December 6, 2018

Dear Applicant:

Re: Your request for access to information under Part II of the Access to Information and Protection of Privacy Act FLR/111/2018

On November 15, 2018, the Department of Fisheries and Land Resources (FLR) received your request for access to the following records:

"I am requesting any and all correspondence, records, files or reports in any form, relevant to, pertaining to or in any way connected to files 126753 and 150638. Timeframe is 2016 to current."

Clarified November 16, 2018:

"I am requesting any and all correspondence to or from Tara Morgan, Darren Moore and/or Milly Meaney which relate to Weir's Pond or files 126753 and 150638. Timeframe is 2016 to current."

Please be advised that a decision has been made by the Deputy Minister for FLR to provide access to the requested information. Redactions have been made under Section 30 – Legal Advice and Section 40 – Personal Privacy of the Access to Information Protection of Privacy Act, 2015. You will find a copy of responsive material attached.

Please be advised that you may appeal this decision and ask the Information and Privacy Commissioner to review the decision to provide partial access to the requested information, as set out in section 42 of the Act (a copy of this section of the Act has been enclosed for your reference). A request to the Commissioner must be made in writing within 15 business days of the date of this letter or within a longer period that may be allowed by the Commissioner. Your appeal should identify your concerns with the request and why you are submitting the appeal.

The appeal may be addressed to the Information and Privacy Commissioner as follows:

Office of the Information and Privacy Commissioner
2 Canada Drive
P.O. Box 13004, Stn. A
St. John’s, NL A1B 3V8

Telephone: (709) 729-6309
Toll-Free: 1-877-729-6309
Facsimile: (709) 729-6500
You may also appeal directly to the Supreme Court Trial Division within 15 business days after you receive the decision of the public body, pursuant to section 52 of the Act (a copy of this section of the Act has been enclosed for your reference).

Please be advised that this letter will be published following a 72 hour period after the response is sent electronically to you or five business days in the case where records are mailed to you. It is the goal to have the responsive records posted to the Office of Public Engagement’s website within one business day following the applicable period of time. Please note that requests for personal information will not be posted online.

If you have any further questions, please contact me by telephone at 709-729-3730 or by email at HollyWarford@gov.nl.ca.

Sincerely,

Holly Warford
ATIPP Coordinator

Right of access

8. (1) A person who makes a request under section 11 has a right of access to a record in the custody or under the control of a public body, including a record containing personal information about the applicant.

    (2) The right of access to a record does not extend to information excepted from disclosure under this Act, but if it is reasonable to sever that information from the record, an applicant has a right of access to the remainder of the record.

    (3) The right of access to a record may be subject to the payment, under section 25, of the costs of reproduction, shipping and locating a record.

Access or correction complaint

42. (1) A person who makes a request under this Act for access to a record or for correction of personal information may file a complaint with the commissioner respecting a decision, act or failure to act of the head of the public body that relates to the request.

    (2) A complaint under subsection (1) shall be filed in writing not later than 15 business days

        (a) after the applicant is notified of the decision of the head of the public body, or the date of the act or failure to act; or

        (b) after the date the head of the public body is considered to have refused the request under subsection 16 (2).

    (3) A third party informed under section 19 of a decision of the head of a public body to grant access to a record or part of a record in response to a request may file a complaint with the commissioner respecting that decision.
(4) A complaint under subsection (3) shall be filed in writing not later than 15 business days after the third party is informed of the decision of the head of the public body.

(5) The commissioner may allow a longer time period for the filing of a complaint under this section.

(6) A person or third party who has appealed directly to the Trial Division under subsection 52 (1) or 53 (1) shall not file a complaint with the commissioner.

(7) The commissioner shall refuse to investigate a complaint where an appeal has been commenced in the Trial Division.

(8) A complaint shall not be filed under this section with respect to

(a) a request that is disregarded under section 21;

(b) a decision respecting an extension of time under section 23;

(c) a variation of a procedure under section 24; or

(d) an estimate of costs or a decision not to waive a cost under section 26.

