Court File No: 32-2783327 Estate File Nos.: 32-2783327

ONTARIO SUPERIOR COURT OF JUSTICE (IN BANKRUPTCY AND INSOLVENCY)

IN THE MATTER OF THE BANKRUPTCY OF IAN ROSS MCSEVNEY, an individual residing in the Town of Ancaster in the Province of Ontario

SUPPLEMENTARY RESPONDING MOTION RECORD

Date: April 28, 2023

MARLER LAW FIRM 102 Lakeshore Road East, Oakville, ON L6J 6N2

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Lawyers for Elaine McSevney

TO: SERVICE LIST

Court File No: 32-2783327 Estate File Nos.: 32-2783327

SERVICE LIST

(as of April 28, 2023)

TO: MILLER THOMSON LLP

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Lawyers for the Trustee, BDO Canada Limited

AND TO: BDO CANADA LIMITED

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Peter Crawley pcrawley@bdo.ca

Tel: 289.678.0243 / Fax: 905.570.0249

Clark Lonergan clonergan@bdo.ca

Tel: 647 730 0934 / Fax: 416 865 0904

Trustee

AND TO: CARLSON & KOCIPER

10 King Street East, 14th Floor Toronto, Ontario M5C 1C3

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Tel: 647.244.5118

Lawyers for Monica Matta and Mark Amello

Court File No: 32-2783327 Estate File Nos.: 32-2783327

AND TO: Marler Law Firm

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Tel: 905-338-2300 Fax: 905-338-6413

Lawyers for Ian McSevney and Elaine McSevney

AND TO: **12195585 Canada Inc.**

Attention: Elaine McSevney

51 Stanlow Crescent Hamilton ON L9C 4T8

Email Service List: gazeff@millerthomson.com; mfaheim@millerthomson.com; pcrawley@bdo.ca; clonergan@bdo.ca; Michael@carlsonkociper.com; jmarler@marler.ca; ssmith@marler.ca

Court File No: 32-2783327 Estate File Nos.: 32-2783327

ONTARIO SUPERIOR COURT OF JUSTICE (IN BANKRUPTCY AND INSOLVENCY)

IN THE MATTER OF THE BANKRUPTCY OF IAN ROSS MCSEVNEY, an individual residing in the Town of Ancaster in the Province of Ontario

SUPPLEMENTARY RESPONDING MOTION RECORD

INDEX

Tab	Item Description	Page No.
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	Exhibit A: Appraisal Institute of Canada's Driveby Residential Report for Unit 9, 81 Valridge Drive, Ancaster ON L9G 5B7, dated April 24, 2023	8

Court File No: 32-2783327 Estate File No: 32-2783327

ONTARIO
SUPERIOR COURT OF JUSTICE
(IN BANKRUPTCY AND INSOLVENCY)

IN THE MATTER OF THE BANKRUPTCY OF IAN ROSS MCSEVNEY, an individual residing in the Town of Ancaster in the Province of Ontario

SUPPLEMENTARY AFFIDAVIT OF ELAINE MCSEVNEY

(motion returnable June 2, 2023)

I, Elaine McSevney, of the City of Hamilton, Province of Ontario, MAKE OATH AND SAY AS FOLLOWS:

- 1. I am the sister of the bankrupt herein, Ian Ross McSevney ("Ian"), and also the sole shareholder, officer and director of 12195585 Canada Inc. ("12195585"), which purchased a property municipally known as 81 Valridge Drive, Unit 9, Ancaster, Ontario (the "Property") from Ian on August 4, 2020 (the "Purchase"). As such, I have knowledge of the matters to which I hereinafter depose.
- 2. As stated by the Honourable Madam Justice Kimmel ("Justice Kimmel") in her endorsement of March 22, 2023, concerning the upcoming motion wherein:
 - [1] The Trustee seeks a declaration that the sale of certain property located at Unit 9 at 81 Valridge Drive (the "Unit 9 Property") by the Debtor, lan Ross McSevney, to a company owned by his sister Elaine McSevney on August 4, 2020 was a transfer at undervalue within the meaning of s. 96 of the Bankruptcy and Insolvency Act, R.S.C. 1985, c. B-3 (the "BIA"), and an order for payment of the purchase price differential among other relief.

- [4] The value of Unit 9 is expected to be the primary point of dispute on this motion. It is anticipated that the Trustee may include some additional evidence as to the value of the Unit 9 Property as at the date of its transfer to Ms. McSevney in the Trustee's Supplemental Report/Reply Motion Record.
- 3. The Trustee has not provided me with "additional evidence as to the value of the Unit 9 Property as at the date of its transfer to McSevney". However, it has made reference at paragraph 18 of its April 14, 2023, Supplement to the Second Report of BDO Canada Limited, in its Capacity as Trustee, to the "comparative sale figures for properties similar to the Unit 9 Property for sales that occurred in and around August 2020 and does not take issue with the LTT Price of \$530,000 as an estimate of fair market value at that time (the "August 2020 FMV")".
- 4. It appears that the Trustee misunderstood the "comparative sale figures" in question, which are set out in my Affidavit sworn April 11, 2023, in which, at paragraph 9, I referred to my request of April 6, 2023, to Bruce Rae, C.R.A. ("Mr. Rae") "to conduct an informal appraisal of the Property, as of the closing date of the Purchase, being August 4, 2020", which resulted in Mr. Rae's rendering an informal opinion that the LTT figure of \$530,000 was the equivalent of \$427 per sq. ft., while the closest "comparable" was, in fact, set at a valuation of \$341 per sq. ft.
- 5. Recognizing that my affidavit of April 11, 2023, was inadequate "evidence as to the value of the Unit 9 Property as at the date of its transfer" to me, and may have caused confusion rather than clarification in the mind of the Trustee, and in light of the Trustee's election not to provide the evidence referred to in the endorsement of Justice Kimmel issued March 22, 2023, I took the precautionary step of asking Mr. Rae to prepare a

formal appraisal of the Property, as of August 4, 2020. Annexed hereto and marked Exhibit "A", is a true copy of Mr. Rae's formal appraisal of the Property, dated April 24, 2023.

6. Mr. Rae's formal appraisal of April 24, 2023, is \$430,000 to \$450,000. Taking the mid-point of \$440,000 and deducting a notional real estate commission of 5% and notional legal fees of \$1,500, which I understand is accepted practice in matters of this nature, I arrived at a fair market value on August 4, 2020, of \$416,500.

SWORN before me at the Town of Oakville, in the Province of Ontario

this 28th day of April, 2023

A Commissioner, etc.

