

ALBERTA GOVERNMENT SERVICES LAND TITLES OFFICE

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ADVISORY

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3601 ✓

Transfer

F H 104

Deposits of Overseas
5/4

3601 V

No. 1448

Dated 10th day of October 1959

A. D. 1959

THE Canadian Pacific Railway Co.

TO

Edith
Oct 11 1959

TRANSFER

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Wipie 20 09
3601 V 1609

LOUGHEED, BENNETT & CO.

SOLICITORS FOR IRRIGATION DEPARTMENT

CALGARY, CANADA

Int. Form No. 12a-30-3-58

Judges Order - Removing & discharging right of
Expropriation, 3601 V - 9 Oct 1959 -

11.09pm - 10 Oct 1959 - 344947

FORM D.
CANADIAN PACIFIC RAILWAY COMPANY
IRRIGATION DEPARTMENT.

"THE LAND TITLES ACT"

Transfer.

The Canadian Pacific Railway Company of the City of Montreal, in the Province of Québec, hereinafter called "the Company," being registered owners of an estate in fee simple, subject, however, to such encumbrances, liens and interests as are notified by memorandum underwritten or endorsed hereon in the piece of land described as follows:—

All that portion of the North East quarter of Section Twenty-one (21) Township Twenty-three (23) Range Twenty-nine (29) West of the Fourth Meridian in the Province of Alberta lying South and West of the Company's Right-of-way as shown on a plan of record in the Land Titles Office for the South Alberta Land Registration District as "Irr. 51", the land hereby intended to be transferred containing Eleven and Fifty-eight one-hundredth (11.58) acres more or less.

does hereby in consideration of the sum of One Hundred and Seventy-three and 70/100 (\$173.70) Dollars, paid to it by SIMON WEIL

United States of America, Stock Dealer,

hereinafter called "the Transferee," the receipt of which sum is hereby acknowledged, transfer to the said SIMON WEIL

all its estate and interest in the said piece of land, but excepting and reserving thereout and therefrom all mines and minerals belonging to the Company, which may be found to exist within, upon or under the said land, together with full power to the Company, its successors and assigns to work the same and for that purpose to enter upon and use and occupy the said land or so much thereof and to such extent as may be necessary for the effectual working of the said minerals, or the mines, quarries, pits, seams, and veins containing the same. And also reserving to the Company, its successors and assigns, the right at any time to enter upon the said land to make surveys for any line of railway, irrigation canal, ditch, reservoir, or "works" of any kind within the meaning of The Irrigation Act or any amendments thereto, or other statutory enactments in that behalf, and to take and acquire such portions of the said land as may be required for the said irrigation canal, ditch, reservoir or "works", and for that purpose to enter upon and use and occupy the said land or so much thereof and to such extent as may be necessary in connection therewith. And also reserving the right

to the Company its successors and assigns, to take and acquire a strip or strips of land one hundred feet wide or so much of such strip or strips of land as may be within the said described land to be used for right-of-way or other railway purposes whenever the railway line of the Company, its successors and assigns is or hereafter shall be located on or over or within fifty feet of the said land. Provided however, that the Company, its successors or assigns in addition to paying the actual value of any buildings or improvements on the said land affected thereby, shall pay for the land so taken or acquired for such irrigation canal, ditch, reservoir or "works" and right-of-way or other railway purposes as aforesaid, a sum per acre not greater than

Fifteen Dollars (\$15.00)

being the price per acre paid therefor by the original purchaser of the said land from the Company; but notwithstanding anything hereinbefore contained, the Company, without paying any compensation therefor, shall have and enjoy at all times hereafter, the right to enter in and upon the said land and to dig, construct, alter, repair and maintain the necessary distributing ditches and canals therein for the purpose of supplying water for irrigation purposes, to said land and adjoining lands.

IN WITNESS WHEREOF the said The Canadian Pacific Railway Company has caused these presents to be signed by its Vice President and Secretary and its corporate seal to be affixed hereunto on the 20th day of January A. D. 1900 and the Transferee has hereunto set his hand and seal in token of his acceptance of this transfer on the terms and conditions herein mentioned and contained.

The Canadian Pacific Railway Company,

[Signature]

VICE PRESIDENT

[Signature]

ASSISTANT SECRETARY

SIGNED, SEALED AND DELIVERED by the Transferee in the presence of

[Signature]
[Signature]

[Signature]

Transferee.

AFFIDAVIT OF WITNESS

I, John William Stice
of Lexington in the State of Kentucky, one of the United States
in the County of Harrison of America. President Harrison City Waterworks Park
make oath and say:—

1. THAT I was personally present and did see Simon Weil
the Donor and Witness Simon Weil personally known to me to be the person therein named
duly sign and execute the same for the purposes therein mentioned and contained.

2. THAT the same was executed at Lexington
aforesaid, and I am the subscribing witness thereto.

3. THAT I know the said Simon Weil and he is
in my belief of the full age of twenty-one years.

Sworn to at Lexington
in the State of Kentucky
this 6 day of February
A. D. 1909 Before me

John William Stice

J. M. Garland
Notary Public.

AFFIDAVIT OF VALUE

I, George H. Ross
of Calgary in the Province
of Alberta, Canada make
oath and say:—

1. ~~THAT I am the transferee in the within transfer named and know the value of the land therein
described and thereby transferred.~~

2. THAT the value of the said land, together with all buildings and improvements thereon, is, in
my belief One hundred and seventy five Dollars
and no 6.

Sworn to at Calgary
in the Province of Alberta
this 16 day of April
A. D., 1909 Before me

Marney Chassey
Notary Public.

Adm'r in exor Geo. H. Ross.