

**S**

## Fax Cover Sheet

**Date :** July 16, 2008                      **Pages :** 1

**To :** Winston Smith                      **From :** Marlene Legare, CFP

**Company :** Hook & Smith

**Fax:** 204-837-9846                      **Fax:** 604-467-5630

**Phone :** 204-885-4520                      **Phone :** 604-467-5640

**Subject :** Security Firm brought in by Andy

After Dad was moved into the St. Eustache Manor February 15, 2006, the day he claims he must have been drugged as he does not recall anything about that morning when he attended Portage Court for a Peace Bond against me along with Andy/Claire/Lynda, and 1/2 that afternoon after Andy dragged him to Portage Hospital to see pyschiatrist Bruce Jamiesen who later attended at the Manor in the afternoon. The court advised the family to see a mediator, and Andy provided Dad with a pyschiatrist instead who passed himself off as a gerontologist to me and was later found to be "retired" a young doctor??? Andy placed a very large chain on the inside of his door (while all the other residents at te Manor have open door policy, keeping their doors open or unlocked most times, and against Manitoba Housing regulations which made him remove the lock when I informed me them albeit much later.

In typing up Dad's address book when he was with me, ran across this bit of information, appears to be Andy's handwriting as not Lynda's which I would recognize, and you will note the name "Orion Security" 871-0499 and the name Gerald Adams - the security guard Andy hired to guard Dad overnight and for a couple days according to Dad when none of the other family members were available to do their 24/7 shifts which I witnessed as well as Uncle Laurent Houde who lived in the Manor at the time and who would "sneak" me into the complex in order to try to get Dad to come over to his room to talk to me, unbeknownst to the others - which did not happen as Dad was ordered not to answer the telephone or door to anyone at that time but to Andy/Claire/Lynda and anyone else they designated but to EXCLUDE ME, IN FACT DAD WAS ORDERED TO CALL 911 IF HE SAW ME because he was lied to and told that the Judge in Portage who refused to grant the Peace Bond, had supposedly told me to "get out of town" lies I heard direct from Lynda Staub's mouth as she stayed overnight one night. This was also at the time Andy delayed his trip to Europe and finally went and came back for March 13, 2006, all the time he was gone he was calling Claire/Lynda at work constantly to ensure I did not connect with Dad to take him to a lawyer. So my suspicion is that he got something drawn up before he went on his holidays with his family..... That original paper is with Dad if you require it, I will ask him for it.

↳ AS ATTACHED

We will wait and see what is faxed to your office.

Also have not received your email with respect to today's brief as per our conversation; however, my computer has been blocking some emails lately which I am in midst of rectifying, due to new antivirus software. Would you resend again to mlegare@telus.net.

Thank you.

Att.

# PHONE NUMBERS

Harold Lecuyer - 353-2319 - CARETAKER  
#4 - FRANKLIN

CONSTABLE RICK CONWAY  
Sergeant + GIBBS

## Claire

Home 467-7789  
Cell 461-1759  
Work 482-6009

Green  
Home 989-2413  
Work 986-~~2413~~  
7565  
John + Pat Hanks 436-2571  
PIROSKA 353-2238

Green - 989-2413

## Lynda

Home 633-4345  
Cell 998-1854  
Work 945-0272

~~ORION Security~~ 871-0499 X  
Arnold ADAMS

## André

Home 857-5000  
Cell 857-2096  
Work 857-8711

Sister - Peggy Keough - 889-8440  
Dr Malstrom - 353-5820  
Bruce Jamison 239-2307  
Roland Bouchard - 227-3697  
Gary Porteau - 353-2076  
- 793-5257

Agnes 735-3193

He also had a lady  
by the name "Pari"  
sit with me one day  
when Andy unavailable.  
So be there to "guard me"

**ANDY HIRED  
SECURITY FIRM  
TO SLEEPOVER DAD'S ROOM**

**T**

- Honour your Dad.
- Don't let her in, Bruce, 2200, go home.
- Rent car - woman by herself
- Got a choice to go back Lynda
- Judge told me to by mind own business & stay away
- Cops fed up with me.
- She said she would burn house down.
- on phone 3:00 am - get help!
- 20180

PATRICK TOLD HER TO get

Becky / Bruce <sup>James</sup> to let me to go home

10.0 - Don't talk to Lynda

- Big trouble in BC

- March 13/2006 Andy

- moved in to Dad

- Don't believe Catherine Chuck

WHILE ACCOMPANIED BY MY BROTHER-IN-LAW Laurent Houde + Ben LaChance who got paper to take NOTES TAKEN OUTSIDE MY DOOR, ROOM BY MARLENE LEDARE REGARDING UNTRUTHS TOLD BY LYNDIA!

**U**



3015

M

ort

Time	Type	Identification	Duration	Pages	Result
6 11:15:22AM	Send	12042393690	0:41	1	OK

2866-440-4663  
 (6/1/06)  
 1-800-661-4663  
 1-204-839-3680  
 FAX: 1-204-845-4663  
 FAX: 1-204-239-3680

January 27, 2006  
 Graniteba Housing

Dear Sirs,

Re: St. Eustache manor - Room 10

This is to officially notify you that I  
 am not longer interested in a room Feb. 2006  
 at the St. Eustache manor as my health  
 has improved significantly more than  
 previously expected + I have + will remain  
 at my home in Chic. Thank you.

x Lionel Bouchard

Lionel Bouchard

204-781-6387 cellular

P.S. Also note I have revoked power of  
 attorney in favour of Andy, my son

RE: Lucret Bouchard

Feb. 16/2006

To Whom It May Concern,

Andy + sisters were in St. Eustache Manor Feb. 15/06.

Lucret Bouchard appeared to be not very happy, tired + looked defeated - not his usual happy self as I have known him. Lucret stated he was able to stay by himself as he had been for so long - meaning at home.

Andy Bouchard took me aside + showed me a picture of his sister + told me not to let her in + to immediately call the RCMP saying that she was "harrasing" her father.

My husband Louis 353-2894 + son Lucien 353-2894 have had a bad experience with purchasing a hay bales which ended up being a lemon from Andy Bouchard, as always broken, + paid good price for it.

Also Lucien witnessed an incident where Andy Bouchard driving in the middle of the road + while on his cellular phone caused travel truck + machinery to be run off road of Archie Mc Rae of Marquette when he had to dodge Andy's truck + take the ditch as he had wide equipment he was hauling. Believe the incident ended up in court.

In knowing Lucret very well, believe he belongs at his own home + looked yesterday very capable of looking after himself!

Cecile Gagnon

353-2044 Room 12

St. Eustache Manor



V

(a)

File No. FD 05-01-77864

THE QUEEN'S BENCH (FAMILY DIVISION)

WINNIPEG CENTRE

BETWEEN:

CLAIRE DEANNA DEMERY,

Petitioner,

- and -

GORDON WILLIAM DEMERY,

Respondent,

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MOTION BRIEF OF THE RESPONDENT

HEARING DATE: Friday, February 9, 2007 at 3:00 p.m.

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PETERSEN KING  
Barristers & Solicitors  
600 - 175 Carlton Street  
Winnipeg MB R3C 3H9

(Matter No. 05-133 JAK)  
Jack A. King/Kelli L. Forbes  
Telephone: 947-9123  
Fax No. 43-2768

**FILED**  
**QUEEN'S BENCH**

**FEB - 7 2007**

**LAW COURTS**  
**WINNIPEG**

8

- (c) The Affidavit of Gordon William Demery, affirmed the 1<sup>st</sup> day of February, 2007;
- (d) The Affidavit of Holly-Rae Pluchinski, affirmed the 2<sup>nd</sup> day of February, 2007.

3. Concise statement of facts.

The parties have been involved in litigation of property matters since August 2006.

The Respondent runs both *J.D. Cattle Company Ltd.* and *North Central Farm and Garden Ltd.* *J.D. Cattle Company Ltd.* is the owner of the properties listed in the Petitioner's affidavit affirmed the 16<sup>th</sup> day of January, 2007.

The marital home was sold in 2005. The Petitioner has retained all of the proceeds from the sale of that property.

The Respondent now resides in the State of Arizona in the United States of America. He is employed and earns approximately \$37,000.00 USD per annum.

The Respondent incurred significant personal and corporate debt during the parties' marriage. These debts total over 1.3 million dollars CDN.

The Respondent has executed a valid and binding Agreement to transfer *J.D. Cattle Company Ltd.*'s interest in the subject properties and the associated debt registered against these properties to Ralph and Raymond Marquardt and the Marquardt Cattle Company. This Agreement was signed on January 12, 2007, prior to the Respondent being served with the Petitioner's Notice of Motion in this matter. A copy of this Agreement is attached as Exhibit D to the Affidavit of Holly-Rae Pluchinski, affirmed on February 2, 2007.

4. The position of the Respondent on the contested issues is:

- (a) **Whether the Respondent is residing primarily outside of the jurisdiction**

The Respondent acknowledges that he is now living and working in Arizona.

