

This issue does not  
contain any  
Subordinate Legislation.



# THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I

PUBLISHED BY AUTHORITY

Vol. 79

ST. JOHN'S, FRIDAY, SEPTEMBER 3, 2004

No. 36

## MECHANICS LIEN ACT

### NOTICE OF PUBLIC AUCTION

Take notice that pursuant to Section 45 of the *Mechanic's Lien Act*, RSNL 1990, Chapter M-3, Dandy Dan's Fish Market Ltd. Being indebted to Forest Pond Trucking Ltd. In the amount of \$8,740.97 for repairs made to a 1994 Ford Truck, Model CTV 35C, Serial Number: 1FKE30FXHA78429, Sticker Number: 06191220, Plate Number: CKR930, a public auction will be held at the premises of Forest Pond Trucking Ltd., situate at 109-113 Petty Harbour Road, St. John's, Newfoundland and Labrador on Saturday, the 11<sup>th</sup> day of September, 2004 at nine o'clock in the morning to auction said Ford Truck. The auctioneer will be Shawn Roche of Roche's Auctioneering Services Ltd.

O'BRIEN & ASSOCIATES  
Solicitors for Forest Pond Trucking Ltd.  
PER: Kate O'Brien

Sept 3

## TRUSTEE ACT

### ESTATE NOTICE

**IN THE MATTER OF the Estate of Annie Frances Brothers, late of the City of Corner Brook, in the Province of Newfoundland and Labrador, Canada, Widow, Deceased.**

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of Annie Frances Brothers, late of the City of Corner Brook, aforesaid, Deceased, are hereby requested to send particulars thereof in writing duly attested to the undersigned Solicitors for the Administratrix of the Estate of the said deceased on or before the 30<sup>th</sup> day of September, 2004, after which date the said Administratrix will proceed

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

MONAGHAN, MURPHY AND WATTON  
Solicitors for the Administratrix  
PER: Derrick G. M. Watton

Address for Service:  
P. O. Box 815  
17 West Street  
Corner Brook, NL A2H 6H9

Sept 3

## QUIETING OF TITLES ACT

### 2004 No. 3211 IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR TRAIL DIVISION

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

AND IN THE MATTER of property situate at Bull Cove Road, Georgetown, Conception Bay, in the Province of Newfoundland and Labrador, hereinafter referred to as the "Homestead Property":

AND IN THE MATTER of property situate at Hill Path, Georgetown, Conception Bay, in the Province of Newfoundland and Labrador, hereinafter referred to as the "Valley Garden Property"

AND IN THE MATTER of the Application of James R. Walsh, of Georgetown, in the Province of Newfoundland and Labrador, Mechanic, with respect to the said properties

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

Notice is hereby given to all parties that James R. Walsh, of Georgetown, in the Province of Newfoundland and Labrador, Mechanic, has applied to the Supreme Court of Newfoundland and Labrador to have the title to ALL THAT piece or parcel of land situate and being located at Bull Cove Road, Georgetown, and hereinafter more particularly described in the Schedules hereunto annexed and marked "A", "A-1" "B" and "B-1", AND ALL THAT piece or parcel of land situate and being located at Hill Path, Georgetown, and hereinafter more particularly described in the Schedules hereunto annexed and marked "C" and "C-1", of which the said James R. Walsh claims on his behalf to be the owner, investigated and for a declaration that the said James R. Walsh is the absolute owner thereof subject to the rights of those claiming through him, and the said James R. Walsh having been ordered Notice of the said application to be published as required by the above-named Act.

All persons having title adverse to the said title claimed by the said James R. Walsh shall file in the Registry of the Supreme Court of Newfoundland and Labrador at St. John's particulars of such adverse claim and serve together with an Affidavit verifying the same on the undersigned Solicitor for the Applicant on or before the 19<sup>th</sup> day of September, 2004, 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 may direct.

Dated at St. John's, this 19<sup>th</sup> day of August, 2004.

TOBIAS F. MCDONALD LAW OFFICES  
Solicitors for the Applicant  
PER: Susan H. Hounsell

ADDRESS FOR SERVICE:  
74 O'Leary Avenue  
St. John's, NL  
A1B 2C7

#### SCHEDULE "A"

All that piece or parcel of land situate, lying and being on the southeastern side of Bull Cove Road, at Georgetown, Conception Bay, in the Electoral District of Port de Grave, in the Province of Newfoundland and Labrador, Canada, and being more particularly described as follows:

Beginning at an iron pin set on the aforementioned southeastern side of Bull Cove Road, said point having co-ordinates of North 5,262,302.47 metres and East 328,042.76 metres of the Transverse Mercator Projection for the Province of Newfoundland and Labrador, Canada; Thence running along the said southeastern side of Bull Cove Road N 69° 03' E, a distance of 22.87 metres to an iron pin;

Thence running by land of the Estate of Mary D. Walsh S24° 41' E, a distance of 50.26 metres to an iron pin;

Thence running S57° 12' W, a distance of 25.87 metres to an iron pin;

Thence running N21° 48' W, a distance of 55.47 metres to an iron pin set at the principal point of beginning.

