



# THE NEWFOUNDLAND AND LABRADOR GAZETTE

## PART I

PUBLISHED BY AUTHORITY

Vol. 86

ST. JOHN'S, FRIDAY, MARCH 4, 2011

No. 9

### ELECTIONS ACT, 1991

#### PROVINCIAL BY ELECTION REPORT FOR THE ELECTORAL DISTRICT OF HUMBER WEST

Under authority of Section 163 of the Elections Act, 1991, the following voting information is provided

Dated at St. John's this 3rd. Day of March 2011.

PAUL REYNOLDS  
Chief Electoral Officer

No.	Electoral District	No. of Electors on Revised Permanent List	Total No. Votes Cast	Total No. Ballots Cancelled	Total No. Ballots Rejected	Name of Candidate	Party Affiliation	No. of Votes Cast For Each Candidate	Candidate Elected
23	Humber West	8898	3318	2	3	GRANTER, Vaughn	PC	2109	GRANTER, Vaughn
						MYERS, Rosie	NDP	112	
						WATTON, Mark	Lib	1097	

Mar 4

**PUBLIC INQUIRIES ACT**

**PUBLIC NOTICE**

The Canada-Newfoundland and Labrador Offshore Petroleum Board appointed the Honourable Robert Wells, Q.C. as Commissioner of the Inquiry into Offshore Helicopter Safety. The Inquiry has two phases. Phase I has been completed and a Report presented. Following the Report of the Transportation Safety Board of Canada on February 9, 2011, preliminary work began on Phase II.

Phase II of the Terms of Reference of the Inquiry says in part:

**“Upon completion of the Transportation Safety Board of Canada Investigation into Cougar Helicopter Sikorsky S92-A Crash, the Commissioner shall undertake a review of the sections of the Report therefrom that deal with matters which are specifically within the mandate of the C-NLOPB and particularly the findings in respect thereof and shall advise the C-NLOPB:**

- (a) **which findings should result in actions being recommended to be undertaken by C-NLOPB and how they should be implemented,**
- (b) **which findings should result in actions being recommended to be undertaken by other legislative or regulatory agencies.”**

This being a Public Inquiry, the Commissioner is inviting members of the public to provide written submissions to the Inquiry on the issues raised in Phase II Clauses (a) and (b) above. Written submissions from members of the public should be forwarded to the Inquiry at the address noted below on or prior to April 15, 2011.

The full text of the Terms of Reference can be found at [www.cnlopb.nl.ca](http://www.cnlopb.nl.ca) or obtained in written form from the Inquiry Offices at:

Offshore Helicopter Safety Inquiry  
Suite 213, Tara Place  
31 Peet Street  
P. O. Box 8037  
St. John's, NL A1B 3M7  
Telephone: (709) 722-0911  
Fax: (709) 722-1363  
E-mail: [info@oshsi.nl.ca](mailto:info@oshsi.nl.ca)

The full text of the Transportation Safety Board's Report can be found at [www.bst-tsb.gc.ca](http://www.bst-tsb.gc.ca)

**OFFSHORE HELICOPTER SAFETY INQUIRY**

Mar 4

**MINERAL ACT**

**NOTICE**

Published in accordance with section 62 of CNLR 1143/96 under the *Mineral Act*, cM-12, RSNL 1990 as amended.

Mineral rights to the following mineral lands have reverted to the Crown:

Mineral License	014667M
Held by	North Range Resources Ltd.
Situate near	Evening Lake
On map sheet	23G/09 23H/12
Mineral License	017164M
Held by	Paragon Minerals Corporation
Situate near	Mings Bight, Baie Verte Peninsula
On map sheet	12H/16 12I/01

Mineral License	014789M
Held by	Bayswater Ventures Corp.
Situate near	West Micmac Lake
On map sheet	13K/09
Mineral License	014790M
Held by	Bayswater Ventures Corp.
Situate near	Kaipokok River
On map sheet	13K/09
Mineral License	014791M
Held by	Bayswater Ventures Corp.
Situate near	Kaipokok River
On map sheet	13K/09
Mineral License	011598M
Held by	Bayswater Ventures Corp.
Situate near	Kaipokok River
On map sheet	13K/10

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March 4, 2011

Mineral License Held by Situates near On map sheet	014793M Bayswater Ventures Corp. Kaipokok River 13K/10 13K/15	Situates near On map sheet	Makhavinekh Lake 14D/01 14C/04
Mineral License Held by Situates near On map sheet	014799M Bayswater Ventures Corp. Kanaikiktok River 13K/16	Mineral License Held by Situates near On map sheet	015684M Altius Resources Inc. Makhavinekh Mountain 14D/01
Mineral License Held by Situates near On map sheet	014785M Bayswater Ventures Corp. Kanaikiktok River 13K/16	Mineral License Held by Situates near On map sheet	012800M Lannon, George Gull Pond, Baie Verte Peninsula 02E/13 12H/16
A portion of license Held by Situates near On map sheet more particularly described in an application on file at Department of Natural Resources	014832M Bayswater Ventures Corp. Kanaikiktok Bay 13N/01 13O/04 13O/05	Mineral License Held by Situates near On map sheet	014159M Celtic Minerals Ltd Kingurutik Lake 14D/14 14D/15
Mineral License Held by Situates near On map sheet	014761M Bayswater Ventures Corp. Kanairiktok River 13K/14 13K/15 13N/03 13N/02	Mineral License Held by Situates near On map sheet	014213M Celtic Minerals Ltd Tasisuak Lake 14D/11 14D/10
Mineral License Held by Situates near On map sheet	014762M Bayswater Ventures Corp. Kanairiktok River 13K/14 13K/15	Mineral License Held by Situates near On map sheet	017050M Benton Resources Corp. West of Hunt River 13N/05
Mineral License Held by Situates near On map sheet	014763M Bayswater Ventures Corp. Kanairiktok River 13K/14	Mineral License Held by Situates near On map sheet	016962M Altius Resources Inc. Fischells Brook, Western NL 12B/08 12B/07
Mineral License Held by Situates near On map sheet	014766M Bayswater Ventures Corp. Kanairiktok River 13K/14	Mineral License Held by Situates near On map sheet	015556M Duffitt, Alexander S. Granite Lake, Central NL 12A/02
Mineral License Held by Situates near On map sheet	014768M Bayswater Ventures Corp. Kanairiktok River 13K/11 13K/14	Mineral License Held by Situates near On map sheet	016692M Weick, R. James Big Wobble Pond, Avalon Peninsula 01N/03
Mineral License Held by Situates near On map sheet	014772M Bayswater Ventures Corp. Kanairiktok River 13K/11	Mineral License Held by Situates near On map sheet	016704M Messina Minerals Inc. Daniels Harbour, Great Northern Peninsula 12I/06
Mineral License Held by Situates near On map sheet	012706M Bouzane, James Weirs Pond, Central NL 02E/01	Mineral License Held by Situates near On map sheet	016706M Messina Minerals Inc. Daniels Harbour, Great Northern Peninsula 12I/06 12I/05
Mineral License Held by Situates near On map sheet	012708M French, Roy Little Harbour East, Avalon Peninsula 01N/12	Mineral License Held by Situates near On map sheet	016707M Reid, Patricia E. Pipestone Pond, Central NL 12A/08
Mineral License Held by Situates near On map sheet	016971M Spruce Ridge Resources Ltd Adies Pond, West, Central NL 12H/06	Mineral License Held by Situates near On map sheet	016708M Hicks, Darrin Port Albert, Central NL 02E/09 02E/10
Mineral License Held by	015660M Cornerstone Resources Inc.	Mineral License Held by	016710M Senior, Carter Red Harbour Area, Burin Peninsula 01M/07 01M/06
		Mineral License Held by	016715M Specogna, Marino

