

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

Construction Act

Toronto, Ontario

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

301 Front Street West, Toronto, ON M5V 2T6

(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:

CN Tower Observation Level 2, Commercial Base Building Renovation

(short description of the improvement)

to the above premises was substantially performed on October 31, 2024

(date substantially performed)

Date certificate signed: 01/09/25

(payment certifier where there is one - signature required)

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

Name of owner: Canada Lands Company CLC Limited

Address for service: 301 Front Street West, Toronto, ON M5V 2T6

Name of contractor: Boszko and Verity Inc.

Address for service: 25 Bertal Road, Unit 2, Toronto, ON M6M 4M7

Name of payment certifier (where applicable): _____

Address: _____

(Use A or B, whichever is appropriate)

☒ A. Identification of premises for preservation of liens:

21395-0002 (LT): PCL LOT 1-2 SEC INDEX PLAN D970; PT LT 1 INDEX PL D970 TORONTO

(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:

(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)

A. Identification of premises for preservation of liens: (full text)

21395-0002 (LT): PCL LOT 1-2 SEC INDEX PLAN D970; PT LT 1 INDEX PL D970 TORONTO PARTS 1 AND 2, 66R15290, EXCEPT PT 12, 66R17117; (BUT NOT S/T THE LIABILITIES, RIGHTS AND INTERESTS REFERRED TO IN PARAGRAPH 1 (WITH RESPECT TO SUCCESSION DUTIES ONLY), 3, 6 AND 13 OF SUBSECTION 1 OF SECTION 47 OF THE LAND TITLES ACT R.S.O. 1980 CHAPTER 230, AS AMENDED); T/W AN EASEMENT DESCRIBED IN INSTRUMENT CT159639, AS PARTIALLY RELEASED BY C612228 OVER PT OF BLK C ACCORDING TO PL 536E, REGISTERED IN THE LAND REGISTRY OFFICE FOR THE REGISTRY DIVISION OF TORONTO AND PT OF JOHN ST ACCORDING TO SAID PL 536E, AS STOPPED UP AND CLOSED BY BY-LAW 10950 OF THE CORPORATION OF THE CITY OF TORONTO REGISTERED IN THE SAID LAND REGISTRY OFFICE FOR THE REGISTRY DIVISION OF THE CITY OF TORONTO AS INSTRUMENT 4725ES DESIGNATED AS PARTS 1, 2 AND 3 ON PL 66R15763, BEING FOR RDWY ACCESS; T/W AN UNDERGROUND EASEMENT UNDER AND THROUGH LANDS NOT REGISTERED UNDER THE LAND TITLES ACT BEING THAT PT OF JOHN ST ON PL 536E AS CLOSED BY CITY OF TORONTO BY-LAW 10950 REGISTERED AS INSTRUMENT 4725ES AND THAT PT OF BLK C ON PL 536E (ALL CITY OF TORONTO) DESIGNATED AS PARTS 51 AND 52 ON PL 64R13323 AT SUCH DEPTH THAT THERE SHALL BE NO INTERFERENCE WITH THE USE, MAINTENANCE, REPAIR OR REPLACEMENT OF THE SURFACE THEREOF AND BEING FOR THE PURPOSE OF INSTALLING, ERECTING, MAINTAINING AND REPAIRING THEREIN BUILDINGS, STRUCTURES, IMPROVEMENTS, PORTIONS OF THE DOME STADIUM KNOWN AS SKYDOME, EQUIPMENT AND FACILITIES AS SET OUT IN INSTRUMENT CA212852; S/T EXPROP PL CT159639; UNDER APPLICATION C805027 REGISTERED 92/10/30 A CERTIFICATE IN RESPECT OF THE EASEMENT IN THE ABOVE INSTRUMENT CA212852 WAS ISSUED AND REGISTERED IN THE LAND REGISTRY OFFICE FOR THE REGISTRY DIVISION OF METROPOLITAN TORONTO (NO. 64) ON 92/12/17 AS INSTRUMENT CA219896; T/W EASEMENTS OVER LANDS NOT REGISTERED UNDER THE LAND TITLES ACT BEING; (1) A SURFACE EASEMENT OVER, ALONG AND UPON THAT PT OF BLK C ON PL 536E AND THAT PT OF JOHN ST ON PL 536E AS CLOSED BY CITY OF TORONTO BY-LAW 10950 REGISTERED AS 4725ES DESIGNATED AS PARTS 1, 2, 3 AND 4 ON PL 64R13573 FOR PEDESTRIAN AND VEHICULAR ACCESS; AND (2) AN UNDERGROUND EASEMENT UNDER AND THROUGH THAT PT OF BLK C ON PL 536E AND THAT PT OF JOHN ST ON PL 536E AS CLOSED BY CITY OF TORONTO BY-LAW 10950 REGISTERED AS 4725ES DESIGNATED AS PARTS 50, 51, 52, 55 AND 56 ON 64R13323 FOR THE PURPOSE OF INSTALLING, ERECTING, MAINTAINING, REPAIRING AND REPLACING THEREIN UNDERGROUND SERVICES ALL AS IN CA212856; S/T EXPROP PL CT159639 AND TRANSFER OF EASEMENT CA212852; UNDER APPLICATION C805028 REGISTERED 92/10/30 A CERTIFICATE IN RESPECT OF THE EASEMENT IN THE ABOVE INSTRUMENT CA212856 WAS ISSUED AND REGISTERED IN THE LAND REGISTRY OFFICE FOR THE REGISTRY DIVISION OF METROPOLITAN TORONTO (NO. 64) ON 92/12/17 AS INSTRUMENT CA219897; T/W AN EASEMENT AND RIGHT IN NATURE OF AN EASEMENT IN PERPETUITY OVER THAT PT OF LT 8 ON INDEX PL D970 DESIGNATED AS PT 1 ON PL 66R16761 FOR THE PURPOSES AS SET OUT IN C881769; TORONTO, CITY OF TORONTO