The above described piece or parcel of land contains an area of 0.128 hectares and is more particularly shown outlined in red on the survey plan No. 8640 hereto attached.

All bearings being referred to grid north.

#### SCHEDULE "B"

All that piece or parcel of land situate, lying and being on the southeastern side of Bull Cove Road, at Georgetown, in the Electoral District of Harbour Main-Whitbourne, and being bounded and abutted as follows, that is to say;

Beginning at a point on the southeastern side of Bull Cove Road, at Georgetown, said point having NAD-83 co-ordinates of North 5,262,526.04 metres and East 288 143.90 metres in the Modified Three Degree Transverse Mercator Projection for the Province of Newfoundland and Labrador, Zone One;

Thence running along the land of Claire Bartlett, South 41° 14' 26" East, 53,216 metres; thence South 45° 01' 34" East, 72.927 metres; thence South 59° 57' 44" East, 58.499 metres;

Thence turning and running along the land of James Rose, South 14° 22' 38" East, 67.970 metres; thence South 11° 04' 38" West, 70.460 metres;

Thence turning and running along a Private Road, North 76° 36' 23" West, 102.316 metres; thence North 86° 23' 34" West 139.772 metres;

Thence turning and running along a right-of-way, North 17° 56' 14" West, 47.990 metres; thence North 23° 38' 01" West, 74,292 metres; thence North 24° 00' 10" West, 32.810 metres; thence North 32° 43' 36" West, 29.018 metres;

Thence turning and running along the southeastern side of Bull Cove Road, North 85° 50' 50" East, 52.400 metres; thence North 65° 52' 59" East, 99.944 metres;

Thence turning and running along other land of James Walsh, South 21° 21' 48" 00" East, 55.470 metres; thence North 57° 12' 00" East, 25.870 metres; thence North 24° 41' 00" West, 50.260 metres;

Thence turning and running along the southeastern side of Bull Cove Road, North 71° 13' 24" East, 7.531 metres, more or less, to the point of commencement and containing an area of 4.950 hectares, more or less, as shown on the attached plan, Job No. 99.092, dated March 31, 1999.

All bearings are Grid bearings referred to Grid North. All distances are horizontal ground distances.

#### SCHEDULE "C"

Mets and bounds description of property acquired by James Walsh and located at Georgetown, Port de Grave District, Province of Newfoundland and Labrador, and being more particularly described as follows:

All that lot, piece or parcel of land situate, and being along the south side of Hill Path and being zero point three kilometers (0.3km) from Bull Cove Road;

Starting at a point, said point being Crown Land Monument 87G4202 whence Crown Land Monument 92335 bears South nine degrees fifty-two minutes twenty-one seconds West (S9° 52' 21"W);

Thence running South twenty-one degrees twelve minutes twenty-four seconds East (S21° 12' 24"E) a distance of two hundred ninety-eight point three one metres (298.31m) to the point of beginning;

Thence running along land claimed by James P. James South three degrees forty-three minutes thirty-nine seconds W (S3° 43' 39"W) a distance of seventeen point five one metres (17.51m);

Thence running along land claimed by James P. James South forty-eight degrees fifty-nine minutes forty-two seconds East (S48° 59' 42"E) a distance of twenty-nine point two zero metres (29.20m);

Thence running along land claimed by James P. James South twenty-eight degrees twenty-five minutes forty-eight seconds East (S28° 25' 48"E) a distance of forty-four point zero nine metres (44.09m);

Thence running along land claimed by James P. James South eighteen degrees ten minutes fifty-four seconds East (S18° 10' 54"E) a distance of forty point seven five metres (40.75m);

Thence running along land claimed by James P. James South twenty-one degrees fifty-one minutes thirty seconds West (S21°51' 30"W) a distance of eleven point seven six metres (11.76m);

Thence running along land claimed by James P. James South fifty-one degrees twenty-eight minutes fifty-four seconds West (S 51° 28' 54" W) a distance of fifty-seven point six zero metres (57.60m).

