

**MEMORANDUM OF UNDERSTANDING  
FOR LAND PURCHASES ALONG 66 STREET FROM 180 AVENUE TO  
195 AVENUE WITH THE CITY OF EDMONTON (NW11-54-24-W4M)**

**BETWEEN  
ALBERTA TRANSPORTATION  
("TRANS")  
and  
THE CITY OF EDMONTON  
("City")**

**BACKGROUND**

- A. Alberta Transportation (TRANS) and the City of Edmonton (City) are working together to purchase land to accommodate the expansion of the City road network. The land purchase will accommodate the construction of 66 Street north of Anthony Henday Drive and will allow the new 66 Street extension to 195 Avenue to open in conjunction with Anthony Henday Drive Northwest in the fall 2011.
- B. TRANS and City (Parties) wish to put into place a memorandum of understanding (MOU).

**PURPOSE**

- 1. The purpose of this MOU is to set out the respective roles of the City and TRANS relative to the effective and consistent approach to the purchase lands from Her Majesty The Queen in Right of Canada (DND).

**GENERAL UNDERSTANDINGS**

- 2. DND is the registered owner of the lands described in Schedule "A" attached hereto (Lands). The Parties wish to acquire a portion of the Lands as described in Schedule "B" attached hereto and titled "Proposed Temporary Connection", "Proposed Right of Way" and "Area Required" collectively containing approximately 30 acres or 16.17 hectares (Acquisition Lands) .
- 3. It is understood that TRANS will handle any and all negotiations with DND with regards to the purchase of the Acquisition Lands.
- 4. The Acquisition Lands will be registered as titled lands, not as Road Plan, and such Certificate of Title shall be issued in the name of Her Majesty the Queen in Right of Alberta, (Province)


5. The Acquisition Lands are being acquired for City use and TRANS agrees to hold title to these lands until they can be transferred to the City.
6. The Province will transfer the Acquisition Lands to the City upon request.
7. Notwithstanding title to the Acquisition Lands will be vested in the Province, it is understood that the portions of the Acquisition Lands labeled on Schedule "B" as the "Proposed Temporary Connection" and "Proposed Right of Way" will be used as public roads and the City will have direction, control and management of thereof.
8. The Province will incur costs to acquire the Acquisition Lands. The City will reimburse the Province forthwith the costs directly related to this acquisition including but not limited to the:
  - a. purchase price of the Acquisition Lands;
  - b. independent appraisal;
  - c. environmental reviews and acquisitions of permits; and
  - d. legal survey(s).
9. Once paid by the City, the Province agrees to hold the purchase price of the Acquisition Lands in trust until such time as title to the aforementioned lands has been transferred to the City.
10. This MOU is not intended to create and does not create any binding legal obligations, and no representations intended to presently have legal effect have been made by either Party in the course of the negotiation of this MOU.

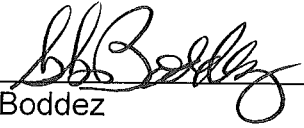
## **TERM AND AMENDMENTS TO MOU**

11. This MOU:
  - (a) Shall come into effect on July 15, 2011 and shall, as of that date, replace any prior memorandum of understanding;
  - (b) Shall terminate on December 31, 2011 unless otherwise agreed by the Parties.
  - (c) May only be amended or otherwise varied in writing and approved by both Parties.

12. The City and TRANS will take all necessary steps to give effect to this MOU.

13. The Schedule A, and Schedule B attached hereto form part of this MOU.

  
\_\_\_\_\_  
Bob Boutillier  
General Manager  
Transportation Services  
City of Edmonton  
25 July 2011  
(date of signature)

  
\_\_\_\_\_  
Gary Boddez  
Deputy Minister  
Transportation  
Jul 28 11  
(date of signature)

**Schedule A**

**CERTIFICATE OF TITLE**



LAND TITLE CERTIFICATE

S  
LINC                      SHORT LEGAL                      TITLE NUMBER  
0020 834 602            4;24;54;11;NW                      2U131

LEGAL DESCRIPTION  
MERIDIAN 4 RANGE 24 TOWNSHIP 54  
SECTION 11  
QUARTER NORTH WEST  
EXCEPTING THEREOUT ALL MINES AND MINERALS  
AREA: 64.7 HECTARES (160 ACRES) MORE OR LESS

