

X201400

FORM 17 (SECTION 152 (1))

Before submitting this application, applicants should check and satisfy themselves as to the tax position, including taxes of the Crown Provincial, a municipality and improvement, water and irrigation districts.

NATURE OF INTEREST: Restrictive Covenant

TRUE VALUE: \$100.00

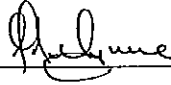
HEREWITH FEES OF: \$25.00

Address of person entitled to be registered as owner if different than shown in instrument

Full name, address, telephone number of person presenting instrument:

RICK HARRIS
AGENT
CENTRAL STEN-AD LTD.

GARRETT N. WYNNE
Barrister & Solicitor
Box 910 • PH. 832-6479
SALMON ARM, B.C. V0E 2T0



THIS AGREEMENT made the 30th day of May, 1987

BETWEEN

307811 B. C. Ltd. (Inc. #307811)
ANTHONY PETER RIZZIE, Businessman,
P. O. Box 1388
Salmon Arm, B. C.
V0E 2T0
(hereinafter called the "Covenantor")

OF THE FIRST PART

AND

REGIONAL DISTRICT OF COLUMBIA-SHUSWAP
a body corporate duly incorporated under
the laws of the Province of British Columbia
and having its offices at 431 Hudson Ave., N. E.
P. O. Box 978, Salmon Arm, B. C., V0E 2T0
(hereinafter called the "Covenantee")

OF THE SECOND PART

WHEREAS the Covenantor is the registered owner of all and singular that certain parcel of tract of land and premises situate, lying and being in the Vernon Assessment Area, Province of British Columbia, and more particularly known and described as:

LAND TITLE ACT
Form 1 (Section 35)

MEMORANDUM OF REGISTRATION
Registered on application received on
the day and at the time written hereon:

J. C. Groves, Registrar
Her Majesty's Land Title Office

212745TAN 1REG 1CLK
05/08/87
PAID-BCG MAPLOOPS LTD
NON/CHR 25.00

-2-

PARCEL IDENTIFIER 004-644-034

The North East 1/4 Section 22 as shown on the plan of the North East 1/4 of said Township Dated at Ottawa the 9th Day of March 1917 Township 21, Range 10, West of the 6th Meridian, Kamloops Division Yale District.
Except Plan

AND

Lot 1, Section 22, Township 21, Range 10,
West of the 6th Meridian Kamloops Division Yale District
Plan 38427

(hereinafter called the "Lands")

AND WHEREAS the Covenantee has requested that the Covenantor, as owner of the Lands enter into this covenant with the Covenantee with respect to the use of the Lands and the Covenantor has agreed to do so.

NOW THEREFORE THIS INDENTURE WITNESSETH that in consideration of the sum of ONE DOLLAR (\$1.00) now paid by the Covenantee to the Covenantor, the receipt whereof is hereby acknowledged, the Covenantor covenants and agrees with the Covenantee pursuant to Section 215 of the Land Title Act, R.S.B.C. 1979, Chapter 219 and amendments thereto as follows:

1. The covenants herein contained are and shall be deemed to be covenants running with the land and shall enure to the benefit of and be binding upon the parties hereto and their respective heirs, successors, administrators and assigns, in perpetuity, or until such time as the covenants herein contained shall be ordered released and discharged by a Court of competent jurisdiction, or until such time as the Covenantee or its successors in title for the time being shall execute in writing and in registerable form, a release and discharge of the covenants herein contained.
2. Henceforth and so long as the covenants herein contained shall remain in force, the construction or location of any residential dwelling or mobile home on the lands is prohibited until an onsite water supply is provided meeting the standards of the Subdivision control bylaw of the Covenantee.
3. Wherever the masculine or singular pronoun is used in this Agreement, the same shall be deemed to include and mean the plural, feminine, body corporate or body politic as the context may so require.
4. The Covenantor acknowledges and agrees that damages are not an adequate remedy for breach of the covenants herein contained and further that the Covenantee in the event of any such breach will and shall be entitled to apply to a Court of competent jurisdiction of an Order restraining and prohibiting the continuance of any such breach.

-3-

5. The Covenantor acknowledges and agrees that modification or discharge of this Restrictive Covenant except in accordance with the terms hereof, is not in the public interest.

6. The Covenantor acknowledges and agrees that the purpose for this Restrictive Covenant with respect to Paragraph 2 herein is to ensure a safe and sufficient water supply to the Lands.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals, or being corporations have caused their corporate seals to be hereunto affixed.

SIGNED, SEALED AND DELIVERED IN
the presence of:

Name: GREG S. BROWNE

Address: P.O. Box 362

SALMON ARM, B.C.