Thence running along land claimed by James P. James South thirty-one degrees forty minutes zero nine seconds East (S31° 40' 09"E) a distance of fifteen point seven eight metres (15.78m);

Thence running along land claimed by James P. James South twenty-four degrees twenty-three minutes eighteen seconds East (S24° 23' 18"E) a distance of twelve point seven six metres. (12.76m);

Thence running along land claimed by James P. James South forty-three degrees twenty-five minutes eighteen seconds East (S43° 25' 18"E) a distance of twenty-five point five three metres (25.53m);

Thence running along land claimed by James P. James North sixty-two degrees zero seven minutes forty-five seconds East (N62° 07' 45"E) a distance of forty point four three metres (40.43m);

Thence running along land claimed by James P. James North thirty-eight degrees forty-nine minutes twenty-seven seconds East (N38° 49' 27"E) a distance of fifteen point six seven metres (15.67m);

Thence running along land claimed by James P. James North thirty-seven degrees zero one minutes twenty-four seconds East (N37 °01' 24"E) a distance of thirty-seven point six seven metres (37.67m);

Thence running along land claimed by James P. James North thirty-two degrees twenty-nine minutes zero six seconds East (N32° 29' 06"E) a distance of twenty-seven point four four metres (27.44m);

Thence running along land claimed by James P. James North forty-two degrees thirty-two minutes twenty-one seconds East (N 42° 32' 21" E) a distance of sixty-one point two one metres (61.21m);

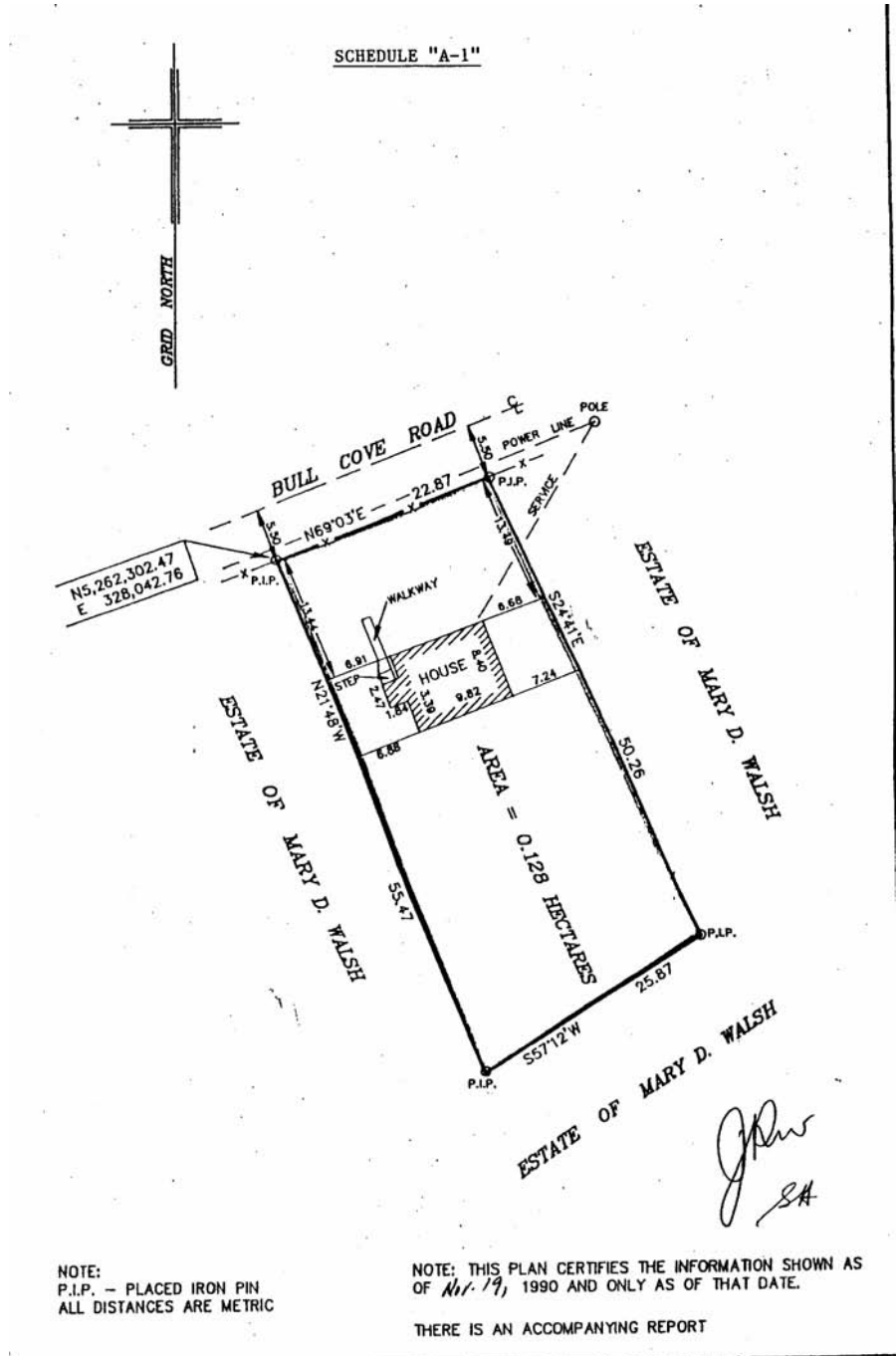
Thence running along the center line of Hill Path to a point bearing North forty degrees forty-two minutes forty-two seconds West (N40° 42' 42" W) a distance of sixty-six point six eight metres (66.68m);