(9) The commissioner shall provide a copy of the complaint to the head of the public body concerned.

Direct appeal to Trial Division by an applicant

52. (1) Where an applicant has made a request to a public body for access to a record or correction of personal information and has not filed a complaint with the commissioner under section 42, the applicant may appeal the decision, act or failure to act of the head of the public body that relates to the request directly to the Trial Division.

(2) An appeal shall be commenced under subsection (1) not later than 15 business days after the applicant is notified of the decision of the head of the public body, or the date of the act or failure to act; or

(b) after the date the head of the public body is considered to have refused the request under subsection 16 (2).

(3) Where an applicant has filed a complaint with the commissioner under section 42 and the commissioner has refused to investigate the complaint, the applicant may commence an appeal in the Trial Division of the decision, act or failure to act of the head of the public body that relates to the request for access to a record or for correction of personal information.

(4) An appeal shall be commenced under subsection (3) not later than 15 business days after the applicant is notified of the commissioner’s refusal under subsection 45 (2).
From: [redacted]@gmail.com
Sent: Wednesday, September 14, 2016 11:08 AM
To: Bragg, Derrick
Cc: Blackmore, Dana
Subject: CL Application # 126753

Sent from my iPad
Sec 40(1)

Date: 9/27/2016 4:09:11 PM  
From: "Meaney, Milly"  
To: "Primmer, Rodger"  
Subject: FW: [redacted] - Weirs Pond  
FYI

Sec 40(1)

From: Young, Jason  
Sent: Tuesday, September 27, 2016 2:03 PM  
To: Meaney, Milly  
Subject: Re: [redacted] - Weirs Pond  

Thanks for getting back to me so fast Milly, appreciate it

Sent from my BlackBerry 10 smartphone on the Bell network.

Sec 40(1)

From: Meaney, Milly  
Sent: Tuesday, September 27, 2016 1:55 PM  
To: Young, Jason  
Subject: Re: [redacted] - Weirs Pond  

Hi Jason,

Thanks for your email. [redacted] has called me a few times and I have been in so many meetings and dealing with a large number of issues that I have not had a chance to look further into his situation. He sent me a letter which I have forwarded to Rodger Primmer, Central Regional Lands Manager, so he can get the file and the two of us can discuss. I am hoping to discuss this with Rodger this afternoon. Once I get all the information together I will give [redacted] a call and let him know where we are with his issue.

Thanks

Milly

Sec 40(1)

Milly Meaney  
Director, Crown Lands Administration  
Department of Municipal Affairs  
87-113 Higgins Line  
Howley Building  
St. John's, NL A1B 4J6  
t: 709-729-3174  
f: 709-729-6136  
millymeaney@gov.nl.ca

Sec 40(1)

From: Young, Jason  
Sent: Tuesday, September 27, 2016 10:16 AM  
To: Meaney, Milly  
Subject: [redacted] - Weirs Pond  

Hi Milly,

[redacted] contacted our office on behalf of [redacted] regarding a Crown Land issue in the Weir's Pond area. [redacted] is pursuing a grant for the property and has been in contact with Corner Brook Pulp and Paper and states that they have paid a premium of $1300.00 for the timber rights for the land. [redacted] has indicated he has spoken with you in the past on this issue. Please give me a call if you would like to discuss in greater detail. [redacted] was looking for an update, he can be reached at [redacted].

Sec 40(1)

JASON YOUNG | Executive Assistant

Office of the Premier  
Executive Council  
Government of Newfoundland & Labrador  
1st Floor, Sir Richard Parsons Building  
Corner Brook, NL A2H 6C1  
709-637-2675 | JasonMeaney@gov.nl.ca

Newfoundland
Labrador
Date: 9/27/2016 3:50:05 PM
From: "Meaney, Milly"
To: "Young, Jason"
Subject: RE: [REDACTED] - Weirs Pond
Attachment: image001.jpg;

Thanks for getting back to me so fast Milley, appreciate it.

Sent from my BlackBerry 10 smartphone on the Bell network.

