



FORM 109 (RULE 22-2 (2) AND (7))

This is the 6th Affidavit
of Kim MacDonald in this case
and was made on February 11, 2026

No. VLC-S-S-257758
Vancouver Registry

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

PEOPLES TRUST COMPANY/COMPAGNIE DE FIDUCIE
PEOPLES

Petitioner

AND

PEAK DEVELOPMENTS CORP., PEAK DEVELOPMENTS
LIMITED PARTNERSHIP, WESTCASTLE HOLDINGS LTD.,
WESTCASTLE LAND DEVELOPMENTS CORP.,
BOULEVARD CONSTRUCTION CORPORATION,
RIVERVIEW CUSTOM HOMES LTD., PHIL SALGADO, also
known as PHILIP SALGADO, CHRIS YORK, also known as
CHRISTOPHER YORK, MACKAY CONTRACTING LTD.,
KULKON CONSTRUCTION CORP., 1111053 B.C. LTD.
DOING BUSINESS AS JJ MECHANICAL, GAUER POWER
LTD., IKA BUILDERS INC., 689048 ALBERTA LIMITED,
STEVEN DOUGLAS HOWG, also known as STEVEN
DOUGLAS HOWG doing business as STP PAINTING, WSP
CANADA INC., SOUTH-WAY EQUIPMENT RENTAL LTD.,
JOHN DOE AND ALL TENANTS OR OCCUPIERS OF THE
SUBJECT LANDS AND PREMISES

Respondents

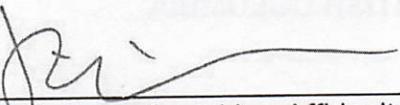
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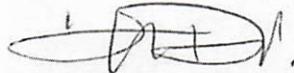
I, KIM MACDONALD, of 2900 – 733 Seymour Street, the City of Vancouver, in the
Province of British Columbia, AFFIRM THAT:

1. I am a legal assistant of Owen Bird Law Corporation, solicitors for the petitioner, Peoples Trust Company/Compagnie De Fiducie Peoples, and as such have personal knowledge of the matters hereinafter deposed to, save and except where the same are stated to be based upon information and belief, and where so stated I verily believe the same to be true.

2. Attached hereto as Exhibit "A" is a true copy of the Application Record Index, filed as part of the application record on January 23, 2026.

AFFIRMED BEFORE ME at the City of
Vancouver, in the Province of British
Columbia, this 11th day of February,
2026


A Commissioner for taking Affidavits for
British Columbia


Kim MacDonald

JONATHAN L. WILLIAMS
Barrister & Solicitor
P.O. Box 1
2900-733 SEYMOUR STREET
VANCOUVER, B.C. V6B 0S6
(604) 691-7562

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BETWEEN:

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Petitioner

AND:

PEAK DEVELOPMENTS CORP., PEAK DEVELOPMENTS LIMITED
PARTNERSHIP, WESTCASTLE HOLDINGS LTD., WESTCASTLE LAND
DEVELOPMENTS CORP., BOULEVARD CONSTRUCTION
CORPORATION, RIVERVIEW CUSTOM HOMES LTD., PHIL SALGADO,
also known as PHILIP SALGADO, CHRIS YORK, also known as
CHRISTOPHER YORK, MACKAY CONTRACTING LTD., KULKON
CONSTRUCTION CORP., 1111053 B.C. LTD. DOING BUSINESS AS JJ
MECHANICAL, GAUER POWER LTD., IKA BUILDERS INC., 689048
VANCOUVER ALBERTA LIMITED, STEVEN DOUGLAS HOWG, also known as STEVEN
SUPREME CONTRACTING HOWG doing business as STP PAINTING, WSP CANADA INC.,
SOUTH-WAY EQUIPMENT RENTAL LTD., JOHN DOE AND ALL TENANTS
OR OCCUPIERS OF THE SUBJECT LANDS AND PREMISES

RESPONDENTS

APPLICATION RECORD

OWEN BIRD LAW CORPORATION
2900-733 Seymour Street
PO Box 1
Vancouver, BC V6B 0S6
Tel 604-691-7562
Email jwilliams@owenbird.com

Jonathan L. Williams
Counsel for People Trust Company/
Compagnie De Fiducie Peoples

Date and Time of Application:

January 30, 2026 at 9 a.m.

Place of Application:

800 Smithe Street, Vancouver, BC

Time Estimate:

Applicant 30 minutes

Application Record provided by:

Counsel for the Petitioner

Jurisdiction:

This is Exhibit "A" referred to in the
Affidavit of Kim MacDonald Judge

sworn (or affirmed) before me at

Vancouver, BC
this 11th day of February, 2026.

BT
A Commissioner for Taking Affidavits for British Columbia

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FIDUCIE PEOPLES

Petitioner

and

PEAK DEVELOPMENTS CORP., et al.

Respondents

AFFIDAVIT

OWEN BIRD LAW CORPORATION
P.O. Box 1
Vancouver Centre II
2900 – 733 Seymour Street
Vancouver, BC V7B 0S6
Attention: Jonathan L. Williams
File No. 23868-1853
