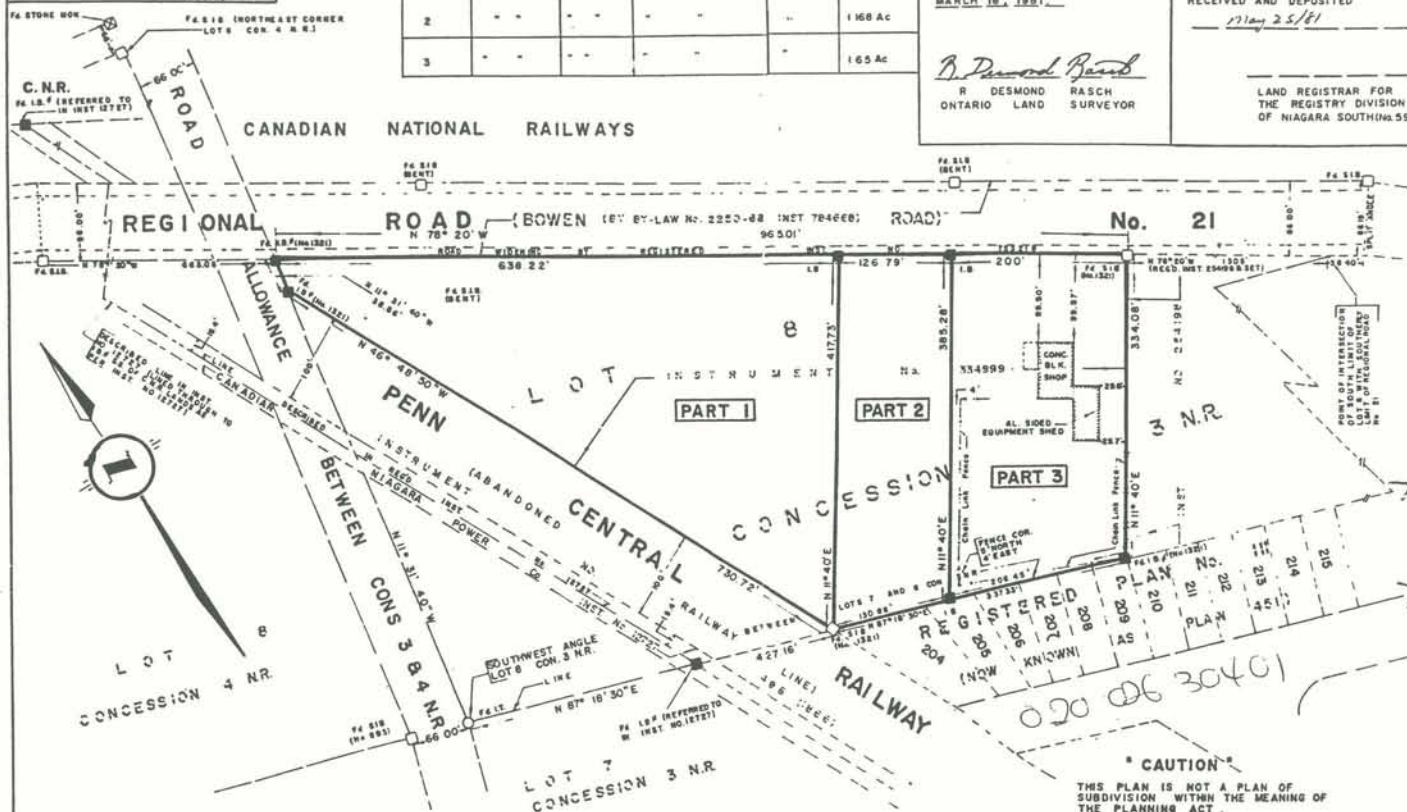
R. Desmond Rasch
R. DESMOND RASCH
ONTARIO LAND SURVEYOR

PLAN 59R- 3512

RECEIVED AND DEPOSITED

17 May 25/81

LAND REGISTRAR FOR
THE REGISTRY DIVISION
OF NIAGARA SOUTH (M. 59)



SURVEYOR'S CERTIFICATE

I CERTIFY THAT

1. 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 17TH DAY OF MARCH 1981

R. Desmond Rasch

LEGEND

- S.I.B. DENOTES STANDARD IRON BAR 1" DIA. 14" LONG
- I.B. DENOTES IRON BAR 1/2" DIA. 2' LONG
- I.T. DENOTES IRON TUBE 4" DIA. 2' LONG
- F. DENOTES FOUND

BEARING NOTE

BEARINGS SHOWN HEREON ARE REFERRED TO THE N87°18'30"E ASTRONOMIC BEARING ON THE SOUTH LIMIT OF LOT 8 CONCESSION 3 N.R. AS SHOWN ON PLAN OF SURVEY BY C.J. CLARKE O.L.S. ATTACHED TO REGISTERED INST NO. 459828.

R. DESMOND RASCH LTD.

ONTARIO LAND SURVEYOR

110 LOCK ST. E. DUNFRIES

PLAN SHOWING
PART OF LOT 8 CON. 3 N.R.
IN THE FORMER TOWNSHIP OF BERTIE
NOW IN THE
TOWN OF FORT ERIE