

**THE CORPORATION OF
THE TOWNSHIP OF BONNECHERE VALLEY**

BY-LAW NO. 2008-97

Being a by-law to authorize an Agreement between the Township of
Bonnehcere Valley and John Barry Watson and Freda Faye Watson


WHEREAS the Council of the Corporation of the Township of Bonnehcere Valley deems it expedient to enter into an Agreement with John Barry Watson and Freda Faye Watson.

NOW THEREFORE the Corporation of the Township of Bonnehcere Valley enacts as follows:


1. THAT the Mayor, or his or her designate, and the Chief Administrative Officer, or his or her designate, be and they are hereby authorized to sign on behalf of the Township of Bonnehcere Valley the agreement attached hereto and marked as Schedule "A" to this By-Law.
2. THAT this by-law shall come into force and take effect upon the date of the final passing thereof.

BE READ A FIRST AND SECOND TIME THIS 2nd DAY OF DECEMBER 2008.

BE DEEMED READ A THIRD TIME AND PASSED THIS 2nd DAY OF DECEMBER 2008.



Mayor Zig Mintha



CAO Bryan Martin

THIS AGREEMENT made this 2nd day of December, 2008.

B E T W E E N:

JOHN BARRY WATSON AND FREDA FAYE WATSON

(the "Owner")
OF THE FIRST PART

-and-

THE CORPORATION OF THE TOWNSHIP OF BONNECHERE VALLEY

(the "Municipality")
OF THE SECOND PART

WHEREAS the Owner is the registered owner of those lands more particularly described in Schedule "A" (the "Owner's Lands");

AND WHEREAS it is the intention of the parties that, despite Section 50(3) of the Planning Act, all of the Owner's Lands shall hereafter be used and developed as a single parcel of land and the Owner covenants and agrees not to transfer title to the Owner's Lands except in accordance with the terms of this Agreement;

AND WHEREAS it is the intention of the Parties that such covenants by the Owner shall form a restrictive covenant running with the title to the Owner's Lands for the benefit of those lands owned by the Municipality more particularly described in Schedule "B" (the "Benefiting Lands");

NOW THEREFORE WITNESSETH that in consideration of the mutual covenants and agreements contained herein, the Parties agree with each other as follows:

1. The Owner covenants and agrees with the Municipality that, despite the provisions of section 50(3) of the Planning Act, R.S.O. 1990, c. P.13, as amended and any successor legislation thereto, the Owner shall not convey by way of a deed, or transfer, or grant, assign or exercise a power of appointment, or mortgage or charge, or enter into an Agreement of Sale and Purchase, or enter into any agreement that has the effect of granting, directly or by entitlement to renewal for a period of 21 years or more, the use of or right in the Owner's Lands unless:

(a) All of the Owner's Lands are dealt with simultaneously as one parcel of land; or

(b) Consent to sever the Owner's Lands is given in accordance with the provisions of the Planning Act.

2. The Owner further covenants and agrees that the obligations contained herein shall constitute a restriction that runs with and is legally annexed to the title to the Owner's Lands for the benefit of the Benefiting Lands owned by the Municipality.

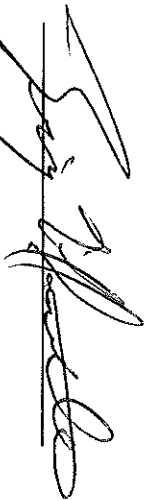
3. This Agreement shall be binding upon and enure to the benefit of the personal representatives, successors and assigns of the Parties.

IN WITNESS WHEREOF the Parties hereto have by their hands and seals signed this 2nd Day of December
2008


THE CORPORATION OF THE

TOWNSHIP OF BONNECHERE VALLEY


Per:




Zig Mintha – Mayor



Bryan Martin – Chief Administrative Officer



John Barry Watson



Freda Faye Watson