- (b) **Whether the Respondent is actively engaging in disposing of Family Property prior to an accounting and equalization of same**

The Respondent entered into the Agreement on behalf of *J.D. Cattle Company Ltd.* in order to have the Marquardts and their company take over the debt registered against these properties. This was necessary in order to avoid foreclosure as the Respondent is unable to service the considerable secured and unsecured debts affecting the cattle business. Farm Credit Canada (Hereinafter referred to as "FCC") is the primary creditor with numerous encumbrances registered against the subject properties. The business is failing and accordingly, the Respondent has been unable to make payments on the FCC mortgages for approximately six months. It has become necessary for the Respondent to find alternative means of relieving the significant debt load.

The Petitioner's motion seeks an order preventing the sale and transfer of the subject properties. It is the position of the Respondent that the Petitioner cannot succeed in her motion as there is a binding Agreement requiring the transfer of the properties to the Marquardts. The Respondent, on behalf of *J.D. Cattle Company Ltd.* entered into the Agreement in good faith, prior to being served with the Petitioner's motion. The Respondent is no longer in control of the subject properties.

However, even if this Honourable Court were inclined to grant the attaching order, the result of the attaching order would be the complete failure of the Respondent's efforts to avoid FCC's foreclosure. In the event that FCC was to foreclose and seize the properties, whatever interest the Petitioner may have in these corporate assets would be adversely impacted.

Another potential consequence of the attaching order and/or the Agreement being set aside is that the Respondent will have to declare bankruptcy. The Respondent is not earning an income which is sufficient to permit him to service the current debt obligations. In the unlikely event that an accounting reveals that the Respondent owes the Petitioner an equalization payment, a bankruptcy would inhibit the Respondent from obtaining a loan or other financing with which he might hope to pay such equalization.

In order to register a Transfer of Land in the Winnipeg Land Titles Office, a fair market value must be declared. Any Transfers presented to the WLTO for the subject properties would bear such a declaration as to value. None of this is being hidden from the Petitioner.

The Respondent's position is that the debt exceeds the value of the assets in this situation. For his part, the Respondent is making considerable efforts to find a solution to this problem. The only way for

the Respondent to avoid financial ruin is for the Agreement between *J.D. Cattle Company Ltd.* and the Marquardt's to proceed in order to relieve the debt obligations.

After all of the debts have been paid, the Respondent does not expect that there will be any surplus of funds. The Petitioner has been advised that this is the situation.

In her motion, the Petitioner is also seeking that the Respondent be barred from the sale of any business asset, including animals and equipment. As *J.D. Cattle Company Ltd.* is a cattle business, such an order would effectively require the Respondent to shut down operations. If the Respondent is unable to sell cattle, he will need to generate some sort of cash flow which will see the animals fed and cared for until they can be sold. If the Respondent cannot sell farm equipment, there will be no source of revenue which would allow him to meet the needs of the animals. An order such as the one the Petitioner is seeking would create an untenable situation.

- (c) Whether the Petitioner has met the requirements of The Queen's Bench Rules and/or the Family Property Act for the requested relief

Queen's Bench Rule 46.01(1)(b) requires that the Petitioner state the amount of her claim. To date, the Petitioner has not quantified her claim and accordingly, has not met the requirements under the Rules for seeking an attaching order.

The Respondent takes the view that the evidence is clear: There will not be any corporate assets to bring into a Family Property Accounting once all of the debt has been paid. The Respondent has filed evidence which outlines in detail the debts that are outstanding.

The Petitioner has absolutely no evidence before the Court which would substantiate her claim for an attaching order. Specifically, the Petitioner has produced no evidence that there will be any surplus proceeds following the debt repayment. Without surplus proceeds, there is nothing for the Petitioner to attach her interest to.

The Respondent is not evading this litigation; he is simply trying to take the steps necessary to avoid financial ruin.

(d) **Costs**

The Respondent has made no secret of his financial hardship. The Respondent and his counsel have repeatedly advised the Petitioner and her lawyers that the transfer of the properties is not an attempt at



improperly disposing of assets but rather an unfortunate, but necessary course of action to avoid financial ruin.

The Petitioner has the Respondent's evidence, including copies of proofs relating to the significant debts that require repayment.

As recently as February 6, 2007, counsel for the Respondent forwarded correspondence to counsel for the Petitioner requesting that she abandon her motion.

5.  ~~A specific point of law will be argued on this motion and I have attached the authorities on which I intend to rely. I have highlighted those portions of the authorities which are relevant.~~
6.  No specific point of law is intended to be argued and accordingly no authorities are attached.
7.  ~~I have attached to this brief all required calculations including tax calculations where applicable.~~

8. The undersigned does not expect to file any additional material in regard to this motion.

Date: February 6, 2007



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**PETERSEN KING**  
Barristers and Solicitors  
600 – 175 Carlton Street  
Winnipeg MB R3C 3H9  
Telephone: 947-9123  
Fax: 943-2768

Jack A. King/Kelli L. Forbes  
Solicitor for the Respondent

TO:

**TAPPER CUDDY LLP**  
Barristers and Solicitors  
1000 – 330 St. Mary Avenue  
Winnipeg, MB R3C 3Z5

Attention: Norm Cuddy/Jessica Dillon  
Solicitor for the Petitioner

THE COURT OF QUEEN'S BENCH (FAMILY DIVISION)  
Winnipeg Centre

BETWEEN:

CLAIRE DEANNA DEMERY,

Petitioner,

- and -

GORDON WILLIAM DEMERY,

Respondent.

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FINANCIAL STATEMENT OF THE PETITIONER

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I, CLAIRE DEANNA DEMERY, of the City of Winnipeg, in the province of Manitoba,

AFFIRM AND SAY THAT:

1. Attached are the following:

- Part 1 — Annual Income
- Part 2 — Proposed Monthly Expenses
- Part 3 — Assets of Both Parties
- Part 4 — Debts of Both Parties

2. To the best of my knowledge, information and belief, the information set out in this financial statement is true and complete.

AFFIRMED before me at the City of Winnipeg,  
in the Province of Manitoba, this 29<sup>th</sup>  
day of AUGUST, 2005.

A BARRISTER-AT-LAW ENTITLED TO PRACTICE  
WITHIN THE PROVINCE OF MANITOBA.

)  
) Claire Demery  
)  
)

This is exhibit "A" referred to in  
the Affidavit of CLAIRE DEANNA DEMERY  
Affirmed before me at WINNIPEG, MB  
this 29 day of AUGUST, 2005.

A BARRISTER-AT-LAW ENTITLED TO  
PRACTISE WITHIN THE PROVINCE OF MANITOBA

PART 1 - ANNUAL INCOME

1. I am

employed as *(describe occupation)* \_\_\_\_\_  
by *(name and address of employer)* \_\_\_\_\_  
\_\_\_\_\_

If employed, carrying on business under the name of *(name and address of business)*  
\_\_\_\_\_

If unemployed since January 14, 2005

2. (a) I have requested copies of my Canada Customs and Revenue Agency tax returns for each of the three most recent taxation years 2002, 2003, and 2004 and undertake to provide same to the court upon receipt.

(b) I cannot obtain the printouts for the years \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_ because *(give reasons)*  
\_\_\_\_\_  
\_\_\_\_\_

(a) I expect my total income for this year to be as follows:

**SOURCES OF INCOME**

Employment income ( <i>wages, salary, commissions, including overtime and bonuses</i> )				<u>0</u>
Other employment income ( <i>including tips and gratuities</i> )				_____
Old age security pension				_____
Canada or Quebec Pension Plan benefits				_____
Other pensions or superannuation				_____
Employment insurance benefits				_____
Taxable amount of dividends from taxable Canadian corporations ( <i>estimated</i> )				_____
Interest an other investment income ( <i>estimated</i> )				_____
Net partnership income				_____
Rental income	Gross	_____	Net	_____
Taxable capital gains				_____
Spousal support				_____
Child support ( <i>taxable only</i> )				_____
Registered Retirement Savings Plan income				_____
Business income	Gross	_____	Net	_____
Professional income	Gross	_____	Net	_____
Commission income	Gross	_____	Net	_____
Farming income	Gross	_____	Net	_____
Fishing income	Gross	_____	Net	_____
Workers' Compensation benefits				_____
Social Assistance payments				_____
Net federal supplements				_____
Other income ( <i>specify</i> )				_____
<b>(A) <u>TOTAL ANNUAL INCOME</u></b>				_____
Total income as declared in most recent personal income tax return				_____
<u>2004</u>				
(year)				

## PART 2 - MONTHLY EXPENSES

My monthly expenses are as follows and are for me and the following members of my household:

*If the payment of an expense is shared with another person, insert only the amount that you pay. Convert all expenses incurred in a year, whether on a yearly, quarterly, weekly, or other basis, to monthly amounts. Give actual amounts where known or you can obtain the information. If this is impossible, give estimates.)*

