

H. Kerr Construction Limited
40040 Howick-Turnberry Rd.
Wingham, ON, N0G 2W0

DATE: October 23, 2023

PROJECT NO: 845-3675 EW-22

SENT VIA: EMAIL

Attention: Scott Pletch

**RE: CERTIFICATE OF SUBSTANTIAL PERFORMANCE
MIDHURST HEIGHTS DEVELOPMENT PHASES 1A/B
CLAROSE MIDHURST GP INC.
TOWNSHIP OF SPRINGWATER**

Please find attached the Certificate of Substantial Performance for the above-noted project. As outlined in the contract documents, the Contractor shall publish a copy of the Certificate in a local Construction Trade Newspaper, and it must include:

- i) The name and address for service of the OWNER and of the CONTRACTOR;
- ii) The name and address of the payment certifier, where there is one;
- iii) A short description of the improvement;
- iv) The date on which the Contract was substantially performed;
- v) Where the lien attaches to the premises a concise description containing a reference to lot and plan or instrument registration number sufficient to identify the premises; and, or, where the lien does not attach to the premises, a statement of where the lien notice must be delivered to preserve lien rights; and
- vi) The street address, if any, of the premises.

Within fifteen (15) days of the date of advertisement of the Certificate of Substantial Performance the Contractor is to submit proof of publication of the Certificate. A copy of the publication is to be included, with all other pertinent documents, in the release of holdback request to the Contract Administrator.

As per the agreement between Clarose Midhurst GP Inc. and your firm, the twelve (12) month Guaranteed Warranty Period has commenced and will end on October 23, 2024.

Should you have any questions or require any further information, please do not hesitate to contact the undersigned. Thank you.

Yours truly,

C.F. CROZIER & ASSOCIATES INC.



Craig Kryslak, C.E.T.
Manager, Construction Services

Enclosure: Certificate of Substantial Performance

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

Construction Act

County of Simcoe, Township of Springwater

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

PART LOT 11 CON 3 VESPRA PART 1 PLAN 51R41375, TOWNSHIP OF SPRINGWATER PIN 58360-0161 (LT), PART LOT 11 CON 3 VESPRA; PART LOT 12 CON 3 VESPRA PART 1 PLAN 51R41376 TOWNSHIP OF SPRINGWATER; PIN 58360-0162 (LT); PART LOT 11 CONCESSION 3 VESPRA PART 1 51R41573; TOGETHER WITH AN EASEMENT OVER PART 2 51R41573 AS IN R01343811 TOWNSHIP OF SPRINGWATER; PIN 58360-0163 (LT), PT LT 12 CON 3 VESPRA, PT 1 PL 51R36115 SPRINGWATER; PIN 58360-0154 (LT) and PT LTS 11 & 12 CON 3 VESPRA PT 1 51R36114 SAVE & EXCEPT PT 1 51R36610; SPRINGWATER; PIN 58360-0156 (LT)

(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:
Earthworks & Site Preparation

(short description of the improvement)

To the above premises was substantially performed on: September 30, 2023

(date substantially performed)

Date certificate signed: October 23, 2023



(payment certifier where there is one)

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

Name of Owner: Clarose Midhurst GP Inc.

Address for Service: 156 Duncan Mill Rd., Suite 12, Toronto, ON, M3B 3N2

Name of Contractor: H. Kerr Construction Limited

Address for services: 40040 Howick-Turnberry Rd., Wingham, ON, N0G 2W0

Name of payment certifier (where applicable): C.F. Crozier & Associates Inc.

Address: 1 First Street, Suite 200, Collingwood, ON, L9Y 1A1

(Use A or B, whichever is appropriate)

☒ A. Identification of premises for preservation of liens:

PART LOT 11 CON 3 VESPRA PART 1 PLAN 51R41375, TOWNSHIP OF SPRINGWATER PIN 58360-0161 (LT), PART LOT 11 CON 3 VESPRA; PART LOT 12 CON 3 VESPRA PART 1 PLAN 51R41376 TOWNSHIP OF SPRINGWATER; PIN 58360-0162 (LT); PART LOT 11 CONCESSION 3 VESPRA PART 1 51R41573; TOGETHER WITH AN EASEMENT OVER PART 2 51R41573 AS IN R01343811 TOWNSHIP OF SPRINGWATER; PIN 58360-0163 (LT), PT LT 12 CON 3 VESPRA, PT 1 PL 51R36115 SPRINGWATER; PIN 58360-0154 (LT) and PT LTS 11 & 12 CON 3 VESPRA PT 1 51R36114 SAVE & EXCEPT PT 1 51R36610; SPRINGWATER; PIN 58360-0156 (LT)

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