

FORM 9
CERTIFICATE OF SUBSTANTIAL PERFORMANCE OF THE
CONTRACT UNDER SECTION 32 OF THE ACT

Construction Act

Millarton, Ontario

(County/District/Regional Municipality/Town/City in which premises are situated)

5568 Highway 9, Kincardine, Ontario

(street address and city, town, etc., or, if there is no street address, the location of the premises)

This is to certify that the contract for the following improvement:

Office Renovation

(short description of the improvement)

to the above premises was substantially performed on August 7th, 2026

(date substantially performed)

Date certificate signed: August 10th, 2026

Owner: ES Fox Ltd.

Tim MacDonald
Commercial Manager
ES Fox Limited

Contractor: Ball Construction Inc.

(payment certifier where there is one)

(owner and contractor, where there is no payment certifier)

Name of owner: ES Fox Ltd.

Address for service: 9127 Montrose Road, Niagara Falls, On. L2E 7J9

Name of contractor: Ball Construction Inc.

Address for service: 5 Shirley Ave. Kitchener, On. N2B 2E6

Name of payment certifier (where applicable):

Address:

(Use A or B, whichever is appropriate)

☐ A. Identification of premises for preservation of liens:

(if a lien attaches to the premises, a legal description of the premises,
including all property identifier numbers and addresses for the premises)

☒ B. Office to which claim for lien must be given to preserve lien:

ES Fox Ltd. - 9127 Montrose Road, Niagara Falls, On. L2E 7J9

(if the lien does not attach to the premises, the name and address of the person or body to whom the claim for lien must be given)