### Compulsory Deductions

- Income Tax
- Employment Insurance
- Canada Pension Plan
- Employer Pension
- Union Dues
- Insurance
- Other (specify)

### Household Expenses

- Groceries and Household Supplies
- Meals Outside the Home
- Telephone
- Cable Television
- Laundry and Dry Cleaning
- Newspapers, Publications
- Stationary, Computer Supplies
- Vacation
- Pet Care

### Housing (primary residence)

- Rent or Mortgage
- Taxes
- Home Insurance
- Heat
- Water
- Hydro
- House Repairs and Maintenance
- Yard Maintenance
- Other (specify)

### Health

- Medical Insurance
- Drugs (net of coverage)
- Dental Care (net of coverage)
- Optical Care (net of coverage)
- Other (Usana Vitamins/Minerals)

### Transportation

- Public Transit, Taxis, etc.
- Car Operation
- Gas and Oil
- Insurance and License
- Maintenance
- Parking

SUB-TOTAL

SUB-TOTAL

### Adult Household Members

- Clothing 200.00
- Hair Care 75.00
- Toiletries, Cosmetics 100.00
- Education Fees, Supplies 100.00
- Entertainment and Recreation 42.00
- Fitness 20.00
- Insurance (Critical Illness) 150.00
- Charitable Donations 50.00
- Gifts to Others
- Alcohol, Tobacco

### Children

- Child Care
- Babysitting
- Clothing
- Hair Care
- Allowances
- School Fees and Supplies
- Entertainment and Recreation 100.00
- Insurance
- Gifts (toys, books, etc.)
- Activities, Lessons and Supplies
- Camp
- Gifts to Other Children 75.00

### Savings for the Future

- RRSP
- RESP
- Other

Debt (other than mortgage repayment)  
(calculated as in Part 4)

733.00

Lease Payments (GMAC)

Support Payments to Others  
(specify) \*

Reserve for Income Taxes (2005)

Other

TOTAL

at issue in this application. Specify the person who is supported, whether the payment is voluntary or pursuant to a court order or agreement.

PART 3 – ASSETS OF BOTH PARTIES

6.

Our assets are as follows:

Asset in Possession of Petitioner (P) or Respondent (R)	Present Market Value  (estimated)	Market Value at Date of Separation April 2, 2005 (estimated)
Real Estate (land description) NE ¼ 8-17-1 EPM Other Farm Property	P R \$269,000.00 \$unknown	\$269,000.00 \$unknown
Cars, boats, vehicles (year, make, model) 2005 GMC Canyon 2 Snowmobiles Suburban Camper	P R R R R \$43,000.00 \$unknown \$unknown \$unknown	\$45,000.00 \$unknown \$unknown \$unknown
Farm Property (vehicles, equipment, land, animals, inventory): Vehicles/Trucks	R \$unknown	\$unknown
Household goods, furniture and appliances	R \$unknown	\$unknown
Tools, sports and hobby equipment	R \$unknown	\$unknown
Banks accounts and cash on hand Chequing Account (SICU) Savings Account (SICU) Superior Savings Account (SICU) Chequing Account (2) (SICU) Full Service Account (TD Can. Trust) Business Operating Account (CIBC)	P P P P&R P&R NCF&G \$5,740.00 \$0.00 \$11,004.86 \$218.00 \$2,542.89 \$6,397.44	\$5,740.00 \$0.00 \$11,004.86 \$218.00 \$2,542.89 \$6,397.44
RRSP	R \$unknown	\$
Bonds, shares, term deposits, investments Mutual funds/other investments	R P&R \$unknown \$unknown	\$unknown \$unknown
Provincial or Federal Agricultural Funding	R \$unknown	\$unknown
Life Insurance (cash value)	P&R \$unknown	\$unknown
Business assets for J.D. Cattle Co. Ltd. Farm Property Vehicles Equipment Cattle Inventory income Provincial grants and subsidies Federal Grants and Subsidies Bank Accounts and Cash on Hand	R \$unknown \$unknown \$unknown \$unknown \$unknown \$unknown \$unknown \$unknown \$unknown \$unknown	\$600,000.00 \$50,000.00 \$20,000.00 \$20,000.00 \$unknown \$unknown \$unknown \$unknown \$unknown
Other (specify) –	R \$unknown	\$unknown

PART 4 – DEBTS AND OTHER LIABILITIES OF BOTH PARTIES

7. Our debts and liabilities are as follows:

*(List all your debts and liabilities as well as any joint debts and liabilities. Identify joint liabilities with an asterisk (\*). Do not complete the column headed "Amount Outstanding at Date of Separation" if there is no claim under The Family Property Act.)*

	Debt of Petitioner (P) or Respondent (R) or Joint (*)	Present Amount Outstanding (estimates)	Amount Outstanding at Date of Separation (estimates)	Present Monthly Payments
Mortgage: Marital Home	P	\$100,000.00		unknown
Credit Cards	*	\$unknown	\$unknown	\$unknown
Visa	*	\$unknown	\$unknown	\$unknown
Sears		\$unknown		\$unknown
Amex	R	\$unknown	(\$108.50) CR	\$unknown
Other – CAA Line of Credit	R	\$5,503.49	\$5,503.49	\$unknown
Business debts for J.D. Cattle Co. Ltd.				
Mortgage on various Properties	R	\$900,000.00 \$600,000.00 \$40,000.00	\$unknown \$unknown \$unknown	\$unknown \$unknown \$unknown

Instructions

- List all liabilities and joint liabilities and identify joint liabilities with an asterisk (\*).
- Column headed "amount outstanding at date of separation" need not be completed if parties are not married.



2005/08/08  
2-01

MANITOBA

TITLE NO: 1858052  
PAGE: 1

STATUS OF TITLE

REGISTRATION DATE..... 2002/02/25  
COMPLETION DATE..... 2002/02/28

PRODUCED FOR.. WLTO  
ADDRESS.....

PRODUCED BY... A.KASERBAUER

LEGAL DESCRIPTION:

J.D. CATTLE COMPANY LTD.

*President - Gordon William  
Director - [unclear]  
Shareholders - [unclear]*

IS REGISTERED OWNER SUBJECT TO SUCH ENTRIES RECORDED HEREON IN THE FOLLOWING DESCRIBED LAND:

LEGAL SUBDIVISIONS 3, 6, 11 AND 14 OF SECTION 8-15-3 EPM  
EXC OUT ALL MINES AND MINERALS

*No other officers*

ACTIVE TITLE CHARGES:

*ABOVE  
LYNDA STUBBS  
WRITING  
Got an associate  
to produce these  
records free of  
charge according R. Van  
steel part*

2692803 WPG ACCEPTED MORTGAGE  
FROM/BY: J.D. CATTLE COMPANY LTD.  
TO: GRANT DOUGLAS BAKER  
CONSIDERATION: 40000.00

REG'D:

NOTES:

CHARGES AFFECTING THIS INSTRUMENT:  
2919002 WPG ACCEPTED POSTPONEMENT OF RIGHTS  
NOTES: TO MORTGAGE 2913266

2913266 WPG ACCEPTED MORTGAGE  
FROM/BY: J.D. CATTLE COMPANY LTD.  
TO: FARM CREDIT CANADA  
CONSIDERATION: 322500.00

REG'D: 2003/10/29

NOTES:

2919002 WPG ACCEPTED POSTPONEMENT OF RIGHTS  
FROM/BY: GRANT DOUGLAS BAKER (MORTGAGE 2692803)  
TO: FARM CREDIT CANADA (MORTGAGE 2913266)  
CONSIDERATION:

REG'D: 2003/11/13

NOTES:

ACCEPTED THIS 25TH DAY OF FEBRUARY, 2002  
BY G.SCOTT FOR THE DISTRICT REGISTRAR OF  
THE LAND TITLES DISTRICT OF WINNIPEG.

CERTIFIED TRUE EXTRACT PRODUCED FROM THE LAND TITLES DATA  
STORAGE SYSTEM ON 2005/08/08 OF TITLE NUMBER 1858052 .  
THIS IS NOT A DUPLICATE TITLE.

X  
FOR THE DISTRICT REGISTRAR

MANITOBA  
STATUS OF TITLE

TITLE NO: 1858053  
PAGE: 1

TITLE..... ACCEPTED  
OFFICE..... WINNIPEG  
REGISTRATION OFFICE..... WINNIPEG  
REGISTRATION DATE..... 2002/02/25  
COMPLETION DATE..... 2002/02/28

PRODUCED FOR.. X  
ADDRESS.....

PRODUCED BY... A.KASERBAUER

LEGAL DESCRIPTION:

J.D. CATTLE COMPANY LTD.

