

AFFIDAVIT

7754-2019/11
Newfoundland and Labrador

CANADA
PROVINCE OF NEWFOUNDLAND
AND LABRADOR
CITY OF ST. JOHN=S
TO WIT:

We, _____ and _____, of _____, in the Province of Newfoundland and Labrador, make oath and say:

- 1. That we are the Vendors described in the within Instrument and as such have full knowledge of the facts herein deposed to.
- 2. That we have attained the full age of Majority.
- 3. That the word "spouse" as hereinafter used means a spouse as defined by the *Family Law Act*, R.S.N. 1990, chapter F-2, as amended.
- 4. That we are spouses of each other as defined by Section 2(1)(e) R. S. N. 1990, Chapter F-2 of the *Family Law Act* at the time of the execution of the within instrument.
- 5. That the property described in the within instrument was occupied as our matrimonial home within the meaning of the *Family Law Act*.
- 6. That we have not entered into a Cohabitation Agreement, Separation Agreement, Marriage Contract or designation pursuant to Sections 62, 63 and 64 respectively of the *Family Law Act* and we have not entered a designation pursuant to Section 9 of the Act in respect of the herein described property.
- 7. That neither of us has a former spouse with any right to possession of the property referred to since the 1st day of July, A.D. 1980.
- 8. That when we executed the attached instrument we were not and will continue not to be liable for any tax imposed under the *Health and Post Secondary Education Tax Act*, R.S.N. 1990, c. H-1, and the *School Tax Authorities Winding Up Act*, S. N. 1992, c. s-10.1 at least until the registration of this instrument.
- 9. That we have not at any time owned or operated a commercial venture required to collect, pay or remit a Newfoundland and Labrador Tax or royalty and we are not and will continue to be not liable for any tax imposed under Section 35(1) and (2) of the *Retail Sales Tax Act*, R.S.N. 1990, c. R-15, at least until the registration of this instrument.
- 10. That we are not a registered sellers under the *Retail Sales Tax Act*, R.S.N. 1990, C. r-15.
- 11. That to the best of our personal knowledge at this date there are no statutory liens of any kind whatsoever charging or encumbering our assets and specifically the property herein more particularly described in the attached instrument.
- 12. That we are both residents of Canada within the intent and meaning of the *Income Tax Act*, R.S.C. 1985 (5th Supplement) and amendments thereto and will continue to be residents of Canada at least until the registration of this instrument.
- 13. That there are no leased chattels affixed to the property described in the within Indenture.
- 14. That we are not Employers within the meaning of the *Labour Standards Act*, R.S.N. 1990, c. L-2, the *Workplace Health, Safety and Compensation Act*, R.S.N. 1990, c. W-11 or the *Health and Post Secondary Education Tax Act*, R.S.N. 1990, c. H-1.
- 15. That we have not made an Assignment in Bankruptcy pursuant to the *Bankruptcy and Insolvency Act*, R.S.C. 1985, c. B-3 as amended.
- 16. We acknowledge that it is a criminal offence to give false information in an Affidavit.

SWORN TO at St. John=s, _____

in the Province of Newfoundland and Labrador, this _____ day of _____, A.D., _____ before me:

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