Elaine McSevney

REFI	ERENCE:					7							FILE NO.:	81vairidge	-9
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	CLIENT:	Marier	Law				AIC MEMBE			al Can	a. Itaata			11	
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18	USE CONFO	RMS: X	YES NO	(see comments)				PARKING:	X Garage		Carport		riveway	Street	
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AND	TITLE SEAR			(see comments and I	imiting conditions)			CURB APPEAL:	Good		Average		air	Poor	
		:	Detrimental Cond	ditions Observed											
쁘	Include feature			unity plans, local area			t, reserves, he	ritage, easements, t	itle restrictions su	ich as judgm	ents or liens, a	ssemblage,	known docum	nentation of environr	nental contamination,
\ <u>\\</u>	tanks, etc. Bu	ilding, appear	ance, quality, cond	ition, services, extras,	personal property, et	c.									
	Subject	t site o	ontaine a 2	storey t/ho	use brick a	nd ston	e venee	er exterior	asphalt d	rivewa	v. Unit e	xterio	appear	rs in avera	ge
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REF	FERENCE:						FILE NO.: 81va	ırıage-9
	EXISTING USE: residentia	al						
	HIGHEST AND BEST USE OF TH	E LAND AS IF VACANT:	Residential	Other				
JSE	HIGHEST AND BEST USE OF TH	E PROPERTY AS IMPROVED: X		Other				
HIGHEST AND BEST USE	ANALYSES AND COMMENTS:		. 3					
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	SUBJECT			ARABLE NO. 1		ARABLE NO. 2		ARABLE NO. 3
	81 Valridge Drive U		81 Valridge #	35	81 Valridge #	26	334 Wilson #	8
	Hamilton, On L9G5	5B7						
	DATA SOURCE		mls		mls		mls	
	DATE OF SALE		June 4 2020		Feb.28.2020		July 7 2020	
	SALE PRICE	\$	\$ 540,000		\$ 545,000		\$ 585,000	
	DAYS ON MARKET		134		10		27	
	LOCATION	avg	avg		avg		sim	
	SITE DIMENSIONS/LOT SIZE	na	na		na		na	
	BUILDING TYPE	t/h	t/h		t/h			
	DESIGN/STYLE	2 st	2st		2st		2st	
	AGE/CONDITION	20	20	avg	20	avg	20	avg
	LIVEABLE FLOOR AREA	1268 (mls 2021)	1581 (mls)		1581 (mls)		1717 (mls)	
		Total Rooms Bdrms	Total Rooms	Bdrms	Total Rooms	Bdrms	Total Rooms	Bdrms
	ROOM COUNT	1	6	3	6	3	6	3
	BATHROOMS	'	1/4 2/2		1.5		3.5	
	BASEMENT		finished/ 2 pc		finished		finished with 3	3 pc
돗		1 car garage	1 car garage		1 car garage		1 car garage	<u>, po</u>
β	TARKING TABLETIES	T our garage	ac,fp		acfp		acfp	
PR			40,15		upgrades, sto	ne	h/w, stone	
API	\$ rate / sq. ft		\$341.50		\$344.72	110	\$340.7	
Ιz	φταιο / οφ. π		ψο ττισο		φοτιιτε		φοτοιτ	
COMPARISON APPROACH	ANALYSES AND COMMENTS:							
ΆR	Include qualitative or quantitative ex	planation for sale conditions, expendit	ures, market conditions and	property adjustments include	ding location, physical/economic	c characteristics, use, non-re	ealty, rationale for most appropr	riate comparables.
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		of a smaller size town	n nouse such a	s the subject w	as located within	n a reasonable	time frame, or ic	cai community
	of estimate value da	ate.						
					450.005			
	FSTIMATED VALUE BY THE DIDEC	T COMPARISON APPROACH (round	ed): FROM \$ 4:	30 000	TO \$ 450 000			

REF	ERENCE: FILE NO.: 81Valridge-9
	SUBJECT SOLD WITHIN 3 YEARS OF EFFECTIVE DATE: X YES NO
	ANALYSES OF SALE TRANSFER HISTORY: (minimum of three years)
>	Sold Aug.4.2020 for \$ 530,000 Sold Nov.1.2016 for \$ 365,000 Sold Aug.10.2001 for \$ 143,472.
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HISTORY	
I≌	
	SUBJECT LISTED WITHIN 1 YEAR OF EFFECTIVE DATE: X YES NO SUBJECT CURRENTLY LISTED: YES X NO
SALES	
님	ANALYSES OF AGREEMENTS FOR SALE, OPTIONS, LISTINGS OR MARKETING OF THE SUBJECT: (minimum of one year)
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	ANALYSES OF REASONABLE EXPOSURE TIME:
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TIME	20-120 days
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EXPOSURE	
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	RECONCILIATION AND FINAL ESTIMATE OF VALUE RANGE:
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lΩ	UPON REVIEWING AND RECONCILING THE DATA AND ANALYSES AND CONCLUSIONS, THE MARKET VALUE OF THE INTEREST IN THE SUBJECT PROPERTY
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RECONCILIATION	AS AT Aug. 4.2020 (Effective Date of the Appraisal) IS ESTIMATED FROM \$ 430,000 TO \$ 450,000
REC	
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81valridge-9 REFERENCE: The certification that appears in this appraisal report is subject to compliance with the Personal Information and Electronics Documents Act (PIPEDA), Canadian Uniform Standards of Professional Appraisal Practice ("CUSPAP") and the following conditions: This report is prepared only for the client and authorized users specifically identified in this report and only for the specific use identified herein. No other person may rely on this report or any part of this report without first obtaining consent from the client and written authorization from the authors. Liability is expressly denied to any other person and, accordingly, no responsibility is accepted for any damage suffered by any other person as a result of decisions made or actions taken based on this report. Liability is expressly denied for any unauthorized user or for anyone who uses this report for any use not specifically identified in this report. Payment of the appraisal fee has no effect on liability. Reliance on this report without authorization or for an unauthorized use is unreasonable.

Because market conditions, including economic, social and political factors, may change rapidly and, on occasion, without warning, this report cannot be relied upon as of any date other than the effective date specified in this report unless LIABIL specifically authorized by the author(s).
The author will not be responsible for matters of a legal nature that affect either the property being appraised or the title to it. The property is appraised on the basis of it being under responsible ownership. No registry office search has been performed and the author assumes that the title is good and marketable and free and clear of all encumbrances. Matters of a legal nature, including confirming who holds legal title to the appraised property or any portion of the appraised property, are outside the scope of work and expertise of the appraiser. Any information regarding the identity of a property's owner or identifying the property owned by the listed client and/or applicant provided by the appraiser is for informational purposes only and any reliance on such information is unreasonable. Any information provided by the appraiser does not constitute any title confirmation. Any information provided does not negate the need to retain a real estate lawyer, surveyor 9 or other appropriate experts to verify matters of ownership and/or title. Verification of compliance with governmental regulations, bylaws or statutes is outside the scope of work and expertise of the appraiser. Any information provided by the appraiser is for informational purposes only and any reliance is unreasonable. Any information provided by the appraiser does not negate the need to retain an appropriately qualified professional to determine government regulation compliance.

No survey of the property has been made. Any sketch in this report shows approximate dimensions and is included only to assist the reader of this report in visualizing the property. It is unreasonable to rely on this report as an alternative to a survey, and an accredited surveyor ought to be retained for such matters.

This report is completed on the basis that testimony or appearance in court concerning this report is not required unless specific arrangements to do so have been made beforehand. Such arrangements will include, but not necessarily be limited to: adequate time to review the report and related data, and the provision of appropriate compensation.