Thence running along the centre line of Hill Path to a point bearing North seventy-three degrees forty-nine minutes twenty-four seconds West (N 73° 49' 24" W) a distance of eighty-eight point one one metres (88.11m);

Thence running along the center line of Hill Path to the point of beginning, bearing South eighty-nine degrees fifty-six minutes thirty-nine seconds West (S 89° 56' 39" W) a distance of thirty-two point five two metres (32.52m);

RESERVING NEVERTHELESS out of the above described area, that portion of Hill Path ten metres (10m) wide passing through the area;

All bearings being referred to the Modified Three Degree Transverse Mercator Grid Projection as per N.A.D. 83 and the whole parcel, less the expectation, containing a calculated area of 1.610 hectares.

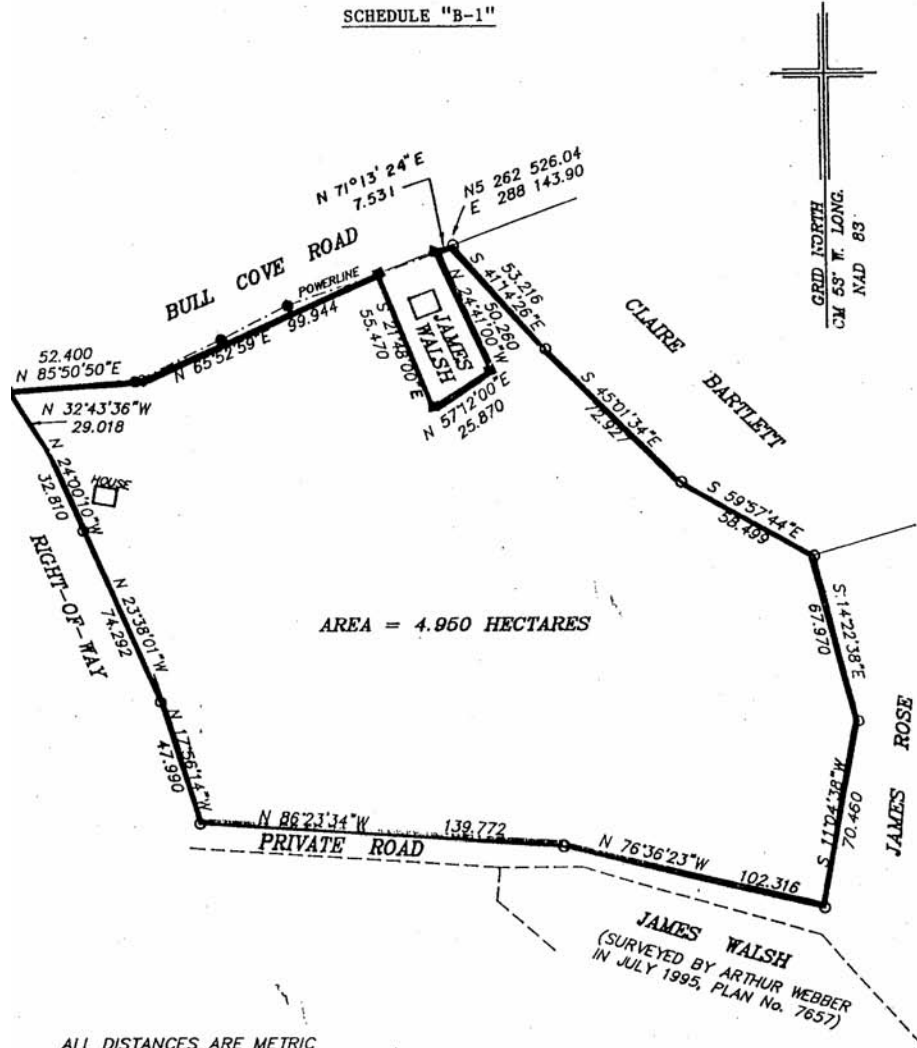


NOTE:  
P.I.P. - PLACED IRON PIN  
ALL DISTANCES ARE METRIC

NOTE: THIS PLAN CERTIFIES THE INFORMATION SHOWN AS OF *Nov. 19*, 1990 AND ONLY AS OF THAT DATE.

