

This issue does not
contain any
Subordinate Legislation



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 77

ST. JOHN'S, FRIDAY, NOVEMBER 15, 2002

No. 46

URBAN AND RURAL PLANNING ACT

NOTICE OF REGISTRATION CITY OF MOUNT PEARL DEVELOPMENT REGULATIONS AMENDMENT NO. 122, 2002

TAKE NOTICE that the City of Mount Pearl Development Regulations Amendment Number 122, 2002, adopted by Council on the 1st day of October, 2002, has been registered by the Minister of Municipal and Provincial Affairs.

In general terms, the purpose of Development Regulations Amendment Number 122, 2002 is to define and clarify the regulations for residential swimming pools.

The Mount Pearl Development Regulations Amendment Number 122, 2002 comes into effect on the day that this notice is published in *The Newfoundland & Labrador Gazette*. Anyone who wishes to inspect a copy of the Mount Pearl Development Regulations Number 122, 2002 may do so at City Hall, City of Mount Pearl during normal working hours.

CITY OF MOUNT PEARL
Per: Gerard Lewis, City Clerk

Nov 15

NOTICE OF REGISTRATION ST. JOHN'S DEVELOPMENT REGULATIONS AMENDMENT NUMBERS 266, 2002 and 267, 2002

TAKE NOTICE that the City of St. John's Development Regulations Amendment Numbers 266, 2002 and 267, 2002, adopted on the 28th day of October, 2002, have been registered by the Minister of Municipal and Provincial Affairs.

In general terms, the purpose of St. John's Development Regulations Amendment Number 266, 2002 is to rezone a section of property at Ruby Line, and referred to as the Morris Property, to the Residential Medium Density (R2) Zone.

In general terms the purpose of St. John's Development Regulations Amendment Number 267, 2002 is to rezone land at Ruby Line, and referred to as the Hand Property, to the Residential Medium Density (R2) Zone.

The St. John's Development Regulations Amendment Number 266, 2002 and 267, 2002 come into effect on the day that this notice is published in *The Newfoundland & Labrador Gazette*. Anyone who wishes to inspect a copy of Amendment Numbers 266, 2002 and 267, 2002, may do so at the City of St. John's Department of Engineering and Planning Department, 3rd Floor, St. John's, City Hall during regular business hours (Monday through Friday, 9:00 a.m. to 4:30 p.m.)

CITY OF ST. JOHN'S
City Clerk

Nov 15

**NOTICE OF REGISTRATION
ST. JOHN'S DEVELOPMENT REGULATIONS
AMENDMENT NUMBER 263, 2002**

TAKE NOTICE that the City of St. John's Development Regulations Amendment Number 263, 2002, adopted on the 4th day of November, 2002, has been registered by the Minister of Municipal and Provincial Affairs.

In general terms the purpose of St. John's Development Regulations Amendment Number 263, 2002 is to rezone land at Eastbourne Crescent at Bavidge Street to the Residential Medium Density (R2) Zone and to make text amendments to the Residential Medium Density (R2) Zone to restrict the type of development which could occur on the Eastbourne Crescent/Bavidge Street site.

The St. John's Development Regulations Amendment Number 263, 2002 comes into effect on the day that this notice is published in *The Newfoundland & Labrador Gazette*. Anyone who wishes to inspect a copy of the St. John's Development Regulations Amendment Number 263, 2002 may do so at the City of St. John's Department of Engineering and Planning Department, 3rd Floor, City Hall during regular business hours (Monday through Friday, 9:00 a.m. to 4:30 p.m.)

CITY OF ST. JOHN'S
City Clerk

Nov 15

**TRUSTEE ACT
ESTATE NOTICE**

**IN THE MATTER OF the Estate of Margaret S. Harvey,
late of St. John's, in the Province of Newfoundland and
Labrador, Homemaker, Widow, deceased.**

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of Margaret S. Harvey, Homemaker, Widow, deceased, who died at St. John's, in the Province of Newfoundland and Labrador on or about the 31st day of May, 2002, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned solicitors for the Executor of the Estate of the late Margaret S. Harvey, on or before the 31st day of December, 2002, after which date the said Executor will

proceed to distribute the said Estate having regard only to the claims of which he shall then have had notice.

Dated at St. John's, in the Province of Newfoundland and Labrador, this 5th day of November, 2002.

WHITE, OTTENHEIMER & BAKER
Solicitors for the Executor
Per: Wayne F. Spracklin, Q.C.