Unless otherwise stated in this report, the author has no knowledge of any hidden or unapparent conditions (including, but not limited to: its soils, physical structure, mechanical or other operating systems, foundation, etc.) of/on the subject property or offon a neighbouring property that could affect the value of the subject property. It has been assumed that there are no such conditions. Any such conditions that were visibly apparent at the time of inspection or that became apparent during the normal research involved in completing the report have been noted in the report. This report should not be construed as an environmental audit or detailed property condition report, as such reporting is beyond the scope of this report and/or the qualifications of the author. The author makes no guarantees or warrantiles, express or implied, regarding the condition of the property, and will not be responsible for any such conditions that do exist or for any engineering or testing that might be required to discover whether such conditions exist. The bearing capacity of the soil is assumed to be adequate.

The author is not qualified to comment on detrimental conditions that may affect the market value of the property appraised, including but not limited to pollution or contamination of land, buildings, water, groundwater or air which may include but are not limited to: moulds or mildews or the conditions that might give rise to either. Any such conditions that were visibly apparent at the time of inspection or that became apparent during the normal research involved in completing the report have been noted in the report, and in compliance with all regulatory environmental requirements, government or otherwise, and free of any detrimental condition, past, present or future, that might affect the market value of the property appraised. If a party relying on this report requires information about detrimental conditions, that party is cautioned to retain an expert qualified in such issues. The author expressly denies any legal liability relating to the effect of detrimental conditions on the market value of the subject property. The analyses set out in this report relied on written and verbal information obtained from a variety of sources the author considered reliable. Unless otherwise stated herein, the author did not verify client-supplied information, which the author LIMITING CONDITIONS, believed to be correct. 10. The term "inspection" refers to observation only as defined by CUSPAP and reporting of the general material finishing and conditions observed for the purposes of a standard appraisal inspection. The inspection scope of work includes the identification of marketable characteristics/amenities offered for comparison and valuation purposes only.

11. The opinions of value and other conclusions contained herein assume satisfactory completion of any work remaining to be completed in a good and workmanlike manner. Further inspection may be required to confirm completion of such work. The author has not confirmed that all mandatory building inspections have been completed to date, nor has the availability/issuance of an occupancy permit been confirmed. The author has not evaluated the quality of construction, workmanship or materials. It should be clearly understood that this visual inspection does not imply compliance with any building code requirements as this is beyond the professional expertise of the author.

12. The contents of this report are confidential and will not be disclosed by the author to any party except as provided for by the provisions of the CUSPAP and/or when properly entered into evidence of a duly qualified judicial or quasi-judicial body. The author acknowledges that the information collected herein is personal and confidential and shall not use or disclose the contents of this report except as provided for in the provisions of the CUSPAP and in accordance with the author's privacy policy. The client agrees that in accepting this report, it shall maintain the confidentiality and privacy of any personal information contained herein and shall comply in all material respects with the contents of the author's privacy policy and in accordance with the PIPEDA. 13. The author has agreed to enter into the assignment as requested by the client named in this report for the use specified by the client, which is stated in this report. The client has agreed that the performance of this report and the for appropriate for the intended use. This report, its content and all attachments/addendums and their content are the property of the author. The client, authorized users and any appraisal facilitator are prohibited, strictly forbidden, and no permission is expressly or implicitly granted or deemed to be granted, to modify, alter, merge, publish (in whole or in part) screen scrape, database scrape, exploit, reproduce, decompile, reassemble or participate in any other activity intended to separate, collect, store, reorganize, scopy, manipulate electronically, digitally, manually or by any other means whatsoever this appraisal report, addendum, all attachments and the data contained within for any commercial, or other, use. 15. If transmitted electronically, this report will have been digitally signed and secured with personal passwords to lock the appraisal file. Due to the possibility of digital modification, only originally signed reports and those reports sent directly by the author can be reasonably relied upon. 16. This report form is the property of the Appraisal Institute of Canada (AIC) and for use only by AIC members in good standing. Use by any other person is a violation of AIC copyright.

17. Where the intended use of this report is for financing or mortgage lending or mortgage insurance, it is a condition of reliance on this report that the authorized user has or will conduct lending, underwriting and insurance underwriting and rigorous due diligence in accordance with the standards of a reasonable and prudent lender or insurer, including but not limited to ensuring the borrower's demonstrated willingness and capacity to service his/her debt obligations on a timely basis, and to conduct loan underwriting or insuring due diligence similar to the standards set out by the Office of the Superintendent of Financial Institutions (OSFI), even when not otherwise required by law. Liability is expressly denied to those that do not meet this condition. Any reliance on this report without satisfaction of this condition is unreasonable. I certify that, to the best of my knowledge and belief that: The statements of fact contained in this report are true and correct: 2. The reported analyses, opinions and conclusions are limited only by the reported assumptions and limiting conditions and are my impartial and unbiased professional analyses, opinions and conclusions; 3. I have no past, present or prospective interest in the property that is the subject of this report and no personal and/or professional interest or conflict of with respect to the parties involved with this assignment: 4. I have no bias with respect to the property that is the subject of this report or to the parties involved with this assignment; My engagement in and compensation is not contingent upon developing or reporting predetermined results, the amount of value estimate, a conclusion favouring the client, or the occurrence of a subsequent event; My analyses, opinions and conclusions were developed, and this report has been prepared, in conformity with CUSPAP; I have the knowledge and experience to complete this assignment competently, and where applicable this report is co-signed in compliance with the CUSPAP; No one has provided professional assistance to the members(s) signing this report; The following individual provided the following professional assistance: 9. As of the date of this report the undersigned has fulfilled the requirements of the AIC's Continuing Professional Development Program; 10. The undersigned is a member/are all members in good standing of the Appraisal Institute of Canada. Where applicable this report is co-signed in compliance with CUSPAP. Where a report bears two signatures, both the signing appraiser and co-signing appraiser assume full responsibility for this report. PROPERTY IDENTIFICATION 81 Valridge Drive Unit 9 CITY: Hamilton PROVINCE: On POSTAL CODE: L9G5B7 LEGAL DESCRIPTION: Unit 15 Level 1 Wentworth Condo Plan 323 BASED UPON THE DATA, ANALYSES AND CONCLUSIONS CONTAINED HEREIN, THE MARKET VALUE OF THE INTEREST IN THE PROPERTY DESCRIBED, Aug.4.2020 (Effective Date of the Appraisal) IS ESTIMATED FROM \$430,000то \$ 450,000 X As Is As If Complete AS AT AS SET OUT ELSEWHERE IN THIS REPORT, THIS REPORT IS SUBJECT TO CERTAIN ASSUMPTIONS AND LIMITING CONDITIONS, THE VERIFICATION OF WHICH IS OUTSIDE THE SCOPE OF THIS REPORT APPRAISER CO-SIGNING AIC APPRAISER (If applicable) SIGNATURE SIGNATURE: Bruce Rae NAME NAMF: AIC DESIGNATION/STATUS: Candidate Member X CRA,P.App AACI,P.App Membership # 200100 AIC DESIGNATION/STATUS: CRA,P.App AACI,P.App Membership# DATE OF REPORT/DATE SIGNED: 04/25/2023 DATE OF REPORT/DATE SIGNED: PERSONALLY INSPECTED EXTERIOR OF THE SUBJECT PROPERTY: XYES PERSONALLY INSPECTED EXTERIOR OF THE SUBJECT PROPERTY: DATE OF DRIVEBY INSPECTION: April 24.2023 DATE OF DRIVEBY INSPECTION: LICENSE INFO: (where applicable) LICENSE INFO: (where applicable) NOTE: For this appraisal to be valid, an original or a password protected digital signature is required. NOTE: For this appraisal to be valid, an original or a password protected digital signature is required. SOURCE OF DIGITAL SIGNATURE SECURITY: ATTACHMENTS AND ADDENDA: ADDITIONAL SALES X EXTRAORDINARY ITEMS NARRATIVE X photos X MAPS MARKET RENT SCOPE OF WORK