Situate near On map sheet	St John Island, Great Northern Peninsula 12I/14	Mineral License Held by Situate near On map sheet	016763M Dawson, Michael E. Little Grand Lake, Western NL 12A/12
Mineral License Held by Situate near On map sheet	016717M Specogna, Marino Liverpool Brook, Western NL 12G/01	Mineral License Held by Situate near On map sheet	016764M Dawson, Michael E. Little Grand Lake, Western NL 12A/12
Mineral License Held by Situate near On map sheet	016718M Specogna, Marino Northwest Feeder 13H/02	Mineral License Held by Situate near On map sheet	016775M Benoit, Thomas Fox Pond, Western NL 12B/08
Mineral License Held by Situate near On map sheet	016719M Specogna, Marino Chapel Island, Central NL 02E/07 02E/10	Mineral License Held by Situate near On map sheet	016776M McDonald, Martin Pipestone Pond, Central NL 12A/08
Mineral License Held by Situate near On map sheet	016733M Specogna, Marino St John Island, Great Northern Peninsula 12I/14	Mineral License Held by Situate near On map sheet	016782M Deer Lake Oil & Gas Inc Howley, Western NL 12H/03
Mineral License Held by Situate near On map sheet	016734M Specogna, Marino St John Island, Great Northern Peninsula 12I/14	<p>The lands covered by this notice except for the lands within Exempt Mineral Lands, the Exempt Mineral Lands being described in Consolidated CNLR 1143/96 and NLR 71/98, 104/98, 97/2000, 36/2001, 31/2004 , 78/2006, 8/2008 and 28/2009 and outlined on 1:50 000 scale digital maps maintained by the Department of Natural Resources, will be open for staking after the hour of 9:00 a.m. on the 32<sup>nd</sup> clear day after the date of this publication.</p> <p style="text-align: right;">DEPARTMENT OF NATURAL RESOURCES JIM HINCHEY, P.Geo Manager - Mineral Rights</p> <p>File# 774:6594, 6602, 6616, 6618, 6619, 6621, 6622, 6630, 6632, 6638, 6646, 6648, 6649, 6651, 6653, 6657, 7584, 7586, 7600, 7616, 7617, 7679, 8959, 9005, 9029, 9052, 9988; 775:0544, 0552, 0554, 0555, 0556, 0558, 0559, 0561, 0562, 0563, 0568, 0569, 0570, 0571, 0572, 0582, 0583, 0593, 0596, 0597, 0598, 0599, 0610, 0611, 0614</p> <p>Mar 4</p> <hr/> <p style="text-align: center;"><b>LANDS ACT</b></p> <p style="text-align: center;"><b>NOTICE OF INTENT</b> <i>Lands Act c36, SNL 1999</i></p> <p>NOTICE is hereby given that GRAHAM BAKER of Paradise, NL intends to apply to the Department of Environment and Conservation, two months from the publication of this notice, to acquire title, pursuant to section 7(2) (e) of the said Act, to that piece of Crown Land situated within fifteen (15) metres of the waters of Placentia Bay, NL in the Electoral District of Bellevue for the purpose of Construction of a Boat House more particularly described as follows:</p>	
Mineral License Held by Situate near On map sheet	016735M Specogna, Marino St John Island, Great Northern Peninsula 12I/14		
Mineral License Held by Situate near On map sheet	016736M Specogna, Marino St John Island, Great Northern Peninsula 12I/14		
Mineral License Held by Situate near On map sheet	016737M Columbia Yukon Explorations Inc Puttuaalu Lake 14E/01		
Mineral License Held by Situate near On map sheet	016747M Murphy, Noel G. Simms Ridge, White Bay Area 12H/10		
Mineral License Held by Situate near On map sheet	016748M Turpin, Alexander J. Corbin Harbour Area, Burin Peninsula 01L/14		
Mineral License Held by Situate near On map sheet	016758M Turpin, Alexander J. Mortier, Burin Peninsula 01M/03		
Mineral License Held by Situate near On map sheet	016761M Dawson, Michael E. Little Grand Lake, Western NL 12A/12 12B/09		
Mineral License Held by Situate near On map sheet	016762M Dawson, Michael E. Little Grand Lake, Western NL 12A/12		

*Bounded on the North by a Shoreline Reservation  
for a distance of 10 m;  
Bounded on the East by a  
Reservation Facing Road  
for a distance of 10 m;  
Bounded on the South by a  
Reservation Facing Slipway Access  
for a distance of 10 m;  
Bounded on the West by a  
Reservation 5 metres from High Water Mark  
for a distance of 10 m;  
and containing an area of  
approximately 100 square metres.*

Any person wishing to object to the application must file the objection in writing, within one month from the publication of this notice, with reasons for it, to the Minister of Environment and Conservation and mail to the nearest Regional Lands Office:

c/o Eastern Regional Lands Office, P.O. Box 8700, 5 Mews Place, St. John's, NL, A1B 4J6.

c/o Central Regional Lands Office, P.O. Box 2222, 230 Airport Boulevard, Fraser Mall, Gander, NL, A1V 2N9

c/o Western Regional Lands Office, P.O. Box 2006, 1 Riverside Drive, Noton Building, Corner Brook, NL, A2H 6J8

c/o Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0  
For further information on the proposed application, please contact: GRAHAM BAKER at (709) 895-2448.