ESTATE: FEE SIMPLE

MUNICIPALITY: STURGEON COUNTY

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REGISTERED OWNER(S)  
REGISTRATION      DATE (DMY)      DOCUMENT      TYPE      VALUE      CONSIDERATION  
-----  
2U131              25/04/1950                      \$16,000              REF# 4696HM

OWNERS

HER MAJESTY THE QUEEN IN RIGHT OF CANADA  
OF C/O DIRECTOR OF PROPERTY & LEGAL SERVICES  
101 COLONEL BYE DRIVE  
OTTAWA  
ONTARIO K1A 0K2

-----  
ENCUMBRANCES, LIENS & INTERESTS

REGISTRATION  
NUMBER      DATE (D/M/Y)      PARTICULARS  
-----  
6785UG              17/12/1973      CAVEAT  
CAVEATOR - ALBERTA CAPITAL REGION WASTEWATER  
COMMISSION.  
23262 TOWNSHIP ROAD 540  
FORT SASKATCHEWAN  
ALBERTA T8L4A2

( CONTINUED )

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ENCUMBRANCES, LIENS & INTERESTS

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# 2U131

REGISTRATION  
NUMBER      DATE (D/M/Y)      PARTICULARS

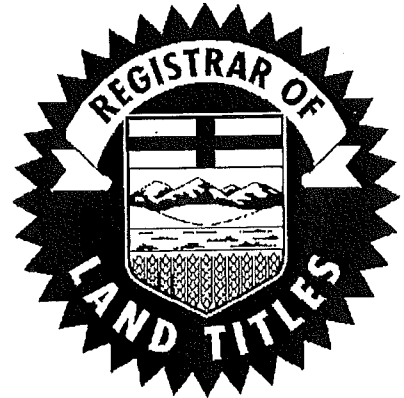
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(DATA UPDATED BY: TRANSFER OF CAVEAT  
032054869)

TOTAL INSTRUMENTS: 001

THE REGISTRAR OF TITLES CERTIFIES THIS TO BE AN ACCURATE  
REPRODUCTION OF THE CERTIFICATE OF TITLE REPRESENTED  
HEREIN THIS 1 DAY OF JUNE, 2011 AT 09:06 A.M.

ORDER NUMBER:19033868

CUSTOMER FILE NUMBER:



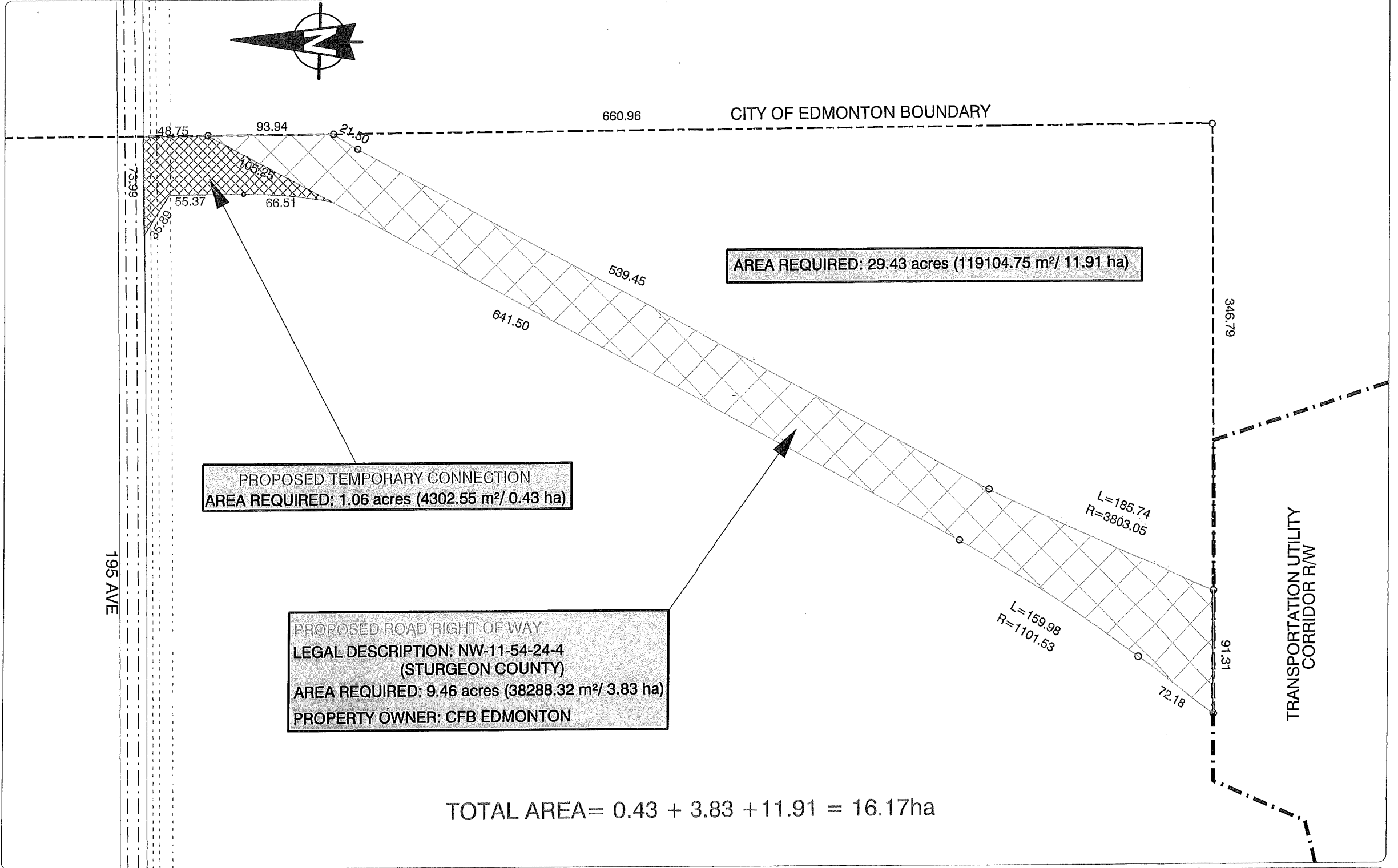
\*END OF CERTIFICATE\*

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THIS ELECTRONICALLY TRANSMITTED LAND TITLES PRODUCT IS INTENDED FOR THE  
SOLE USE OF THE ORIGINAL PURCHASER, AND NONE OTHER, SUBJECT TO WHAT IS  
SET OUT IN THE PARAGRAPH BELOW.

THE ABOVE PROVISIONS DO NOT PROHIBIT THE ORIGINAL PURCHASER FROM  
INCLUDING THIS UNMODIFIED PRODUCT IN ANY REPORT, OPINION, APPRAISAL OR  
OTHER ADVICE PREPARED BY THE ORIGINAL PURCHASER AS PART OF THE ORIGINAL  
PURCHASER APPLYING PROFESSIONAL, CONSULTING OR TECHNICAL EXPERTISE FOR  
THE BENEFIT OF CLIENT(S).

**Schedule B**

**LAND PLANS – 66 Street –TUC to 195 Avenue**



**AREA REQUIRED: 29.43 acres (119104.75 m<sup>2</sup>/ 11.91 ha)**

**PROPOSED TEMPORARY CONNECTION  
AREA REQUIRED: 1.06 acres (4302.55 m<sup>2</sup>/ 0.43 ha)**

**PROPOSED ROAD RIGHT OF WAY  
LEGAL DESCRIPTION: NW-11-54-24-4  
(STURGEON COUNTY)  
AREA REQUIRED: 9.46 acres (38288.32 m<sup>2</sup>/ 3.83 ha)  
PROPERTY OWNER: CFB EDMONTON**

**TOTAL AREA= 0.43 + 3.83 + 11.91 = 16.17ha**

195 AVE

GENERAL MANAGER OF TRANSPORTATION	DATE		
MANAGER OF TRANSPORTATION PLANNING	DATE		
DIRECTOR OF STRATEGIC PLANNING	DATE		
DRAWN	DATE	DESIGNED	DATE
NZ	MAY. 11/2011		
Scale: 1:4000	CHECKED	DATE	

**THE CITY OF Edmonton** TRANSPORTATION  
TRANSPORTATION PLANNING BRANCH

PROJECT  
**66 STREET - TUC TO 195 AVENUE**  
LAND PLAN (STURGEON COUNTY)

DRAWING