EXTRAORDINARY ITEMS ADDENDUM

		EXTRACT	DINAKI	TIEWS ADDENDOW	04.valrid== 0
REF	ERENCE:	Marlor Law		FILE NO.:	81valridge-9
	CLIENT:	Marler Law	-	Bruce Rae Rae Appraisals and Consultants	
늘	ATTENTION:	102 Lakeshore Rd E. Oakville	COMPANY: ADDRESS: E-MAIL:	198 Tilford Rd.	
CLIENT	ADDRESS:	102 Lakeshore Nu L. Oakville	ADDRESS:	Oakville, ON	
ပ	E-MAIL:		E-MAIL:	Oukviile, Oiv	Appraisal Institute
	PHONE:	FAX:	PHONE:	FAX:	of Canada
			THORE.	1700.	
	An extraordina municipal sanit approaches.) T accompany sta 1. The Client been perfor as applicat report, incli 2. Due to the 3. By acceptiin 4. This report unreasonal 5. Where the willlingness Any other the control of the control	ary sewer where unknown or uncertain). An extraordinary limiting condition is a neces he appraiser must conclude before accepting the assignment which involves invoking tements of each opinion/conclusion so affected. has specifically requested an assignment with a limited scope of work and results in a rmed and accept the decrease in the reliability of this report, resulting in a higher leve ole, are limited in liability to \$50,000 (fifty thousand dollars). Such limitation of liability uding in respect of any allegations of negligence, breach of contract or for any other use ilmitations in this report, it is not intended for use by third parties or for any other use ng this report, all parties acknowledge and accept that an inspection of the subject pro relies on third party information believed to be accurate. If any of the information relie ole to rely on this report, is for financing or mortgage lending, it is a condition of relia	an Extraordinary Lim an abbreviated report of risk assumed by a applies in the event th asson or claim. than the specified use perty and/or a more in d upon in this report the	s opinions and conclusions (e.g. an absence of contamination where such contamination exclusion of a Standard Rule which must be explained and justified by the appraiser (e iting Condition that the scope of the work applied will result in opinions and conclusion format. By accepting this report, the Client and Intended User(s) understand that an in a user of this report. The appraiser, the appraiser's firm and/or any employee, director, hat anyone makes a claim that the appraiser is in any way liable for performing the appraiser in this report is endepth investigation could result in a different valuation conclusion. Is found to be other than stated or assumed, the estimated value contained herein is so at the intended use is for first mortgage financing only, the lender has determined that those set out by the Office of the Superintendent of Financial Institutions (OSFI), ever	.g. exclusion of one or more valuation s which are credible. Both must spection of the subject property has not officer or partner of the appraiser's firm, oraisal or in preparing the appraisal expressly denied. Let to change accordingly and it is the borrower has the capacity and
EXTRAORDINARY ITEMS ADDENDUM	Hypothetical comunicipal servi			purposes of comparison. Common hypothetical conditions include proposed improvem of each hypothetical condition applied to this report, the rationale for its use and its eff	
		nal Exception permits the appraiser to disregard a part or parts of the Standards deter nents identify the part or parts disregarded, if any, and the legal authority justifying the		to law or public policy in a given jurisdiction and only that part shall be void and of no	force or effect in that jurisdiction. The

SUBJECT PROPERTY PHOTO ADDENDUM

 Borrower:
 File No.:
 81valridge-9

 Property Address: 81 Valridge Drive Unit 9
 Case No.:

 City: Hamilton
 Prov.: On
 P.C.: L9G5B7

 Lender: Marler Law



FRONT VIEW OF SUBJECT PROPERTY

Appraised Date: August 4, 2020 Appraised Value: \$



REAR VIEW OF SUBJECT PROPERTY



STREET SCENE

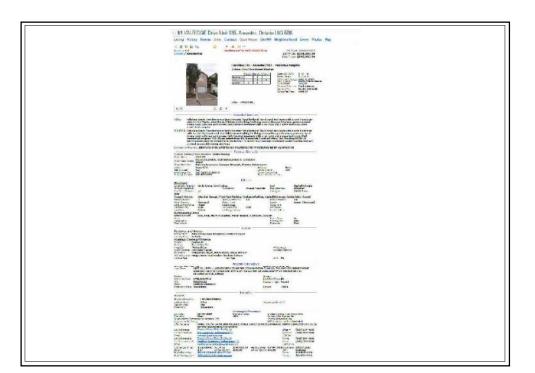
COMPARABLE PROPERTY PHOTO ADDENDUM

 Borrower:
 File No.:
 81valridge-9

 Property Address: 81 Valridge Drive Unit 9
 Case No.:

 City: Hamilton
 Prov.: On
 P.C.: L9G5B7

 Lender: Marler Law



COMPARABLE SALE #1

81 Valridge # 35

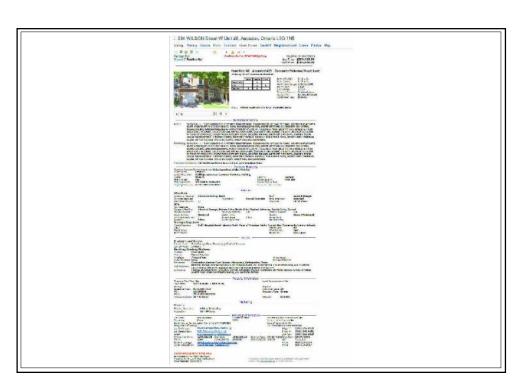
Sale Date: June 4 2020 Sale Price: \$ 540,000



COMPARABLE SALE #2

81 Valridge # 26

Sale Date: Feb.28.2020 Sale Price: \$ 545,000



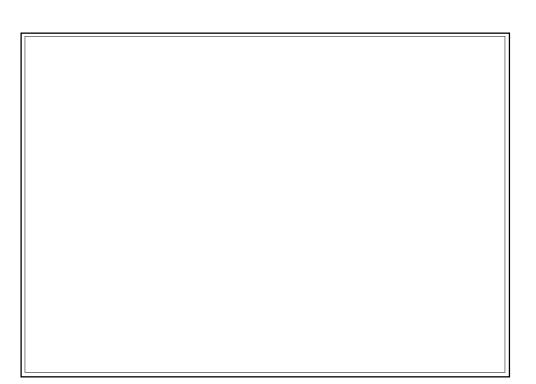
COMPARABLE SALE #3

334 Wilson # 8

Sale Date: July 7 2020 Sale Price: \$ 585,000

COMPARABLE PROPERTY PHOTO ADDENDUM

Borrower:	File N	0.: 81valridge-9	
Property Address: 81 Valridge Drive Unit 9	Case	No.:	
City: Hamilton	Prov.: On	P.C.: L9G5B7	
Lender: Marler Law			_



