

NOTICE TO CAVEATOR TO TAKE PROCEEDINGS ON CAVEAT

FORM 29
LAND TITLES ACT
(Section 138)

(Not more than 7 instruments may be included under this Form)

Take notice that the caveat filed by you in the Land Titles Office as instrument number

forbidding the registration of any person as transferee or owner of, or of any instrument affecting, the estate or interest claimed in your caveat in respect of the land (or, in the case of a partial lapse include legal description of land affected),

unless the certificate of titles is expressed to be subject to your claim, will cease to have any effect after the expiration of 60 days (or such shorter time as the judge may order) following the date on which this notice is served or sent to you by registered mail, unless in the meantime:

- (a) you take proceedings in court on your caveat to substantiate the interest claimed by you in the above land, and
- (b) you file a certificate of lis pendens with the Registrar.

This notice is given pursuant to section 138 of the Land Titles Act.

Dated at _____ on _____

To

at

(Signature of person giving the notice)

I, _____
of _____

DO SOLEMNLY DECLARE THAT:

1. Caveat Number

was registered on _____ against the title to the following land:

2. I have an interest (or I am agent for _____ who
has (have) an interest in the above land by virtue of: _____

3. Attached to this declaration and marked as exhibit(s) is (are):

- (i) a copy of the notice to take proceedings on the caveat (Exhibit A), and
- (ii) A certified copy of the order of the Court of King's Bench of Alberta shortening the time for service of the notice to _____ days (Exhibit B)

4. Service of Exhibit(s) A (and B) was effected on the caveator _____
on _____ by _____
as evidenced by the proof of service attached to this declaration and marked as Exhibit C.

5. The 60 day period prescribed by section 138(1) of the Land Titles Act (or the _____ day period prescribed
by court order) for commencing proceedings and filing a certificate of lis pendens with the Registrar has expired.

6. I request that the caveat described above be removed from the certificate of title.

And I make this solemn declaration conscientiously 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 _____
in the _____
this _____ day of _____, _____

(Print or Stamp Name of Commissioner)

(Signature of Owner)

(Expiry Date of Commission or Office)