

**BYLAW NO. 10-2024**

**RURAL MUNICIPALITY OF LOREBURN #254**

**A BYLAW TO PROVIDE FOR THE CLOSING AND SALE OF A MUNICIPAL ROAD OR STREET.**

The Council of the Rural Municipality of Loreburn #254, in the Province of Saskatchewan, enacts as follows:

1. Subject to the consent of the Minister of Highways and Infrastructure, the Municipality, agrees to close and transfer the municipal road or street described as:

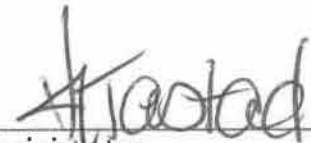
Portion of the original road allowance that is above take line and is labelled as Area B and Area C and located on the South end of the Southeast Section 26, Township 25, Range 06, West of the 3<sup>rd</sup> Meridian, as indicated on Exhibit "B", which is attached to and forms part of this bylaw.

All named Streets, Avenues and Roads being in the R.M. of Loreburn No. 254, Province of Saskatchewan, Dominion of Canada.

on the terms and conditions set out in the agreement marked as Exhibit "A" which is attached to and forms part of this bylaw.



  
\_\_\_\_\_  
Reeve

  
\_\_\_\_\_  
Administrator

Introduced and read a first time this 20th day of August, 2024  
Read a second time this 20th day of August, 2024  
Read a third time this 20th day of August, 2024  
Adopted this 20th day of August, 2024

"Certified to be a true copy of Bylaw No. 10-2024 adopted by  
the council of the Rural Municipality of Loreburn No. 254  
on the 20th day of August, 2024."



  
\_\_\_\_\_  
Administrator

**EXHIBIT "A"**

**AGREEMENT TO CLOSE AND SELL (TRANSFER) ALL OR PART OF  
A MUNICIPAL ROAD /STREET**

This agreement made this 20<sup>th</sup> day of August, 2024.

Between:

The Rural Municipality of Loreburn #254  
("the Municipality")

And

Mochart Enterprises Inc.  
("the Purchaser")

Whereas the municipal road or street located at:

Portion of the original road allowance that is above take line and is labelled as Area B and Area C and located on the South end of the Southeast Section 26, Township 25, Range 06, West of the 3<sup>rd</sup> Meridian, as indicated on Exhibit "B", which is attached to and forms part of this bylaw.

All named Streets, Avenues and Roads being in the R.M. of Loreburn No. 254, Province of Saskatchewan, Dominion of Canada.

is no longer required for use by the traveling public, and

Whereas access to other lands is not eliminated by this agreement; and

Whereas the Purchaser is desirous of acquiring the road or street and the municipality is prepared to close and transfer the same to the Purchaser, pursuant to section 13 *The Municipalities Act*, and

Whereas the Minister of Highways and Infrastructure has agreed to allow the municipality to close and transfer the road or street to the Purchaser, subject to the terms and conditions hereinafter set forth.

Now therefore the parties agree as follows:

1. The Municipality agrees to sell and the Purchaser agrees to buy the road.
2. The Purchaser shall pay the Municipality the sum of \$ 9075.00 for the road.
3. The sale shall be subject to the laws of Saskatchewan and any applicable municipal bylaws and regulations.
4. The Purchaser agrees to accept the road or street in its present condition. The Purchaser agrees to save harmless and keep indemnified the Municipality and the Crown in right of Saskatchewan or either of them from and against any future expenses, damages, claims, demands or judgments concerning this road or street.
5. The Purchaser covenants and agrees with the Municipality to:
  - a) incur all costs to convey title to the land and may require a review for intended land use by Community Planning,
  - b) consolidate the land with the adjacent existing title at the Purchaser's expense;
  - c) be responsible for all Information Services Corporation (ISC) fees related to the transfer of the land;
- (a) Any closing and transfer pursuant to this agreement is subject to the condition that, if the Crown or a Crown utility corporation in right of Saskatchewan or the Municipality requests the return of the road or street for use by the public as a municipal road or street or for the purposes of a public utility or municipal utility, the road or street, or any interest in the road or street that is necessary to enable


the Crown in right of Saskatchewan or a Crown utility or the Municipality to fulfill the purpose on which its request is based, must be returned to the Crown in right of Saskatchewan, without compensation.

(b) Clause 6(a) pertains only if the land has not become part of a subdivision pursuant to *The Planning & Development Act, 2007*.


(c) All costs associated with registering an interest pursuant to Section 6 shall be borne by the Municipality, The Purchaser shall, without charge, grant utility line easements as may be required by the Saskatchewan Power Corporation, Sask Energy and Saskatchewan Telecommunications for any existing lines.


Dated at Loreburn, in the Province of Saskatchewan, this 20<sup>th</sup> day of August, 2024.



  
\_\_\_\_\_  
Reeve, Rural Municipality of Loreburn No. 254

  
\_\_\_\_\_  
Administrator, Rural Municipality of Loreburn No. 254

  
\_\_\_\_\_  
Witness

  
\_\_\_\_\_  
Purchaser

CANADA )  
PROVINCE OF SASKATCHEWAN )  
TO WIT: )

**AFFIDAVIT OF EXECUTION**

I, Candace Wankel, of the Village of Loreburn, in the Province of Saskatchewan,  
MAKE OATH AND SAY AS FOLLOWS:

1. THAT I was personally present and did see Allen Morhart named in the within agreement who is personally known to me to be the person named therein, duly sign and execute the same for the purposes named therein.
2. THAT the same was executed at the Village of Loreburn, in the Province of Saskatchewan, on the 20<sup>th</sup> day of August, 2024 and that I am the subscribing witness thereto.
3. THAT I know the said Allen Morhart and he is in my belief of the full age of 18 years or more.

SWORN BEFORE ME at the Village )  
of Loreburn, in the Province )  
of Saskatchewan, this 20 day )  
of August, 2024. )

Stundley )  
A COMMISSIONER FOR OATHS in and )  
for the Province of Saskatchewan. )  
My commission expires: 31 October, 2028  
~~or Being a Solicitor.~~

Quenneville

**"EXHIBIT B"**