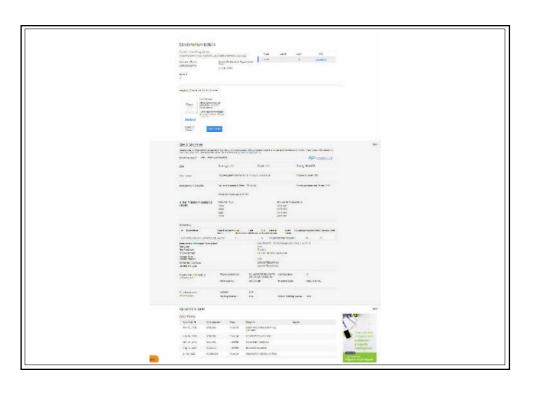
COMPARABLE SALE #7

Sale Date: Sale Price: \$



COMPARABLE SALE #8

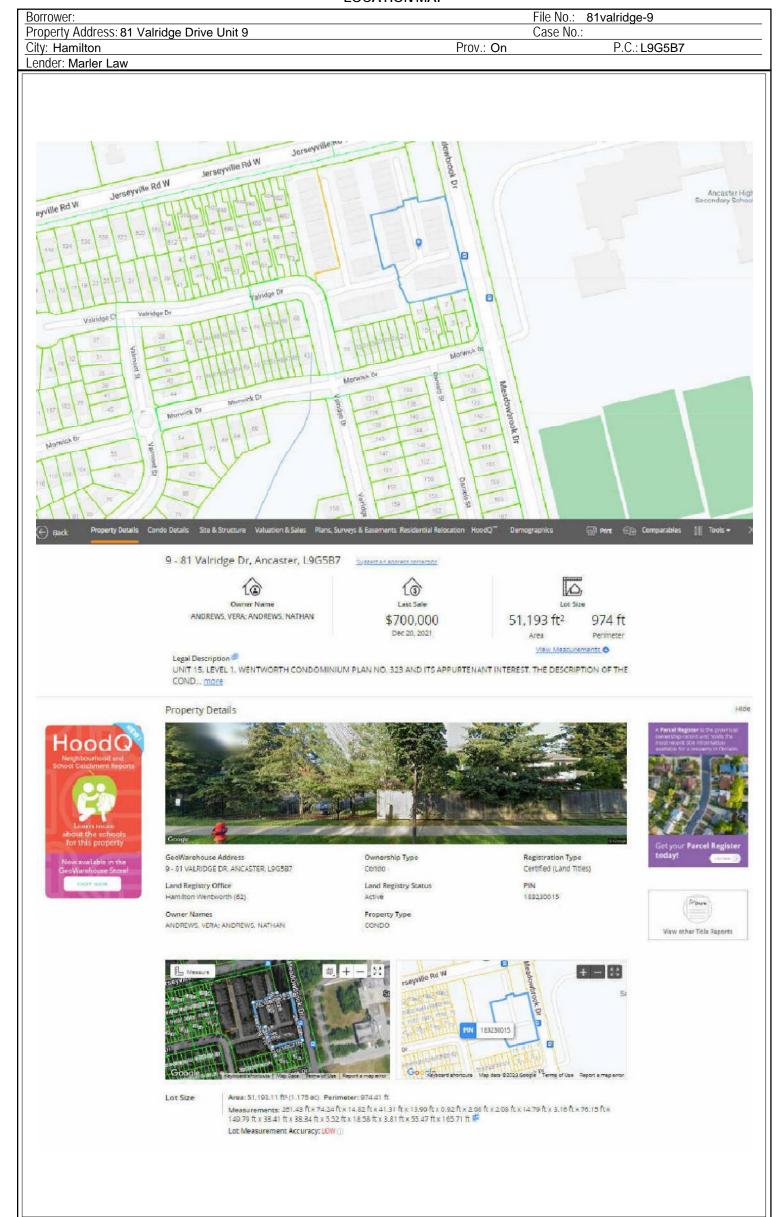
Sale Date: Sale Price: \$



COMPARABLE SALE #9

Sale Date: Sale Price: \$

LOCATION MAP



81 VALRIDGE Drive Unit #35, Ancaster, Ontario L9G 5B6

Listing History Rooms Units Contract Open House GeoWH Neighbourhood Green Photos Map

Member Full

Closed / Residential

A little

Confidential for REALTORS® Only

MLS@#: XH4075911 List Price: \$559,000.00 Sold Price: \$540,000.00



Hamilton/42 - Ancaster/424 - Parkview Heights

2 Storey/Row/Townhouse/Attached

	Beds	Baths	Kitch
Basement	35475407664.14.	1	DOMESTIC
Main		1	1
Second	3	1	

Beds (AG+BG): 3 (3 + 0)
Baths (F+H): 3 (1 + 2)
AG Fin SqFt Range: 1501 to 2000
AG Fin SqFt: 1,581/Public Record

| 1,361/Public Rec | 1,361/Publi

None

Seller: PANDS INC.

1 / 22

□ ▶

Remarks/Directions

Fabulous Condo Townhome in a Quiet Ancaster Neighborhood! Good sized bedrooms with a semi 4 piece en-suite for the Master, decent sized kitchen overlooking the living room with a gas fireplace, generous sized dining room with rear yard access, fully finished basement with a rec room and 2 piece bathroom. Well Public: maintained complex

REALTOR®: Fabulous Condo Townhome in a Quiet Ancaster Neighborhood! Good sized bedrooms with a semi 4 piece ensuite for the Master, decent sized kitchen overlooking the living room with a gas fireplace, generous sized dining room with rear yard access, fully finished basement with a rec room and 2 piece bathroom. Well maintained complex. RSA. Please attach form 801 & schedule B with all offers. Pre-Showing COVID-19 Questionnaire must be completed & emailed to L/A before any showings confirmed. Avoid touching surfaces as much as possible during showings

Directions to Property: JERSEYVILLE RD WEST TO MEADOWBROOK DR TO MORWICK DR TO VALRIDGE DR

Common Elements

Common Element/Condo Amenities: Visitor Parking

\$260.00 BUILDING INSUR., COMMON ELEMENTS, EXTERIOR

Condo Fees Rmrks: MAINT

Building Insurance, Common Elements, Exterior Maintenance

Condo Fees Incl: Locker:

None/N/A

Pets Allowed: THE ENFIELD GROUP Condo Corp #: Condo Corp Vr End: Status Certificate Date:

Prop Mgmnt Co: THE ENFIELD G
Prop Mgt Contact: 905-689-7341

Structure

Construct, Material: Shingles Replaced: Brick, Stone, Vinyl Siding Foundation: Asphalt Shingle Attached 16-30 Years Prop Attached: **Poured Concrete** Year/Desc/Source: Apx Age:

Exterior

Site

Attached Garage//Front Yard Parking//Exclusive Parking, Asphalt Driveway, Inside Entry, Owned

Driveway Spaces: 1.0 Garage Spaces: 1.0 Garage & Parking: Parking Spaces: Water Source: Driveway Spaces: Water Tmnt: Sewer (Municipal)

