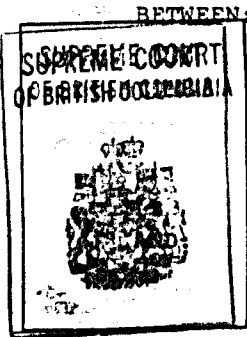


LAND REGISTRY OFFICE  
KAMLOOPS 3 C

'04 MAY 20 NO 13 :A791244  
VANCOUVER REGISTRY

S43665

IN THE SUPREME COURT OF BRITISH COLUMBIA



OKANAGAN SUNRIDGE DEVELOPMENT LTD. of  
204 - 10151 No. 3 Road in the Muni-  
cipality of Richmond, in the Province  
of British Columbia,

PETITIONER

REGIONAL DISTRICT OF CENTRAL OKANAGAN  
of 540 Groves Avenue, in the City of  
Kelowna, in the Province of British  
Columbia,

RESPONDENT

BEFORE THE HONOURABLE ) WEDNESDAY, THE 21st DAY  
MR. JUSTICE CALLAGHAN ) OF NOVEMBER, A.D. 1979

LAND TITLE ACT  
Form 1, Section 361  
MEMORANDUM OF REGISTRATION  
Registered on application received on  
the day and at the time written hereon

J. S. Groves, Registrar,  
Kamloops Land Title Office

UPON APPLICATION of the Petitioner coming on for hearing this  
day; AND UPON READING the pleadings and proceedings herein  
and the Affidavit of Alfred Thomas Harrison sworn the 22nd day  
of October, 1979; AND UPON HEARING M. PHILLIP-TONSTAD, Esq.  
of Counsel for the Petitioner and PETER D. LINLEY, Esq. of  
Counsel for Dr. and Mrs. J.A. Greenway and Mr. and Mrs. J.  
Komarniski, and J.J. HUNTER, Esq. of Counsel for the Regional  
District of Central Okanagan;

FORM 17

Nature of Interest: Amendment of Land Use Contract No. N74466  
Legal Description: Lot 146 D.L. 2922 Osoyoos Division Yale District Plan 20608  
Full name, address and telephone number of person presenting instrument for registration:

M. Phillip Tonstad, Esq., Tonstad, Eadie & Nemetz,  
Barristers and Solicitors, #209 - 10151 No. 3 Road,  
Richmond, B.C. V7A 4R6. Telephone: 271 - 2711

HEREWITH FEES: \$ 10.00

Signature of Agent for Applicant

Name and Address of person entitled to  
Registration if different than shown:

SUNRIDGE PARK HOLDINGS LTD., 209-  
10151 No. 3 Road Richmond B.C. V7A 4R6

MICROFILMED

7/1/79

THIS COURT ORDERS, pursuant to the provisions of Section 31 of Conveyancing and Law of Property Act, S.B.C., that that certain Land Use Contract made between the Regional District of Central Okanagan and Firwood Estates Ltd. dated the 28th day of November 1978 and registered in Kamloops Land Registry Office on the 20th day of December 1978 under number N74466 be modified such that:

- (a) Schedule "A" be amended so as to include as item CC. the following:

"CC. One 18 ft. x 36 ft. heated concrete swimming pool".

- (b) That Schedule "A" of the said Land Use Contract be amended by deleting the words:

"providing that all of the above accomodations are designed and intended to be used independently and do not require water, sewer or electrical hookups"

and substituting therefore the words:

"providing that all of the above accomodations are designed and intended to be used independently and do not require water or sewer hookups".

AND THIS COURT FURTHER ORDERS that the Registrar of Titles,  
Kamloops Land Registry Office, on application and on the  
production of a certified copy of this Order, shall amend his  
records accordingly.

