

THE CORPORATION OF THE MUNICIPALITY OF POWASSAN

BY-LAW NO. 2007-28

Being a By-Law to authorize the an agreement between the Municipality of Powassan and the Himsworth South Cross Country Ski Club and land owners in Concession 14 of the Municipality of Powassan.

WHEREAS the Municipality of Powassan is desirous to enter into an agreement with Himsworth South Cross Country Ski Club and land owners in Concession 14 of the Municipality of Powassan;

NOW THEREFORE BE IT ENACTED by the Municipal Council of the Corporation of the Municipality of Powassan as follows:

1. That the Mayor and Clerk be and are herby authorized to execute the attached agreement between the Municipality of Powassan and the Himsworth South Cross Country Ski Club and land owners in Concession 14 of the Municipality of Powassan.
2. That the Himsworth South Cross Country Ski Club and land owners in Concession 14 of the Municipality of Powassan agreement outlined on Schedule "A" attached and forming part of this By-Law be adopted.
3. That this agreement will be in force;
January 1, 2008 to April 30, 2008
December 1, 2008 to April 30, 2009
December 1, 2009 to April 30, 2010
December 1, 2010 to December 31, 2011

Adopted December 4, 2007

Mayor

Clerk

THE AGREEMENT DATED THE 4th DAY OF DECEMBER, 2007

BETWEEN:

The owners of land in Concession 14, Municipality of Powassan, over which the cross country ski trails of the Himsworth South Cross Country Ski Club run, as listed below

Hereinafter referred to as the "Owners"

AND:

The Corporation of the Municipality of Powassan

Hereinafter referred to as the "Municipality"

The Owners hereby agree to lease to the Municipality those portions of their properties on which the cross country ski trails are laid out, for the sum of \$1.00 (one dollar), receipt of which is hereby acknowledged and other considerations for the dates as set out below:

January 1, 2008 to April 30, 2008
December 1, 2008 to April 30, 2009
December 1, 2009 to April 30, 2010
December 1, 2010 to December 31, 2011

The Municipality Recreation Committee hereby agrees to operate the facility through a Sub-Committee made up of the members of the club. The Municipality shall at all times save harmless the Owners from and against all claims, demands, suits or other proceedings by whomsoever made, sustained, brought or prosecuted in any manner based upon and occasioned by or attributable to anything done or omitted to be done in the operation of the Himsworth South Cross Country Ski Trails.

The lease may be terminated by the collective land owners with a 90 written notice to the Municipality.

IN WITNESS WHEREOF, the Municipality has affixed its Corporate Seal attested to by the proper signing officers in that regard, and the Owners of the lands hereto affixed their signature, duly witnessed.

Signed, Sealed and Delivered the Corporation of the Municipality of Powassan

Owners

1-492 D. Lindquist

Bob Young, Mayor

1-492 P. Lindquist

1-494 L. Amell

1-4932 W. Clair

Roger Labelle, CAO-Clerk

1-493 T. Aultman

1-493 K. Autlman

1-491 A. Nunns

1-491 S. Nunns

1-489 J. Susko

1-488 R. Karn

1-488 S. Karn

1-490 T. Chowns

1-490 S. Chowns