Municipal Sewer: Lot Size Area/Units: Lot Front (Ft): Acres Range: Lot Depth (Ft): Lot Irregularities: /Feet Acres Rent: 0.00 Land Lse Fee: Location: Urban

Surrounding Area

Golf, Park, Place of Worship, Public Transit, Quiet Area, Schools Area Influences:

Retire Com Topography: Fronting On:

Exposure: Restrictions:

Features and Access

Interior Feat: Auto Garage Door Remote(s), Central Vacuum
Laundry Feat: In-Suite

Heating/Cooling/Fixtures
Cooling: Central Air
Heating: Forced Air, Gas

Heating: Forced Air, Gas
Fireplace: /Natural Gas
Under Contract: Hot Water Heater
Inclusions: Dishwasher, Dryer, Refrigerator, Stove, Washer
Add Inclusions: Fridge, Stove, Dishwasher, Washer, & Dryer
Tank Age:

FP Stove Op: Contract Cost/Mo:

Property Information

Common Elem Fee: No
Local Improvements Fee:
Legal Desc:
UNIT 20, LEVEL 1, WENTWORTH STANDARD CONDOMINIUM PLAN NO. 339 AND ITS APPURTENANT
INTEREST, CITY OF HAMILTON; T/W & S/T AS SET OUT IN SCHEDULE"A" OF AMENDMENT TO
DECLARATION WE131622.

Zoning:

Assess Val/Vear: \$338,000/2016 PIN: 183390022 ROLL: 251814032009673 Possession/Date: Immediate/

Survey: / Hold Over Days: **60** Occupant Type: Vacant

Marketing

Showings:

Email:

SP/LP:

Original List Price:

LBO/BROKERBAY

Showing Remarks: Lockbox Type: Sign on Prop: Other Yes Possession: **Immediate**

Locbox Loc/Serial#:/

Deposit:

Brokerage Information Expiration Date: List Date: 03/31/2020 SPIS: Financing: Clear

Int Bearing Bkg Trust Account: No Contact After Expired: No

L/SP Cell:

Phone:

10000

Buyer Agency Compensation Remarks: 2% Special Agreement: No
Assignment Of Listing: HST Applicable to Sale:Included

Offer Remarks: EMAIL TO L/A. 24 HR IRREVOCABLE. EMAIL COVID-19 QUESTIONNAIRE UNDER SUPPLEMENTS TO L/A

BEFORE REQUESTING A SHOWING

List Brokerage: Royal LePage State Realty | Brkge #: (905) 574-4600

List Salesperson: Joe Cosentino, Salesperson cosenjo@outlook.com Royal LePage State Realty | Email: List Brokerage 2: Matthew Cosentino, Salesperson 🙀 List Salesperson 2:

(905) 574-4600 Phone:
 matthewcosentino@royallepaqe.ca

 \$559,000.00
 Sold Price:
 \$540

 0.97
 LP/AG+BG SF:
 \$353
 L/SP2 Cell: \$540,000.00 Pending Date: 06/04/2020Close Date: 08/12/2020 SP/AG+BG SF: 341.56 HST:

0.97 LP/AG+BG SF: RIGHT AT HOME REALTY INC YAO ZHI YI NIU, Salesperson Buyer Brokerage: Buver Salesperson:

Included 416-847-8456 Phone: 416-847-8456 Phone:

(905) 574-4600

(905) 574-4600

81 VALRIDGE Drive Unit #26, Ancaster, Ontario L9G 5B7 Listing History Rooms Units Contract Open House GeoWH Neighbourhood Green Photos Map A dil es Member Full Confidential for REALTORS® Only MLS@#: XH4072693 List Price: \$550,000.00 Sold Price: \$545,000.00 Closed / Residential Hamilton/42 - Ancaster/424 - Parkview Heights 2 Storey/Row/Townhouse/Attached oeds (AG+BG): 2 (2 + 0) Baths (F+H): 2 (1 + 1) AG Fin SqFt Range: 1501 to 2000 AG Fin SqFt: 1,581/Public DOM/CDOM 10/10 Beds Baths Kitch AG Fin SqFt: 1,581/Public Record DOM/CDOM 10/10 Common Interest: Condominium \$3,753,45/2019 Tax Amt/Yr: Condo Fee/Freq: \$263.92 Seller: Maureen Kirby and Allen Kirby 5.0 1/22 D > Remarks/Directions Public: Fantastic opportunity to own this spacious 2 bedroom, 1.5 bath townhouse condo on Valridge Drive, in Fantastic opportunity to own this spacious 2 bedroom, 1.5 bath townhouse condo on Valridge Drive, in Starward's Ancaster Townes. This particular unit offers tons of upgrades such as the kitchen and bathroom granite counters, extra height ceilings, gas stove, solid wood staircase, additional storage both upstairs and in the fully finished basement, main floor and bedroom level gas fireplaces, top of the line furnace and ac unit, gas line for bbq, and backyard awning for full privacy with no immediate rear neighbours. With the open concept layout, you will never feel like you are in a townhouse - from the width of the main floor, the extra large kitchen with more than enough counter space and storage, the full height basement level to upstairs with 2 huge bedrooms. Recent updates by the condo corp include: Roof, garage doors, and attic insulation. You are just a few minutes away from highway access, and walking distance to schools, fitness and sports centres as well as conservation area. Contact us today for more information! REALTOR®: *53, 54, 55, 56, 57, 58, 59, 63 AND 64 ON 62R15871;S/T AN EASEMENT OVER PART 1 ON 62R13618 AS IN LT420910; S/T AN EASEMENT OVER PART 1 ON 62R13618 AS IN LT420921; S/T AND T/W THE VARIOUS EASEMENTS AS IN WE44885. 2 bed, 1.5 bath, well run condo corp has additional funds coming in from solar panels adding annual income to the reserve fund for unit upgrades (garage door, attic insulation, roof all done in recent years). Upgrades include extra height ceilings, wood staircase, quartz counters, original owners. Laundry is in basement, but there is set up on 2nd floor for a stackable - currently used as storage. Please allow 2hrs notice for showings, and up to 48hr irrevocable on offers. All RSA Attached Sched B & 801 Directions to Property: Meadowbrook to Morwick Common Element/Condo Amenities: None Condo Fees: \$263.92 Condo Fees Incl: Locker: Building Insurance, Common Elements, Exterior Maintenance, Parking Balcony: Condo Corp #: Condo Corp Yr End: Cratus Certificate Da None WCC 323 905-689-7341 Prop Mgt Contact: Status Certificate Date: Exterior Structure Construct. Material: Shingles Replaced: Year/Desc/Source: Roof: Asphalt Shingle Brick, Stone Prop Attached: Apx Age: Foundation: **Poured Concrete** Site Pool Features: Garage & Parking: None Attached Garage//Front Yard Parking, Private Drive Single Wide//Asphalt Driveway, Inside Entry, Owned Parking Spaces: Water Source: Lot Size Area/Units: Lot Front (Ft): Driveway Spaces: 1.0 Garage Spaces: Water Tmnt: Acres Range: Lot Depth (Ft): Lot Irregularities: Sewer: Acres Rent: Municipal ewer (Municipal) 0.00 Lot Shape: Location: Urban Land Lse Fee: Surrounding Area Greenbelt/Conservation, Rec./Community Centre, Schools Area Influences: Restrictions: Exposure: West High School: Ancaster High, Sherwood Elementary School: Spring Valley, Frank Panabaker Interior Features and Access Interior Feat: Carpet Free Laundry Feat: In-Suite Heating/Cooling/Fixtures Cooling: Central Air