ADDRESS FOR SERVICE:
6th Floor, Baine Johnston Centre
10 Fort William Place
P. O. Box 5457
St. John's, NF A1C 5W4

Nov 15, 22

LANDS ACT

NOTICE OF INTENT

Lands Act, Chapter 36, S.N. 1991

Notice is hereby given that Redmond Gordon of Glovertown, Newfoundland and Labrador intends to apply to the Department of Government Services and Lands, two months from the publication of this notice, to acquire title, pursuant to Section 7(2)(e) of the said Act, all that piece or parcel of Crown Land situated within fifteen metres of the waters of Alexander Bay (Glovertown), in the Electoral District of Terra Nova, Newfoundland and Labrador, for the purpose of a wharf slip shed and being more particularly described as follows:

*Bounded on the North by Crown Land
for a distance of 0. m;
Bounded on the East by Alexander Bay
for a distance of 50 m;
Bounded on the South by Alexander Bay
for a distance of 15 m;
Bounded on the West by a Road
for a distance of 35 m;
and containing an area of
approximately 350 square metres.*

Any person wishing to object to the application must file the objection, in writing, within one month from the date of publication of this notice, with reasons for it, to the Minister of Government Services and Lands, c/o Central Regional Lands Office, P. O. Box 2222, Gander, NL., A1V 2N9.

For further information regarding the proposed application, please contact Redmond Gordon, (709) 533-2545.

Nov 15

QUIETING OF TITLES ACT

2002 01 T No. 4283

IN THE SUPREME COURT
OF NEWFOUNDLAND AND LABRADOR
TRIAL DIVISION

IN THE MATTER of the *Quieting of Titles Act*, Chapter Q-3, of the Revised Statutes of Newfoundland and Labrador, 1990.

AND IN THE MATTER of a piece or parcel of land situate and being on the corner of Marine Drive and Middle Cove Road, in the Town of Logy Bay-Middle Cove-Outer Cove, in the Province of Newfoundland.

AND IN THE MATTER of an Application of MCE Developers Inc., as Applicant in relation thereto

NOTICE OF APPLICATION UNDER THE *QUIETING OF TITLES ACT*, R.S.N.L. 1990, c. Q-3, AS AMENDED

NOTICE IS HEREBY **GIVEN** to all parties that MCE Developers Inc. has applied to the Supreme Court of Newfoundland and Labrador, Trial Division, in the Judicial Centre of St. John's, to have the title to ALL THAT piece or parcel of land situate and being located on the corner of Middle Cove Road and Marine Drive, in the Town of Logy Bay-Middle Cove-Outer Cove, in the Province of Newfoundland and Labrador, Canada, and as more particularly described in Schedule "A" hereto annexed, of which the said MCE Developers Inc. claims of its own behalf to be the owner, investigated and for a declaration that the said MCE Developers Inc. is the absolute owner thereof, free from those exceptions or qualifications contained in Subsections 22 (1) (c) and (d) of the *Quieting of Titles Act*. All persons having a claim adverse to this title claimed by the said MCE Developers Inc. should file in the Registry of the Supreme Court of Newfoundland and Labrador, Trial Division, Judicial Centre of St. John's, at the Courthouse Building, Duckworth street, St. John's, Newfoundland and Labrador, Canada, A1C 5M3, particulars of such adverse claim and serve same, together with an Affidavit verifying same, on the undersigned solicitors for the Applicants on or before Monday, December 9, 2002, after which date no party having any claim shall be permitted to file same or to be heard except by special leave of the Court subject to such conditions as the Court may deem just.

All such adverse claims shall then be investigated in such manner as the said Supreme Court may direct.

DATED at St. John's, Province of Newfoundland and Labrador, this 5th day of November, 2002.

COX HANSON O'REILLY MATHESON
Solicitors for the Applicant
Per: Andrea Channing

ADDRESS FOR SERVICE:
Suite 401, Scotia Centre
235 Water Street
St. John's, NL A1C 1B6

Nov 15

SCHEDULE 'A'

ALL THAT piece or parcel of land situate and being in Torbay in the Electoral District of Cape St. Francis, in the Province of Newfoundland and Labrador, Canada, bounded and abutted as follows: that is to say: Commencing at a point, the said point having T.M. Grid Co-ordinates of N 5,278,888.389 and E 326,748.618;

THENCE running north fifteen degrees sixteen minutes fifteen seconds west (N 15° 16' 15" W), a distance of seventy-eight decimal nine two six metres (78.926 m) by land of William & Margaret Williams;