From: Meaney, Milly
Sent: Tuesday, September 27, 2016 1:55 PM
To: Young, Jason
Subject: RE: [REDACTED] - Weirs Pond

Hi Jason,

Thanks for your email. [REDACTED] has called me a few times and I have been in so many meetings and dealing with a large number of issues that I have not had a chance to look further into his situation. He sent me a letter which I have forwarded to Rodger Primner, Central Regional Lands Manager, so he can get the file and the two of us can discuss. I am hoping to discuss this with Rodger this afternoon. Once I get all the information together I will give [REDACTED] a call and let him know where we are with his issue.

Thanks,

Milly

Milly Meaney
Director, Crown Lands Administration
Department of Municipal Affairs
87-113 Higgins Line
Howley Building
St. John's, NL A1B 4J6

t: 709-729-3174
f: 709-729-6136

millymeaney@gov.nl.ca

From: Young, Jason
Sent: Tuesday, September 27, 2016 10:16 AM
To: Meaney, Milly
Subject: [REDACTED] - Weirs Pond

Hi Milly,

[REDACTED] contacted our office on behalf of [REDACTED] regarding a Crown Land issue in the Weirs Pond area. [REDACTED] is pursuing a grant for the property and has been in contact with Corner Brook Pulp and Paper and states that they have paid a premium of $1300.00 for the timber rights for the land. [REDACTED] has indicated he has spoken with you in the past on this issue. Please give me a call if you would like to discuss in greater detail. [REDACTED] was looking for an update, he can be reached at [REDACTED]
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atipoffice@gov.nl.ca.
Sounds good, I thought someone was already down there.

Rodger

Dear Ms. Meaney,

We look forward to a favourable response on this matter at your earliest convenience.

In addition to the facts already provided to your department, I have some further information to pass along as well. I had a lengthy conversation with the Planning and Development Superintendent yesterday from Corner Brook Pulp and Paper, the company to whom the applicant paid $1356.00 compensation for loss of productive land in the area in question here. He confirmed with me that they recognize a 100 m buffer around all cottage lots approved by the Crown on leases and grants. He also stated and agreed with me that there is a buffer of 15 m around this pond and that they nor the Crown would have developed access to this pond across this buffer. So in fact there was actually no legal road or access to the pond in this area that your department is referring to. Any extension off of their roads/skidder trails would have only went to where the buffer begins. He also confirmed they have several cabins on these roads all across the island, many of which are built on the ends of them in the area which your department is calling a "turning area". He went on to say they have never had an issue with them and still recognize the 100 m radius around their development. He also told me that there appears to something "fishy" going on here and didn't understand why the department would be creating an issue over this.

We respectfully request you take this information into consideration as well when rendering your decision on this matter. Thank you.

Sincerely,

Sent from my iPad

On Sep 28, 2016, at 7:51 AM, Meaney, Milly <Milly.Meaney@gov.nl.ca> wrote:

Dear [Name],

Thank you for the pictures. We are reviewing your issue and will get back to you as soon as a decision has been made.

Sincerely,

Milly Meaney
Director, Crown Lands Administration
Department of Municipal Affairs
B7-113 Higgins Line
Howley Building
St. John's, NL A1B 4J6
Sec 40(1)

From: [Redacted]
Sent: Tuesday, September 20, 2016 9:16 AM
To: Meaney, Milly
Cc: Bragg, Derrick; Blackmore, Dana
Subject: Crown Lands Application # 126753 - Approved Development by Crown Lands

<image001.jpg>

<image002.jpg>

Sent from my iPad

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender."
The application is still under review and some further discussions are required. Other cabin owners in the area have raised some concerns which we are in the process of dealing with. We hope to come to a satisfactory resolution to all concerned.

Regards,

Rodger

Milly

Hi Jason,

I am copying Jonathan on this so he can follow up and let you know the status of the application.