Mar 4

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**QUIETING OF TITLES ACT**

**2010 01G NO: 0843  
IN THE SUPREME COURT OF  
NEWFOUNDLAND AND LABRADOR  
ST. JOHN'S TRIAL DIVISION (GENERAL)**

IN THE MATTER OF an Application of John Baird, Estates and Trusts Administrator with the Office of the Registrar of the Supreme Court of Newfoundland and Labrador as Administrator, c.t.a. of the Will and Estate of SYDNEY EMERSON ANDREWS late of the City of St. John's, in the Province of Newfoundland and Labrador,

AND IN THE MATTER OF the *Quieting of Titles Act*, cQ-3, RSNL, 1990, and amendments thereto

AND IN THE MATTER OF all those pieces or parcels of land situate and being at Lawrence Pond Road East, Upper Gullies in the Province of Newfoundland and Labrador

Notice of Application, under the *Quieting of Titles Act*, RSNL, 1990, cQ-3, as amended.

NOTICE IS HEREBY GIVEN to all parties that John Baird, Estates and Trusts Administrator with the Office of

the Registrar of the Supreme Court of Newfoundland and Labrador, as the Administrator, c.t.a. of the Will and Estate of SYDNEY EMERSON ANDREWS 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 on the eastern side of Lawrence Pond Road, Upper Gullies in the Province of Newfoundland and Labrador and being more particularly described in the Schedule hereunto attached and marked "A" of which the said John Baird as the Administrator, c.t.a. of the Will and Estate of SYDNEY EMERSON ANDREWS claims on behalf of the Estate to be the owner investigated and he requests a declaration that the said Estate of SYDNEY EMERSON ANDREWS 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 Estate of SYDNEY EMERSON ANDREWS 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 Applicant on or before the 21<sup>st</sup> day of March, 2011, 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 8<sup>th</sup> day of February, 2011.

BENSON-MYLES PLC INC.  
Solicitors for the Applicant  
PER: Darren O'Keefe

ADDRESS FOR SERVICE  
Suite 900, Atlantic Place  
215 Water Street, P.O. Box 1538  
St. John's, NF, A1C 5N8  
Tel: (709) 579-2081  
Fax: (709) 579-2647

**SURVEY DESCRIPTION FOR  
ESTATE OF SYDNEY ANDREWS**

Lawrence Pond Road East  
Upper Gullies

PARCEL 1

ALL THAT piece or parcel of land situate and being on the eastern side of Lawrence Pond Road East at Upper Gullies, in the electoral district of Harbour Main, Newfoundland and Labrador, Canada and being abutted as follows, that is to say:

BEGINNING at a point, said point having NAD83 coordinates of North 5258882.260 meters and East 301536.158 meters with reference to Crown Land

Monument No. 96G 6114 having coordinates of North 5259068.042 meters and East 301069.377 meters and Crown Land Monument No. 96G 6115 having coordinates of North 5258814.537 meters and East 301277.734 meters of the Modified Three Degree Transverse Mercator Projection for Newfoundland having a central meridian of 53 degrees west longitude;

THENCE running along by land registered to or in possession of Roberta Scott and James D. Scott in roll 879 frame 2075 of the Registry of Deeds in Newfoundland and Labrador North seventeen degrees twenty-two minutes zero zero seconds West, twenty-four decimal eight four two meters;

AND THENCE running North eighteen degrees fifty-five minutes nineteen seconds West, thirty-three decimal one three seven meters;

AND THENCE running North eighty-four degrees fifteen minutes twelve seconds West, eighty-five decimal eight six zero meters;

AND THENCE running North eighty-four degrees forty-two minutes zero six seconds West, one hundred thirty decimal one nine one meters;

AND THENCE running South twelve degrees zero three minutes eighteen seconds East, zero decimal three three eight meters;

THENCE running along by land registered to Barbara Dawe having registration no. 163466 and no. 134483 of the Registry of Deeds in Newfoundland and Labrador North eighty-four degrees zero nine minutes twenty-one seconds West, thirty-six decimal three four one meters;

THENCE running along by Lawrence Pond Road East North fifteen degrees thirty-six minutes twenty-five seconds West, twenty-two decimal zero six nine meters;

AND THENCE running North eighteen degrees thirty-six minutes twenty-five seconds West, eleven decimal eight one six meters;

THENCE running along by land registered to Barbara Dawe in roll 2222 frame 2655 of the Registry of Deeds in Newfoundland and Labrador South eighty-five degrees zero two minutes twenty seconds East, forty-one decimal one two two meters;

AND THENCE running South eighty-one degrees thirty-eight minutes thirty-one seconds East, two hundred fourteen decimal four five seven meters;

AND THENCE running North nineteen degrees thirty-two minutes twenty seconds West, eleven decimal five two zero meters;

AND THENCE running North eighty degrees twenty-seven minutes twelve seconds West, two hundred sixteen decimal two two zero meters;

AND THENCE running North eighty-four degrees seventeen minutes twenty seconds West, forty-two decimal nine nine two meters;

THENCE running along by Lawrence Pond Road East North twenty degrees forty minutes zero six seconds West, thirty-three decimal five nine three meters;

THENCE running along by a right-of-way North eighty-five degrees thirty-one minutes zero nine seconds East, zero decimal eight five six meters;

AND THENCE running North seventy-five degrees zero eight minutes nineteen seconds East, three decimal seven six seven meters;

AND THENCE running North eighty-three degrees fifty-one minutes fifty-two seconds East, thirty-seven decimal seven three three meters;

AND THENCE running South eighty-three degrees zero two minutes forty-six seconds East, four decimal nine zero two meters;