THERE IS AN ACCOMPANYING REPORT

	<b>Hawco, King, Byrne Surveys Ltd.</b> NEWFOUNDLAND LAND SURVEYORS CANADA LANDS SURVEYORS ST. JOHN'S & MANUELS - NEWFOUNDLAND	
	CLIENT - LOCATION <b>JAMES WALSH</b> <b>BULL COVE ROAD, GEORGETOWN</b> <b>CONCEPTION BAY</b>	
	Scale    1 : 500	Date    NOV. 1990
	Surveyed By:    BS & LS	Job No.    8640



ALL DISTANCES ARE METRIC

- ◆ FOUND IRON PIN
- PLACED IRON PIN
- POLE

REFERENCE MONS

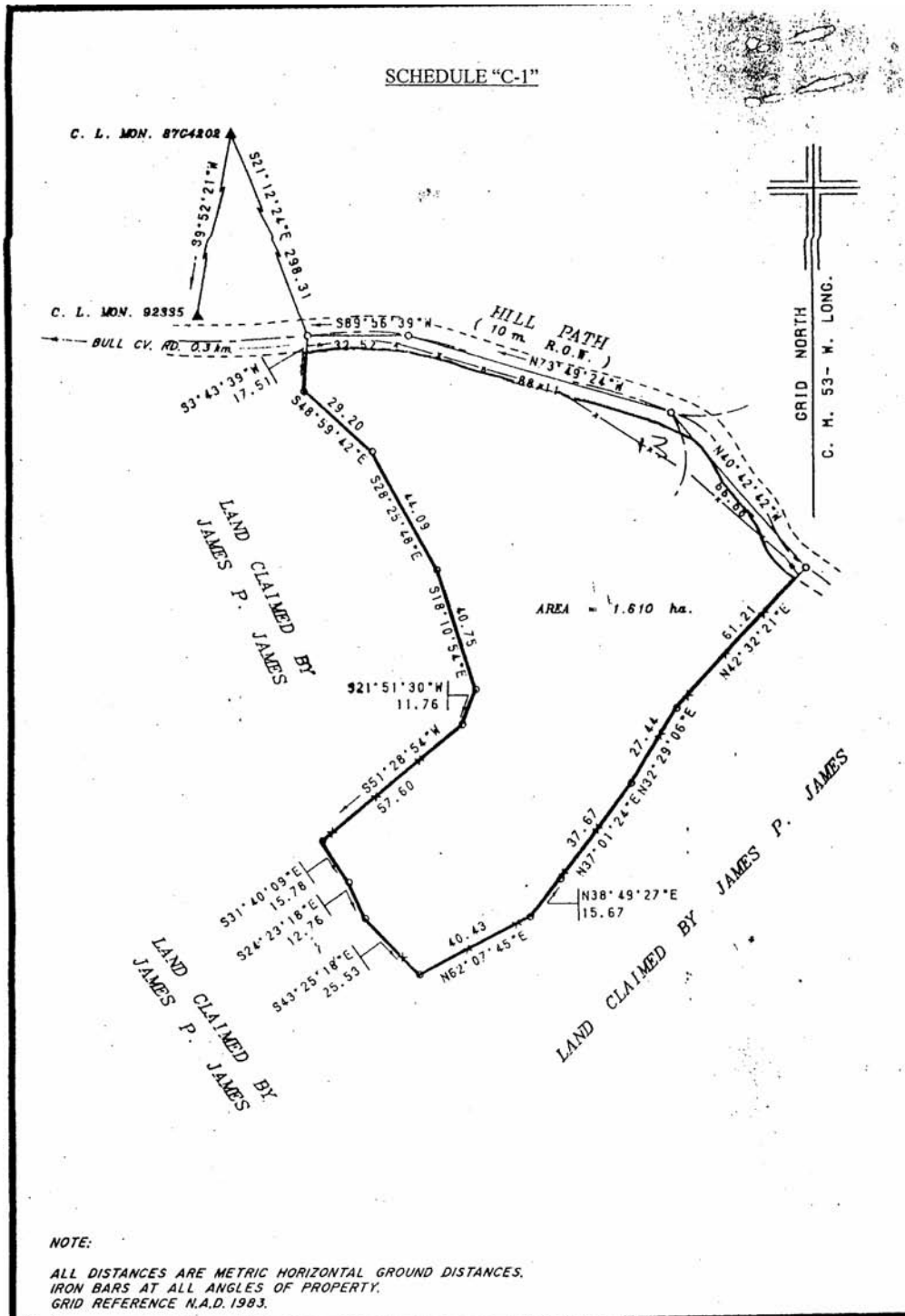
87G4202 N5 262 569.279 E 288 052.558  
92335 N5 259 414.591 E 287 503.537