Thanks

Milly

Hi Milly,

contacted out office again today for follow-up on the file regarding the property on Weir's Pond. has paid the funding to Corner Brook Pulp and Paper for the timber right for this parcel of land. Has there been any conversation with Mr. Primmer on moving this application forward?

has indicated that Corner Brook Pulp and Paper have no issue with this application.

Thanks for getting back to me so fast Milley, appreciate it

Sent from my BlackBerry 10 smartphone on the Bell network.
Hi Jason,

Thanks for your email. [Redacted] has called me a few times and I have been in so many meetings and dealing with a large number of issues that I have not had a chance to look further into his situation. He sent me a letter which I have forwarded to Rodger Primmer, Central Regional Lands Manager, so he can get the file and the two of us can discuss. I am hoping to discuss this with Rodger this afternoon. Once I get all the information together I will give [Redacted] a call and let him know where we are with his issue.

Thanks

Milly

Milly Meeney
Director, Crown Lands Administration
Department of Municipal Affairs
87-133 Higgins Line
Howley Building
St. John’s, NL A1B 4J6

t: 709-729-3174
f: 709-729-6136
milley.meeney@gov.nl.ca

From: Young, Jason
Sent: Tuesday, September 27, 2016 10:15 AM
To: Meeney, Milly
Subject: [Redacted] - Weirs Pond

Hi Milly,

[Redacted] contacted our office on behalf of [Redacted] regarding a Crown Land issue in the Weir’s Pond area. [Redacted] is pursuing a grant for the property and has been in contact with Corner Brook Pulp and Paper and states that have paid a premium of $1300.00 for the timber rights for the land. [Redacted] has indicated he has spoken with you in the past on this issue. Please give me a call if you would like to discuss in greater detail. I was looking for an update, he can be reached at [Redacted]

JASON YOUNG | Executive Assistant
Office of the Premier
Executive Council
Government of Newfoundland & Labrador
10th Floor, Sir Richard Squires Building
Corner Brook, NL A2H 6R8
709-637-2675 | Jason.young@gov.nl.ca

Newfoundland Labrador
From: "Primmer, Rodger"
To: "Meaney, Milly"
Subject: RE: [redacted] Weirs Pond
Attachment: [redacted].jpg

Hi Milly: We need to discuss how we are going to proceed on this one.

Rodger

From: Meaney, Milly
Sent: Thursday, November 24, 2016 11:36 AM
To: Young, Jason
Cc: Grandy, Jonathan; Primmer, Rodger
Subject: RE: [redacted] Weirs Pond

Sorry about that—I should have sent this to Rodger Primmer and not Jonathan. Rodger, please see below.

Thanks

Milly

From: Meaney, Milly
Sent: Thursday, November 24, 2016 11:08 AM
To: Young, Jason <jasonyoung@gov.nl.ca>
Cc: Grandy, Jonathan <jonathan.grandy@gov.nl.ca>
Subject: RE: [redacted] Weirs Pond

Hi Jason

I am copying Jonathan on this so he can follow up and let you know the status of the application.

Thanks

Milly

Milly Meaney
Director, Crown Lands Administration Division
Lands Branch
Howley Building, St. John’s, NL

Tel: 729-3174

From: Young, Jason
Sent: Thursday, November 24, 2016 10:40 AM
To: Meaney, Milly <Milley.Meaney@gov.nl.ca>
Subject: FW: [redacted] Weirs Pond

Hi Milly,

[redacted] contacted out office again today for follow-up on the file regarding the property on Weir’s Pond. [redacted] has paid the funding to Corner Brook Pulp and Paper for the timber right for this parcel of land. Has there been any conversation with Mr. Primmer on moving this application forward?

[redacted] has indicated that Corner Brook Pulp and Paper have no issue with this application.

From: Young, Jason
Sent: Tuesday, September 27, 2016 2:03 PM
To: Meaney, Milly
Subject: RE: [redacted] Weirs Pond

Thanks for getting back to me so fast Milley, appreciate it

Sent from my BlackBerry 10 smartphone on the Bell network.