THENCE turning and running north six degrees four minutes fifty-seven seconds west (N 08° 04' 57" W), a distance of fifty decimal nine seven six metres (50.976 m) by land of William and Margaret Williams;

THENCE turning and running north fifty-two degrees fourteen minutes forty-six seconds east (N 52° 14' 40" E), a distance of one hundred and ninety-one decimal zero one one metres (191.011m) by land Now or Formerly of Cathy Codner;

THENCE turning and running north forty-three degrees forty one minutes fifteen seconds east (N 43° 41' 15" E), a distance of forty-three decimal four two four metres (43.424 m) by land Now or Formerly of Cathy Codner;

THENCE turning and running north forty eight degrees thirty-eight minutes thirty-six seconds east (N 48° 38' 36" E), a distance of eighty-six decimal five six four metres (86.584 m) by land Now or Formerly of Kevin Roche;

THENCE turning and running north fifty-seven degrees fifty-three minutes fifty-nine seconds east (N 57° 53' 59" E), a

distance of forty-two decimal one one seven metres (42.117m) by land Now or Formerly of Kevin Roche;

THENCE turning and running north sixty-seven degrees twenty-nine minutes thirty-seven seconds east (N 67° 29' 37"), a distance of forty-three decimal five zero four metres (43.504 m) by land Now or Formerly of Kevin Roche;

THENCE turning and running north fifty-six degrees thirty minutes forty-four seconds east (N 58° 30' 44" E), a distance of eight decimal three one seven metres (8.317 m) by land Now or Formerly of Kevin Roche;

THENCE turning and running north forty-one degrees thirty minutes twenty-five seconds east (N 41° 30' 25" E), a distance of forty-two decimal three nine nine metres (42.399 m) by land Now or Formerly of Kevin Roche;

THENCE turning and running north sixty-one degrees fifty-nine minutes fifty-five seconds east (N 61° 59' 55" E), a distance of ten decimal two two four metres (10.224 m) by land Now or Formerly of Kevin Roche;

THENCE turning and running south twenty-one degrees thirty-one minutes fifty-one seconds east (S 21° 31' 51" E), a distance of one hundred and fifteen decimal four seven one metres (115.471 m) along Marine Drive;

THENCE turning and running along an arc of a curve with a cord bearing and distance of south eight degrees five minutes twenty-nine seconds east (S 08° 05' 29" E), one hundred and twenty-eight decimal two one nine metres (128.219 m) with a Radius of (342.00m) along Marine Drive;

THENCE turning and running along an arc of a curve with a cord bearing and distance of south nineteen degrees thirty-one minutes fifty-seven seconds east (S 19° 31' 57" E), one hundred and ten decimal eight six three metres (110.863 m) with a Radius of (124.50 m) along Marine Drive;

