

# THE EXPROPRIATIONS ACT

(R.S.O. 1970, c. 154, as amended)

## NOTICE OF APPLICATION FOR APPROVAL TO EXPROPRIATE LAND

IN THE MATTER OF an application by Her Majesty the Queen in the right of Ontario as represented by the Minister of Government Services (expropriating authority) for approval to expropriate land located in the City of Mississauga, in the Regional Municipality of Peel, and in the Town of Oakville, in the Regional Municipality of Halton, for the purpose of acquiring land for Highway 403, together with a drainage ditch, for the Queen Elizabeth Way Link northerly to Highway No. 5, and from Highway No. 5 to north of Burnhamthorpe Road on behalf of the Minister of Transportation and Communications, pursuant to sub-section 2a of Section 8 of the Ministry of Government Services Act, 1973, as amended by the Ministry of Government Services Amendment Act, 1974.

NOTICE IS HEREBY GIVEN THAT application has been made for approval to expropriate the land described in Schedule "A", attached hereto.

Any owner of land in respect of which notice is given who desires an inquiry into whether the taking of such land is fair, sound and reasonably necessary in the achievement of the objectives of the expropriating authority, shall so notify the approving authority in writing:

- (a) in the case of a registered owner, served personally or by registered mail, within thirty days after he is served with the notice, or when he is served by publication within thirty days after the first publication of the notice, and
- (b) in the case of an owner who is not a registered owner, within thirty days after the first publication of the notice.

The approving authority is:

The Minister of Transportation and Communications  
c/o Mr. F. G. Allen  
Regional Director  
3501 Dufferin Street  
Downsview, Ontario  
M3K 1N6

HER MAJESTY THE QUEEN in Right  
of Ontario as represented by  
**Lorne C. Henderson**



Minister of Government Services  
R.R.O. 1970, Reg. 285, Form 2

### NOTES:

1. The Expropriations Act, (R.S.O. 1970, c. 154 as amended) provides that:
  - (a) where an inquiry is requested, it shall be conducted by an inquiry officer appointed by the Attorney General;
  - (b) the inquiry officer,
    - (i) shall give every party to the inquiry an opportunity to present evidence and argument and to examine and cross-examine witnesses, either personally or by his counsel or agent, and
    - (ii) may recommend to the approving authority that a party to the inquiry be paid a fixed amount for his costs of the inquiry not to exceed \$200.00 and the approving authority may in its discretion order the expropriating authority to pay such costs forthwith.
2. "owner" and "registered owner" are defined in the Act as follows:
  - "owner" includes a mortgagee, tenant, execution creditor, a person entitled to a limited estate or interest in land, a committee of the estate of a mentally incompetent person or of a person incapable of managing his affairs, and a guardian, executor, administrator or trustee in whom land is vested;
  - "registered owner" means an owner of land whose interest in the land is defined and whose name is specified in an instrument in the proper registry, land titles or sheriff's office, and includes a person shown as a tenant of land on the last revised assessment roll.
3. The expropriating authority, each owner who notifies the approving authority that he desires a hearing in respect of the lands intended to be expropriated and any owner added as a party by the inquiry officer are parties to the inquiry.

R.R.O. 1970, Reg. 285, Form 2.

THIS NOTICE FIRST PUBLISHED ON THE 13TH DAY OF SEPTEMBER, 1978

### SCHEDULE "A"

ALL AND SINGULAR those certain parcels or tracts of land and premises situate, lying and being in the Town of Oakville, in the Regional Municipality of Halton (formerly in the Geographic Township of Trafalgar, in the County of Halton) in the Province of Ontario, described as follows:

1. Parts of Lots 3 and 4, in the Concession 2, South of Dundas Street, of the said Township, being those portions designated as Parts 1, 2 and 3 on Ministry of Government Services Plan 853-53L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Halton (No. 20) as Plan 20R-3047.
2. Part of Lot 4, in Concession 1, South of Dundas Street, of the said Township, being that portion designated as Part 4 on Ministry of Government Services Plan 853-56L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Halton (No. 20) as Plan 20R-3104.
3. Part of Lot 4, in Concession 2, South of Dundas Street, of the said Township, being that portion designated as Part 7 on Ministry of Government Services Plan 853-57L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Halton (No. 20) as Plan 20R-3097.
4. Part of Lot 6, in Concession 2, South of Dundas Street, of the said Township, being that portion designated as Part 2 on Ministry of Government Services Plan 853-58L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Halton (No. 20) as Plan 20R-3536.