SCALE FACTOR APPLIED 0.999888

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<b>Hawco King Renouf Limited</b>	
NEWFOUNDLAND LAND SURVEYORS CANADA LANDS SURVEYOR ST. JOHN'S & MANUELS - NEWFOUNDLAND	
<b>JAMES WALSH</b>	
BULL COVE ROAD GEORGETOWN CONCEPTION BAY	
Scale 1 : 2000	Date MARCH 1999
Surveyed By C.H.	Job No. 99092



	<b>JERRETT &amp; ASSOCIATES LTD.</b>		
	BAY ROBERTS PLAN OF PROPERTY AT GEORGETOWN ACQUIRED BY JAMES WALSH	NEWFOUNDLAND	
SURVEY: A.W. R.K. DRAWN: A.W.	SCALE: 1 : 1500 DATE: JULY 25, 1995	DWG. NO: 7657 PROJ. NO: 95-42	

**2004 01T 3254**  
**IN THE SUPREME COURT OF**  
**NEWFOUNDLAND AND LABRADOR**  
**TRAIL DIVISION**

**NOTICE OF APPLICATION** under the *Quieting of Titles Act*, R.S.N.L. 1990, c. Q-3, as amended

**NOTICE**

**NOTICE** is hereby given to all parties that Paul Mulcahy, Brian Mulcahy and Monica Caddigan have applied to the Supreme Court of Newfoundland and Labrador to have title to ALL THAT piece or parcel of land situate and being in the Town of Bay Bulls in the Electoral District of Ferryland, in the Province of Newfoundland and Labrador, Canada, abutted and bounded as follows, that is to say:

Beginning at a point on the westerly side of the Southern Shore Highway in the Town of Bay Bulls, aforesaid the said point having modified three degree transverse Mercator map projection coordinates (NAD 1983) of north 5,240,857.651 meters east 318,551.388 meters;

Thence running along the westerly side of the Southern Shore Highway aforesaid north 14 degrees 45 minutes 15 seconds east a distance of forty five decimal two zero two meters (45.202m);

Thence running by Crown Land north 36 degrees 47 minutes 33 seconds west a distance of two hundred and forty eight decimal four five two meters (248.452m);

Thence running by land claimed by Donald Maloney south 74 degrees 03 minutes west a distance of thirty eight decimal one nine zero meters (38.190m);

And Thence south 80 degrees 41 minutes 00 seconds west a distance of sixty decimal nine seven zero meters (60.970m);

And thence north 16 degrees 08 minutes west a distance of one hundred and six decimal one five zero meters (106.150m);

And thence north 62 degrees 52 minutes east a distance of fifty three decimal zero eight six meters (53.086m)

Thence running by Crown Land north 36 degrees 47 minutes 33 seconds west a distance of forty seven decimal nine seven nine meters (47.979m);

And thence south 39 degrees 31 minutes 08 seconds west a distance of two hundred and forty eight decimal six four one meters (248.641m); And thence south 39 degrees 31 minutes zero eight seconds west distance of two hundred and seventeen decimal zero nine two meters (217.092m); And thence south 82 degrees 26 minutes 59 seconds east a distance of three

hundred and fifty nine decimal five five one meters (359.551m);

Thence running by land of Jason Melvin north 13 degrees 55 minutes 53 seconds east a distance of one hundred and eight decimal one zero eight metres (108.108m);

And thence south 61 degrees 47 minutes 27 seconds east a distance of one hundred and eighty decimal five zero three meters (180.503m), more or less to the point of beginning;

The above described piece or parcel of land being more clearly shown delineated and outlined on the plan hereto attached.

Containing in all an area of 9.711 hectares, more or less;

All bearings are referred to the central meridian of 53 degrees west longitude of the aforesaid map projection.

Excepting therefrom a road right of way, 10 meters wide over property of Monica Caddigan for Paul and Brian Mulcahy described as follows;

All that piece or parcel of land situate and being in the Town of Bay Bulls in the Electoral District of Ferryland, in the Province of Newfoundland and Labrador, Canada, abutted and bounded as follows, that is to say;

Beginning at a point on the westerly side of the Southern Shore Highway in the Town of Bay Bulls, aforesaid the said point having modified three degree transverse Mercator map projection coordinates (NAD 1983) of north 5,240.857.651 meters east 318,551.388 meters;

Thence running along the westerly side of the Southern Shore Highway, aforesaid north 14 degrees 45 minutes 15 seconds east a distance of ten decimal two eight two meters (10.282m);

Thence running by land of Monica Caddigan north 61 degrees 47 minutes 27 seconds west a distance of one hundred and eighty decimal six five five meters (180.655m);

And thence north 66 degrees 17 minutes 19 seconds west a distance of eighteen decimal one six two meters (18.162m);

And thence south 24 degrees 11 minutes 48 seconds west a distance of ten meters (10.000m);

Thence running by land of Paul and Brian Mulcahy south 65 degrees 48 minutes 12 seconds east a distance of twenty meters (20.000m);

Thence running by land of Jason Melvin south 61 degrees 47 minutes 27 seconds east a distance of one hundred and eighty decimal five zero three meters (180.503m), more or less to the point of beginning;

The above described piece or parcel of land being more clearly shown delineated and outlined on the plan hereto attached.