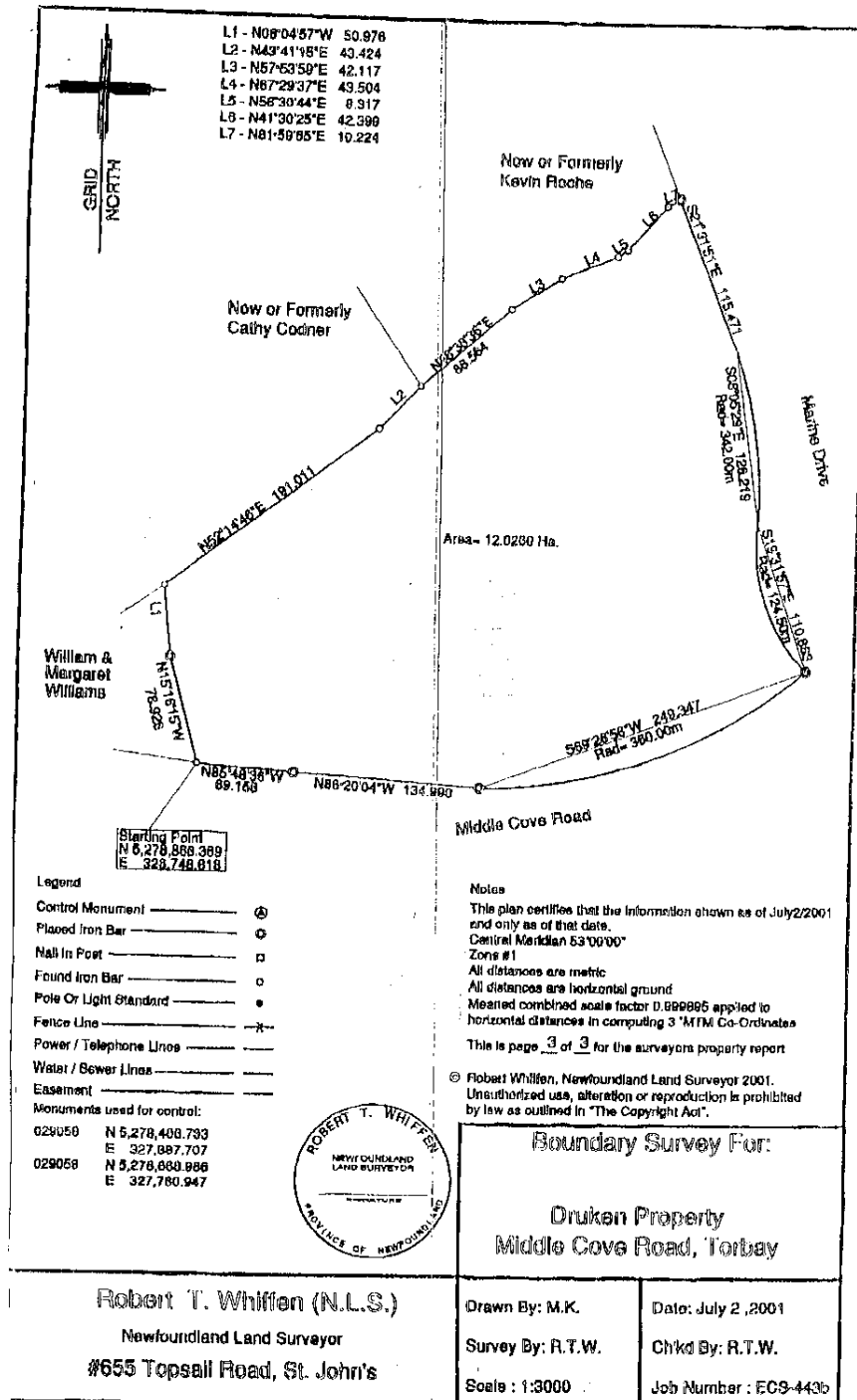
THENCE turning and running along an arch of a curve with a cord bearing and distance of south sixty-nine degrees twenty-eight minutes fifty-six seconds west (S 69° 28' 56" W), two hundred and forty-nine decimal three four seven metres (249.347 m) with a Radius of (360.00 m) along Middle Cove Road;

THENCE turning and running north eighty-six degrees twenty minutes four seconds west (N 86° 20' 04" W), a distance of one hundred and thirty-four decimal nine nine eight metres (134.998 m) along Middle Cove Road;

THENCE turning and running north eighty-five degrees forty-eight minutes thirty-six seconds west (N 85° 48' 36" W), a distance of sixty-nine decimal one five eight metres (69.158 m) along Middle Cove Road, to the point of commencement. Containing an area of 12. 0260 hectares.

As reference to Robert T. Whiffen (N.L.S.) Job # ECS 443B

All bearings are referred to Grid North. (N.A.D. 83, C.M. 53° July 2, 2001)



2002 ST. J. 4363

IN THE SUPREME COURT
OF NEWFOUNDLAND AND LABRADOR

TRIAL DIVISION

IN THE MATTER of an Application of George Butler and Malcolm Butler, in the Town of Conception Bay South, in the Province of Newfoundland and Labrador.

AND

IN THE MATTER of the *Quieting of Titles Act*, c Q-3, of the Revised Statutes of Newfoundland and Labrador, 1990, and amendments thereto

AND

IN THE MATTER OF a piece or parcel of land situate and being at Middle Bight Road, in the Town of Conception Bay South, in the Province of Newfoundland and Labrador

NOTICE OF APPLICATION UNDER THE *QUIETING OF TITLES ACT*, c. Q-3 of the Revised Statutes of Newfoundland and Labrador 1990, and amendments thereto:

NOTICE IS HEREBY GIVEN to all parties that George Butler and Malcolm Butler have applied to the Supreme Court of Newfoundland and Labrador, Trial Division, to have the title to ALL THAT piece or parcel of land situate and being at Middle Bight Road within the jurisdiction of the Town of Conception Bay South, in the Province of Newfoundland and Labrador and being more particularly described in the Schedule hereunto attached and marked "A" of which the said George Butler and Malcolm Butler claim on their behalf to be the owners investigated and they request a declaration that the said George Butler and Malcolm Butler are the legal and beneficial owners in possession and the said Court having ordered that Notice of the said Application be published as required by the above named Act.

