Affidavit of Publication of Simone Ramirez Sworn this /3<sup>th</sup> day of <u>November</u>, 2012

#### THE EXPROPRIATION ACT

R.S.A. 2000, Chapter E-13, as amended

IN THE MATTER OF the expropriation of a portion of the following lands municipally located at 10821 – 30 Avenue SW, Edmonton, Alberta, and legally described as:

ALL THAT PORTION OF SECTION SEVENTEEN (17)

TOWNSHIP FIFTY ONE (51)

RANGE TWENTY FOUR (24)

WEST OF THE FOURTH MERIDIAN, LYING WEST OF THE WESTERLY LIMIT OF THE RIGHT OF WAY OF THE CALGARY AND EDMONTON RAILWAY AS SHOWN ON RAILWAY PLAN C AND E NUMBER ONE (1) AND SOUTH OF THE ROAD ALLOWANCE ADJOINING THE INDIAN RESERVE AS SHOWN ON A PLAN OF SURVEY OF THE SAID TOWNSHIP SIGNED AT OTTAWA ON THE 17<sup>TH</sup> DAY OF MARCH A.D. 1896, CONTAINING 86.9 HECTARES (214.79 ACRES) MORE OR LESS EXCEPTING THEREOUT:

- A) 16.2 HECTARES (40 ACRES) MORE OR LESS AS SHOWN ON FILED PLAN 5581NY
- B) .259 HECTARES (0.64 OF AN ACRE) MORE OR LESS AS SHOWN ON ROAD PLAN 3575ET
- C) 32.7 HECTARES (80.84 ACRES) MORE OR LESS AS SHOWN ON ROAD PLAN 1400PX
- D) .154 HECTARES (0.38 OF AN ACRE) MORE OR LESS AS SHOWN ON ROAD PLAN 3009PX
- E) 6.07 HECTARES (15.00 ACRES) MORE OR LESS AS SHOWN ON SUBDIVISION PLAN 8521534

EXCEPTING THEREOUT ALL MINES AND MINERALS AND THE RIGHT TO WORK THE SAME

### AFFIDAVIT OF PUBLICATION

- I, Simone Ramirez, Paralegal, in the Law Branch of the Corporate Services Department, of the City of Edmonton, in the Province of Alberta, MAKE OATH AND SAY THAT:
- 1. On October 31, 2012, our Branch requested our Corporate Communications Department of the City of Edmonton to publish our Notice of Intention to Expropriate in the Edmonton Journal on November 3rd and November 12, 2012.
- 2. Attached to this Affidavit as Exhibit "A" are the tear sheets from the Edmonton Journal for the November 3rd and November 12, 2012 issues confirming publication on those dates.

SWORN BEFORE ME at the City of Edmonton, in the Province of Alberta, this /3 day of November, 2012.

A Commissioner for Oaths in and for the Province of Alberta

SHAUNA LEAH ESTERER 2013 MY COMMISSION EXPIRES MARCH 10, 2013 MONE RAMIREZ

R.S.A. 2000, Chapter E-13, as amended

IN THE MATTER OF the expropriation of a portion of the following lands municipally located at 10821 – 30 Avenue SW, Edmonton, Alberta, and legally described as:

ALL THAT PORTION OF SECTION SEVENTEEN (17) TOWNSHIP FIFTY ONE (51) RANGE TWENTY FOUR (24)

WEST OF THE FOURTH MERIDIAN, LYING WEST OF THE WESTERLY LIMIT OF THE RIGHT OF WAY OF THE CALGARY AND EDMONTON RAILWAY AS SHOWN ON RAILWAY PLAN C AND E NUMBER ONE (1) AND SOUTH OF THE ROAD ALLOWANCE ADJOINING THE INDIAN RESERVE AS SHOWN ON A PLAN OF SURVEY OF THE SAID TOWNSHIP SIGNED AT OTTAWA ON THE 17<sup>TH</sup> DAY OF MARCH A.D. 1896, CONTAINING 86.9 HECTARES (214.79 ACRES) MORE OR LESS EXCEPTING THEREOUT:

- A) 16.2 HECTARES (40 ACRES) MORE OR LESS AS SHOWN ON FILED PLAN 5581NY
- B) .259 HECTARES (0.64 OF AN ACRE) MORE OR LESS AS SHOWN ON ROAD PLAN 3575ET
- C) 32.7 HECTARES (80.84 ACRES) MORE OR LESS AS SHOWN ON ROAD PLAN 1400PX
- D) .154 HECTARES (0.38 OF AN ACRE) MORE OR LESS AS SHOWN ON ROAD PLAN 3009PX
- E) 6.07 HECTARES (15.00 ACRES) MORE OR LESS AS SHOWN ON SUBDIVISION PLAN 8521534

EXCEPTING THEREOUT ALL MINES AND MINERALS AND THE RIGHT TO WORK THE SAME

## AFFIDAVIT OF SERVICE

- I, Simone Ramirez, Paralegal, in the Law Branch of the Corporate Services Department, of the City of Edmonton, in the Province of Alberta, MAKE OATH AND SAY THAT:
- Attached to this Affidavit as Exhibit "A" is a Certified Copy of Certificate of Title No. 002
   136 051 respecting the above-noted property.
- 2. On the 31<sup>st</sup> day of October, 2012, I caused to be served a copy of the Notice of Intention to Expropriate as attached to this Affidavit as Exhibit "B" and covering letters attached to

this Affidavit as Exhibit "C", by sending same by registered mail to the following parties holding registered interests on Title No. 002 136 051 in the above-noted property, at the addresses listed below:

ATCO Gas and Pipeline Ltd. c/o Registered Office #1400, 909 – 11 Avenue SW Calgary, Alberta T2R 1N6

Canadian Pacific Railway Company c/o Attorney for Service Karen L. Fleming Suite 500, 401 – 9<sup>th</sup> Avenue SW Calgary, AB T2P 4Z4

Her Majesty the Queen in Right of Canada c/o The Minister of Transport, Infrastructure and Communities Transport Canada 330 Sparks Street Ottawa, Ontario K1A 0N5

3. Attached to this Affidavit as Exhibit "D" are the receipts from the Post Office for such registered mail and attached to this Affidavit as Exhibit "E" are the Delivery Confirmation Certificates evidencing acknowledgement of receipt by the party or a person receiving it on behalf of the party.

A Commissioner for Oaths in and for the Province of Alberta

MISSION TERMINATES
AUGUST 9, 20 13

R.S.A. 2000, Chapter E-13, as amended

IN THE MATTER OF the expropriation of the approximately 21.572 hectares (53.30 acres) more or less <u>portion of the following lands</u> municipally located at 10821 – 30 Avenue SW, Edmonton, Alberta, and legally described as:

ALL THAT PORTION OF SECTION SEVENTEEN (17) TOWNSHIP FIFTY ONE (51)

RANGE TWENTY FOUR (24)

WEST OF THE FOURTH MERIDIAN, LYING WEST OF THE WESTERLY LIMIT OF THE RIGHT OF WAY OF THE CALGARY AND EDMONTON RAILWAY AS SHOWN ON RAILWAY PLAN C AND E NUMBER ONE (1) AND SOUTH OF THE ROAD ALLOWANCE ADJOINING THE INDIAN RESERVE AS SHOWN ON A PLAN OF SURVEY OF THE SAID TOWNSHIP SIGNED AT OTTAWA ON THE 17<sup>TH</sup> DAY OF MARCH A.D. 1896, CONTAINING 86.9 HECTARES (214.79 ACRES) MORE OR LESS EXCEPTING THEREOUT:

- A) 16.2 HECTARES (40 ACRES) MORE OR LESS AS SHOWN ON FILED PLAN 5581NY
- B) .259 HECTARES (0.64 OF AN ACRE) MORE OR LESS AS SHOWN ON ROAD PLAN 3575ET
- C) 32.7 HECTARES (80.84 ACRES) MORE OR LESS AS SHOWN ON ROAD PLAN 1400PX
- D) .154 HECTARES (0.38 OF AN ACRE) MORE OR LESS AS SHOWN ON ROAD PLAN 3009PX
- E) 6.07 HECTARES (15.00 ACRES) MORE OR LESS AS SHOWN ON SUBDIVISION PLAN 8521534

