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File

Bruce

FEB 07 2006

RECEIVED

January 31, 2006

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The Ontario Heritage Foundation
10 Adelaide Street East
Toronto, Ontario
M7A 2R9.

Dear Sirs:

Re: Designation of 338 Durham Market Square,
Municipality of Kincardine

Please find enclosed a certified copy of the Municipality of Kincardine By-law No. 2004 – 09, designating the home of [REDACTED] at 338 Durham Market Square in the Town of Kincardine, now Municipality of Kincardine, as being of historical or architectural value. The By-law was registered in the Land Registry Office of Bruce No. 3, on June 1, 2004, as Instrument No. 0384930.

On reviewing our records, I could not find any confirming correspondence that your organization had been advised of the registration of the by-law. Please disregard this communication, if you have already received notification of this registration. Thank you.

Yours sincerely,

Nancy Turcotte

Nancy Turcotte,
Deputy Clerk
nturcotte@kincardine.net

attachment

TO3 – Heritage Designation 338 Durham Market Sq.

9/5/06
RR



THE MUNICIPALITY OF

KINCARDINE

great energy. balanced life.

Municipal Administration Centre
1475 Concession 5, R.R. #5
Kincardine, Ontario N2Z 2X6

T. 519.396.3468
F. 519.396.8288
www.kincardine.net

THE CORPORATION OF THE MUNICIPALITY OF KINCARDINE



BY-LAW
NO. 2004 - 09

Certified to be a true and complete copy of By-Law Number 2004-09 passed by the Council of The Corporation of the Municipality of Kincardine on the twenty first day of JANUARY, 2006.

Nancy Marcotte
Nancy Marcotte, Commissioner,
etc., County of Bruce, and Deputy Clerk
of the Corporation of The
Municipality of Kincardine

**BEING A BY-LAW TO DESIGNATE THE HOME OF [REDACTED]
AT 338 DURHAM MARKET SOUTH, MUNICIPALITY OF KINCARDINE
(FORMER TOWN OF KINCARDINE) AS BEING OF HISTORIC OR
ARCHITECTURAL VALUE**

WHEREAS the Ontario Heritage Act, 1990, Chapter O.18, as amended, authorizes the Council of a municipality to enact by-laws to designate real property, including all the building and structures thereon, to be of historic or architectural value and interest;

AND WHEREAS the Council of the Municipality of Kincardine has caused to be served on the owner of the lands and premises known as the home of [REDACTED], 338 Durham Market, South, Municipality of Kincardine and upon The Ontario Heritage Foundation, notices of intention to so designate the aforesaid property and has caused such notice of intention to so designate the aforesaid real property to be published in a newspaper having general circulation in the Municipality;

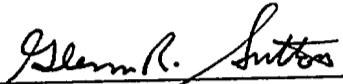
AND WHEREAS the reasons for designation are set out in Schedule "B" attached hereto;

NOW THEREFORE the Council of the Corporation of the Municipality of Kincardine ENACTS as follows:

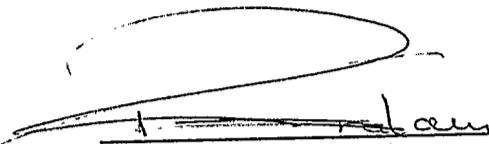
1. There is designated as being of architectural value and interest the real property more particularly described in Schedule "A" hereto, known as the home of [REDACTED], 338 Durham Market South, Municipality of Kincardine, Ontario.
2. The Clerk is hereby authorized to cause of copy of this by-law to be registered against the property described in Schedule "A" hereto in the proper land registry office.
3. The Clerk is hereby authorized to cause a copy of the by-law to be served upon the owner of the aforesaid property and upon The Ontario Heritage Foundation and to cause notice of this by-law to be published in a newspaper having general circulation in the Municipality of Kincardine.
4. This by-law shall come into full force and effect upon its final passing.
5. This by-law may be cited as the "338 Durham Market South Heritage Designation By-law".

By-law No. 2004 – 09
Heritage Designation – 338 Durham Market South

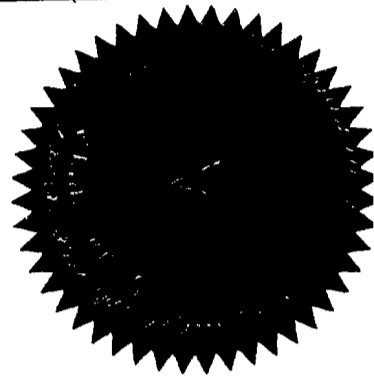
READ a **FIRST, SECOND, and THIRD** time and **DEEMED TO BE PASSED**
this 21st day of January, 2004.



Mayor



Clerk



BY-LAW NO. 2004 – 09

SCHEDULE "A"

Lot Number 9, South Side of Durham Market Square, Municipality of Kincardine (former Town of Kincardine), County of Bruce, containing by a measurement one half of an acre more or less. Description as per Instrument 246211.

BY-LAW NO. 2004 – 09

SCHEDULE "B"

This house has a long standing historical and architectural importance to the Municipality: built by one of the major early builders in Kincardine, T.C. Rooklidge, in 1876 or 1877, this Victorian house has been home to members of the [REDACTED] continuously since 1907. Robert Madden, the manager of the pork factory which was located next door, lived here from 1877 – 1907, when Mr. Richard Farley bought the house in order to be close to his lumber business located at 312 Durham Market South.

While significant changes have been made to the Victorian building over the years, of particular note is the Rose, Shamrock and Thistle pattern in windows on the front and west sides of the house. The grey brick and pink mortar are most unusual for the area. The former carriage house has given way to a rebuilt barn on the original foundation. Exclusions from designation are the replaced windows, the front porch and the addition on the rear of the house.