AND THENCE running South seventy-one degrees sixteen minutes forty six seconds East, thirteen decimal eight eight two meters;

AND THENCE running South seventy-seven degrees twenty-one minutes seventeen seconds East, thirty-eight decimal two three nine meters;

AND THENCE running South seventy-three degrees twenty-two minutes ten seconds East, thirty decimal three seven six meters;

AND THENCE running South seventy-eight degrees twenty-three minutes thirty-one seconds East sixty-nine decimal one nine seven meters;

AND THENCE running South seventy-six degrees zero eight minutes zero six seconds East, thirty decimal six four one meters;

AND THENCE running South seventy-three degrees eighteen minutes twenty-nine seconds East, twenty-two decimal one seven nine meters;

AND THENCE running South seventy-seven degrees forty-six minutes zero seven seconds East, fifteen decimal two eight six meters;

AND THENCE running South eighty-four degrees thirty-three minutes thirty-four seconds East, twenty-eight decimal five nine eight meters;

AND THENCE running North seventy-eight degrees thirty-eight minutes thirty-nine seconds East, twenty-four decimal four one five meters;

AND THENCE running South seventy-eight degrees fifty-five minutes twelve seconds East, nineteen decimal two seven one meters;

AND THENCE running South sixty-five degrees fifty-six minutes fifty-seven seconds East, forty decimal three zero five meters;

AND THENCE running South seventy degrees forty minutes forty-eight seconds East, sixty-four decimal five seven three meters;

AND THENCE running South fifty-four degrees zero zero minutes fifty-three seconds East, eleven decimal nine four nine meters;

AND THENCE running South sixty-nine degrees thirty-eight minutes forty-two seconds East, forty-five decimal seven nine seven meters;

AND THENCE running South fifty-nine degrees thirty-two minutes fifty-two seconds East, twenty decimal eight eight three meters;

AND THENCE running South sixty-six degrees forty-eight minutes fifty-five seconds East, eighteen decimal six two seven meters;

AND THENCE running South fifty degrees twenty-eight minutes twenty three seconds East, sixteen decimal zero zero nine meters;

THENCE running along by Crown lease no. 116787 registered to Allan Fitzpatrick in the Crown Land Registry of Newfoundland and Labrador South eighty degrees fifty-seven minutes thirty-one seconds West, two decimal three five seven meters;

AND THENCE running South six degrees twenty-four minutes fifty seconds West, forty-eight decimal two seven six meters;

AND THENCE running South thirteen degrees sixteen minutes fifty-six seconds West, eighty-one decimal five eight two meters;

AND THENCE running South twenty-four degrees twenty-one minutes twenty-seven seconds West, thirteen decimal four seven eight meters;

THENCE running along by land registered to John Tremblett in roll 1657 frame 1768 of the Registry of Deeds in Newfoundland and Labrador South eighty-seven degrees fifty-seven minutes fifty-six seconds West, seventy-eight decimal eight three zero meters;

AND THENCE running South eighty-seven degrees thirty-four minutes fourteen seconds West, fifty-eight decimal two six three meters;

THENCE running along by land registered to Michael V. Kirby having registration no. 267219 of the Registry of

Deeds in Newfoundland and Labrador North two degrees forty-eight minutes thirty-five seconds East, twenty-three decimal zero three eight meters;

AND THENCE running North five degrees twenty-four minutes twenty three seconds East, thirty-six decimal two zero six meters;

AND THENCE running North ten degrees fifty-one minutes zero four seconds East, twenty-six decimal eight one three meters;

AND THENCE running North eight degrees zero three minutes thirty three seconds East, twenty-two decimal six zero eight meters;

AND THENCE running North zero degrees thirty-three minutes thirty three seconds East, twenty-two decimal one seven six meters;

AND THENCE running South eighty-nine degrees forty-five minutes twenty seconds West, twenty-eight decimal zero three four meters;

AND THENCE running South eighty-five degrees fifty-one minutes zero two seconds West, forty-seven decimal three three two meters, more or less, to the point of beginning.

The above described parcel of land has an area of 5.103 hectares, more or less, and is shown more fully delineated as Parcel 1 on the adjoining plan having Job no. 628010 dated August 26, 2010 revised January 7, 2011. It should be noted there is a stream running through the property. All the bearings are" referred to Grid North of the above mentioned projection. All distances are grid distances using a scale factor of 0.999895.

**SURVEY DESCRIPTION FOR ESTATE  
OF SYDNEY ANDREWS**

Lawrence Pond Road East  
Upper Gullies

**PARCEL 2**

ALL THAT piece or parcel of land situate and being near the eastern side of Lawrence Pond Road East at Upper Gullies, in the electoral district of Harbour Main, Newfoundland and Labrador, Canada and being abutted as follows, that is to say:

BEGINNING at a point, said point having NAD83 coordinates of North 5258999.142 meters and East 301555.036 meters with reference to Crown Land Monument No. 96G 6114 having coordinates of North 5259068.042 meters and East 301069.377 meters and Crown Land Monument No. 96G 6115 having coordinates of North 5258814.537 meters and East 301277.734 meters of the Modified Three Degree Transverse Mercator Projection for Newfoundland having a central meridian of 53 degrees west longitude;

THENCE running along by a gravel road as depicted in survey of Charmaine Hooley's land and thence by land registered to Charmaine Hooley having registration no. 324962 of the Registry of Deeds in Newfoundland and Labrador North fifteen degrees fifty-three minutes zero seven seconds East, thirty-one decimal three zero six meters;

THENCE running along by land registered to Charmaine Hooley having registration no. 324962 of the Registry of Deeds in Newfoundland and Labrador North fourteen degrees fifty-eight minutes forty-five seconds East, seventeen decimal six zero one meters;

AND THENCE running North sixteen degrees thirty-five minutes twenty-one seconds East, seventeen decimal three three six meters;

AND THENCE running North eighteen degrees fifty-one minutes nineteen seconds East, fourteen decimal seven two seven meters;

AND THENCE running North fourteen degrees fifty-six minutes twenty three seconds East, thirty-five decimal two zero five meters;

THENCE running along by land registered to Department of Transportation and Works in roll 979 frame 618 of the Registry of Deeds in Newfoundland and Labrador North twenty-one degrees zero five minutes ten seconds East, fifty-three decimal two seven five meters;