All persons having title adverse to the said title claimed by the said George Butler and Malcolm Butler shall file in the Registry of the Supreme Court of Newfoundland and Labrador particulars of such adverse claim and serve the same together with an Affidavit verifying the same on the undersigned Solicitors for the Petitioner on or before the 6th day of December, 2002, after which date no party having any claim shall be permitted to file the same or to be heard except by special leave of the Court and subject to such conditions as the Court may deem just.

All such adverse claims shall then be investigated in such manner as the said Supreme Court of Newfoundland and Labrador may direct.

DATED at St. John's, Newfoundland and Labrador this 6th day of November, 2002.

BENSON•MYLES
Solicitors for the Petitioner
Per: Gary F. Peddle

ADDRESS FOR SERVICE
Suite 900, Atlantic Place
215 Water Street, P. O. Box 1538
St. John's, NL A1C 5N8

Nov 15

SCHEDULE 'A'

ALL THAT piece or parcel of land situate and being at Kelligrews in the Electoral District of Conception Bay South in the Province of Newfoundland and Labrador, Canada, abutted and bounded as follows, that is to say:

Beginning at a point the said point having NAD-83 Coordinates of N 5, 262, 312.844 meters and E 304,505.804 meters of the Modified 3° Transverse Mercator Grid Projection for the Province of Newfoundland and Labrador.

Thence running by land of Herbert S. Butler south twenty two degrees thirty four minutes forty eight seconds east, forty seven decimal seven one three metres; a distance of 98.679 meters;

Thence south twenty nine degrees thirty one minutes fifteen seconds east, fifty two decimal eight seven four meters;

AND THENCE south thirty degrees thirty nine minutes nine seconds east, fifty seven decimal nine eight zero meters.

THENCE running by land of Stanley Butler (Roll 1039, Frame 1881) south thirty one degrees thirty two minutes thirty four seconds east, nineteen decimal six two three meters;

AND THENCE south thirty degrees seven minutes eleven seconds east, ten decimal eight five three meters.

THENCE running along the southwestern extent of a Right of Way south forty degrees twenty seven minutes forty two seconds east, four decimal one six zero meters.

THENCE running by Lot No. 1 south twenty eight degrees forty four minutes zero seconds east, eleven decimal two eight zero meters.

THENCE running by land of George and Mary Butler (Volume 1410, Folio 391) south twenty seven degrees twenty

two minutes forty eight seconds west, one hundred twenty three decimal zero nine five meters.

THENCE running by land of The Estate of Abraham Tilley, by land of East Build Enterprises Ltd. and by Lot No. 17 north thirty degrees thirteen minutes zero seconds west, one hundred forty four decimal two six six meters.

THENCE running by Lot No. 17 by Lot No. 16 by Lot No. 15 by and by Lot No. 14 of Vantage Point Estates north twenty nine degrees ten minutes zero seconds west, seventy one decimal eight five zero meters.

THENCE running by Lot No. 13 running along the northeastern extent of Tildacaine Place and by Lot No. 12 north twenty seven degrees seventeen minutes zero seconds west, sixty eight decimal two four zero meters.

THENCE running by Lot No. 7 of the Sunrise Sub-Division north sixty four degrees forty seven minutes twenty seven seconds east, four decimal two three eight meters;

AND THENCE north thirty degrees forty nine minutes eighteen seconds west, eight decimal two six nine meters.

THENCE running by Lot No. 7 of the Sunrise Sub-division and by Lot No. 23 north seventy five degrees three minutes

twelve seconds east, twenty six decimal four two eight meters.

Thence running by Lot No. 23 north seventy degrees forty five minutes forty two seconds east, five decimal three eight zero meters.