From: Meaney, Milly
Sent: Tuesday, September 27, 2016 1:55 PM
To: Young, Jason
Subject: RE: [redacted] Weirs Pond

Hi Jason,

Thanks for your email. [redacted] has called me a few times and I have been in so many meetings and dealing with a large number of issues that I have not had a chance to look further into his situation. He sent me a letter which I have forwarded to Rodger Primmer, Central Regional Lands Manager, so he can get the file and the two of us can discuss. I am hoping to discuss this with Rodger this afternoon. Once I get all the information together I will give [redacted] a call and let him know where we are with his issue.

Thanks

Milly Meaney
Hi Milly,

[redacted] contacted our office on behalf of [redacted], regarding a Crown Land issue in the Weir’s Pond area. [redacted] is pursuing a grant for the property and has been in contact with Corner Brook Pulp and Paper and states that they have paid a premium of $13,000.00 for the timber rights for the land. [redacted] has indicated he has spoken with you in the past on this issue. Please give me a call if you would like to discuss in greater detail. [redacted] was looking for an update, he can be reached at [redacted].
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
November 29, 2016

Dear [Name]

I write in response to your letter dated September 20, 2016 on behalf of your brother [Name] concerning his application for a Grant Pursuant to Licence to Occupy #126753 located at Weir’s Pond.

A survey authorization was issued for this application to Red Indian Surveys Limited on June 3, 2016. This authorization provided instructions on where the lot boundaries were to be established. This is necessary when a Licence to Occupy is being converted to a Grant given there are no established land boundaries with a Licence to Occupy which does not grant, convey or transfer any exclusive right, title or interest in or to a defined cottage lot or land area. It is the Crown’s decision as to where the lot boundaries will be located prior to a Grant being issued. On July 22, 2016 a survey was received from Red Indian Surveys Limited which did not correspond with the instructions that were provided with the survey authorization.

Before we can give consideration to accepting the survey as submitted the following items will have to be complied with.

1. In various sections of your letter, you referenced the construction of a new trail. Based upon our site visit on October 19, 2016, it was determined that there has been new road construction at this location which will allow travel by passenger vehicle. New road construction over Crown land requires a Crown land application to be submitted and a written approval issued. The application must outline specifics of the proposed construction including the width and length of the proposed road and a map outlining the specific location.

Irrespective of whether there may have been some misunderstanding when the option of providing an alternate access was discussed, no verbal approval would have been given to proceed with any road construction since the information that is required to even consider such a proposal was not submitted with any application and permission to construct roads is only provided in writing.

.../2
Therefore, if you wish consideration to be given to the newly constructed road as an alternate access route to Weir's Pond, the enclosed application must be completed and submitted for the road construction and a written approval must be issued.

2. If the survey is accepted as submitted, a cleared area that was previously used to maneuver vehicles towing boat trailers will no longer be available to other users in the area. Included on the required application for road construction can be a request to clear an area where the new road approaches the pond to allow for vehicles towing boat trailers to maneuver and launch a boat. If this proposal receives approval and you are prepared to undertake the necessary work to provide the additional space to allow for boat launching, we can consider accepting the survey as submitted.

If you are not agreeable to these conditions, the survey as submitted will not be accepted for this application and it will have to be modified in accordance with the initial instructions that were provided with the survey authorization.

Sincerely,

RODGER PRIMMER
Regional Lands Manager

/lk

cc: Milly Meaney
    Director of Crown Lands Administration Division

encl
For your review and we can discuss. I am including the map again for reference on the situation.

Thanks,

Rodger

Rodger Primmer
Regional Lands Manager

Department of Municipal Affairs
Crown Lands Administration Division
Government of Newfoundland & Labrador
P.O. Box 2222, Gander, NL Canada A1V 2M9

709-256-1400 (T) | rprimmer@gov.nl.ca
Date: 12/2/2016 11:32:53 AM
From: "Primmer, Rodger"
To: "Meaney, Milly"
Subject: FW: WEIRS POND ACCESS ROAD / PARKING

This is concerning the __________ issue at Weir's Pond. I forwarded you a draft letter to __________ earlier this week for review.