THENCE running along by land registered to Glenn A. Bussey having registration no. 236640 of the Registry of Deeds in Newfoundland and Labrador South forty-five degrees twenty-five minutes twenty four seconds East, sixty decimal one four five meters;

AND THENCE running South forty-nine degrees twenty-four minutes thirty-seven seconds East, twenty-nine decimal six three six meters;

AND THENCE running North thirty-one degrees twenty minutes zero six seconds East, fifty-one decimal nine two zero meters;

AND THENCE running North twenty-nine degrees fifty minutes fifty eight seconds East, one hundred nine decimal five two five meters;

THENCE running along by land claimed by Don Coates North thirty-two degrees thirty minutes thirteen seconds East, seventeen decimal five five zero meters;

THENCE running along by Crown Grant registered to Phillip Petten in volume 123 folio 94 of the Crown Land Registry of Newfoundland and Labrador South ten degrees zero eight minutes eighteen seconds East, one hundred fifty decimal eight five nine meters;

THENCE running along by Crown Grant registered to Phillip Petten in volume 120 folio 142 of the Crown Land

Registry of Newfoundland and Labrador and thence by land claimed by Phillip Petten and thence by Crown lease no. 116787 registered to Allan Fitzpatrick in the Crown Land Registry of Newfoundland and Labrador South three degrees nineteen minutes thirty-four seconds West, two hundred three decimal six zero three meters;

THENCE running along by a right-of-way, 6.1 meters wide, North fifty degrees twenty-eight minutes twenty-three seconds West, twenty-three decimal eight five seven meters;

AND THENCE running North sixty-six degrees forty-eight minutes fifty-five seconds West, nineteen decimal one one six meters;

AND THENCE running North fifty-nine degrees thirty-two minutes fifty-two seconds West, twenty-one decimal zero three five meters;

AND THENCE running North sixty-nine degrees thirty-eight minutes forty-two seconds West, forty-five decimal four nine nine meters;

AND THENCE running North fifty-four degrees zero zero minutes fifty-three seconds West, twelve decimal zero zero five meters;

AND THENCE running North seventy degrees forty minutes forty-eight seconds West, sixty-five decimal two one four meters;

AND THENCE running North sixty-five degrees fifty-six minutes fifty-seven seconds West, forty decimal seven four seven meters;

AND THENCE running North seventy-eight degrees fifty-five minutes twelve seconds West, seventeen decimal one nine one meters, more or less, to the point of beginning.

The above described parcel of land has an area of 4.317 hectares, more or less, and is shown more fully delineated as Parcel 2 on the adjoining plan having Job no. 628010 dated August 26, 2010 revised January 7, 2011. It should be noted there is a stream running through the property as shown on the adjoining plan as well as an unused reserved road according to abounding Crown Grants. All the bearings are referred to Grid North of the above mentioned projection. All distances are grid distances using a scale factor of 0.999895.





**2011 04G 0030**  
**IN THE SUPREME COURT OF**  
**NEWFOUNDLAND AND LABRADOR**  
**TRIAL DIVISION (GENERAL)**

IN THE MATTER of all that piece or parcel of land situate, lying and being at the Community of Millville, District of St. George's and Stephenville East, in the Province of Newfoundland and Labrador, Canada

AND

IN THE MATTER OF the Application of GERALD SAMMS for a Certificate of Title of the said parcel of land pursuant to the *Quieting of Titles Act*, RSNL 1990, cQ-3, as amended.

Notice of Application, under the *Quieting of Titles Act*, RSNL, 1990, cQ-3, as amended.

NOTICE is hereby given to all persons that GERALD SAMMS has applied to the Supreme Court of Newfoundland and Labrador, to have title investigated and declared to ALL THAT piece or parcel of land situate, lying and being at the Community of Millville, District of St. George's and Stephenville East, Province of Newfoundland and Labrador, and being more particularly described in Schedule "A" hereto annexed, of which the said GERALD SAMMS claims to be the absolute owners thereof and the said GERALD SAMMS has been ordered to publish Notice of the said application as required by the above-named Act.

All persons having title adverse to the said title claimed by the said GERALD SAMMS shall file in the Registry of the Supreme Court of Newfoundland and Labrador, trial division, at Corner Brook, 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 Applicants on or before the 15<sup>th</sup> day of April, 2011, after which date no party having any claim shall be permitted to file same or to be heard except by 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 the Town of Channel-Port aux Basques, Province of Newfoundland and Labrador, this 22<sup>nd</sup> day of February, 2011.

MARKS & PARSONS  
Solicitor for the Applicant  
PER: M. Beverley L.Marks, Q.C.

ADDRESS FOR SERVICE  
174 Caribou Road, P.O. Box 640  
Channel-Port aux Basques, NL  
A0M 1C0  
Tel: (709) 695-7338  
Fax: (709) 695-3944

**SCHEDULE A**

Description of Land Surveyed for Jerry Samms  
Millville, NL

All that piece or parcel of land situate and being at Millville, District of St. George's-Stephenville East, Newfoundland and Labrador, Canada abutted and bounded as follows:

That is to say, Beginning at a point being N 82° 43' 43" W a distance of 7306.779 metres from Control Monument number 84G4175,

Thence by land of Cecil Reid S 64° 49' 40" W a distance of 212.805 metres,

Thence by the sideline of the Main Road through Millville, 20 metres wide, S 7° 32' 55" E a distance of 101.979 metres,

Thence S 12° 50' 48" W a distance of 66.893,

Thence by land of Bert Simms S 73° 47' 42" E a distance of 97.536,

Thence S 16° 12' 18" W a distance of 132.603 metres,

Thence N 73° 45' 46" W a distance of 89.848 metres,

Thence by the sideline of the Main Road through Millville, 20 metres wide, S 5° 27' 33" E a distance of 18.603,

Thence S 30° 59' 11" E a distance of 131.556 metres,

Thence S 53° 00' 39" E a distance of 35.303 metres,

Thence S 57° 39' 02" E a distance of 135.512 metres,

Thence S 49° 28' 08" E a distance of 112.045 metres to a point in the limit of a Reservation, 10 metres wide along Grand Daddy's Brook,

