

**Letter of Agreement
Between
The Township of Edwardsburgh Cardinal
And
J.F. Dobbie and Sons
April 29, 2021**

WHEREAS the Township's Drainage Superintendent inspected the culvert located at approximately 157m north of Crowder Rd. 44deg51' 42.70" N: 75deg28' 57.27" W (contained within a Township unopened road allowance) and determined it should be replaced this year; and

WHEREAS the culvert is part of the Dewitt-Richter municipal drain ("the Municipal Drain"); and

WHEREAS the Drainage Engineer for the Municipal drain has recommended that the existing 500mm culvert be replaced with a 1000mm culvert; and

WHEREAS J.F. Dobbie and Sons utilize the unopen road allowance, at their own risk, to gain access to an adjoining field of standing crops; and

WHEREAS J.F. Dobbie and Sons have requested a culvert extension from 16ft to 29ft (9m) to allow them better access to their crops; and

WHEREAS J.F. Dobbie and Sons will pay all associated material and installation costs for the extension including but not limited to piping and granular materials; and

WHEREAS the Township will obtain all permitting and resources to complete the work; and

WHEREAS the work undertaken does not change any other requirements or obligations under the Unopened Road Allowance Bylaw. In particular, J.F. Dobbie shall continue to use the unopened road allowance at its own risk and shall maintain "Use at own risk" signs as posted; and

WHEREAS this agreement is entered into on a without prejudice basis.

Township's Obligations:

- 1) Apply to South Nation Conservation Authority, (SNCA), for the permit.
- 2) Supply all equipment, materials and labour to install the new culvert.

J.F. Dobbie and Sons' Obligations

- 1) Pay within 30days of receipt, all invoices provided by the Township related to costs associated with the above culvert extension.

2) By signing this agreement, it is acknowledged and understood that the Township assumes no liability, responsibility or obligation whatsoever to construct and/or maintain and/or repair and/or improve or upgrade the unopened road allowance and any use of this crossing or any part of unopened road allowance is at your own risk.

Signed at Ventnor. on this 30 day of April., 2021

For the Township:

Gord Shaw
Director of Operations
Township of Edwardsburgh Cardinal

Witness

For J.F. Dobbie and Sons:

Brent Dobbie
Brent Dobbie

J.F. Dobbie
Witness