

Nisga'a Land Title Act
Form B
(Section 146)

MORTGAGE – PART 1

1. PERSON SUBMITTING APPLICATION TO NISGA'A LAND TITLE OFFICE

(a) **Name** _____ *[full name]*

(b) **Address** _____
_____ *[full address]*

(c) **Telephone number or email address** _____

(d) **Status**

- applicant (lender [mortgagee])
- agent of applicant (lender [mortgagee])
- solicitor for applicant (lender [mortgagee])

Signature

[Under the Nisga'a Land Title Act, the "applicant" is the person who is entitled to be the registered owner of the mortgage.]

2. LAND*

(a) **Parcel identification number** _____

(b) **Legal description** _____

3. BORROWER(S) [MORTGAGOR(S)]*

[full name(s), address(es) and, if applicable, undivided fractional or joint tenancy interest(s)]

4. LENDER(S) [MORTGAGEE(S)]*

[full name(s), address(es) and, if applicable, undivided fractional or joint tenancy interest(s)]

5. PAYMENT PROVISIONS**

| | | | Y | M | D |
|--|--|-------------------------------------|----------|----------|----------|
| (a) Principal Amount | (b) Interest Rate | (c) Interest Adjustment Date | | | |
| (d) Interest Calculation Period | (e) Payment Dates | (f) First Payment Date | | | |
| (g) Amount of Each Periodic Payment | (h) <i>Interest Act</i> (Canada) Statement The equivalent rate of interest calculated half yearly not in advance is % per annum. | (i) Last Payment Date | | | |
| (j) Assignment of Rents which Applicant Wants Registered YES <input type="checkbox"/> NO <input type="checkbox"/> If yes, page and paragraph number | (k) Place of Payment | (l) Balance Due Date | | | |

6. MORTGAGE SECURES CURRENT OR RUNNING ACCOUNT

YES NO

7. INTEREST MORTGAGED

- estate in fee simple
- lease _____ [registration number]
- Nisga'a Nation entitlement _____ [registration number]
- Nisga'a Village entitlement _____ [registration number]

8. MORTGAGE TERMS

Part 2 of this mortgage consists of

- prescribed standard mortgage terms
- filed standard mortgage terms _____ [filing number]
- express mortgage terms annexed to this mortgage as Part 2

[A selection of prescribed standard mortgage terms or filed standard mortgage terms includes any additional or modified terms set out in Item 9 or in a schedule in Form E attached to this Form B.]

9. ADDITIONAL OR MODIFIED TERMS (IF ANY)*

[Item 9 may be completed only if Part 2 of the mortgage consists of prescribed standard mortgage terms or filed standard mortgage terms.]

10. PRIOR ENCUMBRANCES PERMITTED BY LENDER(S) [MORTGAGEE(S)] (IF ANY)*

11. EXECUTION(S)**

This mortgage charges the interest of the Borrower(s) [Mortgagor(s)] in the land mortgaged as security for payment of all money due and performance of all obligations in accordance with the mortgage terms referred to in Item 8 and the Borrower(s) [Mortgagor(s)] and every other signatory agree to be bound by, and acknowledge receipt of a true copy of, those terms.

| | | | | | | | | |
|-----------------------------|--|--|----------|----------|--|--|--|---|
| Officer Signature(s) | Execution Date | Borrower(s) [Mortgagor(s)] Signature(s) | | | | | | |
| | <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 33%; text-align: center; padding: 5px;">Y</td> <td style="width: 33%; text-align: center; padding: 5px;">M</td> <td style="width: 33%; text-align: center; padding: 5px;">D</td> </tr> <tr> <td style="height: 150px;"></td> <td></td> <td></td> </tr> </table> | Y | M | D | | | | <hr style="border: 0; border-top: 1px solid black; margin-top: 20px;"/> <hr style="border: 0; border-top: 1px solid black; margin-top: 20px;"/> |
| Y | M | D | | | | | | |
| | | | | | | | | |

Officer Certification:

Your signature constitutes a representation that you are a solicitor, notary public or other person authorized by the *Evidence Act* (British Columbia) to take affidavits for use in British Columbia and certifies the matters set out in Part Four of the *Nisga'a Land Title Act* as they pertain to the execution of this instrument.

* If space insufficient, enter "SEE SCHEDULE" and attach schedule in Form E.

** If space insufficient, continue executions on additional page(s) in Form D.