

**Contract #:** 837546  
**Date:** Feb 16, 2009

**User:** alai  
**Status:** Firm

Parks, Forestry & Recreation, 100 Queen Street West hereby grants Canadian Tire Corporation (hereinafter called the "Licensee") represented by Joe Alicandro, permission to use the Facilities as outlined, subject to the Terms and Conditions of this Agreement contained herein and attached hereto all of which form part of this Agreement.

**i) Purpose of Use** Baseball  
 2009 - OSF Seasonal Permit - AL

**ii) Conditions of Use** PERMIT HOLDER must contact Park Supervisor to confirm ground conditions are suitable for baseball, prior to using the fields. ...Rates identified on this permit are subject to change based on City Council direction. When field conditions are such that, in the opinion of the Parks staff on site or Permit Holder in the absence of staff, use would result in injury to the participants or cause damage to the field, then use should be cancelled. Diamond may not be groom due to early start of the year. There are no refunds for rainouts.

All waste and recyclables must be placed in appropriate containers. If such containers are not available, Permit Holder agrees to remove any waste and/or recyclable materials at their own cost.

**iii) Date(s) and Time(s) of Use** # of Bookings: 18 Expected: 153

Mode	Facility/Equipment	Day	Start Date	End Date	Start Time	End Time	Occurrences
Weekly	Centre Park - Diamond (B)	Thu	May 14, 2009	Sep 10, 2009	06:30 PM	08:00 PM	18

**iv) Additional Fees**

Extra Fee - Rental	Quantity	Charge	Tax	Total
Ins - Sports (Seasonal) <251 (AS2531)	1	\$216.00	\$0.00	\$216.00
				<u>\$216.00</u>

**v) Payment Method**

Rental Fees	Extra Fees	Tax	Rental Total	Damage Deposit	Total Applied	Balance	Current
\$405.00	\$216.00	\$20.34	\$641.34	\$0.00	\$641.34	\$0.00	\$0.00

Balance of rental due and payable immediately

Payment Type	Reference	Amount	Date	Receipt Number
Cheque	Rental	\$641.34	May 08, 2009	5944493

**vi) Other Information**

**vii) Additional Notes**  
 Diamond (B) - Centre Park

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RELEASE, LIABILITY WAIVER AND INDEMNITY - The Permit Holder hereby releases and forever discharges the City of Toronto, its employees, agents, officials, contractors, representatives, elected and appointed officials, successors and assigns and the Permit Holder further agrees that notwithstanding anything to the contrary contained herein, the aforesaid shall not be liable to the Permit Holder or anyone to whom the Permit Holder may be in law responsible of, for and from any an all claims, demands, damages, costs, expenses, actions and causes of action whatsoever, whether in law or equity, in respect of death, injury, loss or damage to the permit holder or property, howsoever caused, and the Permit Holder further agrees to indemnify and save harmless all of the aforesaid from and against any and all liability incurred by any of them or all of them arising as a result of, or in any way connected with the issuance of this Permit except where the claim, demand, damages, costs, expenses, actions and causes of action was caused or contributed to by an intentional act or negligence of the all of the aforesaid. This Permit is made subject to the conditions on the reverse side which are subject to change, and the Permit holder agrees to comply and ensure compliance by his/her members/participants, with those conditions.

Brenda Patterson, General Manager

X: \_\_\_\_\_

Joe Alicandro

Canadian Tire Corporation  
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Toronto ON M4P 2V8  
Canada  
Home: () Business: (416)480-3000  
Fax: (416)

Date: \_\_\_\_\_

X: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Parks, Forestry & Recreation

Date: \_\_\_\_\_