

THE RURAL MUNICIPALITY OF HEART'S HILL No. 352

BYLAW NO. 3/24

**A BYLAW TO PROVIDE FOR THE CLOSING AND TRANSFER OF A
MUNICIPAL ROAD**

The Council of the Rural Municipality of Heart's Hill No. 352, (the Municipality) 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 described as:

- The portion of the road in the SW 25-34-28W3M as shown on plan 82S06662

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

Read a third time and adopted this 4th day of July, 2024.

AGREEMENT TO CLOSE AND TRANSFER PART
OF A MUNICIPAL ROAD

This agreement made this 16 day of June, 2024.

Between:

The Rural Municipality of Heart's Hill No. 352
("the Municipality")

AND

John Gabriel Kohlman, Loretta Perpetua Kohlman, and
Brian John Kohlman of Macklin, Saskatchewan
("the Landowner")

Whereas the municipal road Plan 82S06662, located in the SW 25-34-28W3 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 Landowner is desirous of acquiring the road and the Municipality is prepared to close and transfer the same to the Landowner, pursuant to section 13 *The Municipalities Act*; and

Whereas the Ministry of Highways and Infrastructure has agreed to allow the Municipality to close and transfer the road to the Landowner, subject to the terms and conditions hereinafter set forth.

Now therefore the parties agree as follows:

1. The Landowner has no objection to the Municipality abandoning the road portion of Road Plan 82S06662 running through the SW 25-34-28W3.
2. The Municipality agrees to transfer and the Landowner agrees to accept the return of the road portion of Road Plan 82S06662 into the SW 25-34-28W3 Ext. 5 and SW 25-34-28W3 Ext. 7.

Handwritten initials and date: JG 12.9.

EXHIBIT "A" TO BYLAW 3/24

3. The Landowner agrees to accept the road in its present condition. The Landowner agrees to save harmless and keep indemnified the Municipality and the Crown in the right of Saskatchewan, or either, from and against any future expenses, damages, claims, demands or judgements concerning this road.

4. The Municipality agrees to incur all costs to transfer title of the abandoned road to the Landowner.

5. The Landowner shall, without charge, grant utility line easements as may be required by the Saskatchewan Power Corporation, SaskEnergy and Saskatchewan Telecommunications for any existing lines.

Dated at Luseland, in the Province of Saskatchewan, this 16
day of June, 2024.



Rural Municipality of Heart's Hill No. 352

[Signature]
(Reeve)

[Signature: Franko]
(Administrator)

[Signature: J. Gabriel Kohlman]
(John Gabriel Kohlman, Landowner)

[Signature: Loretta P. Kohlman]
(Loretta Perpetua Kohlman, Landowner)

[Signature: Brian John Kohlman]
(Brian John Kohlman, Landowner)

[Signature: Herb Hejher]
(witness)

[Signature: Herb Hejher]
(witness)

[Signature: Herb Hejher]
(witness)