Containing in all an area of 0.200 hectares more or less.

All bearings are referred to the central meridian of 53 degrees west longitude of the aforesaid map projection,

of which the said Paul Mulcahy, Brian Mulchay and Monica Caddigan claim to be the owners, investigated and for a declaration that Paul Mulcahy, Brian Mulcahy and Monica Caddigan are the absolute owners in fee simple in possession and the said Paul Mulcahy, Brian Mulcahy and Monica Caddigan have been ordered to publish Notice of Application as required by the above named Act.

All persons having title adverse to the said title claim by the said Paul Mulcahy, Brian Mulcahy and Monica Caddigan shall file in the Registry of the Supreme Court of Newfoundland and Labrador, particulars of such adverse claim and serve same together with an Affidavit verifying the same on the undersigned solicitor for the Applicants on or before the 24<sup>th</sup> day of September, 2004, after which date no party having any claims 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 Court may direct.

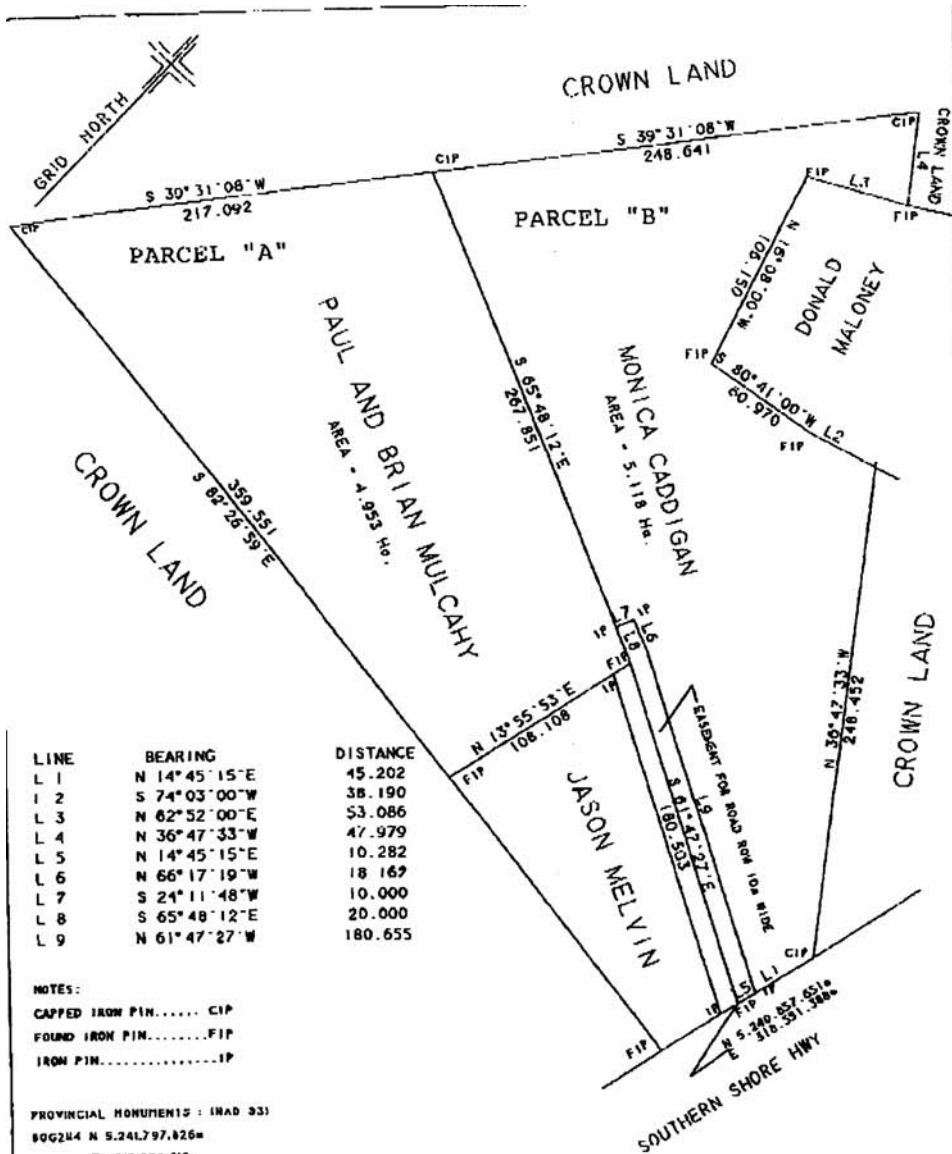
DATED at St. John's, NL this 20<sup>th</sup> day of August, 2004.