Occupation: B.C. LAND SURVEYOR

As to both signatures

Greg S. Browne
The Corporate Seal of 307811, (INC. NO. 307811)
was hereunto affixed in the presence of

Anthony Peter Razzie
Anthony Peter Razzie

Authorized Signatory

This is the instrument crating the condition or covenant entered into under Section 215 of the Land Title Act by the registered owners referred to herein.

Administrator
Administrator, Columbia Shuswap Regional District

Approving officer for the Ministry of Transportation and Highways.


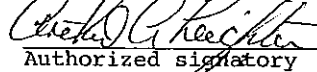
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CONSENT

KNOW ALL MEN BY THESE PRESENTS that Armstrong Spallumcheen Savings & Credit Union does hereby consent to the registration of the attached restrictive covenant as holder of a charge by way of mortgage of the title to the property herein described registered under #X168250.

DATED at Armstrong, British Columbia this 16th day of July, 1987.

ARMSTRONG SPALLUMCHEEN SAVINGS & CREDIT UNION


Authorized signatory

Authorized signatory

LAND TITLE ACT

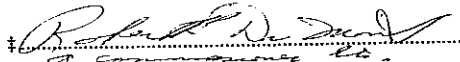
FORM 6
(Section 46)

PROOF OF EXECUTION BY CORPORATION

I certify that on the day of July 1987, at Armstrong in British Columbia, Donald James and Catherine Shogren
(*whose identity has been proved by the evidence on oath of who is) personally known to me, appeared
(State full name, address, and occupation)

before me and acknowledged to me that he/she is the authorized signatory of Armstrong Spallumcheen Savings & Credit Union and that he/she is the person who subscribed his/her name and affixed the seal of the corporation to the instrument, that he/she was authorized to subscribe his/her name and affix the seal to it, †(and that the corporation existed at the date the instrument was executed by the corporation.)

In testimony of which I set my hand and seal of office at Armstrong this 12th day of July 1987.


Officer

*Where the person making the acknowledgment is personally known to the officer taking it, strike out these words in brackets.

†These words in brackets may be added, if the applicant wishes the registrar to exercise his discretion under section 162 (5) not to call for further evidence of the existence of the corporation.

‡Write name and qualifications under section 48, e.g., A Commissioner for Taking Affidavits for British Columbia.

LAND TITLE ACT

FORM 2

(Sections 43 (a) and 44 (a))

AFFIDAVIT OF WITNESS

I, Greg S. Browne, of
P. O. Box 362, Salmon Arm in
 British Columbia, make oath and say:

1. I was present and saw this instrument duly signed and executed by Anthony Peter Rizzie, the party(ies) to it, for the purposes named in it.
2. The instrument was executed at Salmon Arm
3. I know the party(ies), who is(are) 19 years old or more.
4. I am the subscribing witness to the instrument and am 16 years old or more.

Sworn before me at Salmon Arm
 in British Columbia, this 16 day
 of July, 19 87.

Greg S. Browne
 Greg S. Browne

*Write name and qualifications under section 48, e.g., A Commissioner for Taking Affidavits for British Columbia.
 NOTE—This affidavit must be sworn by a witness who is not a party to the instrument.

LAND TITLE ACT

FORM 6

(Section 46)

PROOF OF EXECUTION BY CORPORATION

I certify that on the 9th day of July, 1987, at Salmon Arm,
 in British Columbia, Victor W. Bates
 (~~whose identity has been proved by the evidence on oath of~~
 who is) personally known to me, appeared
 (State full name, address, and occupation)

before me and acknowledged to me that he/she is the authorized signatory of 307811 B. C. Ltd.
 and that he/she is the person who subscribed his/her name and affixed
 the seal of the corporation to the instrument, that he/she was authorized to subscribe his/her name and affix
 the seal to it, (and that the corporation existed at the date the instrument was executed by the corporation.)

In testimony of which I set my hand and seal of office at Salmon Arm,
 this 9 day of July, 19 87.

*Where the person making the acknowledgment is personally known to the officer taking it, strike out these words in brackets.
 †These words in brackets may be added, if the applicant wishes the registrar to exercise his discretion under section 162 (5) not to
 call for further evidence of the existence of the corporation.

‡Write name and qualifications under section 48, e.g., A Commissioner for Taking Affidavits for British Columbia.

GARRETT N. WYNNE

Barrister & Solicitor

BOX 910 • PH. 832-6479

SALMON ARM, B.C. V0E 2T0

600

RECEIVED
COLUMBIA SHUSWAP
REGIONAL DISTRICT
MAY 15 1987
MEETING _____
STAFF _____
FILE _____
CC _____