Thanks,

Rodger

From: ______________________@hotmail.com
Sent: Friday, December 02, 2016 10:50 AM
To: Primmer, Rodger
Subject: WEIRS POND ACCESS ROAD / PARKING

Last Friday Nov 25 I received an email from you saying no decision has been made on the application for a cabin lot in the road/parking lot. Since then events have unfolded that seems to indicate a decision has been made. The tape on the new road has been removed and of far greater concern is the two posts that have been placed on the side of the road.

These posts are located on the edge of the proponent's boundary directly in line with the survey pins. This seems to indicate the proponent has been given the green light to go ahead with development. As I indicated earlier the "New Road" does not give access to the pond since there is no place to turn around or park.

Other cabin owners and users of the pond are quite upset and concerned about the way this matter has proceeded. The delay in making the right decision is of great concern. If a decision has been made than I should be notified so I can plan my next course of action.

I look forward to hearing from you in the very near future. Thanking you in advance for your attention to this matter.

[Redacted]
Date: 12/9/2016 2:13:13 PM

From: [Redacted]

To: "Meany, Milly"

Cc: "Primmer, Rodger"

Subject: Weir's Pond Access Road

I wish to draw your attention to a situation at Weir's Pond, a pond located in the Gander Bay area. Crown lands office in Gander has had this file since May but have not been able to make a decision.

I have a cabin on an island in the pond and the only way to get to it in summer is by boat. A road and parking area has existed for 40 years which allowed everyone access to the pond. This year a cabin owner on the pond made application to crown lands for a cabin lot which included the road and parking area which effectively denied all others access to the pond. From a photo that crown lands showed me it appears that the applicant upon doing the survey did not survey the area in the application. He/she decided to include the road and parking area as part of their lot.

They without permission or knowledge of Crown lands constructed a bypass road to the pond. This poses a major problem since the road is a dead end road with nowhere to turn around. The nearest turn around is 750 meters from the pond. This means in summer you would have to back a truck and trailer this distance to access the pond. Since there is nowhere to park now you would have to move your vehicle because you are denying others access to the pond.

At the Gander office both Mr. Locke and Mr. Primmer are aware of this situation. In writing and in person they have advised concerned cabin owners that no decision has been made. However this week the proponent of the application has placed two wooden posts in the road indicating to all would be users that this is private property.

In earlier conversations with the Gander office they informed me and others that the original road could not be taken. It appears that this happened. I am requesting your intervention into this situation so that the matter can be resolved.

Thanking you in advance for your assistance.

[Redacted] Tel# [Redacted] Email [Redacted]@hotmail.com
FYI. We need to deal with this matter, we are getting inquiries weekly on this. I forwarded a draft a while ago for review.

Thanks,

Rodger

From: "[Redacted]" [Redacted]@hotmail.com
Sent: Thursday, December 08, 2016 6:40 PM
To: Primner, Rodger
Subject: Weir's Pond Access Road

Hi Roger,

Following our telephone conversation on Dec 2nd regarding the illegal erection of posts on the road of Weir's Pond I decided it would be best to go and take some pictures illustrating that the Crown Land policies have not been carried out and illegal things are continuing to occur. As you will see from the pictures, the main road has been cut off from the pond and parking lot, you cannot turn around on the easement by the pond because the cabin owner has placed sticks on the ground to deny access, furthermore you would have to back your vehicle out into Weir's Pond in order to turn around, meaning you would have to back up approximately 750m to have enough room to turn around. I hope you will find that these pictures provide sufficient evidence to support the fact that Crown Land policies have not and are not being followed. As a final note, I would like to bring to your attention a very significant safety concern, this road is the only access road to Weir's Pond and is a high traffic area for snowmobilers, when there are weather conditions impairing visibility there is reason to believe a snowmobiler entering that area would not see a rope/chain causing significant injury to themselves, or possibly death, hopefully this will be avoided by Crown Lands making the right and safe decision to allow continued access to the pond and parking lot.

Please ensure you forward this email to everyone involved in making this decision, as all need to be informed and aware of what is going on.

