



Ministry of  
the Attorney  
General

Office of the  
Public Trustee

416/362-1331

145 Queen Street West  
Toronto, Ontario  
M5H 2N8

September 23, 1985

Township of Fenelon,  
CAMERON, Ontario.  
KOM 1G0

Attention Mrs. Mary Fountain, Tax Collector

Dear Mrs. Fountain:

Re: Tax Registration No. 84-10  
Block "A", Plan 414

Thank you for your letter of August 14, 1985.

As mentioned to you in a letter from Miss Carmen Theriault of this office on July 30, 1985, it appears that Kawartha Realty Limited was dissolved on June 23, 1980. Pursuant to the Business Corporations Act, Section 243, any property of a corporation that has not been disposed of at the date of its dissolution is forfeited to the Crown upon such dissolution.

As the above mentioned tax certificate was registered on November 27, 1985, that is, subsequent to the corporation's dissolution, the property that is the subject matter of this tax registration falls within this category and, therefore, became forfeit to the Crown upon the corporation's dissolution. The tax certificate, therefore, is ineffective as the Crown was the owner of the property at the time of registration and the Crown is not subject to municipal taxes.

If you are interested in obtaining a release of the Crown's interest to this property, it is necessary to petition accordingly pursuant to the Escheats Act, R.S.O. 1980, Section 4. In the alternative, if you are not interested in obtaining the release of our interest, it is necessary for the municipality to vacate the tax certificate.

I look forward to your reply.

Yours very truly,

(Miss) Heni Bergstein,  
Student-at-Law.

to

# Staples and Swain

BARRISTERS, SOLICITORS, NOTARIES

Joseph L. C. Staples, Q.C. (Retired 1982)

Ronald J. Swain, B.A., LL.B.

Drew Sterling Gunsolus, B.A., LL.B.

10 WILLIAM ST. S.  
LINDSAY, ONTARIO

K9V 4S5

705-324-6222

July 22nd, 1983

Mrs. Rhona Woodcock,  
Clerk-Treasurer,  
Township of Fenelon  
CAMERON, Ontario.  
KOM 1G0

Re: Tax Arrears - Kawartha Realty  
Block "A", Plan 414  
Township of Fenelon

Dear Mrs. Woodcock:

We have now completed our search of title for the above captioned property and wish to report to you as follows.

Kawartha Realty Limited are the registered owners of Block "A", Plan 414, for the Township of Fenelon. The most recent address on title for them is 6 Albert Street N., Lindsay Ontario.

Block "A" is an area of land that Kawartha Realty Limited granted right-of-ways over to numerous persons. It will therefore be necessary for you to serve each of the persons who have been granted a right-of-way, as well as Kawartha Realty Limited and I will now set those persons out for you.

1. David Hamilton Fairweather and Ellen Fairweather, jointly and not as tenants in common, 2 Ingham Ave. Toronto, Ont. *OK*
  2. *GRAHAM, KENNETH JAMES, Box 779, LINDSAY, ONT K9V 4G9*  
Thomas Allan Bainbridge and Karen Marie Bainbridge, jointly and not as tenants in common, 7B-11th St. Base Borden, Ont.
  3. Alan A. Binger, to uses, 32 Caledon Crescent, Brampton, Ont. *OK*
  4. *32 CEDAR HEAD GARDENS, RICHMOND HILL*  
Olivia Escolastica Noronha, 85 Richmond St. W. Toronto, Ont. *ONT. LHC 5137*
  5. *MILTON, WILLIAM & GLORIA*  
Margaret Jean Quackenbush, R.R.#6, Lindsay, Ont.
- There is an outstanding mortgage given by David Murray Quackenbush and Margaret Jean Quackenbush to Central Covenants Limited c/o Thos. N. Shea Ltd., 8 Wellington St. W., MARKHAM, Ont.

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6. The Ontario Heritage Foundation, Queen's Park, Parliament Buildings, Toronto, Ont. (I would also serve a copy on The Public Trustee in relation to the Foundation as it is a type of Provincial Corporation).
7. Joseph John O'Toole and Vina Katharine O'Toole, jointly and not as tenants in common, 330 Eclipse Cresc. Schefferville, Province of Quebec, G0G 2T0 / 1-800-561-1111 (0107)

There is a mortgage from them to Victoria & Grey Trust Company - no address is given for Victoria & Grey Trust Company, therefore you should send it to their solicitor as indicated on the mortgage, J. William Evans, 219 Kent St. W., LINDSAY, Ont.

We would remind you that whenever a Corporation is served you are required to also send a copy of the Notice sent to that Corporation to the Public Trustee by registered mail.

I trust the foregoing is to your satisfaction and would indicate to you that we have included the first pages of each of the Deeds to the aforementioned persons and would further indicate to you that you will be serving them concerning Block "A" on Plan 414, for the Township of Fenelon and not concerning their other holdings.

Further and for your interest, I have included Schedule "A" from one of the documents affecting title which are a list of restrictive covenants which are indicated to run with the land. I would bring to your attention paragraph 5 which indicates that purchasers of lands in the area of Block "A" and who are in this case given a right-of-way over Block "A", are required to enter into a cottagers association which, among other things, maintain and upkeep the canal roads, sidewalks, footpaths and or public areas. Each purchaser further agrees to contribute to the costs of maintenance on a pro rata basis. As schedule "A" would appear to be a public area perhaps you will find when the persons with a right-of-way over it receive this notice there will be an attempt by the cottagers association if it does exist, to bring the arrears up to date. I, of course have no personal knowledge of this matter but bring it to your attention for your interest.

Trusting the aforementioned to be to your satisfaction, we take this opportunity to include our account, which we trust you will find in order.

Yours very truly,

STAPLES & SWAIN

Drew S. Gunsolus

DSG:pa