

FORM 9
CERTIFICATE OF SUBSTANTIAL PERFORMANCE OF THE
CONTRACT UNDER SECTION 32 OF THE ACT

Construction Act

Contract # 2023-6004: Hwy 11, District of Rainy River, ON

(County/District/Regional Municipality/Town/City in which premises are situated)

Seine River Bridge, 54km west of Hwy 11B, Atikokan

(street address and city, town, etc., or, if there is no street address, the location of the premises)

This is to certify that the contract for the following improvement:

Grading, Hot Mix Paving, Structural Rehabilitation

(short description of the improvement)

to the above premises was substantially performed November 19, 2024
(date substantially performed)

on Date certificate signed: December 16, 2024

Crystal Beaulieu

(payment certifier where there is one)

(owner and contractor, where there is no payment certifier)

Name of owner: His Majesty the King in Right of Ontario as represented by the Minister of Transportation

Address for service: 615 James Street South, Thunder Bay, ON P7E 6P6

Name of contractor: Teranorth Construction & Engineering Limited

Address for service: 799 Luoma Rd, Sudbury, ON P3G 1J4

Name of payment certifier (where applicable): Crystal Beaulieu

Address: 615 James Street South, Thunder Bay, ON P7E 6P6

(Use A or B, whichever is appropriate)

☐ A. Identification of premises for preservation of liens:

(if a lien attaches to the premises, a legal description of the premises,
including all property identifier numbers and addresses for the premises)

☒ B. Office to which claim for lien must be given to preserve lien:

Ministry of Transportation of Ontario, Director, Legal Services Branch, 125 Sir William Hearst Avenue, 1st Floor, Downsview, ON, M3M 0B5

(if the lien does not attach to the premises, the name and address of the person or body to whom the claim for lien must be given)

STATUTORY DECLARATION

Canada
Province of Ontario

IN THE MATTER OF a contract entered with
His Majesty the King in right of Ontario, represented by the Minister of Transportation, (Owner)

by Teranorth Construction & Engineering Limited, (Contractor), at

MTO Contract Number: 2023-6004

I, James Bot,

DO SOLEMNLY DECLARE:

1. that I am President (Title or Position), of
Teranorth Construction & Engineering Limited (Name of Contractor), the Contractor named in the above mentioned Contract, and as such have personal knowledge of the fact herein declared.

2. that all accounts for labour, sub-contracts, products, materials, services and construction machinery and equipment, which have been incurred directly by the Contractor in the performance of the work as required by the Contract, and for which the Owner might in any way be held responsible, have been discharged, except for:

- (1) holdback monies properly retained,
 (2) payments deferred by agreement between the Contractor and the Owner,
 (3) amounts withheld by reason of legitimate dispute which have been identified to the party or parties, from whom payment has been withheld and are listed below and, (identify payees and amounts payable to each)

None

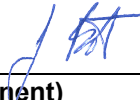
- (4) payments that are yet to be made because they are subject to the Contractor's verification processes.

3. that all accounts for labour, material suppliers and sub-contracts have been informed of the name of the construction trade newspaper, as declared.

AND I MAKE THIS SOLEMN DECLARATION conscientiously believing it to be true, and knowing that it is of the same force and effect as if made under oath and by virtue of the CANADA EVIDENCE ACT.

Declared before me at the City
 Of Greater Sudbury
 in the Province
 of Ontario this 31st
 day of October A.D. 2024

Jessica Anderson
 A Commissioner etc.


 (Deponent)

Jessica Lynne Anderson, a Commissioner, etc.,
 Province of Ontario, for Teranorth Construction &
 Engineering Limited. Expires October 16, 2027. **INSTRUCTION**

This declaration must be sworn before a commissioner for oaths, notary public or justice of the peace.

Statutory declaration to be submitted along with application to the appropriate MTO Construction Management Office