

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

*Construction Act*

Toronto, ON.

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

65 Mutual Street, Toronto, ON.

(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:

Excavation and Backfill Services - Ivy Condominium

(short description of the improvement)

to the above premises was substantially performed on November 02, 2021

(date substantially performed)

Date certificate signed: January 20, 2022

(payment certifier where there is one)

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

Name of owner: Mutual Street Development LP

Address for service: 30 Adelaide Street East Suite 201, Toronto ON, M5C 3G8

Name of contractor: York Excavating and Grading Ltd.

Address for service: 125 Villarboit Crescent, Vaughan, ON L4K 4K2

Name of payment certifier (where applicable): Tucker Hirise Construction Inc.

Address: 351 King Street East, Suite 1300, Toronto, ON M5A 0L6

(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:

30 Adelaide Street East Suite 201, Toronto ON, M5C 3G8

(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)