[Redacted]
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippo@gov.nl.ca.
From: "Meany, Milly"
To: "Primmer, Rodger"
Subject: RE: Weir's pond access road

Looks good to me.
Thanks

Milly Meany
Director, Crown Lands Administration Division
Lands Branch, Department of Municipal Affairs
Howley Building, St. John's, NL

Tel: 729-3174

From: Primmer, Rodger
Sent: Friday, January 27, 2017 11:22 AM
To: Meany, Milly <MillyMeany@gov.nl.ca>
Subject: FW: Weir's pond access road

Hi Milly, see email below received from [redacted] who has a cabin on an island in Weirs Pond. I have prepared the draft response below. Could you please have a read to see if it looks ok to you. You may recall this is the issue with [redacted] who is representing his brother [redacted] who has applied for a Grant Pursuant to his LTO near the pond. See map attached.

Thanks,

Rodger

Dear [redacted]

I write in response to your email of January 13, 2017. An application is now being processed for the new access road that was constructed to the pond. If the application is approved, we are prepared to give consideration to this new road as an alternate access to Weirs Pond. As a part of this consideration, we will also be looking at the option of some land being cleared at an alternate location, to assist vehicles towing boat trailers in manoeuvring to launch a boat. The location of such an area will be evaluated through a subsequent field visit.

In some cases, sections of roads which have been subject to public use over time, cannot be included in land grants such as when no other option for a viable access exists. Each situation however can have unique circumstances which must be evaluated. If there is an alternate access route to a pond available in addition to a traditional route, including a section of the original road in a grant can be considered, which is what we are now doing in this case. An official from this office visited this area on December 8, 2016, and at that time, access to the pond was not being denied on either of the routes which lead to the pond and no permission has been given to do so. If there has been a change in the accessibility of these roads leading to the pond, please advise this office.

Sincerely,

Rodger Primmer
Regional Lands Manager

From: [redacted]<Hotmail.com>
Sent: Friday, January 13, 2017 12:46 PM
To: Primmer, Rodger
Cc: Meany, Milly
Subject: Weir's pond access road

Since May month I have been making inquiries about the status of the access road to Weir's Pond. My last inquiry was on Dec15. Upon returning from holidays I have been informed that Crown Lands have made their decision. Since I have a vested interest in this application I am shocked that no one had the decency to contact me. You have my email address.

Several violations of the law have taken place with respect to this application.
1. Survey did follow the air photo diagram you have in your files. I have a copy that you gave me much earlier this year.
2. Your office informed me and others that the road could not be included in the proposed development. This is exactly what happened.
3. A new road has been constructed on crown land without approval from crown lands and during construction no safeguards were put in place to mitigate sediment contamination.

I have heard from sources that a parking area and turnaround will be built some time in the future. When exactly will this occur and where is the site located in relation to the pond? Posts and barriers have already been put in place denying access to the pond. Am I to conclude that a permit has already been given? What safeguards have you put in place so that other cabin owners have access to the pond without undue hardship?
This experience with Crown Lands has been extremely frustrating. It seems you have no clear guidelines in place or if you do you do not follow your own policies. Cabin owners are being forced to do things they do not want to do placing them in conflict with other cabin owners. This could have all been avoided had you adhered to your own guidelines.

I look forward to hearing from you in response to the questions I have asked.
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atipoffice@gov.nl.ca.
Thanks Milly, yes there are branches off the main forest access road on Crown land and each leads to a cottage LTO.

Rodger

--- Original Message ---
From: Meaney, Milly
Sent: Friday, February 10, 2017 8:53 AM
To: Primmer, Rodger
Subject: RE: Weir's Pond

These look like a hazard to me, not well marked. I would remove them I am assuming this is a CLROW. We should put a notice or something on them so they know they were removed by us.

