

AFFIDAVIT RE NOTICE OF HEARING

IN THE MATTER OF AN APPLICATION TO THE MUNICIPAL BOARD OF MANITOBA FOR THE CANCELLATION OF PLANS NO. _____ AND _____ WLTO AND THE SUBSTITUTION OF A NEW PLAN OF SURVEY THEREON.

APPLICANTS:

MUNICIPAL BOARD FILE NO. _____

I, _____ of The City of Winnipeg in the Province of Manitoba, MAKE OATH AND SAY:

1. That I am Barrister and Solicitor practicing with the firm of _____, solicitors for the Applicant, and as such have personal knowledge of the facts herein deposed to by me except where same are strictly to be based on information, in which case do verily believe same to be true.
2. That I caused to be published in the Winnipeg Free Press, a local newspaper in the area, in the issue of Friday, _____, 2006, Notice of Hearing on Wednesday, _____, 2006, by The Municipal Board of Manitoba to consider the application for cancellation of Plans No. 18348 and 28533 of the Winnipeg Land Titles Office (the "Notice of Hearing"). Attached hereto and marked as Exhibit "A" is a copy of the tear sheet containing said published Notice of Hearing.
3. That on Friday, January 13, 2006, I served the Notice of Hearing by registered mail to the following:
 - a) Running Room Canada Inc., located at 9750 47th Avenue, Edmonton, Alberta and to their solicitors, Gaffney & McGreer Barristers and solicitors, located at 22 Perron Street, St. Albert, Alberta, receipt of which was acknowledged on January 16, 2006.
4. That on Friday, January 13, 2006, I attempted to serve the Notice of Hearing, but the Notice of Hearing was marked as undeliverable and was returned to me.

SWORN BEFORE ME at The City of _____)
 Winnipeg in the Province of _____) _____
 Manitoba, on this _____ day)
 of _____ 2006))

A Notary Public in and for the Province of Manitoba

Or

A Commissioner for Oaths

Expiry date