EXCEPTING THEREOUT ALL MINES AND MINERALS AND THE RIGHT TO WORK THE SAME

## AFFIDAVIT OF SERVICE

I, June Han, Legal Assistant, in the Law Branch of the Corporate Services Department, of the City of Edmonton, in the Province of Alberta, MAKE OATH AND SAY THAT:

1. On the 8<sup>th</sup> day of November, 2012, I caused to be served upon Jane Margaret Sabo a copy of the Notice of Intention to Expropriate, attached to this Affidavit as Exhibit "A", and covering letter, attached this Affidavit as Exhibit "B", by sending same by e-mail addressed to Mr. Jack N. Agrios, Q.C., solicitor and counsel for Jane Margaret Sabo, at <a href="mailto:jack@jackagrios.com">jack@jackagrios.com</a>. A copy of the cover letter as addressed to the attention of Mr. Jack N. Agrios, Q.C. is also attached to this Affidavit as Exhibit "C".

2. Attached to this Affidavit as Exhibit "D" is a copy of a letter received from Mr. Jack N. Agrios, Q.C., Barrister & Solicitor, dated November 13, 2012, acknowledging acceptance of service of the Notice of Intention to Expropriate on behalf of Jane Margaret Sabo confirmed as effective November 8, 2012.

SWORN BEFORE ME at the City of Edmonton, in the Province of Alberta, this 12 has day of December, 2012.

A Commissioner for Oaths in and for

the Province of Alberta

VERN A. WINTONYK MY COMMISSION EXPIRES ON MARCH 8, 2013 JUNE HAN

R.S.A. 2000, Chapter E-13, as amended

IN THE MATTER OF the expropriation of the following lands municipally located at 10940 – 41 Avenue SW, Edmonton, Alberta, and legally described as:

PLAN 8521534 BLOCK 1 EXCEPTING THEREOUT ALL MINES AND MINERALS AREA: 6.07 HECTARES (15 ACRES) MORE OR LESS

# AFFIDAVIT OF PUBLICATION

- I, Simone Ramirez, Paralegal, in the Law Branch of the Corporate Services Department, of the City of Edmonton, in the Province of Alberta, MAKE OATH AND SAY THAT:
- 1. On October 25, 2012, our Branch requested our Corporate Communications Department of the City of Edmonton to publish our Notice of Intention to Expropriate in the Edmonton Journal on October 30th and November 8, 2012.
- 2. Attached to this Affidavit as Exhibit "A" are the tear sheets from the Edmonton Journal for the October 30th and November 8, 2012 issues confirming publication on those dates.

SWORN BEFORE ME at the City of Edmonton, in the Province of Alberta, this \_\_/3 day of \_\_November\_\_, 2012.

A Commissioner for Oaths in and for the Province of Alberta

SHAUNA LEAH ESTERER MY COMMISSION EXPIRES MARCH 10, 2013

R.S.A. 2000, Chapter E-13, as amended

IN THE MATTER OF the expropriation of the following lands municipally located at 10940 – 41 Avenue SW, Edmonton, Alberta, and legally described as:

PLAN 8521534
BLOCK 1
EXCEPTING THEREOUT ALL MINES AND MINERALS
AREA: 6.07 HECTARES (15 ACRES) MORE OR LESS

# AFFIDAVIT OF SERVICE

- I, Simone Ramirez, Paralegal, in the Law Branch of the Corporate Services Department, of the City of Edmonton, in the Province of Alberta, MAKE OATH AND SAY THAT:
- Attached to this Affidavit as Exhibit "A" is a Certified Copy of Certificate of Title No.
   002 136 015 respecting the above-noted property.
- 2. On the 26th day of October, 2012, I caused to be served a copy of the Notice of Intention to Expropriate as attached to this Affidavit as Exhibit "B" and covering letters attached to this Affidavit as Exhibit "C", by sending same by registered mail to the following parties holding registered interests on Title No. 002 136 015, at the addresses listed below:

ATCO Gas and Pipeline Ltd. c/o Registered Office #1400, 909 – 11 Avenue SW Calgary, Alberta T2R 1N6

Canadian Pacific Railway Company c/o Attorney for Service Karen L. Fleming Suite 500, 401 – 9<sup>th</sup> Avenue SW Calgary, AB T2P 4Z4 Her Majesty the Queen in Right of Canada c/o The Minister of Transport, Infrastructure and Communities Transport Canada 330 Sparks Street Ottawa, Ontario K1A 0N5

5. Attached to this Affidavit as Exhibit "D" are the receipts from the Post Office for such registered mail and attached to this Affidavit as Exhibit "E" are the Delivery Confirmation Certificates evidencing acknowledgement of receipt by the party or a person receiving it on behalf of the party.

SWC	ORN BE	FORE ME at the City of
Edm	onton,	in the Province of Alberta
this_	9	_ day of November, 2012

A Commissioner for Oaths in and for the Province of Alberta

BRANDIE MULLIN MY COMMISSION TERMINATES AUGUST 9, 20 13

R.S.A. 2000, Chapter E-13, as amended

IN THE MATTER OF the expropriation of the following lands municipally located at 10940 – 41 Avenue SW, Edmonton, Alberta, and legally described as:

PLAN 8521534 BLOCK 1

EXCEPTING THEREOUT ALL MINES AND MINERALS AREA: 6.07 HECTARES (15 ACRES) MORE OR LESS

## **AFFIDAVIT OF SERVICE**

I, June Han, Legal Assistant, in the Law Branch of the Corporate Services Department, of the City of Edmonton, in the Province of Alberta, MAKE OATH AND SAY THAT:

- 1. On the 8<sup>th</sup> day of November, 2012, I caused to be served upon Jane Margaret Sabo a copy of the Notice of Intention to Expropriate, attached to this Affidavit as Exhibit "A", and covering letter, attached this Affidavit as Exhibit "B", by sending same by e-mail addressed to Mr. Jack N. Agrios, Q.C., solicitor and counsel for Jane Margaret Sabo, at <a href="mailto:jack@jackagrios.com">jack@jackagrios.com</a>. A copy of the cover letter as addressed to the attention of Mr. Jack N. Agrios, Q.C. is also attached to this Affidavit as Exhibit "C".
- Attached to this Affidavit as Exhibit "D" is a copy of a letter received from Mr. Jack N. Agrios, Q.C., Barrister & Solicitor, dated November 13, 2012, acknowledging acceptance of service of the Notice of Intention to Expropriate on behalf of Jane Margaret Sabo confirmed as effective November 8, 2012.

SWORN BEFORE ME at the City of Edmonton, in the Province of Alberta, this Alberta, day of December, 2012.

A Commissioner for Oaths in and for the

Province of Alberta

JUNE HAN

VERN A. WINTONYK MY COMMISSION EXPIRES ON MARCH 8, 2013.

R.S.A. 2000, Chapter E-13, as amended

IN THE MATTER OF the expropriation of a portion of the following lands municipally located at 11250 – 41 Avenue SW, Edmonton, Alberta, and legally described as:

THE SOUTH EAST QUARTER OF SECTION EIGHTEEN (18)
TOWNSHIP FIFTY ONE (51)
RANGE TWENTY FOUR (24)
WEST OF THE FOURTH MERIDIAN
CONTAINING 64.7 HECTARES (160 ACRES) MORE OR LESS EXCEPTING
THEREOUT:
(A) 0.707 HECTARES (1.77 ACRES) MORE OR LESS AS SHOWN ON PARCEL (A) ON
FILED PLAN 5353HW
(B) 32.52 HECTARES (80.32 ACRES) MORE OR LESS AS SHOWN CN PLAN 7521577
(C) 16.2 HECTARES (40.03 ACRES) MORE OR LESS AS SHOWN ON SUBDIVISION
PLAN 8321482

