

BYLAW 2015-05

RM OF MONTROSE # 315

**A BYLAW TO PROVIDE FOR THE ENTERING INTO AN AGREEMENT FOR THE RIGHT TO EXPLORE FOR AND REMOVE GRAVEL FROM CERTAIN LANDS**

The Council of the RM of Montrose #315 (the municipality) in the Province of Saskatchewan enacts as follows:

The Municipality agrees to enter into an agreement granting it the exclusive and unlimited right to explore for and remove gravel from the following lands:

NW ¼ 06-32-06-W3RD

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



*Murray Powell*  
\_\_\_\_\_  
Reeve

*J*  
\_\_\_\_\_  
Administrator  
Section 8 of The Municipalities Act

Read a third time and adopted  
this 13 day of Aug, 2015.

Certified a true copy of bylaw No. 2015-05  
adopted by resolution of council on  
the 13 day of August, 2015.

*J*  
\_\_\_\_\_  
Reeve/Administrator



**Exhibit "A"**

This agreement made this 18 day of Sept, 2015.

Between: Stanley Joseph O'Hara  
(the land owner)

And

The Rural Municipality of Montrose #315  
(the RM)

Whereas the landowner is the registered owner of NW 1/4 06-32-06 W3  
being Surface Parcel 150261308, as shown on the Title # 130688321  
(the lands);

And whereas gravel is known to be located on the lands;

And whereas the RM is desirous of entering into an agreement granting it the exclusive right to explore for the and remove gravel from the lands for a fixed period of time;

And whereas the landowner has agreed, in consideration of the payments hereinafter described, to grant such rights to the RM;

Now therefore this agreement witnesses as follows:

1. The landowner hereby grants the RM the exclusive right to explore for and remove gravel from the land, commencing Sept 18, 2015 and continuing for a period of Five years from and after that date. The RM may waive the right if the material is unsuitable for road gravel.
2. The landowner also grants to the RM the right to enter on the lands, to exercise the rights granted in the preceding paragraph.
3. In consideration of the foregoing, the RM shall pay to the landowner the sum of \$2.00 per cubic yard of gravel. After Five years a price increase will be negotiated based on sale of pit run gravel in the area.
4. Payment hereunder shall be made as follows \$2.00 per cubic yard prior to based on estimated quantities to be taken and the balance based on actual quantities within sixty days.

15. After 60 days written notice for default of payment, either party may void the agreement.

16. As further consideration, the RM will maintain owner's lane at request of owner.

In witness whereof Stanley Joseph O'Hara landowner has hereto set his/her hand and seal the 18 day of Sept., 20 15.

SIGNED, SEALED and DELIVERED  
in the presence of

[Signature]  
Landowner

[Signature]  
Witness

\_\_\_\_\_  
Landowner

In witness whereof the RM of Montrose #315 has caused its seal to be hereunto affixed, attested to by its proper signing officers in that behalf the 18 day of Sept., 20 15.



RM of Montrose #315  
[Signature]  
Reeve  
[Signature]  
Administrator