IS REGISTERED OWNER SUBJECT TO SUCH ENTRIES RECORDED HEREON,  
IN THE FOLLOWING DESCRIBED LAND:

PARCEL ONE: NE 1/4 7-15-3 EPM  
EXC ALL MINES AND MINERALS AS SET FORTH IN INSTRUMENT  
NO. 851198 WLTO  
PARCEL TWO: S 1/2 AND NW 1/4 7-15-3 EPM  
EXC OUT OF S 1/2 OF SAID SECTION 7 SLY 1320 FEET PERP  
PARCEL THREE: SW 1/4 17-15-3 EPM  
EXC DRAIN SHOWN COLOURED PINK ON PLAN 2720 WLTO

ACTIVE TITLE CHARGES:

2692803 WPG ACCEPTED MORTGAGE REG'D: 2002/02/25  
FROM/BY: J.D. CATTLE COMPANY LTD.  
TO: GRANT DOUGLAS BAKER  
CONSIDERATION: 40000.00 NOTES:

CHARGES AFFECTING THIS INSTRUMENT:  
2919002 WPG ACCEPTED POSTPONEMENT OF RIGHTS  
NOTES: TO MORTGAGE 2913266

2913266 WPG ACCEPTED MORTGAGE REG'D: 2003/10/29  
FROM/BY: J.D. CATTLE COMPANY LTD.  
TO: FARM CREDIT CANADA  
CONSIDERATION: 322500.00 NOTES:

2919002 WPG ACCEPTED POSTPONEMENT OF RIGHTS REG'D: 2003/11/13  
FROM/BY: GRANT DOUGLAS BAKER (MORTGAGE 2692803)  
TO: FARM CREDIT CANADA (MORTGAGE 2913266)  
CONSIDERATION: NOTES:

ACCEPTED THIS 25TH DAY OF FEBRUARY, 2002  
BY G.SCOTT FOR THE DISTRICT REGISTRAR OF  
THE LAND TITLES DISTRICT OF WINNIPEG.

CERTIFIED TRUE EXTRACT PRODUCED FROM THE LAND TITLES DATA  
STORAGE SYSTEM ON 2005/08/08 OF TITLE NUMBER 1858053 .  
THIS IS NOT A DUPLICATE TITLE.

2005/08/08  
12:01

**MANITOBA**

TITLE NO: 1860474  
PAGE: 1

**STATUS OF TITLE**

STATUS OF TITLE..... ACCEPTED  
ORIGINATING OFFICE..... WINNIPEG  
REGISTERING OFFICE..... WINNIPEG  
REGISTRATION DATE..... 2002/03/07  
COMPLETION DATE..... 2002/03/15

PRODUCED FOR.. X  
ADDRESS.....

PRODUCED BY... A.KASERBAUER

LEGAL DESCRIPTION:

J.D. CATTLE COMPANY LTD.

IS REGISTERED OWNER SUBJECT TO SUCH ENTRIES RECORDED HEREON, IN THE FOLLOWING DESCRIBED LAND:

SW 1/4 15-17-2 EPM,  
EXC, FIRSTLY: THE SLY 1320 FEET PERP, AND  
SECONDLY: ROADS, PLAN 5336 AND 18266 WLTO;  
SUBJECT TO THE RESERVATIONS AND PROVISIOES CONTAINED IN THE  
GRANT FROM THE CROWN.

ACTIVE TITLE CHARGES:

246614 WPG ACCEPTED CAVEAT REG'D: 1977/07/19  
FROM/BY: MAN. TELEPHONE SYSTEM  
TO:  
CONSIDERATION: NOTES:

37-91881 WPG ACCEPTED CAVEAT REG'D: 1987/08/25  
FROM/BY: ARNOLD W. NEVILLE  
TO:  
CONSIDERATION: NOTES:

2696742 WPG ACCEPTED MORTGAGE REG'D: 2002/03/07  
FROM/BY: J.D. CATTLE COMPANY LTD.  
TO: FARM CREDIT CANADA  
CONSIDERATION: 600000.00 NOTES:

2853820 WPG ACCEPTED MORTGAGE REG'D: 2003/06/05  
FROM/BY: J.D. CATTLE COMPANY LTD.  
TO: FARM CREDIT CANADA  
CONSIDERATION: 900000.00 NOTES:

ACCEPTED THIS 7TH DAY OF MARCH, 2002  
BY G.BILODEAU FOR THE DISTRICT REGISTRAR OF  
THE LAND TITLES DISTRICT OF WINNIPEG.

CERTIFIED TRUE EXTRACT PRODUCED FROM THE LAND TITLES DATA  
STORAGE SYSTEM ON 2005/08/08 OF TITLE NUMBER 1860474 .  
THIS IS NOT A DUPLICATE TITLE.

2005/08/08  
12:01

MANITOBA

TITLE NO: 1860480  
PAGE: 1

STATUS OF TITLE

STATUS OF TITLE..... ACCEPTED  
ORIGINATING OFFICE..... WINNIPEG  
REGISTERING OFFICE..... WINNIPEG  
REGISTRATION DATE..... 2002/03/07  
COMPLETION DATE..... 2002/03/15

PRODUCED FOR.. X  
ADDRESS.....

PRODUCED BY... A.KASERBAUER

LEGAL DESCRIPTION:

J.D. CATTLE COMPANY LTD.

AS REGISTERED OWNER SUBJECT TO SUCH ENTRIES RECORDED HEREON, IN THE FOLLOWING DESCRIBED LAND:

1/4 1-17-1 WPM,  
SUBJECT TO THE SPECIAL RESERVATIONS CONTAINED IN THE  
GRANT FROM THE CROWN.

ACTIVE TITLE CHARGES:

2696742 WPG ACCEPTED MORTGAGE	REG'D: 2002/03/07
FROM/BY: J.D. CATTLE COMPANY LTD.	
TO: FARM CREDIT CANADA	
CONSIDERATION: 600000.00	NOTES:
2853820 WPG ACCEPTED MORTGAGE	REG'D: 2003/06/05
FROM/BY: J.D. CATTLE COMPANY LTD.	
TO: FARM CREDIT CANADA	
CONSIDERATION: 900000.00	NOTES:

ACCEPTED THIS 7TH DAY OF MARCH, 2002  
BY G.BILODEAU FOR THE DISTRICT REGISTRAR OF  
THE LAND TITLES DISTRICT OF WINNIPEG.

CERTIFIED TRUE EXTRACT PRODUCED FROM THE LAND TITLES DATA  
STORAGE SYSTEM ON 2005/08/08 OF TITLE NUMBER 1860480 .  
THIS IS NOT A DUPLICATE TITLE.

X  
\_\_\_\_\_  
FOR THE DISTRICT REGISTRAR

\*\*\*\*\* END OF STATUS OF TITLE FOR TITLE 1860480 WPG \*\*\*\*\*

# STATUS OF TITLE

STATUS OF TITLE..... ACCEPTED  
 ISSUING OFFICE..... WINNIPEG  
 REGISTERING OFFICE..... WINNIPEG  
 REGISTRATION DATE..... 2002/03/07  
 EXPIRATION DATE..... 2002/03/15

PRODUCED FOR.. S  
 ADDRESS.....

PRODUCED BY... A.KASERBAUER

## DESCRIPTION:

D. CATTLE COMPANY LTD.

REGISTERED OWNER SUBJECT TO SUCH ENTRIES RECORDED HEREON, IN THE FOLLOWING DESCRIBED LAND:

THAT PORTION OF NE 1/4 2-17-1 WPM,  
 WHICH LIES TO THE EAST OF THE EASTERN LIMIT OF THE RIGHT OF WAY OF  
 CANADIAN NORTHERN RLY, PLAN NO. 2171 WLTO  
 , ALL MINES AND MINERALS, OTHER THAN SAND AND GRAVEL, AS SET FORTH  
 IN THE CROWN LANDS ACT.

## RELEVANT TITLE CHARGES:

2696742 WPG ACCEPTED MORTGAGE	REG'D: 2002/03/07
FROM/BY: J.D. CATTLE COMPANY LTD.	
TO: FARM CREDIT CANADA	
CONSIDERATION: 600000.00	NOTES:

2853820 WPG ACCEPTED MORTGAGE	REG'D: 2003/06/05
FROM/BY: J.D. CATTLE COMPANY LTD.	
TO: FARM CREDIT CANADA	
CONSIDERATION: 900000.00	NOTES:

ACCEPTED THIS 7TH DAY OF MARCH, 2002  
 BY G.BILODEAU FOR THE DISTRICT REGISTRAR OF  
 THE LAND TITLES DISTRICT OF WINNIPEG.

CERTIFIED TRUE EXTRACT PRODUCED FROM THE LAND TITLES DATA  
 STORAGE SYSTEM ON 2005/08/08 OF TITLE NUMBER 1860483 .  
 THIS IS NOT A DUPLICATE TITLE.

X  
 \_\_\_\_\_  
 FOR THE DISTRICT REGISTRAR

\*\*\*\*\* END OF STATUS OF TITLE FOR TITLE 1860483 WPG \*\*\*\*\*

05/08/08  
12:01

MANITOBA

TITLE NO: 1860486  
PAGE: 1

STATUS OF TITLE

STATUS OF TITLE..... ACCEPTED  
ORIGINATING OFFICE..... WINNIPEG  
REGISTERING OFFICE..... WINNIPEG  
REGISTRATION DATE..... 2002/03/07  
COMPLETION DATE..... 2002/03/15

PRODUCED FOR.. X  
ADDRESS.....