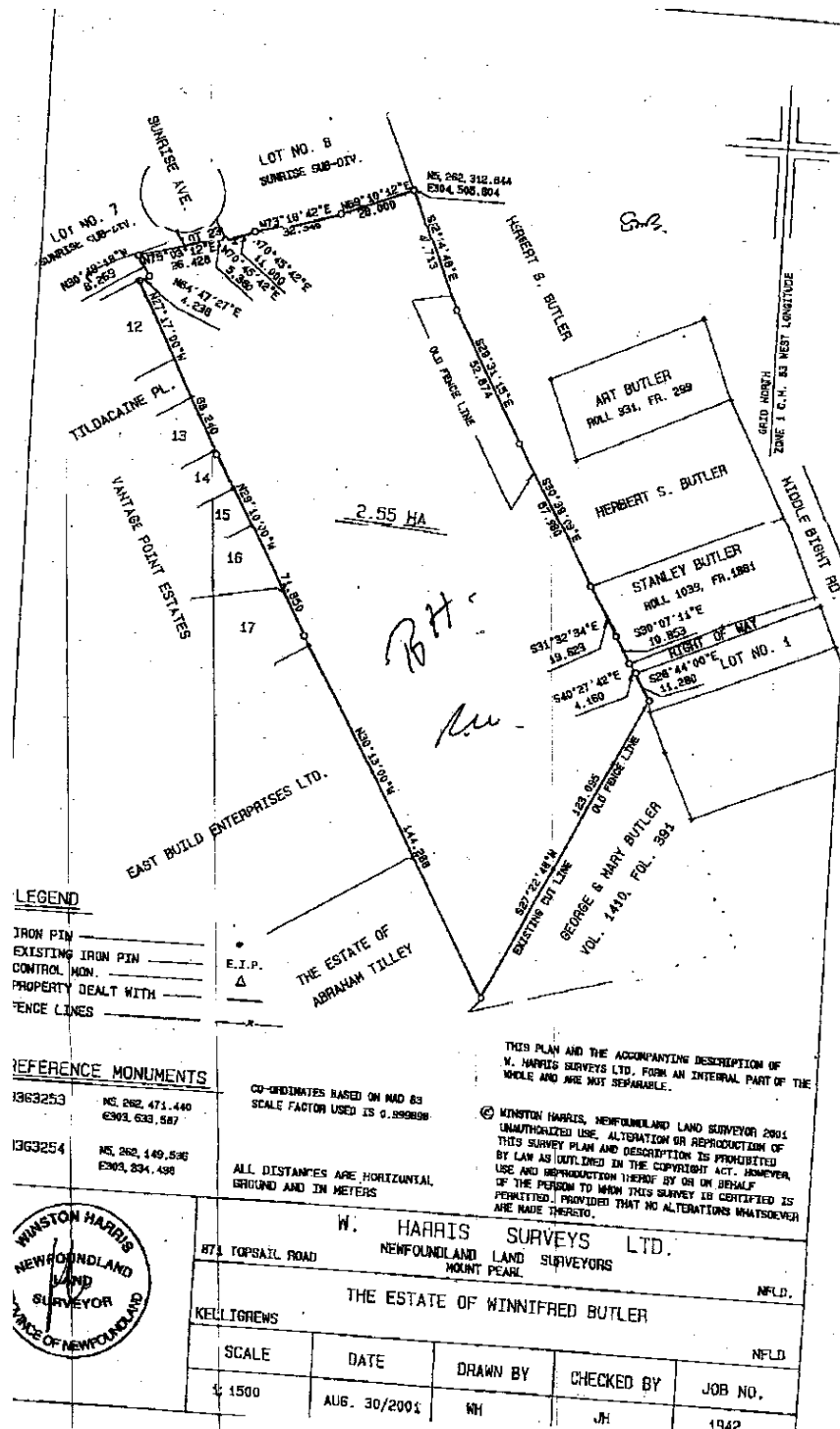
THENCE running by Lot No. 8 of the Sunrise Sub-division north seventy degrees forty-five minutes forty two seconds east, eleven decimal zero zero zero meters;

THENCE north seventy three degrees eighteen minutes forty two seconds east, thirty two decimal three four zero meters;

AND THENCE north sixty nine degrees ten minutes twelve seconds east, twenty eight decimal zero zero zero meters, more or less, to the point of beginning.

CONTAINING an area of 2.55 hectares, more or less, and being more particularly shown on the diagram annexed hereto.

All bearings are referred to Grid North of the above mentioned Projection.



2002 ST. J. 4364

IN THE SUPREME COURT
OF NEWFOUNDLAND AND LABRADOR

TRIAL DIVISION

AND IN THE MATTER of an Application of George Butler,
in the Town of Conception Bay South, in the Province of
Newfoundland and Labrador.

AND

IN THE MATTER of the *Quieting of Titles Act*, c Q-3, of the
Revised Statutes of Newfoundland and Labrador, 1990, and
amendments thereto

AND

IN THE MATTER OF a piece or parcel of land situate and
being at Middle Bight Road, in the Town of Conception Bay
South, in the Province of Newfoundland and Labrador

NOTICE OF APPLICATION UNDER THE *QUIETING OF
TITLES ACT*, c. Q-3 of the Revised Statutes of
Newfoundland and Labrador 1990, and amendments thereto

NOTICE IS HEREBY GIVEN to all parties that George
Butler has applied to the Supreme Court of Newfoundland
and Labrador, Trial Division, to have the title to ALL THAT
piece or parcel of land situate and being at Middle Bight
Road within the jurisdiction of the Town of Conception Bay
South, in the Province of Newfoundland and Labrador and
being more particularly described in the Schedule hereunto
attached and marked "A" of which the said George Butler
claims on his behalf to be the owner investigated and he
requests a declaration that the said George Butler is the legal
and beneficial owner in possession and the said Court having
ordered that Notice of the said Application be published as
required by the above named Act.

