I, EDITH ANN FOLEY, OF THE TOWNSHIP OF LEEDS AND THE THOUSAND ISLANDS,

COUNTY OF LEEDS ,

SOLEMNLY DECLARE:

1. I am the wife of the late Leslie Grant Foley who died on or about the 3rd day of March 2001.

2. Leslie Grant Foley and I were married in 1961.

3. At the time of our marriage my husband I moved into the family farm which had been in my husband's father's name (Robert Lesley Clark Foley) for a number of years, the farm and residence, being located directly to the east of the residence and garage shown on Schedule "A" attached hereto. My late husband's mother and father, Jean Foley and Robert Lesley Clark Foley, who are now both deceased, moved into the residence shown on Schedule "A".

3. The residence shown on Schedule "A" was originally a cheese factory that was converted to a residence prior to the purchase by the Foley family in 1961. The well that was used originally at the cheese factory and subsequently has serviced the residence was a well that was located on what is now my property to the east and which is located approximately 40 feet from the east lot line of the lands shown on Schedule "A". The well was a dug well and has been maintained exclusively by the owners of the property shown on Schedule "A" since the property was originally sold by the Foley family in or about the year 1981.

4. Since the date of that original sale, there have been, I believe 4 subsequent owners all of whom have used this well and all of whom have maintained it.

5. I accept no responsibility or liability with respect to the well. I consider the well to be owned by the Purchasers from time to time who own the residence and acknowledge that the owners have the right to enter upon my property to maintain that existing well.

And I make is solemn declaration believing it to be true, and knowing that it is of the same force and effect as if made under oath.

Declared before me at)

the Town of Gananoque)

in the County of Leeds)

this 16 Day of May 2002

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Edith Ann Foley