ROBERT B. ANSTEY LAW OFFICE  
Solicitors for the Applicant  
Per: Robert B. ANSTEY

ADDRESS FOR SERVICE:  
125 New Gower Street  
St. John's, NL A1C 1J5

Sept 3





LINE	BEARING	DISTANCE
L 1	N 14° 45' 15" E	45.202
L 2	S 74° 03' 00" W	38.190
L 3	N 62° 52' 00" E	53.086
L 4	N 36° 47' 33" W	47.979
L 5	N 14° 45' 15" E	10.282
L 6	N 66° 17' 19" W	18.169
L 7	S 24° 11' 48" W	10.000
L 8	S 65° 48' 12" E	20.000
L 9	N 61° 47' 27" W	180.655

NOTES:  
 CAPPED IRON PIN..... CIP  
 FOUND IRON PIN..... FIP  
 IRON PIN..... IP

PROVINCIAL MONUMENTS : (INAD 33)  
 806244 N 5.241797,826m  
 E 319,308,019m  
 023441 N 5.240325,737m  
 E 318,453,807m  
 SCALE FACTOR: 0.999894

ZONE: 1 CENTRAL MERIDIAN 53° WEST LONGITUDE  
 IP FOUND IRON BAR ●  
 CIP CAPPED IRON BAR ⊙  
 IP PLACED IRON BAR ○  
 ALL DISTANCES ARE HORIZONTAL GROUND DISTANCES  
 UNLESS OTHERWISE NOTED.

ALL DISTANCES ARE METRIC.

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KEVIN WILLIAMS, N.L.S.  
 P.O. BOX 37 BAY BULLS NEWFOUNDLAND A0A 1C0  
 LEGAL SURVEY  
 FOR  
 MONICA CADDIGAN, PAUL & BRIAN MULCAHY  
 TOWN OF BAY BULLS, NEWFOUNDLAND

SURVEY BY:	K.F. WILLIAMS
DRAWN BY:	K.F. WILLIAMS
PLAN DATE:	MAY 11, 2004
REVISED DATE:	
FILE No.:	MONICA CADDIGAN
SCALE:	1 : 2500

**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 for a change of name, pursuant to the provisions of the *Change of Name Act*, by me:-

DAVID JOHN YOUNG

of P. O. Box 88, Robinsons, A0N 1V0, in the Province of Newfoundland and Labrador, as follows:

To change my name from

DAVID JOHN YOUNG  
to  
DAVID JOHN RENOUF

DATED this 11<sup>th</sup> day of August, 2004.

DAVID JOHN YOUNG  
(Signature of Applicant)

Sept 3

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**NOTICE OF APPLICATION  
FOR CHANGE OF NAME**

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

LEANNE M. BROCKWAY

of 68 Carlisle Drive, Paradise, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried child's name from

BRENT DAVID CHRISTOPHER  
to  
BRENT DAVID BROCKWAY

DATED this 28<sup>th</sup> day of July, 2004.

LEANNE M. BROCKWAY  
(Signature of Applicant)

Sept 3

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**NOTICE OF APPLICATION  
FOR CHANGE OF NAME**

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

PATSY MADONNA HAYNES

of 62 Greenslade Road, Conception Bay South, A1W 5H4, in the Province of Newfoundland and Labrador, as follows:

To change my minor unmarried children's name from

CHANTILLE IRENE BONNIER  
to  
CHANTILLE IRENE HAYNES

CHARLOTTE ALBERTA BONNIER  
to  
CHARLOTTE ALBERTA HAYES

DATED this 27<sup>th</sup> day of August, 2004.

PATSY M. HAYNES  
(Signature of Applicant)

Sept 3

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# THE NEWFOUNDLAND AND LABRADOR GAZETTE

## PART II

### SUBORDIANTE LEGISLATION FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT

Vol. 79

ST. JOHN'S, FRIDAY, SEPTEMBER 3, 2004

No. 36

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### PART II

#### CONTINUING INDEX OF SUBORDIANTE LEGISLATION

Title of Act and Subordinate Legislation made thereunder	CNLR or NL Reg.	Amendment	NL Gazette Date & Page No.
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**No Subordinate Legislation  
Filed at Time of Publication**

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