PRODUCED BY... A.KASERBAUER

LEGAL DESCRIPTION:

J.D. CATTLE COMPANY LTD.

IS REGISTERED OWNER SUBJECT TO SUCH ENTRIES RECORDED HEREON, IN THE FOLLOWING DESCRIBED LAND:

SW 1/4 12-17-1 WPM,  
SUBJECT TO THE RESERVATIONS AND PROVISIOES CONTAINED IN THE GRANT FROM THE CROWN.

TITLE CHARGES:

2696742 WPG ACCEPTED MORTGAGE	REG'D: 2002/03/07
FROM/BY: J.D. CATTLE COMPANY LTD.	
TO: FARM CREDIT CANADA	
CONSIDERATION: 600000.00	NOTES:
2853820 WPG ACCEPTED MORTGAGE	REG'D: 2003/06/05
FROM/BY: J.D. CATTLE COMPANY LTD.	
TO: FARM CREDIT CANADA	
CONSIDERATION: 900000.00	NOTES:

ACCEPTED THIS 7TH DAY OF MARCH, 2002  
BY G.BILODEAU FOR THE DISTRICT REGISTRAR OF  
THE LAND TITLES DISTRICT OF WINNIPEG.

CERTIFIED TRUE EXTRACT PRODUCED FROM THE LAND TITLES DATA  
STORAGE SYSTEM ON 2005/08/08 OF TITLE NUMBER 1860486 .  
THIS IS NOT A DUPLICATE TITLE.

X  
\_\_\_\_\_  
FOR THE DISTRICT REGISTRAR

\*\*\*\*\* END OF STATUS OF TITLE FOR TITLE 1860486 WPG \*\*\*\*\*

2005/08/08  
12:03

MANITOBA

TITLE NO: 1860487  
PAGE: 1

STATUS OF TITLE

STATUS OF TITLE..... ACCEPTED  
ORIGINATING OFFICE..... WINNIPEG  
REGISTERING OFFICE..... WINNIPEG  
REGISTRATION DATE..... 2002/03/07  
COMPLETION DATE..... 2002/03/15

PRODUCED FOR.. X  
ADDRESS.....

PRODUCED BY... A.KASERBAUER

LEGAL DESCRIPTION:

J.D. CATTLE COMPANY LTD.

IS REGISTERED OWNER SUBJECT TO SUCH ENTRIES RECORDED HEREON, IN THE FOLLOWING DESCRIBED LAND:

THE E 1/2 OF SE 1/4 24-17-1 WPM,  
EXC, ALL MINES AND MINERALS AS RESERVED IN THE GRANT FROM THE CROWN.

ACTIVE TITLE CHARGES:

2696742 WPG ACCEPTED MORTGAGE  
FROM/BY: J.D. CATTLE COMPANY LTD.  
TO: FARM CREDIT CANADA  
CONSIDERATION: 600000.00

REG'D: 2002/03/07

NOTES:

2853820 WPG ACCEPTED MORTGAGE  
FROM/BY: J.D. CATTLE COMPANY LTD.  
TO: FARM CREDIT CANADA  
CONSIDERATION: 900000.00

REG'D: 2003/06/05

NOTES:

ACCEPTED THIS 7TH DAY OF MARCH, 2002  
BY G.BILODEAU FOR THE DISTRICT REGISTRAR OF  
THE LAND TITLES DISTRICT OF WINNIPEG.

CERTIFIED TRUE EXTRACT PRODUCED FROM THE LAND TITLES DATA  
STORAGE SYSTEM ON 2005/08/08 OF TITLE NUMBER 1860487 .  
THIS IS NOT A DUPLICATE TITLE.

X  
FOR THE DISTRICT REGISTRAR

\*\*\*\*\* END OF STATUS OF TITLE FOR TITLE 1860487 WPG \*\*\*\*\*

2005/08/08  
12:01

MANITOBA

TITLE NO: 1860492  
PAGE: 1

STATUS OF TITLE

STATUS OF TITLE.....	ACCEPTED	PRODUCED FOR.. X
ISSUING OFFICE.....	WINNIPEG	ADDRESS.....
REGISTERING OFFICE.....	WINNIPEG	
REGISTRATION DATE.....	2002/03/07	
COMPLETION DATE.....	2002/03/15	PRODUCED BY... A.KASERBAUER

LEGAL DESCRIPTION:

J.D. CATTLE COMPANY LTD.

REGISTERED OWNER SUBJECT TO SUCH ENTRIES RECORDED HEREON, IN THE FOLLOWING DESCRIBED LAND:

THAT PORTION OF SE 1/4 11-17-1 WPM,  
 WHICH LIES TO THE EAST OF CANADIAN NORTHERN RLY, PLAN 2171 WLTO  
 ACT, FIRSTLY: ALL MINES AND MINERALS AS SET FORTH IN THE  
 TOWN LANDS ACT, AND  
 SECONDLY: ALL SAND AND GRAVEL AND RIGHT TO ENTER AND REMOVE SAME.

PREVIOUS TITLE CHARGES:

2696742 WPG ACCEPTED MORTGAGE	REG'D: 2002/03/07
FROM/BY: J.D. CATTLE COMPANY LTD.	
TO: FARM CREDIT CANADA	
CONSIDERATION: 600000.00	NOTES:
2853820 WPG ACCEPTED MORTGAGE	REG'D: 2003/06/05
FROM/BY: J.D. CATTLE COMPANY LTD.	
TO: FARM CREDIT CANADA	
CONSIDERATION: 900000.00	NOTES:

ACCEPTED THIS 7TH DAY OF MARCH, 2002  
 BY G.BILODEAU FOR THE DISTRICT REGISTRAR OF  
 THE LAND TITLES DISTRICT OF WINNIPEG.

CERTIFIED TRUE EXTRACT PRODUCED FROM THE LAND TITLES DATA  
 STORAGE SYSTEM ON 2005/08/08 OF TITLE NUMBER 1860492 .  
 THIS IS NOT A DUPLICATE TITLE.

X  
 \_\_\_\_\_  
 FOR THE DISTRICT REGISTRAR

\*\*\*\*\* END OF STATUS OF TITLE FOR TITLE 1860492 WPG \*\*\*\*\*



STATUS OF TITLE

STATUS OF TITLE..... ACCEPTED  
ORIGINATING OFFICE..... WINNIPEG  
REGISTERING OFFICE..... WINNIPEG  
REGISTRATION DATE..... 2003/06/05  
COMPLETION DATE..... 2003/06/17

PRODUCED FOR.. S  
ADDRESS.....

PRODUCED BY... A.KASERBAUER

LEGAL DESCRIPTION:

J.D. CATTLE COMPANY LTD.

IS REGISTERED OWNER SUBJECT TO SUCH ENTRIES RECORDED HEREON, IN THE FOLLOWING DESCRIBED LAND:

NE 1/4 27-20-1 WPM,  
SUBJECT TO THE RESERVATIONS AND PROVISIOES CONTAINED IN THE GRANT FROM THE CROWN.

ACTIVE TITLE CHARGES:

2853820 WPG ACCEPTED MORTGAGE REG'D: 2003/06/05  
FROM/BY: J.D. CATTLE COMPANY LTD.  
TO: FARM CREDIT CANADA  
CONSIDERATION: 900000.00 NOTES:

2853821 WPG ACCEPTED MORTGAGE REG'D: 2003/06/05  
FROM/BY: J.D. CATTLE COMPANY LTD.  
TO: STUART WILLIAM MCSHERRY  
CONSIDERATION: 40000.00 NOTES:

ACCEPTED THIS 5TH DAY OF JUNE, 2003  
BY G.BILODEAU FOR THE DISTRICT REGISTRAR OF  
THE LAND TITLES DISTRICT OF WINNIPEG.

CERTIFIED TRUE EXTRACT PRODUCED FROM THE LAND TITLES DATA  
STORAGE SYSTEM ON 2005/08/08 OF TITLE NUMBER 1951710 .  
THIS IS NOT A DUPLICATE TITLE.

X  
FOR THE DISTRICT REGISTRAR

\*\*\*\*\* END OF STATUS OF TITLE FOR TITLE 1951710 WPG \*\*\*\*\*

2005/08/08  
12:03

**MANITOBA**

TITLE NO: 1951711  
PAGE: 1

**STATUS OF TITLE**

STATUS OF TITLE..... ACCEPTED  
REGISTRATING OFFICE..... WINNIPEG  
REGISTERING OFFICE..... WINNIPEG  
REGISTRATION DATE..... 2003/06/05  
COMPLETION DATE..... 2003/06/17

PRODUCED FOR.. S  
ADDRESS.....