**EXCEPTING THEREOUT ALL MINES AND MINERALS** 

# **AFFIDAVIT OF PUBLICATION**

- I, Simone Ramirez, Paralegal, in the Law Branch of the Corporate Services Department, of the City of Edmonton, in the Province of Alberta, MAKE OATH AND SAY THAT:
- 1. On October 31, 2012, our Branch requested our Corporate Communications Department of the City of Edmonton to publish our Notice of Intention to Expropriate in the Edmonton Journal on November 3rd and November 12, 2012.
- 2. Attached to this Affidavit as Exhibit "A" are the tear sheets from the Edmonton Journal for the November 3rd and November 12, 2012 issues confirming publication on those dates.

SWORN BEFORE ME at the City of Edmonton, in the Province of Alberta, this \_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_ November\_\_\_\_\_\_, 2012.

A Commissioner for Oaths in and for the Province of Alberta

SIMONE RAMIREZ

e Province of Alberta

SHAUNA LEAH ESTERER

MY COMMISSION EXPIRES MARCH 10, 2013

R.S.A. 2000, Chapter E-13, as amended

IN THE MATTER OF the expropriation of a portion of the following lands municipally located at 11250 – 41 Avenue SW, Edmonton, Alberta, and legally described as:

THE SOUTH EAST QUARTER OF SECTION EIGHTEEN (18)

**TOWNSHIP FIFTY ONE (51)** 

RANGE TWENTY FOUR (24)

WEST OF THE FOURTH MERIDIAN

CONTAINING 64.7 HECTARES (160 ACRES) MORE OR LESS EXCEPTING THEREOUT:

(A) 0.707 HECTARES (1.77 ACRES) MORE OR LESS AS SHOWN ON PARCEL (A) ON FILED PLAN 5353HW

(B) 32.52 HECTARES (80.32 ACRES) MORE OR LESS AS SHOWN ON PLAN 7521577 (C) 16.2 HECTARES (40.03 ACRES) MORE OR LESS AS SHOWN ON SUBDIVISION PLAN 8321482

EXCEPTING THEREOUT ALL MINES AND MINERALS

## AFFIDAVIT OF SERVICE

- I, Simone Ramirez, Paralegal, in the Law Branch of the Corporate Services Department, of the City of Edmonton, in the Province of Alberta, MAKE OATH AND SAY THAT:
- 1. Attached to this Affidavit as Exhibit "A" is a Certified Copy of Certificate of Title No. 082 039 303 respecting the above-noted property.
- 2. On the 31<sup>st</sup> day of October, 2012, I caused to be served a copy of the Notice of Intention to Expropriate as attached to this Affidavit as Exhibit "B" and covering letters attached to this Affidavit as Exhibit "C", by sending same by registered mail to the following parties holding registered interests on Title No. 082 039 303 in the above-noted property, at the addresses listed below:

2007 United Lands Corp. c/o Registered Office #4500, 855 – 2<sup>nd</sup> Street S.W. Calgary, Alberta T2P 4K7 Dean and Teresa Sabo 10821 – 30 Avenue Edmonton, Alberta T6W 1A8

ATCO Gas and Pipeline Ltd. c/o Registered Office #1400, 909 – 11 Avenue SW Calgary, Alberta T2R 1N6

Her Majesty the Queen in Right of Canada c/o The Minister of Transport, Infrastructure and Communities Transport Canada 330 Sparks Street Ottawa, Ontario K1A 0N5

Canadian Western Bank c/o #2300, 10303 Jasper Avenue Edmonton, Alberta T5J 3X6

3. Attached to this Affidavit as Exhibit "D" are the receipts from the Post Office for such registered mail and attached to this Affidavit as Exhibit "E" are the Delivery Confirmation Certificates evidencing acknowledgement of receipt by the party or a person receiving it on behalf of the party.

SWORN BEFORE ME at the City of Edmonton, in the Province of Alberta, this \_\_\_\_\_ day of November, 2012.

