

FORM B  
[Section 10(1)]

DECLARATION OF EXPROPRIATION

\_\_\_\_\_  
(date)

To the Registrar of Titles:

\_\_\_\_\_  
(Name and address of expropriating authority)

hereby declares that \_\_\_\_\_  
(describe the nature of the interest or right that is being expropriated, e.g., easement, estate in fee simple or other interest or right, and set out the legal description of the land)

excluding mines and minerals, is expropriated.

(If mines and minerals are expropriated, or if any estate or interest in mines and minerals is expropriated, alter this form in such manner as may be necessary).

(If the expropriation is for a limited period, add the following):

The expropriation is for a period ending on the \_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_.

(If the expropriation is in respect of an easement, add the following):

The privileges and conditions of the easement and a description of the facilities are as follows:

(a) (Indicate type and maximum number of above-ground structures to be affixed to land, e.g., poles, "H" frames, etc.);

(b) (Indicate underground facilities giving type, depth and size of each).

The easement consists of the right of the expropriating authority, its employees, agents, licensees, successors and assigns to place, construct, inspect, maintain and replace the facilities on or under the land, to remove them therefrom and to enter upon and break up the land and to cut down or trim trees to the extent necessary for those purposes, subject to the following conditions:

- (a) The expropriating authority shall exercise its rights with due care and attention with a view to avoiding any unnecessary damage to the land or to trees, crops, buildings or other property situated thereon;
- (b) The expropriating authority shall pay to the owner, or other person entitled thereto, reasonable compensation for damage done to any buildings, fences, crops, timber or live stock on the land, arising out of or attributable to the exercise of its rights under the easement;
- (c) No person shall, without the consent of the expropriating authority, cause or permit to be excavated, drilled, placed or constructed on or under the land any pit, well, trench, foundation, pavement, fence, building or other structure or installation that would cause or tend to cause damage to or interfere with the facilities, the use thereof or the right of access thereto;
- (d) After the installation, repair or abandonment of the facilities the land shall, as far as it is practicable to do so, be restored to its former condition.

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*(Signature of expropriating authority)*