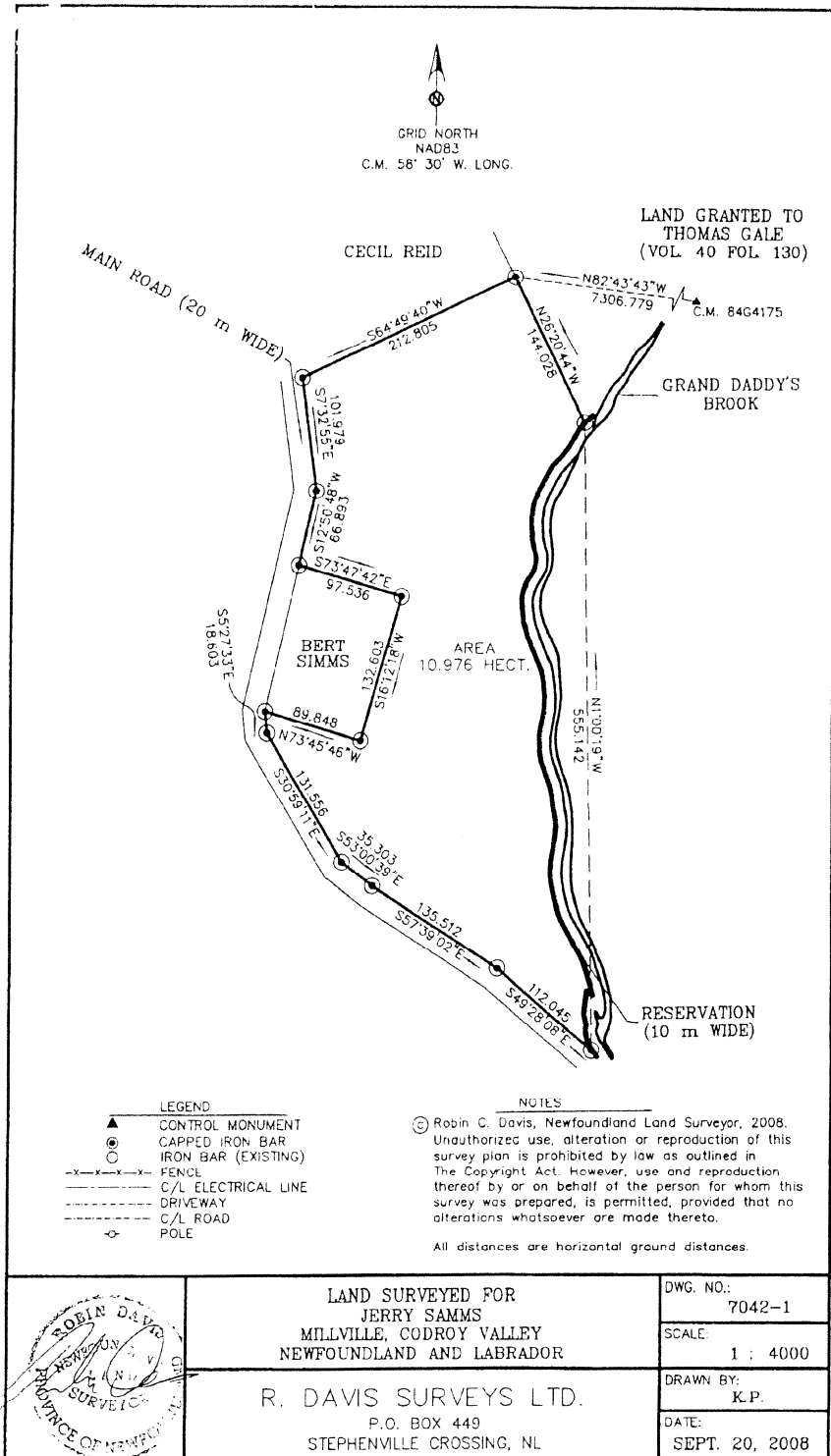
Thence by the said limit of a Reservation, 10 metres wide along Grand Daddy's Brook in a general northerly direction to as second point in the limit of the Reservation being N 1° 00' 19" W a distance of 555.142 metres from the last mentioned point in the limit of the Reservation,

Thence by land granted to Thomas Gale (Vol. 40 fol. 130), N 26° 20' 44" W a distance of 144.028 metres to the point of beginning,

The herein described piece or parcel of land contains an area of 10.976 hectares and is more particularly delineated on the plan number 7042-1 hereto attached,

All bearing refer to the meridian of fifty-eight degrees thirty minutes west longitude of the Three Degree Transverse Mercator Projection (NAD83).

Robin C. Davis  
Newfoundland Land Surveyor  
September 20, 2008  
Stephenville Crossing, NL



**TRUSTEE ACT**

MILLS & GALLANT  
Solicitor for the applicant  
Per: Susan H. Gallant

**ESTATE NOTICE**

IN THE MATTER OF the Estate and Effects of late MARGARET DIANE HUMPHRIES of the Town of Gander, in the Province of Newfoundland and Labrador, Homecare Provider, Deceased.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of MARGARET DIANE HUMPHRIES, the aforesaid deceased, who died at the Town of Gander, in the Province of Newfoundland and Labrador on or about the 21<sup>st</sup> day of October, 2010, are hereby requested to send particulars thereof in writing, duly attested, to the undersigned Solicitor for the Administrator of the Estate on or before the 3<sup>rd</sup> day of March, 2011, after which date the Administrator will proceed to distribute the said Estate having regard only to the claims of which he shall then have had notice.

DATED at the Town of Gander, Newfoundland and Labrador, this 14<sup>th</sup> day of February, 2011.

BONNELL LAW  
Solicitor for the Administrator  
PER: R. Archibald Bonnell

ADDRESS FOR SERVICE:  
P.O. Box 563  
218 Airport Boulevard  
Gander, NL A1V 2E1  
Tel: (709) 651-4949  
Fax: (709) 651-4951

Feb 25 & Mar 4

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**ESTATE NOTICE**

IN THE ESTATE of RITA BENOIT, late of the Town of Stephenville Crossing, formerly of the Community of Cape St. George, in the Province of Newfoundland and Labrador, housewife, widow, deceased.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of RITA BENOIT, late of the Town of Stephenville Crossing, formerly of the Community of Cape St. George, Newfoundland and Labrador, deceased, are hereby requested to send the particulars of the same in writing, duly attested, to the undersigned Solicitor for the Executrix of the Estate on or before the 4<sup>th</sup> day of April, 2011, after which date the said Executrix will proceed to distribute the said Estate having regard only to the claims of which notice shall have been received.