SAVE AND EXCEPT thereout and therefrom that part of the said Lot 6, designated as Part 10 on Ministry of Government Services Plan 853-139L, being a Reference Plan deposited in the said Land Registry Office as Plan 20R-3849.

5. Parts of Lots 4 and 5, in Concession 2, South of Dundas Street of the said Township, being those portions designated as Parts 1, 2 and 3 on Ministry of Government Services Plan 853-60L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Halton (No. 20) as Plan 20R-3136.

SUBJECT TO an Easement in favour of the Interprovincial Pipe Line Company in, over, along and upon that part of the said Lot 4, designated as Part 2 on the said Plan 20R-3136.

6. Part of Lot 5, in Concession 2, South of Dundas Street, of the said Township, being those portions designated as Parts 4, 6, 8, 9, 10, 11, 12, 13, 14, 15, 17, 18, 20, 21, 23 and 24 on Ministry of Government Services Plan 853-68L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Halton (No. 20) as Plan 20R-3243.

7. Part of Lots 3 and 5, in Concession 1, South of Dundas Street, of the said Township, being those portions designated as Parts 1, 3 and 5 on Ministry of Government Services Plan 853-96L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Halton (No. 20) as Plan 20R-3554.

8. Part of Lot 6, in Concession 2, North of Dundas Street, of the said Township, being those portions designated as Parts 2, 3 and 4 on Ministry of Government Services Plan 853-99L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Halton (No. 20) as Plan 20R-3720.

9. Part of Lot 6, in Concession 1, North of Dundas Street, of the said Township, being those portions designated as Parts 5 and 6 on Ministry of Government Services Plan 853-99L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Halton (No. 20) as Plan 20R-3720.

10. Part of Lot 4, in Concession 2, South of Dundas Street, of the said Township, being those portions designated as Parts 1 and 2 on Ministry of Government Services Plan 853-137L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Halton (No. 20) as Plan 20R-3848.

11. Part of Lot 5, in Concession 2, South of Dundas Street, of the said Township, being those portions designated as Parts 3, 4 and 7 on Ministry of Government Services Plan 853-137L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Halton (No. 20) as Plan 20R-3848.

SUBJECT TO an Easement in favour of Interprovincial Pipe Line Company in, over, along and upon that part of the said Lot 5, designated as Part 4 on the said Plan 20R-3848.

12. Part of Lot 6, in Concession 2, South of Dundas Street, of the said Township, being those portions designated as Parts 8, 9 and 10 on Ministry of Government Services Plan 853-137L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Halton (No. 20) as Plan 20R-3848.

13. Part of Lots 6, 7 and 8, in Concession 2, South of Dundas Street, being those portions designated as Parts 12 and 13 on Ministry of Government Services Plan 853-137L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Halton (No. 20) as Plan 20R-3848.

14. Part of Lot 6, in Concession 2, South of Dundas Street, of the said Township, being that portion designated as Part 2 on Ministry of Government Services Plan 853-139L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Halton (No. 20) as Plan 20R-3849.

15. Part of Lots 6 and 7, in Concession 2, South of Dundas Street, of the said Township, being those portions designated as Parts 4, 5 and 6 on Ministry of Government Services Plan 853-139L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Halton (No. 20) as Plan 20R-3849.

16. Part of Lots 7 and 8, in Concession 2, South of Dundas Street, of the said Township, being those portions designated as Parts 7 and 8 on Ministry of Government Services Plan 853-139L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Halton (No. 20) as Plan 20R-3849.

17. Part of Lot 7, in Concession 2, South of Dundas Street, of the said Township, being that portion designated as Part 1 on Ministry of Government Services Plan 853-140L, being a Reference Plan filed in the Land Registry Office for the Land Titles Division of Halton at Milton, Ontario as Plan 20R-3868.

ALL AND SINGULAR those certain parcels or tracts of land and premises, situate, lying and being in the City of Mississauga, in the Regional Municipality of Peel, (formerly in the Geographic Township of Trafalgar, in the County of Halton) in the Province of Ontario, described as follows:

18. Lots 11 and 12 and part of Lots 9 and 10 according to Registrar's Compiled Plan 1542, being those portions designated as Parts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12 on Ministry of Government Services Plan 854-66L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Peel (No. 43) as Plan 43R-5801.

SUBJECT TO Easement in favour of Bell Canada in, over, along and upon those parts of the said Lot 9, designated as Parts 4 and 5 on the said Plan 43R-5801.

19. Part of Lot 7 according to Registrar's Compiled Plan 1542, being that portion designated as Part 1 on Ministry of Government Services Plan 854-99L, being a Reference Plan deposited in the Land Registry Office for the Registry Division of Peel (No. 43) as Plan 43R-5975.