BY THE COURT

*H. Browning*  
DEPUTY DISTRICT REGISTRAR

APPROVED AS TO FORM:

*Counsel* *[Signature]*  
~~Solicitor~~ for Regional District  
of Central Okanagan  
*[Signature]*  
Solicitor for Dr. and Mrs. J.A.  
Greenway and Mr. and Mrs. J.  
Komarniski

ENTERED  
FEB 20 1980  
VANCOUVER  
REGISTRY

Certified a true copy according to the  
records of the Supreme Court at  
Vancouver, British Columbia.

This 29<sup>th</sup> day of April 1980  
J. P. ABEL, District Registrar  
*[Signature]*  
AUTHORIZED SIGNING OFFICER

CANADA  
PROVINCE OF  
BRITISH COLUMBIA:

IN THE MATTER OF THE ORDER  
OF THE HONOURABLE MR. JUSTICE  
CALLAGHAN, MADE THE 21ST DAY  
OF NOVEMBER, 1979, ACTION  
No. A791244 - VANCOUVER REGISTRY  
IN THE SUPREME COURT OF BRITISH  
COLUMBIA,  
OKANAGAN SUNRIDGE DEVELOPMENT  
LTD., PETITIONER, AND REGIONAL  
DISTRICT OF CENTRAL OKANAGAN,  
RESPONDENT

AND:

TO WIT:

IN THE MATTER OF LAND USE  
CONTRACT No. N74466 FILED  
IN KAMLOOPS LAND TITLE OFFICE.

I, MARTIN PHILLIP TONSTAD, Barrister & Solicitor,  
of 1363 Chestnut Street, in the City of Vancouver, in the  
Province of British Columbia, MAKE OATH AND SAY AS FOLLOWS:

1. That I am the Solicitor for Okanagan Sunridge Development Ltd., and Sunridge Park Holdings Ltd., and as such have a personal knowledge of the matters and facts hereinafter deposed to except where the same are stated to be upon upon information and belief and in such latter cases, I verily believe them to be true.
2. That in accordance with instructions received from the sole Director and Officer of Sunridge Park Holdings Ltd., I caused to be commenced Action No. A791244 (Vancouver Registry) in the Supreme Court of British Columbia, for an Order that Land Use Contract made between Regional District of Central Okanagan and Firwood Estates Ltd., dated the 28th day of November, 1978, and submitted for registration in the Kamloops Land Title Office under No. N74466 be amended.
3. That the Style of Cause in the said Action No. A791244 (Vancouver Registry) incorrectly described the Petitioner as Okanagan Sunridge Development Ltd., when in fact the Petitioner should have been Sunridge Park Holdings Ltd.

FILM

4. That Okanagan Sunridge Development Ltd. was originally the owner of all of the issued and outstanding shares of Sunridge Park Holdings Ltd. and is currently the beneficial and legal owner of the Shares of Sunridge Park Holdings Ltd. in excess of 75% of the issued and outstanding Shares of Sunridge Park Holdings Ltd.

5. That Sunridge Park Holdings Ltd. is the legal and beneficial owner of all of those certain lands and premises known and described as Lot 146, District 2922, Osoyoos Division, Yale District, Plan 20806.

6. That Okanagan Sunridge Development Ltd. has absolutely no interest of whatsoever nature in and to those lands and premises known as Lot 146, District Lot 2922, Osoyoos Division, Yale District, Plan 20806.

7. That this Declaration is made in support of an Application to the Registrar of Titles, Kamloops Land Title Office to accept for registration a copy of the Order of Mr. Justice Callaghan made the 21st day of November, 1979 for the amendment of Land Use Contract No. N74466 notwithstanding that the Petitioner named in the said Order is described as Okanagan Sunridge Development Ltd. rather than Sunridge Park Holdings Ltd.

DECLARED BEFORE ME at the  
Municipality of Richmond,  
Province of British Columbia,  
this 13th day of May, 1981.

A Commissioner for taking  
Affidavits for British  
Columbia.

  
MARTIN PHILLIP TONSTAD