A Commissioner for Oaths in and for the Province of Alberta

BRANDIE MULLIN MY COMMISSION TERMINATES AUGUST 9, 20 13

R.S.A. 2000, Chapter E-13, as amended

IN THE MATTER OF the expropriation of a portion of the following lands municipally located at 11620 – 41 Avenue SW, Edmonton, Alberta, and legally described as:

PLAN 8321482

BLOCK 1

LOT 2

CONTAINING 16.2 HECTARES (40.03 ACRES) MORE OR LESS

**EXCEPTING THEREOUT:** 

HECTARES (ACRES) MORE OR

**LESS** 

A) PLAN 1026054

SUBDIVISION

0.865

2.14

EXCEPTING THEREOUT ALL MINES AND MINERALS

# AFFIDAVIT OF PUBLICATION

- I, Simone Ramirez, Paralegal, in the Law Branch of the Corporate Services Department, of the City of Edmonton, in the Province of Alberta, MAKE OATH AND SAY THAT:
- 1. On October 31, 2012, our Branch requested our Corporate Communications
  Department of the City of Edmonton to publish our Notice of Intention to
  Expropriate in the Edmonton Journal on November 3rd and November 12, 2012.
- 2. Attached to this Affidavit as Exhibit "A" are the tear sheets from the Edmonton Journal for the November 3rd and November 12, 2012 issues confirming publication on those dates.

SWORN BEFORE ME at the City of Edmonton, in the Province of Alberta, this <u>/3</u> day of <u>November</u>, 2012.

A Commissioner for Oaths in and for the Province of Alberta

SIMONE RAMIRE

SHAUNA LEAH ESTERER MY COMMISSION EXPIRES MARCH 10, 2013

R.S.A. 2000, Chapter E-13, as amended

IN THE MATTER OF the expropriation of a portion of the following lands municipally located at 11620 – 41 Avenue SW, Edmonton, Alberta, and legally described as:

PLAN 8321482 BLOCK 1 LOT 2 CONTAINING 16.2 HECTARES (40.03 ACRES) MORE OR LESS EXCEPTING THEREOUT:

HECTARES (ACRES) MORE OR LESS

A) PLAN 1026054

SUBDIVISION

0.865

2.14

**EXCEPTING THEREOUT ALL MINES AND MINERALS** 

# **AFFIDAVIT OF SERVICE**

- I, Simone Ramirez, Paralegal, in the Law Branch of the Corporate Services Department, of the City of Edmonton, in the Province of Alberta, MAKE OATH AND SAY THAT:
- 1. Attached to this Affidavit as Exhibit "A" is a Certified Copy of Certificate of Title No. 102 383 242 +207 respecting the above-noted property.
- 2. On the 31st day of October, 2012, I caused to be served a copy of the Notice of Intention to Expropriate as attached to this Affidavit as Exhibit "B" and covering letters attached to this Affidavit as Exhibit "C", by sending same by registered mail to the following parties holding registered interests on Title No. 102 383 242 +207 in the above-noted property, at the addresses listed below:

HV Developments Ltd. c/o Registered Office #2600, 10180 – 101 Street Edmonton, Alberta T5J 3Y2

ATCO Gas and Pipeline Ltd. c/o Registered Office #1400, 909 – 11 Avenue SW Calgary, Alberta T2R 1N6 Her Majesty the Queen in Right of Canada c/o The Minister of Transport, Infrastructure and Communities Transport Canada 330 Sparks Street Ottawa, Ontario K1A 0N5

Alberta Treasury Branches c/o Corporate Headquarters 9888 Jasper Avenue Edmonton, Alberta T5J 1P1

3. Attached to this Affidavit as Exhibit "D" are the receipts from the Post Office for such registered mail and attached to this Affidavit as Exhibit "E" are the Delivery Confirmation Certificates evidencing acknowledgement of receipt by the party or a person receiving it on behalf of the party.

SWORN BEFORE ME at the City of Edmonton, in the Province of Alberta, this \_\_\_\_\_\_ day of November, 2012.

A Commissioner for Oaths in and for the Province of Alberta

BRANDIE MULLIN MY COMMISSION TERMINATES AUGUST 9, 20 13