Cooling: Central Air
Heating: Forced Air, Gas
Fireplace: /Natural Gas
Under Contract: Hot Water Heater

FP Stove Op: Contract Cost/Mo:

Inclusions:

Dishwasher, Dryer, Gas Stove, Refrigerator, Washer
Gas stove, stainless steel fridge, dishwasher, washer, dryer, all light fixtures, California shutters.
Striped drapes in upstairs TV room, shelves in basement cold room

Tank Age:

UFFI: No Add Inclusions:

Exclusions: Furnace Age:

Property Information

UNIT 4, LEVEL 1, WENTWORTH CONDOMINIUM PLAN NO. 323 AND ITS APPURTENANT INTEREST; CITY OF HAMILTON. THE DESCRIPTION OF THE CONDOMINIUM PROPERTY IS: PT BLK 87 PL 62M881; ANCASTER, PARTS 32, 33, 34, 35, 36, 37, 40, 41, 42, 43, 44, 45, 46, 52, * Legal Desc:

Zoning: \$354,000/2016 183230004 251814032009706 Hold Over Days: 0 Occupant Type: Owner Assess Val/Year: Possession/Date: 90+ Days/ 20000 Deposit:

Marketing

Showings:

SentriLock

Showing Remarks: Lockbox Type: Sign on Prop: Locbox Loc/Serial#:/ Yes 90+ Days

Possession:

Brokerage Information Int Bearing Bkg Trust Account: No Contact After Expired: No Special Agreement: No HST Applicable to Sale: No List Date: 02/18/2020 Expiration Date: SPIS: Buyer Agency Compensation Remarks: 2%
Assignment Of Listing:
Offer Remarks: 48 Hr. Irrevocable

List Brokerage: List Salesperson: Coldwell Banker Community Professionals Jeannie Crawford Brkge #: Direct #: L/SP Cell: (905) 522-1110 (905) 522-1110

jeannie@jeanniecrawford.com Email:

Pending Date: 02/28/2020Close Date: 05/14/2020 SP/AG+BG SF: 344.72 HST: No \$550,000.00 Sold Price: 0.99 LP/AG+BG SF: \$545,000.00 \$347.88 Royal LePage State Realty Rose Levie, Broker (905) 648-4451 (905) 648-4451 Buyer Brokerage: Buyer Salesperson: Phone:

Confidential for REALTORS® Only
Source Board: Hamilton - Burlington
Prepared By: Bruce W. Ree. Salesper

334 WILSON Street W Unit #8, Ancaster, Ontario L9G 1N5

Listing History Rooms Units Contract Open House GeoWH Neighbourhood Green Photos Map















Confidential for REALTORS® Only

MLS®#: XH4079830 List Price: \$599,000.00 Sold Price: \$585,000.00



Hamilton/42 - Ancaster/425 - Dancaster/Nakoma/Maple Lane

2 Storey/Row/Townhouse/Attached

	Beds	Baths	Kitch
Basement		1	
Main	2000	2	1
Second	3	1	

Beds (AG+BG): 3 (3 + 0) Baths (F+H): 4 (3 + 1) AG Fin SqFt Range: **1501 to 2000** 1,717 27/27 Condominium AG Fin SaFt: DOM/CDOM Common Interest: Tax Amt/Vr: \$3,705.00/2020 Condo Fee/Freq: \$556.92

Seller: DIANA MARY HOLK & PAUL KNUDSEN HOLK

□ **▶**

Remarks/Directions

Public:

SHOWS A+++ THIS GORGEOUS 2 STOREY TRADITIONAL TOWN ON CUL DE SAC IN SMALL COMPLEX FEATURES OVER 1700 SQ FT OF LIVING SPACE, MAIN FLOOR HARDWOOD, WHITE KITCHEN W/GRANITE COUNTERS, OVERLOOKING GARDEN GREENERY, FAMILY ROOM W GAS FP, PILLARED, MASTER W 4 PIECE ENSUITE, PLUS ANOTHER 3 PC BATH, CALI SHUTTERS ON ALL WINDOWS (KITCHEN HAS BLIND). FULLY FINISHED RECROOM W TONS OF STORAGE, HOBBY AREA/UTILITY ROOM, SEWING RM AND ANOTHER 3 PC BATH, FAMILY ROOM LEADS TO BEAUTIFUL 2 TIERED OASIS, REMOTE CONTROL AWNING FOR UPPER DECK, MANICURED GARDENS. CLOSE TO 403 ACCESS, WALK TO TOWN, SHOPPING, RESTAURANTS.

SHOWS A+++ THIS GORGEOUS 2 STOREY TRADITIONAL TOWN ON CUL DE SAC IN SMALL COMPLEX FEATURES OVER 1700 SQ FT OF LIVING SPACE, MAIN FLOOR HARDWOOD, WHITE KITCHEN W/GRANITE COUNTERS, OVERLOOKING GARDEN GREENERY, FAMILY ROOM W GAS FP, PILLARED, MASTER W 4 PIECE ENSUITE, PLUS ANOTHER 3 PC BATH, CALI SHUTTERS ON ALL WINDOWS (KITCHEN HAS BLIND). FULLY FINISHED RECROOM W TONS OF STORAGE, HOBBY AREA/UTILITY ROOM, SEWING RM AND ANOTHER 3 PC BATH, FAMILY ROOM LEADS TO BEAUTIFUL 2 TIERED OASIS, REMOTE CONTROL AWNING FOR UPPER DECK, MANICURED GARDENS. CLOSE TO 403 ACCESS, WALK TO TOWN, SHOPPING, RESTAURANTS.

Directions to Property: 403 to Wilson Street turn east just past Hamilton Drive

Common Elements

Common Element/Condo Amenities: BBQs Permitted, Visitor Parking

\$556.92 Condo Fees:

Building Insurance, Common Elements, Parking None/0 Condo Fees Incl:

Balcony: Condo Corp #: Condo Corp Yr End: Status Certificate Date: Locker: Pets Allowed WCC 158 Yes WILSON BLANCHARD

Prop Mgmnt Co: Prop Mgt Contact: SCOTT 905-540-8800

Exterior Structure

Construct, Material: Shingles Replaced: Aluminum Siding, Brick Asphalt Shingle Prop Attached: Foundation: **Poured Concrete** Year/Desc/Source: 11 Apx Age: 16-30 Years

Site

Pool Features:

Garage & Parking: Attached Garage//Private Drive Single Wide//Asphalt Driveway, Inside Entry, Owned

Parking Spaces: Water Source: Lot Size Area/Units: Driveway Spaces: Water Tmnt: 1.0 Garage Spaces: 1.0 Sewer: Acres Rent: Municipal Sewer (Municipal)

Acres Range: < 0.5 Urban Location: Lot Irregularities: Land Lse Fee:

Surrounding Area

Golf, Hospital, Level, Library, Park, Place of Worship, Public Transit, Rec./Community Centre, Schools Retire Com: No Area Influences: View:

- Interior

Retire Com: Fronting On: Topography: East

Restrictions Exposure: East, West

Features and Access

Auto Garage Door Remote(s), Central Vacuum In-Suite Interior Feat: Laundry Feat:

Heating/Cooling/Fixtures
Cooling: Central Air
Heating: Forced Air, Gas

Fireplace: /Natural Gas FP Stove Op: Fireplace: / Matural Gas
Under Contract: None Contract Cost/Mo: Dishwasher, Garage Door Opener, Microwave, Refrigerator, Stove FRIDGE, STOVE, OTR MICROWAVE, BI DISHWASHER, ALL ELECTRICAL LIGHT FIXTURES, ALL CUSTOM CALIFORNIA SHUTTER, GARAGE AUTO DOOR OPENER PLUS 2 REMOTES
Exclusions: FRIDGE IN BASEMENT, WASHER, DRYER, EXCLUDE WATER FOUNTAIN IN YARD, BLACK FENCE IN YARD, WHITE SHELVING IN UTILITY ROOM, ALL GARDEN DECOR

- Property Information

Common Elem Fee: No Local Improvements Fee:

Legal Desc: Zoning: UNIT 8 LEVEL 1 WCP #158 Survey: / Hold Over Days: 30 Assess Val/Year: \$338,000/2020

181580008 251814033002940 Occupant Type: Owner Possession/Date: 60 - 89 Days/ Deposit: \$10,000

- Marketing

Showing Remarks: LBO or BrokerBay 60 - 89 Days Possession:

Brokerage Information Expiration Date: SPIS: Int Bearing Bkg Trust Account: No Contact After Expired: No List Date: 06/10/2020

Financing: Buyer Agency Compensation Remarks: 2% PLUS HST Assignment Of Listing: Special Agreement: No HST Applicable to Sale: Included

Royal LePage State Realty (905) 648-4451 (905) 648-4451 List Brokerage: Brkge #: List Salesperson: Judy Giannasi, Broker Direct #: Email: judygiannasi@royallepage.ca L/SP Cell: (905) 869-5839

\$629,900.00 Sold Price: \$585,000.00 0.98 LP/AG+BG SF: \$348.86 Royal LePage Real Estate Services David Palmeri, Salesperson Original List Price: SP/LP: Buyer Brokerage: Pending Date: 07/07/2020Close Date: 08/26/2020 SP/AG+BG SF: 340.71 HST: Included HST: Phone: Included 800-123-1234 Buyer Salesperson: Phone: 800-123-4567

Confidential for REALTORS® Only

Source Board: Hamilton - Burlington Prepared By: Bruce W. Rae, Salesperson Date Prepared: 04/24/2023

Information deemed reliable but not guaranteed. CoreLogic Matrix POWERED by <u>itsorealestate.ca</u>. All rights reserved.

Condominium Details

Condominium Corporation

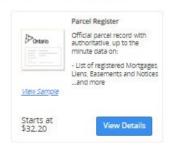
WENTWORTH CONDOMINIUN CORPORATION NO. 323

Common Name WENTWORTH Condo Declaration Registration Date

Suite #

Jul 09, 2001

Reports Available for Purchase:



Site & Structure

Туре

SUITE

Level

Unit

15

PIN

183230015

Please note, all information contained in the Site & Structure section of the Property Report is owned and maintained by MPAC. If any data in this section is missing or incorrect, please contact MPAC for assistance at propertyline@mpac.ca.

Assessment 1 | ARN : 251814032009728

mpac propertyline

Assessment Aut. 251014	032003720			(inpat property)
Site	Frontage: N/A	Depth: N/A		Zoning: RM4-373
Structure	Property Description: Re	sidential Condominium		Property Code: 370
Assessment Details	Current Assessed Value		Previous Assessed Value : N/A	
	Valuation Date: 2016-01-	01		
4 Year Phased-In Assessed	Taxation Year		Phased-In Asse	essment
Values	2023		\$310,000	
	2022		\$310,000	
	2021	\$310,000		
	2020		\$310,000	

Structures:

# Description	Year Bedrooms Built	Full Bathrooms	Half Bathrooms		Partial s Stories	Split Level	Fireplaces	Indoor P	ool Outdoor Pool
354 CONDO ROW/TOWN HOUSE	20013	1	1	2	No part storey	No Split	1	N	N
Assessment Roll Legal Description	1		W	ENTWO	RTH CONDO PL	AN 323 L	EVEL 1 UN	IT 15	
Site Area			N/	Α					
F1. 14 1									

Unspecified/Not Applicable

Driveway Type Garage Type Garage Spaces

Water Service Type Sanitation Type

Unspecified Service Unspecified Service

Assessment Property Information

81 VALRIDGE DR UNIT 9 Unit Number: ANCASTER ON L9G587 Property Address:

Municipality:

ANCASTER

Property Type:

RESIDENTIAL

Locker: N/A Condominium Information

Parking Spaces: N/A Indoor Parking Spaces: N/A

Valuation & Sales

Sales History

-				
Sale Date ▼	Sale Amount	Type	Party To	Notes
Dec 20, 2021	\$700,000	Transfer	ANDREWS, VERA; ANDREWS, NATHAN;	
Aug 04, 2020	\$530,000	Transfer	12195585 CANADA INC.;	
Nov 01, 2016	\$365,000	Transfer	MCSEVNEY, IAN ROSS;	
Aug 10, 2001	\$143,472	Transfer	BIAGIONI, EUGENE;	
Jul 05, 1999	\$1,080,000	Transfer	STARWARD HOMES LIMITED;	



Hide +

ort

IN THE MATTER OF THE BANRUPCTY OF IAN ROSS MCSEVNEY

Court File No: 32-2783327 Estate File Nos.: 32-2783327

ONTARIO SUPERIOR COURT OF JUSTICE (IN BANKRUPTCY AND INSOLVENCY)

Proceeding commenced at Toronto

AFFIDAVIT OF ELAINE MCSEVNEY

Sworn April 28, 2023

Marler Law Firm 102 Lakeshore Road East Oakville, ON L6J 6N2

JONATHAN H. MARLER (LSO #14883D) SHERIDAN SMITH (LSO #86087A)

Tel: 905-338-2300 Fax: 905-338-6413 jmarler@marler.ca ssmith@marler.ca

Lawyers for Elaine McSevney

IN THE MATTER OF THE BANRUPCTY OF IAN ROSS MCSEVNEY

Court File No: 32-2783327 Estate File Nos.: 32-2783327

ONTARIO SUPERIOR COURT OF JUSTICE (IN BANKRUPTCY AND INSOLVENCY)

Proceeding commenced at Toronto

SUPPLEMENTARY RESPONDING MOTION RECORD

Marler Law Firm 102 Lakeshore Road East Oakville, ON L6J 6N2

JONATHAN H. MARLER (LSO #14883D) SHERIDAN SMITH (LSO #86087A)

Tel: 905-338-2300 Fax: 905-338-6413 jmarler@marler.ca ssmith@marler.ca

Lawyers for Elaine McSevney