All persons having title adverse to the said title claimed by
the said George Butler shall file in the Registry of the
Supreme Court of Newfoundland and Labrador particulars of
such adverse claim and serve the same together with an
Affidavit verifying the same on the undersigned Solicitors for
the Petitioner on or before the 6th day of November, 2002,
after which date no party having any claim shall be permitted
to file the same or to be heard except by special leave of the
Court and subject to such conditions as the Court may deem
just.

All such adverse claims shall then be investigated in such
manner as the said Supreme Court of Newfoundland and
Labrador may direct.

DATED at St. John's, Newfoundland and Labrador this 6th
day of November, 2002.

BENSON•MYLES
Solicitors for the Petitioner
Per: Gary F. Peddle

ADDRESS FOR SERVICE
Suite 900, Atlantic Place
215 Water Street, P. O. Box 1538
St. John's, NL A1C 5N8

Nov 15

SCHEDULE 'A'

ALL THAT piece or parcel of land situate and being near
Middle Bight Road at Kelligrews in the Electoral District of
Conception Bay South in the Province of Newfoundland and
Labrador, Canada, abutted and bounded as follows, that is to
say:

Beginning at a point being the southwestern corner of land
belonging to George and Mary Butler and having North
American Datum 1983 Three Degree Transverse Mercator
Projection coordinates of North 5,262,044.148 meters and
East 304,637.503 meters;

Thence running by land of Dorothy Butler south 73° 32' 56"
west a distance of 98.679 meters;

Thence running by land of the estate of Abraham Tilley north
26° 28' 50" east a distance of 9.189 meters;

Thence running by land of the estate of Winnifred Butler
north 27° 22' 48" east a distance of 123.095 meters;

Thence running by land of Graham Tilley south 07° 36' 48"
east a distance of 4.194 meters;

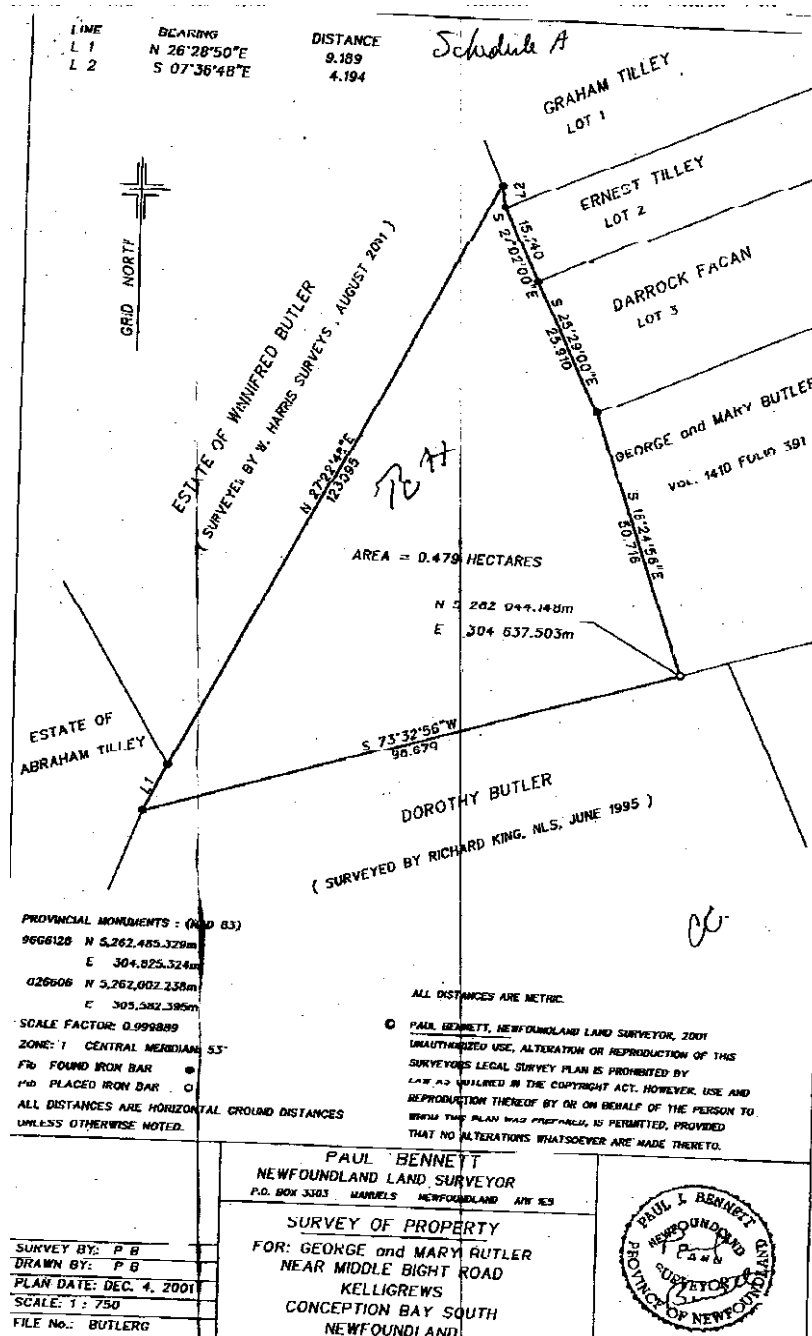
Thence running by land of Ernest Tilley south 24° 02' 00"
east a distance of 15.240 meters;