DATED at Stephenville, Newfoundland and Labrador this 23<sup>rd</sup> day of February, 2011.

ADDRESS FOR SERVICE  
P.O. Box 447, 87 Gallant Street  
Stephenville, NL A2N 3A3  
Tel: (709) 643-5688  
Fax: (709) 643-2906

Mar 4

---

**ESTATE NOTICE**

IN THE MATTER of the Estate of MICHAEL (MICK) HAMMOND, late of Lance Cove, Bell Island, in the Province of Newfoundland and Labrador, Deceased,

All persons claiming to be creditors of or who have any claims or demands either as beneficiaries or next of kin (by blood, legal adoption or marriage) upon or affecting the Estate of MICHAEL (MICK) HAMMOND, retired mine worker, who died at St. John's, NL on or about June 11, 2007, are hereby requested to send particulars thereof in writing, duly attested, to the Registrar of the Supreme Court, 136 Crosbie Road, Suite 401, St. John's, NL, A1B 3K3, Administrator of the Estate of MICHAEL (MICK) HAMMOND, on or before March 31<sup>st</sup>, 2011, after which date the said Administrator will proceed to distribute the Estate having regard only to the claims of which he then shall have had notice.

DATED at the City of St. John's, in the Province of Newfoundland and Labrador, this 24<sup>th</sup> day of February, 2011.

REGISTRAR OF THE SUPREME COURT  
Administrator of the Estate of  
MICHAEL (MICK) HAMMOND

ADDRESS FOR SERVICE  
Registrar of the Supreme Court  
Suite 401, 136 Crosbie Road  
St. John's, NL, A1B 3K3

Mar 4

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**ESTATE NOTICE**

IN THE ESTATE of LINDA PARSONS, late of the Community of Rose Blanche, in the Province of Newfoundland and Labrador, tourism clerk, married, deceased

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of LINDA PARSONS, late of the Community of Rose Blanche, in the Province of Newfoundland and Labrador, deceased, are hereby requested to send the particulars of the same in writing, duly attested, to the undersigned Solicitor for the Administrator of the Estate on or before the 4<sup>th</sup> day of April, 2011, after which date the said Administrator will

proceed to distribute the said Estate having regard only to the claims of which notice shall have been received.

DATED at Stephenville, Newfoundland and Labrador this 21<sup>st</sup> day of February, 2011.

MILLS & GALLANT LAW OFFICE  
Solicitor for the Administrator  
PER: Susan H. Gallant

ADDRESS FOR SERVICE  
P.O. Box 447, 87 Gallant Street  
Stephenville, NL A2N 3A3  
Tel: (709) 643-5688  
Fax: (709) 643-2906

Mar 4

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**ESTATE NOTICE**

IN THE ESTATE of RITA MARY QUILTY, Late of the Community of Highlands, in the Province of Newfoundland and Labrador, deceased December 19<sup>th</sup> 2010.

All persons claiming to be creditors of or who have any claims or demands upon or affecting the Estate of RITA MARY QUILTY, late of the Community of Highlands, in the Province of Newfoundland and Labrador, deceased, are hereby requested to send the particulars of the same in writing, duly attested, to the undersigned Solicitor for the Administrator of the Estate on or before the 4<sup>th</sup> day of April, 2011, after which date the said Administrator will proceed to distribute the said Estate having regard only to the claims of which notice shall have been received.

DATED at Stephenville, Newfoundland and Labrador, this 21<sup>st</sup> day of February, 2011

ROXANNE PIKE  
Solicitor for the Administrator

ADDRESS FOR SERVICE  
P O Box 272  
43 Main Street  
Stephenville, NL  
A2N 2Z4  
Tel: (709) 643-6436  
Tel: (709) 643-9343

Mar 4

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# THE NEWFOUNDLAND AND LABRADOR GAZETTE

## PART II

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

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Vol. 86

ST. JOHN'S, FRIDAY, MARCH 4, 2011

No. 9

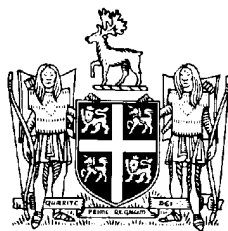
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### NEWFOUNDLAND AND LABRADOR REGULATIONS

NLR 30/11  
NLR 31/11  
NLR 32/11  
NLR 33/11







**NEWFOUNDLAND AND LABRADOR  
REGULATION 30/11**

*Court Designation Order*  
under the  
*Interprovincial Subpoena Act*  
(O.C. 2011-049)

*(Filed February 28, 2011)*

Under the authority of section 10 of the *Interprovincial Subpoena Act*, the Lieutenant-Governor in Council makes the following Order.

Dated at St. John's, February 25, 2011.

Robert Thompson  
Clerk of the Executive Council

**ORDER**

*Analysis*

1. Short title
2. Definition
3. Designation

Short title

**1.** This Order may be cited as the *Court Designation Order*.

Definition

**2.** In this Order, "Act" means the *Interprovincial Subpoena Act*.

Designation

**3.** The Ontario Racing Commission is designated as a court for the purpose of the Act.

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## NEWFOUNDLAND AND LABRADOR REGULATION 31/11

*Royalty Regulations, 2003 (Amendment)*  
under the  
*Petroleum and Natural Gas Act*  
(O.C. 2011-044)

*(Filed February 28, 2011)*

Under the authority of section 39 of the *Petroleum and Natural Gas Act* the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, February 25, 2011.

Robert Thompson  
Clerk of the Executive Council

### REGULATIONS

#### *Analysis*

1. S.35 Amdt.  
Assessment and reassessment
2. Commencement

NLR 71/03  
as amended

**1. Subsection 35(2) of the *Royalty Regulations, 2003* are amended by striking out the words "not more than 60 days after receiving it".**

Commencement

**2. These regulations are considered to have come into force on December 31, 2001.**

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**NEWFOUNDLAND AND LABRADOR  
REGULATION 32/11**

*Royalty Regulations, 2003 (Amendment)*  
under the  
*Petroleum and Natural Gas Act*  
(O.C. 2011-045)

*(Filed February 28, 2011)*

Under the authority of section 39 of the *Petroleum and Natural Gas Act*, the Lieutenant-Governor in Council makes the following regulations.

