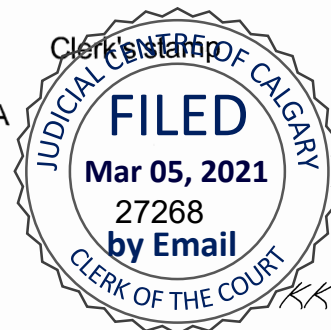


COURT FILE NUMBER 1501-00955
COURT COURT OF QUEEN'S BENCH OF ALBERTA
JUDICIAL CENTRE CALGARY



IN THE MATTER OF THE COMPANIES'
CREDITORS ARRANGEMENT ACT, R.S.C.
1985, c. C-36, as amended

LUTHERAN CHURCH – CANADA, THE ALBERTA
– BRITISH COLUMBIA DISTRICT, ENCHARIS
COMMUNITY HOUSING AND SERVICES,
ENCHARIS MANAGEMENT AND SUPPORT
SERVICES, AND LUTHERAN CHURCH –
CANADA, THE ALBERTA – BRITISH COLUMBIA
DISTRICT INVESTMENTS LTD.

APPLICANT SAGE PROPERTIES CORP.
RESPONDENTS See **Schedule "A"** to the Application, filed

DOCUMENT **ORDER**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT
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Lawyers for the Applicant, Sage Properties Corp.
File no.: 1000154646

DATE ON WHICH ORDER WAS PRONOUNCED: March 5, 2021

NAME OF JUSTICE WHO MADE THIS ORDER: The Honourable Madame Justice B. E. C. Romaine

LOCATION OF HEARING: Calgary, Alberta

UPON the Application of Sage Properties Corp. (**Sage**); AND UPON reviewing the materials filed in the within action; AND UPON hearing submissions from counsel for Sage and from counsel for Condominium Corporation No. 9812469 (the **Condominium Corporation**); AND UPON reviewing the Affidavits of Erin Leson filed February 24, 2021; AND UPON noting that Sage

wishes to subdivide certain lands located in the NE 1/4 Section 19, Township 24, Range 28 W4M, as legally described below (the **Sage Lands**), and has provided a plan of subdivision in that regard to the Municipal District of Rocky View County which has conditionally approved that plan of subdivision (the **Plan of Subdivision**); AND UPON noting that the owners of condominium units within Condominium Plan 9812469, Condominium Plan 0011410, Condominium Plan 0013287, Condominium Plan 0111629, Condominium Plan 0113520, and Condominium Plan 0310076 (collectively, the **Parcel C Owners**) are holders of certain registered easement rights, burdening and benefitting the Sage Lands; AND UPON noting that it is just, convenient, and equitable to grant the relief requested by Sage in the Application,

IT IS HEREBY ORDERED THAT:

1. Service of this Application is hereby deemed good and sufficient for all purposes on all persons entitled to service thereof, and the time for service is, in all such cases, abridged to the time actually given.
2. The Plan of Subdivision will subdivide portions of the Sage Lands, as surveyed by Rares G. Caraba, ALS, of IBI Group Geomatics (Canada) Inc., legally described as follows:

PLAN 9712096
BLOCK 1
CONTAINING 22.29 HECTARES (55.08 ACRES) MORE OR LESS
EXCEPTING THEREOUT:
PLAN NUMBER HECTARES (ACRES) MORE OR LESS
SUBDIVISION 0311251 1.90 4.70
EXCEPTING THEREOUT ALL MINES AND MINERALS

-and-

PLAN 0311251
BLOCK 4
LOT 1
EXCEPTING THEREOUT ALL MINES AND MINERALS
AREA: 1.9 HECTARES (4.7 ACRES) MORE OR LESS

3. Pursuant to subsection 85(4) of the *Land Titles Act*, RSA 2000, c L-4 (the **LTA**), the requirements of subsection 85(1) of the LTA in respect of the consent required from the Parcel C Owners of certain dominant tenements as defined in Land Titles instruments registered as instrument nos. 981 274 372, 001 042 374 and 031 143 480 (collectively the **Easements**) against titles to the Sage Lands be dispensed with; accordingly, subject to paragraphs 4 and 5 of this Order, Sage may proceed with registration of the Plan of Subdivision without signed consent of the Parcel C Owners.

4. Notwithstanding paragraph 3 hereof, nothing in this Order shall dispense with the requirements of subsection 85(1) of the LTA in respect of the consent required from the Condominium Corporation of certain dominant tenements as defined in the Easements.
5. Upon presentation for registration of this Order and the Consent to Register a Plan of Subdivision executed by the Condominium Corporation, the Registrar of the Land Titles Office is hereby directed to register the accompanying Plan of Subdivision forthwith, notwithstanding the provisions of subsection 191(1) of the LTA.
6. Service of this Order upon any party is hereby dispensed with.
7. This Order shall be the commencing document for this Application.
8. There shall be no costs to any party in respect of this Application.

A handwritten signature in black ink, appearing to be 'J.C.Q.B.A.', written over a horizontal line.

J.C.Q.B.A.