Thence running by land of Darrock Fagan south 25° 29' 00"
east a distance of 25.910 meters;

Thence running by land of George and Mary Butler south 18°
24' 56" east a distance of 50.716 meters, more or less, to the
point of beginning.

The said parcel contains an area of 0.479 hectares, more or
less;

All bearings are referred to the meridian of fifty three degrees
west longitude of the Three Degree Transverse Mercator
Projection (NAD 83)



CHANGE OF NAME ACT

C-8 RSN 1990

**NOTICE OF APPLICATION
FOR CHANGE OF NAME**

NOTICE is hereby given that an application will be made to the Minister of Government Services and Lands for a change of name, pursuant to the provisions of the *Change of Name Act*, by me:-

VIVIAN JOAN WARD

of General Delivery, Port Hope Simpson, A0K 4E0, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

TONYA MADELINE KIPPENHUCK

to

TONYA MADELINE WARD

DATED this 30th day of October, 2002.

VIVIAN JOAN WARD
(Signature of Applicant)

Nov 15

**NOTICE OF APPLICATION
FOR CHANGE OF NAME**

NOTICE is hereby given that an application will be made to the Minister of Government Services and Lands for a change of name, pursuant to the provisions of the *Change of Name Act*, by me:-

NAOMI LYNN NIPPARD

of 22 Read Street, Gander, A1V 1E2, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

KRISINDA MABLE STOCKLEY

to

KRISINDA MABLE NIPPARD

DATED this 29th day of October, 2002.

NAOMI LYNN NIPPARD
(Signature of Applicant)

Nov 15

**NOTICE OF APPLICATION
FOR CHANGE OF NAME**

NOTICE is hereby given that an application will be made to the Minister of Government Services and Lands for a change of name, pursuant to the provisions of the *Change of Name Act*, by me:-

KELLY ANNE PAYNE

of 28 B Main Street, P. O. Box 242, Cox's Cove, A0L 1C1 in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

DAKOTA CRAWFORD MURRIN

to

DAKOTA CRAWFORD PAYNE

DATED this 1st day of November, 2002.

KELLY PAYNE
(Signature of Applicant)

Nov 15

**NOTICE OF APPLICATION
FOR CHANGE OF NAME**

NOTICE is hereby given that an application will be made to the Minister of Government Services and Lands for a change of name, pursuant to the provisions of the *Change of Name Act*, by me:-

KELLIE COLLETTE SWEENEY

of 34-38 Main Road Southeast, P. O. Box 587, Placentia, A0B 2Y0, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried children's name from

KRISTIAN CORDELLE WILLIAM SWEENEY

to

KRISTIAN CORDELLE WILLIAM
SWEENEY LOVELESS

JONATHON KYLE GERALD SWEENEY

to

JONATHON KYLE GERALD SWEENEY LOVELESS

DATED this 4th day of November, 2002.

KELLIE SWEENEY
(Signature of Applicant)

Nov 8



THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART II

SUBORDINATE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 77

ST. JOHN'S, FRIDAY, NOVEMBER 15, 2002

No. 46

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PART II

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**No Subordinate Legislation
Filed at Time of Publication**

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