PRODUCED BY... A.KASERBAUER

**LEGAL DESCRIPTION:**

J.D. CATTLE COMPANY LTD.

IS REGISTERED OWNER SUBJECT TO SUCH ENTRIES RECORDED HEREON, IN THE FOLLOWING DESCRIBED LAND:

PARCEL 1: NE 1/4 8-21-1 WPM,  
EXC, FIRSTLY: ROAD, PLAN 7062 WLTO, AND  
SECONDLY: ALL MINES AND MINERALS AND OTHER MATTERS AS MORE FULLY SET FORTH IN TRANSFER NO. 51340 WLTO (P DIV).

PARCEL 2: SE 1/4 8-21-1 WPM,  
EXC OUT OF PARCEL 2, FIRSTLY: ROAD, PLAN 7062 WLTO, AND  
SECONDLY: ALL MINES AND MINERALS AND OTHER MATTERS AS MORE FULLY SET FORTH IN TRANSFER NO. 51340 WLTO (P DIV).

**ACTIVE TITLE CHARGES:**

259249 WPG ACCEPTED CAVEAT REG'D: 1979/02/15  
FROM/BY: MANITOBA TELEPHONE SYSTEM  
TO:  
CONSIDERATION: NOTES: AFF: PART

2853820 WPG ACCEPTED MORTGAGE REG'D: 2003/06/05  
FROM/BY: J.D. CATTLE COMPANY LTD.  
TO: FARM CREDIT CANADA  
CONSIDERATION: 900000.00 NOTES:

2853821 WPG ACCEPTED MORTGAGE REG'D: 2003/06/05  
FROM/BY: J.D. CATTLE COMPANY LTD.  
TO: STUART WILLIAM MCSHERRY  
CONSIDERATION: 40000.00 NOTES:

ACCEPTED THIS 5TH DAY OF JUNE, 2003  
BY G.BILODEAU FOR THE DISTRICT REGISTRAR OF  
THE LAND TITLES DISTRICT OF WINNIPEG.

CERTIFIED TRUE EXTRACT PRODUCED FROM THE LAND TITLES DATA  
STORAGE SYSTEM ON 2005/08/08 OF TITLE NUMBER 1951711 .  
THIS IS NOT A DUPLICATE TITLE.

MANITOBA

TITLE NO: 1951717  
PAGE: 1

STATUS OF TITLE

2005/08/08  
12:02

STATUS OF TITLE..... ACCEPTED  
ORIGINATING OFFICE..... WINNIPEG  
REGISTERING OFFICE..... WINNIPEG  
REGISTRATION DATE..... 2003/06/05  
COMPLETION DATE..... 2003/06/17

PRODUCED FOR.. X  
ADDRESS.....

PRODUCED BY... A.KASERBAUER

LEGAL DESCRIPTION:

J.D. CATTLE COMPANY LTD.

REGISTERED OWNER SUBJECT TO SUCH ENTRIES RECORDED HEREON, IN THE FOLLOWING DESCRIBED LAND:

1/4 34-20-1 WPM,  
FIRSTLY: ROAD, PLAN 6633 WLTO,  
SECONDLY: ALL SAND AND GRAVEL AS SET FORTH IN TRANSFER NO. 2124918 WLTO, AND  
THIRDLY: ALL MINES AND MINERALS AS SET FORTH IN TRANSFER NO. 2124120 WLTO.

RELEVANT TITLE CHARGES:

172292 WPG ACCEPTED CAVEAT REG'D: 1958/09/11  
FROM/BY: MANITOBA POWER COMMISSION  
TO:  
CONSIDERATION: NOTES: AFF: W 200' OF S 1500'

2853820 WPG ACCEPTED MORTGAGE REG'D: 2003/06/05  
FROM/BY: J.D. CATTLE COMPANY LTD.  
TO: FARM CREDIT CANADA  
CONSIDERATION: 900000.00 NOTES:

2853821 WPG ACCEPTED MORTGAGE REG'D: 2003/06/05  
FROM/BY: J.D. CATTLE COMPANY LTD.  
TO: STUART WILLIAM MCSHERRY  
CONSIDERATION: 40000.00 NOTES:

ACCEPTED THIS 5TH DAY OF JUNE, 2003  
BY G.BILODEAU FOR THE DISTRICT REGISTRAR OF  
THE LAND TITLES DISTRICT OF WINNIPEG.

CERTIFIED TRUE EXTRACT PRODUCED FROM THE LAND TITLES DATA STORAGE SYSTEM ON 2005/08/08 OF TITLE NUMBER 1951717 . THIS IS NOT A DUPLICATE TITLE.

X  
FOR THE DISTRICT REGISTRAR

08/08  
2003

MANITOBA

TITLE NO: 1951718  
PAGE: 1

STATUS OF TITLE

STATUS OF TITLE..... ACCEPTED  
ORIGINATING OFFICE..... WINNIPEG  
REGISTERING OFFICE..... WINNIPEG  
REGISTRATION DATE..... 2003/06/05  
COMPLETION DATE..... 2003/06/17

PRODUCED FOR.. S  
ADDRESS.....

PRODUCED BY... A.KASERBAUER

LEGAL DESCRIPTION:

J.D. CATTLE COMPANY LTD.

IS REGISTERED OWNER SUBJECT TO SUCH ENTRIES RECORDED HEREON, IN THE FOLLOWING DESCRIBED LAND:

SE 1/4 34-20-1 WPM,  
EXC, FIRSTLY: ALL SAND AND GRAVEL AS SET FORTH IN  
TRANSFER NO. 2124919 WLTO, AND  
SECONDLY: ALL MINES AND MINERALS AS SET FORTH IN TRANSFER  
TRANSFER NO. 2124921 WLTO.

ACTIVE TITLE CHARGES:

2853820 WPG ACCEPTED MORTGAGE	REG'D: 2003/06/05
FROM/BY: J.D. CATTLE COMPANY LTD.	
TO: FARM CREDIT CANADA	
CONSIDERATION: 900000.00	NOTES:
2853821 WPG ACCEPTED MORTGAGE	REG'D: 2003/06/05
FROM/BY: J.D. CATTLE COMPANY LTD.	
TO: STUART WILLIAM MCSHERRY	
CONSIDERATION: 40000.00	NOTES:

ACCEPTED THIS 5TH DAY OF JUNE, 2003  
BY G.BILODEAU FOR THE DISTRICT REGISTRAR OF  
THE LAND TITLES DISTRICT OF WINNIPEG.

CERTIFIED TRUE EXTRACT PRODUCED FROM THE LAND TITLES DATA  
STORAGE SYSTEM ON 2005/08/08 OF TITLE NUMBER 1951718 .  
THIS IS NOT A DUPLICATE TITLE.

X  
\_\_\_\_\_  
FOR THE DISTRICT REGISTRAR

\*\*\*\*\* END OF STATUS OF TITLE FOR TITLE 1951718 WPG \*\*\*\*\*

2005/08/08  
12:02

**MANITOBA**

TITLE NO: 1951720  
PAGE: 1

**STATUS OF TITLE**

STATUS OF TITLE..... ACCEPTED  
ORIGINATING OFFICE..... WINNIPEG  
REGISTERING OFFICE..... WINNIPEG  
REGISTRATION DATE..... 2003/06/05  
COMPLETION DATE..... 2003/06/17

PRODUCED FOR.. X  
ADDRESS.....

PRODUCED BY... A.KASERBAUER

**LEGAL DESCRIPTION:**

J.D. CATTLE COMPANY LTD.

IS REGISTERED OWNER SUBJECT TO SUCH ENTRIES RECORDED HEREON, IN THE FOLLOWING DESCRIBED LAND:

NW 1/4 31-20-1 EPM,  
SUBJECT TO THE SPECIAL RESERVATIONS CONTAINED IN THE GRANT FROM THE CROWN.

**ACTIVE TITLE CHARGES:**

1754007 WPG ACCEPTED CAVEAT REG'D: 1994/01/05  
FROM/BY: H.M. THE QUEEN (CANADA)  
TO:  
CONSIDERATION: NOTES:

CHARGES AFFECTING THIS INSTRUMENT:  
2097371 WPG ACCEPTED POSTPONEMENT OF RIGHTS  
NOTES: TO MTGE 2059006

2097371 WPG ACCEPTED POSTPONEMENT OF RIGHTS REG'D: 1996/12/24  
FROM/BY: H. M. THE QUEEN (CANADA) IN CAVEAT 1754007  
TO: THE MANITOBA AGRICULTURAL CREDIT CORP. IN MTGE 2059006  
CONSIDERATION: NOTES:

2853820 WPG ACCEPTED MORTGAGE REG'D: 2003/06/05  
FROM/BY: J.D. CATTLE COMPANY LTD.  
TO: FARM CREDIT CANADA  
CONSIDERATION: 900000.00 NOTES:

2853821 WPG ACCEPTED MORTGAGE REG'D: 2003/06/05  
FROM/BY: J.D. CATTLE COMPANY LTD.  
TO: STUART WILLIAM MCSHERRY  
CONSIDERATION: 40000.00 NOTES:

ACCEPTED THIS 5TH DAY OF JUNE, 2003  
BY G.BILODEAU FOR THE DISTRICT REGISTRAR OF  
THE LAND TITLES DISTRICT OF WINNIPEG.