Dated at St. John's, February 25, 2011.

Robert Thompson  
Clerk of the Executive Council

**REGULATIONS**

*Analysis*

- |  |  |
|--|--|
| 1. S.49 Amdt.<br>Matters that may be arbitrated          | 76.2 Calculation and determination by minister |
| 2. Ss.76.1 to 76.4 Added<br>76.1 End of period deduction | 76.3 No interest to be paid or payable         |
|  | 76.4 Effect of provisions                      |

NLR 71/03  
as amended

**1. (1) Section 49 of the *Royalty Regulations, 2003* is amended by renumbering it as subsection 49(1) and by adding immediately after paragraph (1)(a) the following:**

(a.1) a reply by the minister to a notice of objection under paragraph 76.2(6)(b);

**(2) Section 49 of the regulations is amended by adding immediately after subsection (1) the following:**

(2) Notwithstanding paragraph (1)(a.1), a matter may only be submitted to arbitration under that paragraph for 30 days from the date that the interest holder received the reply by the minister under paragraph 76.2(6)(b), and after that time, the ability to submit a matter to arbitration under that paragraph shall expire.

**2. The regulations are amended by adding immediately after section 76 the following:**

End of period deduction

**76.1** (1) For the purpose of this Part, the calculation referred to in subsection 10(2) shall be reduced by the basic royalty payable by the interest holder under the lease for the month.

(2) Notwithstanding subsection (1), where the result of the calculation in that subsection is less than zero, the Tier I royalty payable by an interest holder under a lease for a month shall be zero.

**(3) This section is considered to have come into force on December 31, 2001.**

Calculation and determination by minister

**76.2** (1) The minister shall calculate and determine the amounts of royalty share for the periods from December 31, 2001 to December 31, 2010 which may be payable to or from the interest holder as a result of the coming into force of section 76.1.

(2) The minister shall calculate the amounts referred to in subsection (1) and notify the interest holder of the minister's determination under that subsection no later than March 31, 2011.

(3) Where, as a result of a calculation and determination by the minister under subsection (1) it is determined that an interest holder has underpaid or overpaid royalty share, the amount owing shall be repaid to or by the Crown within 30 days after the notice is issued under subsection (2), or upon the written request of the interest holder, the amount of an overpayment may be credited to the account of the interest holder for royalty share payable.

(4) An interest holder may object to a calculation or determination issued by the minister within 30 days of receiving the notice referred to in subsection (2) by delivering a written notice to the minister objecting to part or all of the calculation or determination.

(5) A notice of objection shall clearly identify the matter objected to, setting out the reasons for the objection, all of the relevant facts and the desired remedy.

(6) The minister shall review a notice of objection and

(a) may request that further particulars be provided to him or her; and

(b) shall give a reply, in writing, to the objecting person confirming, amending or rescinding part or all of the matter objected to in the same manner as for giving a notice of the calculation or determination.

(7) Notwithstanding another provision of these regulations

(a) a calculation and determination under subsection (1) shall not be considered to be an assessment or reassessment for the purpose of these regulations or the Act; and

(b) where a notice of objection is filed with the minister under subsection (4), the subject matter of that notice shall be separate from and shall not be included in or be in addition to a notice of objection under section 35.

No interest to be paid or payable

**76.3** (1) Notwithstanding section 62, section 84 or another provision of these regulations, interest shall not be paid or be payable upon a calculation and determination under section 76.2.

(2) Notwithstanding subsection (1), interest is payable on a calculation and determination under subsection 76.2(1) from the date of the expiry of the 30 day period referred to in subsection 76.2(3) and that interest shall be paid in accordance with these regulations.

Effect of provisions

**76.4** The coming into force of sections 76.1 to 76.3 shall not affect the powers of the minister or the rights of an interest holder under these regulations with respect to the calculation of royalty payable or any other matter prescribed by these regulations.

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**NEWFOUNDLAND AND LABRADOR  
REGULATION 33/11**

*Rules of the Supreme Court, 1986 (Amendment)  
under the  
Judicature Act*

*(Filed March 1, 2011)*

Under the authority of section 55 of the *Judicature Act*, the Rules Committee of the Trial Division makes the following Rules.

Dated at St. John's, March 1, 2011.

Christopher P. Curran, Q.C.  
Registrar of the Supreme Court  
Secretary, Rules Committee

**RULES**

*Analysis*

- |   |  |
|---|--|
| 1. Rule 53.05 Amdt.<br>The contempt order | 2. Rule 54.06 R&S<br>Filing and service of application |
|---|--|

**1. Rule 53.05(1) of the *Rules of the Supreme Court, 1986* is amended by deleting the reference "Form 53.05A" and substituting the reference "Form 53.04A".**

**2. Rule 54.06 of the Rules is repealed and the following substituted:**

Filing and service  
of application

**54.06** An originating application for an order in the nature of certiorari shall be filed and served within a reasonable time after the date of

- (a) filing of the judgment;
- (b) issuing of the order or award;
- (c) service of the warrant;
- (d) rendering of the report of the inquiry

to which it relates.

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### PART II

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Rules of the Supreme Court, 1986 (Amdt.)	NLR 33/11	Rule 53.05 Amdt Rule 54.06 R&S	Mar 4/11 p. 117
<b>Interprovincial Subpoena Act</b>			
Court Designation Order	NLR 30/11	New Extraordinary Gazette Feb 28/11	Mar 4/11 p. 109
<b>Petroleum and Natural Gas Act</b>			
Royalty Regulations, 2003 (Amdt)	NLR 31/11	NLR 71/03 S.35 (2) Amdt Extraordinary Gazette Feb 28/11	Mar 4/11 p. 111
Royalty Regulations, 2003 (Amdt)	NLR 32/11	NLR 71/03 S.49 Amdt S.76.1 to 76.4 Added Extraordinary Gazette Feb 28/11	Mar 4/11 p. 113

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