MANITOBA  
STATUS OF TITLE

TITLE NO: 1951722  
PAGE: 1

TITLE..... ACCEPTED  
OFFICE..... WINNIPEG  
OFFICE..... WINNIPEG  
RATION DATE..... 2003/06/05  
LETION DATE..... 2003/06/17

PRODUCED FOR.. X  
ADDRESS.....

PRODUCED BY... A.KASERBAUER

LEGAL DESCRIPTION:

J.D. CATTLE COMPANY LTD.

IS REGISTERED OWNER SUBJECT TO SUCH ENTRIES RECORDED HEREON, IN THE FOLLOWING DESCRIBED LAND:

NW 1/4 35-20-1 WPM,  
EXC, FIRSTLY: ALL SAND AND GRAVEL AS SET OUT IN  
TRANSFER NO. 2265675 WLTO, AND  
SECONDLY: ALL MINES AND MINERALS AND OTHER MATTERS OTHER THAN SAND  
AND GRAVEL AS SET FORTH UNDER THE CROWN LANDS ACT.

ACTIVE TITLE CHARGES:

2853820 WPG ACCEPTED MORTGAGE  
FROM/BY: J.D. CATTLE COMPANY LTD. REG'D: 2003/06/05  
TO: FARM CREDIT CANADA  
CONSIDERATION: 90000.00 NOTES:

2853821 WPG ACCEPTED MORTGAGE  
FROM/BY: J.D. CATTLE COMPANY LTD. REG'D: 2003/06/05  
TO: STUART WILLIAM MCSHERRY  
CONSIDERATION: 40000.00 NOTES:

ACCEPTED THIS 5TH DAY OF JUNE, 2003  
BY G.BILODEAU FOR THE DISTRICT REGISTRAR OF  
THE LAND TITLES DISTRICT OF WINNIPEG.

CERTIFIED TRUE EXTRACT PRODUCED FROM THE LAND TITLES DATA  
STORAGE SYSTEM ON 2005/08/08 OF TITLE NUMBER 1951722 .  
THIS IS NOT A DUPLICATE TITLE.

X  
\_\_\_\_\_  
FOR THE DISTRICT REGISTRAR

\*\*\*\*\* END OF STATUS OF TITLE FOR TITLE 1951722 WPG \*\*\*\*\*

2005/08/08  
12:02  
ST

MANITOBA

TITLE NO: 1951724  
PAGE: 1

STATUS OF TITLE

STATUS OF TITLE..... ACCEPTED  
ORIGINATING OFFICE..... WINNIPEG  
REGISTERING OFFICE..... WINNIPEG  
REGISTRATION DATE..... 2003/06/05  
COMPLETION DATE..... 2003/06/17

PRODUCED FOR.. S  
ADDRESS.....  
  
S  
PRODUCED BY... A.KASERBAUER

LEGAL DESCRIPTION:

J.D. CATTLE COMPANY LTD.

REGISTERED OWNER SUBJECT TO SUCH ENTRIES RECORDED HEREON, IN THE FOLLOWING DESCRIBED LAND:

1/4 35-20-1 WPM,  
FIRSTLY: ALL SAND AND GRAVEL AS SET OUT IN TRANSFER NO. 2265675 WLTO, AND  
SECONDLY: ALL MINES AND MINERALS AND OTHER MATTERS OTHER THAN SAND AND GRAVEL AS SET FORTH UNDER THE CROWN LANDS ACT.

ACTIVE TITLE CHARGES:

2853820	WPG ACCEPTED	MORTGAGE	REG'D: 2003/06/05
	FROM/BY:	J.D. CATTLE COMPANY LTD.	
	TO:	FARM CREDIT CANADA	
	CONSIDERATION:	900000.00	NOTES:
2853821	WPG ACCEPTED	MORTGAGE	REG'D: 2003/06/05
	FROM/BY:	J.D. CATTLE COMPANY LTD.	
	TO:	STUART WILLIAM MCSHERRY	
	CONSIDERATION:	40000.00	NOTES:

ACCEPTED THIS 5TH DAY OF JUNE, 2003  
BY G.BILODEAU FOR THE DISTRICT REGISTRAR OF  
THE LAND TITLES DISTRICT OF WINNIPEG.

CERTIFIED TRUE EXTRACT PRODUCED FROM THE LAND TITLES DATA  
STORAGE SYSTEM ON 2005/08/08 OF TITLE NUMBER 1951724 .  
THIS IS NOT A DUPLICATE TITLE.

X  
\_\_\_\_\_  
FOR THE DISTRICT REGISTRAR

\*\*\*\*\* END OF STATUS OF TITLE FOR TITLE 1951724 WPG \*\*\*\*\*

2005/08/08  
12:03

STATUS OF TITLE

PAGE: 1

# STATUS OF TITLE

STATUS OF TITLE..... ACCEPTED  
 ORIGINATING OFFICE..... WINNIPEG  
 REGISTERING OFFICE..... WINNIPEG  
 REGISTRATION DATE..... 2003/07/17  
 COMPLETION DATE..... 2003/07/28

PRODUCED FOR.. S  
ADDRESS.....

PRODUCED BY... A.KASERBAUER

## LEGAL DESCRIPTION:

J.D. CATTLE COMPANY LTD.

IS REGISTERED OWNER SUBJECT TO SUCH ENTRIES RECORDED HEREON IN THE FOLLOWING DESCRIBED LAND:

SW 1/4 13-17-1 EPM  
SUBJECT TO THE RESERVATIONS AND PROVISIOES  
CONTAINED IN THE GRANT FROM THE CROWN

## ACTIVE TITLE CHARGES:

2870164 WPG ACCEPTED MORTGAGE  
 FROM/BY: J.D. CATTLE COMPANY LTD.  
 TO: FARM CREDIT CANADA  
 CONSIDERATION: 60000.00

REG'D: 2003/07/17

NOTES:

2870165 WPG ACCEPTED MORTGAGE  
 FROM/BY: J.D. CATTLE COMPANY LTD.  
 TO: FARM CREDIT CANADA  
 CONSIDERATION: 90000.00

REG'D: 2003/07/17

NOTES:

ACCEPTED THIS 17TH DAY OF JULY, 2003  
BY G.SCOTT FOR THE DISTRICT REGISTRAR OF  
THE LAND TITLES DISTRICT OF WINNIPEG.

CERTIFIED TRUE EXTRACT PRODUCED FROM THE LAND TITLES DATA  
STORAGE SYSTEM ON 2005/08/08 OF TITLE NUMBER 1959409 .  
THIS IS NOT A DUPLICATE TITLE.

X  
FOR THE DISTRICT REGISTRAR

\*\*\*\*\* END OF STATUS OF TITLE FOR TITLE 1959409 WPG \*\*\*\*\*



June 9, 2006  
Picked up mail



Gordon Demery  
Box 599  
Leulon, MB  
ROC 3B0

Nadine Demery  
Box 938  
Leulon, MB, Canada  
ROC 3B0

This is Exhibit B referred to  
in the Affidavit of Claire Deanna Demer  
<sup>affirmed</sup>  
~~sworn~~ before me at the City of  
Winnipeg in the Province  
of Manitoba this 16<sup>th</sup>  
day of January, A.D. 2007

*[Signature]*

A BARRISTER-AT-LAW ENTITLED TO  
PRACTICE WITHIN THE PROVINCE OF MANITOBA



STATUS OF TITLE..... ACCEPTED                      PRODUCED FOR... S  
 ORIGINATING OFFICE... WINNIPEG                      ADDRESS.....  
 REGISTERING OFFICE... WINNIPEG  
 REGISTRATION DATE.... 2007/09/14  
 COMPLETION DATE..... 2007/09/25  
  
 CLIENT FILE... NA  
 PRODUCED BY... S.WARWICK

ADDRESS(ES) FOR SERVICE:

EFFECT	NAME AND ADDRESS	POSTAL CODE
ACTIVE	CLAIRE DEANNA DEMERY BOX 1136 TEULON, MB	ROC 3B0

ORIGINATING INSTRUMENT(S):

REGISTRATION NUMBER	TYPE	REG. DATE	CONSIDERATION	SWORN VALUE
3512539 WPG	T	2007/09/14	\$95,000.00	\$95,000.00
PRESENTED BY:	STEVEN R. SHINNIE			
FROM:	DALE BIRTWHISTLE & AMANDA KELLY BIRTWHISTLE			
TO:	CLAIRE DEANNA DEMERY			

FROM TITLE NUMBER(S):

1898415 WPG ALL

LAND INDEX:

LOT	QUARTER SECTION	SECTION	TOWNSHIP	RANGE
	SE	36	16	2E
NOTE:	PART			

ACCEPTED THIS 14TH DAY OF SEPTEMBER, 2007  
 BY W.BROWN FOR THE DISTRICT REGISTRAR OF  
 THE LAND TITLES DISTRICT OF WINNIPEG.

CERTIFIED TRUE EXTRACT PRODUCED FROM THE LAND TITLES DATA  
 STORAGE SYSTEM ON 2009/12/04 OF TITLE NUMBER 2252328.

\*\*\*\*\* END OF STATUS OF TITLE      2252328 WPG \*\*\*\*\*

District of Winnipeg ESTATE AFFECTED  Freehold  Leasehold  
 Mortgage  Mortgage of Mortgage/Encumbrance  Encumbrance

1. MORTGAGOR/GRANTOR OF ENCUMBRANCE (ENCUMBRANCEE) include address and postal code  
 Claire Deanna Demery of  
 Box 1136, Teulon, MB R0C 3B0  
 (as registered owner)

COVENANTOR (if any) include address and postal code

see schedule

2. LAND DESCRIPTION

ALL THAT PORTION SE 1/4 36-16-2 EPM  
 CONTAINED WITHIN THE FOLLOWING LIMITS: COMMENCING AT A POINT IN THE  
 WESTERN LIMIT OF SAID 1/4 SEC DISTANT NLY THEREON 1270 FEET FROM THE  
 SOUTHERN LIMIT OF SAID 1/4 SEC THENCE ELY PARALLEL WITH SAID  
 SOUTHERN LIMIT OF SAID 1/4 SEC 310 FEET THENCE SLY PARALLEL WTH  
 SAID WESTERN LIMIT 370 FEET THENCE WLY PARALLEL WITH SAID SOUTHERN  
 LIMIT 270 FEET THENCE SLY PARALLEL WITH SAID WESTERN LIMIT TO SAID  
 SOUTHERN LIMIT THENCE WLY ALONG SAID SOUTHERN LIMIT TO SAID WESTERN  
 LIMIT THENCE NLY ALONG SAID WESTERN LIMIT TO THE POINT OF  
 COMMENCEMENT EXC DRAIN PLAN 10012 WLTO

MORTGAGE/ENCUMBRANCE NUMBER(S)

TITLE NUMBER(S) 2252328

see schedule

3 MORTGAGEE/ENCUMBRANCER include address and postal code

Steinbach Credit Union Limited  
 2100 McGillivray Blvd., Winnipeg, Manitoba R3Y 1X2

see schedule

4. NAME AND ADDRESS OF MORTGAGEE/ENCUMBRANCER FOR SERVICE include postal code  
 SAME AS ABOVE OR

see schedule

5. TERMS

The following terms are incorporated herein:

(a) Standard Charge Mortgage Terms filed as number 2283998

name ALL OBLIGATIONS

(b) The terms attached hereto as schedule(s)

In this instrument unless otherwise specified, "herein" means this instrument, all schedules to this instrument and the terms referred to in Box 5.

Where there is insufficient space in this form for all signatures, one or more Mortgagor or Encumbrancee may sign the schedule identified in Box 7 and attached hereto and/or one or more Covenantor may sign the schedule identified in Box 9 and attached hereto, and such signature or signatures shall bind and obligate the person or persons so signing to the terms herein in the same manner as if such person or persons had signed this form

6. PAYMENT PROVISIONS

see schedule

(a) Principal Amount \$ 50,000.00 (b) Interest Rate xxxxx % per annum (c) Calculation \* Period xxxxxxxxxxxx

(d) Interest Adjustment Date	Y xxxx	M xx	D xx	(e) Payment Date and xxxxxxxxxxxx Period xxxxxxxxxxxx	(f) First Payment Date	Y xxxx	M xx	D xx
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(g) Last Payment Date xxxx xx xx (h) Amount of Each Payment Dollars \$ xxxxxxxxxxxxxxxxxxxx

(i) Balance Due Date xxxx xx xx Guarantee Mortgage

Additional Provisions

see schedule

IMPORTANT NOTICE: The Mortgage Act provides that the Mortgagor can obtain free of charge, from the mortgagee a statement of the debts secured by this mortgage once every twelve months, or as needed for pay off or sale.

LTO USE ONLY

FEES CHECKED	REFUND AMOUNT
Certificate of Registration	
Registered this date <u>2007-10-16</u>	
as No. <u>3522920</u>	
certified that the within instrument was registered in the <u>Winnipeg</u> Land Titles Office and entered on Title No. <u>2252328</u>	
<u>[Signature]</u> for District Registrar	

Mortgage

*All 2252328 - MBS*

3522920

DEC 04 2008 The Property Registry of Manitoba

that this is a true copy of a record maintained in the public records of

IMPORTANT NOTICE: By virtue of Section 194 of The Real Property Act, any statement set out in this document and signed by the party making the statement has the same effect and validity as an oath, affidavit, affirmation or statutory declaration given pursuant to The Manitoba Evidence Act.

7. SIGNATURE OF MORTGAGOR/ENCUMBRANCEE

see schedule

\*strike out inappropriate statement(s) and initial by party(s) signing

1. I am ~~entitled to be an~~ the owner of the Land/Mortgage/Encumbrance of the Land;
2. As security for performance of all my obligations herein, I ~~hereby mortgage/encumber~~ to the Mortgagee/Encumbrancer my interest in the Land/Mortgage/Encumbrance of the Land;
3. I promise to pay the principal amount and interest and all other charges and money hereby secured and to be bound by all the terms herein;
4. I acknowledge receipt of a copy of this instrument and all of the terms herein;
5. I am of the full age of majority;
6. The registration of this instrument does not contravene the provision of The Farm Lands Ownership Act because:
  - a) the within Land is not farm land as defined in The Farm Lands Ownership Act; or
  - b) ~~the interest in farm land is being mortgaged/encumbered pursuant to a bona fide debt obligation; or~~
  - c) other (specify section of The Farm Lands Ownership Act) Particulars:
7. ~~My co-mortgagor is my spouse or common-law partner and has Homestead rights in the within land.~~
8. ~~The person who has consented to this instrument is my spouse or common-law partner and has Homestead rights in the within land.~~
9. The within Land is not Homestead property.
- 10.

*Witness*

Claire Deanna Demery  
Name

*C. Demery*  
Signature

Witness

Name

Signature

Witness

Name

Signature

Witness

Name

Signature

Attach affidavit of subscribing witness if the witness is not an officer under subsection 72(4) of The Real Property Act.

DATE		
Y	M	D
2007	10	03

8. TYPE OF PROPERTY  Residential  Farm  Commercial

9. SIGNATURE OF COVENANTOR

see schedule

I acknowledge receipt of a copy of this instrument and all of the terms herein and I agree to perform my obligations herein.

Witness

Name

Signature

Witness

Name

Signature

DATE		
Y	M	D

10/11. HOMESTEADS ACT CONSENT TO DISPOSITION AND ACKNOWLEDGMENT

(Note: For consent by widow(er) or surviving common-law partner, see section 22 of The Homesteads Act)

I, the spouse or common-law partner of the Mortgagor/Encumbrancee, consent to the disposition of the homestead effected by this instrument and acknowledge that:

1.  I am the first spouse or common-law partner to acquire homestead rights in the property, or
- A previous spouse or common-law partner of the Mortgagor/Encumbrancee acquired homestead rights in the property but those rights have been released or terminated in accordance with The Homesteads Act
2. I am aware that The Homesteads Act gives me a life estate in the homestead and that I have the right to prevent this disposition of the homestead by withholding my consent.
3. I am aware that the effect of this consent is to give up my life estate in the homestead to the extent necessary to give effect to this disposition.
4. I execute this consent apart from my spouse or common-law partner freely and voluntarily without any compulsion on the part of my spouse or common-law partner.

Name of Spouse or Common-Law Partner

Signature of Spouse or Common-Law Partner

Name of Witness

Signature of Witness

A Notary Public in and for the Province of Manitoba  
 A Commissioner for Oaths in and for the Province of Manitoba  
 My commission expires \_\_\_\_\_  
 Or other person authorized to take affidavits under the Manitoba Evidence Act (Specify)

DATE		
Y	M	D

12. INSTRUMENT PREPARED BY include address and postal code

**STEINBACH CREDIT UNION LIMITED**  
 2100 McGillivray Blvd., Winnipeg, Manitoba, R3Y 1X2

13. ENCUMBRANCES, LIENS, AND INTERESTS - The within document is subject to Instrument No. (s) *see schedule*   
 Caveat No. 2418493 *4 MORTGAGE 3220750*

14. INSTRUMENT PRESENTED FOR REGISTRATION BY include address, postal code, contact person and phone number

**STEINBACH CREDIT UNION LIMITED**  
 2100 McGillivray Blvd., Winnipeg, Manitoba, R3Y 1X2  
 Heather/Kari @ Phone # 1-204-222-2100 (5165436)