Milly Meaney
Director, Crown Lands Administration Division Lands Branch, Department of Municipal Affairs Howley Building, St. John's, NL

Tel: 729-3174

--- Original Message ---
From: Primmer, Rodger
Sent: Friday, February 10, 2017 8:55 AM
To: Meaney, Milly <Milly.Meaney@gov.nl.ca>
Subject: Re: Weir's Pond

Hi Milly,

Attached are photos of 2 other barriers in the Weir's Pond area that were brought to our attention. These accesses just lead to individual cabins, one of them is approx. a 50 metre distance from the cabin, not sure on the distance of the other one.

Should we remove these or just put a removal notice on them?

Rodger

--- Original Message ---
From: xerox@xerox@gov.nl.ca [mailto:xerox@xerox@gov.nl.ca]
Sent: Friday, February 10, 2017 7:53 AM
To: Primmer, Rodger
Subject: Scanned from a GNL Xerox Multifunction Printer

Please open the attached document. It was scanned and sent to you using a Xerox Multifunction Device.

Attachment File Type: pdf
Multi-Page

Multifunction Device Location: N:\Gander\NL\CAN
Device Name: Xerox00948556485

For more information on Xerox products and solutions, please visit http://www.xerox.com
Date: 2/10/2017 8:45:14 AM
From: "Primmer, Rodger"
To: "Meaney, Milly"
Subject: Weir's Pond
Attachment: Scanned from a GNL Xerox Multifunction Printer.pdf;
Hi Milly,

Attached are photos of 2 other barriers in the Weir's Pond area that were brought to our attention. These accesses just lead to individual cabins, one of them is approx. 50 metre distance from the cabin, not sure on the distance of the other one.

Should we remove these or just put a removal notice on them?

Rodger

---Original Message---
From: xerox.7035@gov.nl.ca [mailto:xerox.7035@gov.nl.ca]
Sent: Friday, February 10, 2017 5:53 AM
To: Primmer, Rodger
Subject: Scanned from a GNL Xerox Multifunction Printer

Please open the attached document. It was scanned and sent to you using a Xerox Multifunction Device.

Attachment File Type: pdf, Multi-Page
Multifunction Device Location: WINCANDERNLICAN
Device Name: XRX9C9345558485

For more information on Xerox products and solutions, please visit [http://www.xerox.com](http://www.xerox.com)
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Hi Milly,

Attached is a draft response to [REDACTED] for review.

Thanks,

Rodger

---

From: Meaney, Milly
Sent: Thursday, February 16, 2017 8:21 AM
To: Primmer, Rodger
Subject: Fw: Crown Lands travel

Please prepare a response.

Milly Meaney
Director, Crown Lands Administration
Department of Municipal Affairs
87-113 Higgins Line
Howley Building
St. John’s, NL A1B 4J6

t: 709-729-3174
f: 709-729-4361

milleymeaney@gov.nl.ca

Sent from my BlackBerry 10 smartphone on the Bell network.

---

From: Grace, Tony <Tony.Grace@gov.nl.ca>
Sent: Tuesday, February 14, 2017 8:26 PM
To: Moore, Darren E.; Meaney, Milly
Subject: Fw: Crown Lands travel

Sent from my BlackBerry 10 smartphone on the Bell network.

---

From: Hayes, Robyn <Robyn.Hayes@gov.nl.ca>
Sent: Tuesday, February 14, 2017 12:08 PM
To: Moore, Darren E.; Grace, Tony; Meaney, Milly
Subject: RE: Crown Lands travel

---

From: Moore, Darren E.
Sent: Tuesday, February 14, 2017 11:16 AM
To: Grace, Tony; Meaney, Milly
Cc: Hayes, Robyn
Subject: Re: Crown Lands travel

---

Non-Responsive
Sent from my BlackBerry 10 smartphone on the Bell network.

From: Grace, Tony
Sent: Tuesday, February 14, 2017 10:26 AM
To: Moore, Darren E.; Meany, Milly
Subject: Fw: Crown Lands travel

Sent from my BlackBerry 10 smartphone on the Bell network.

From: Grace, Tony <TonyGrace@gov.nl.ca>
Sent: Monday, February 13, 2017 3:37 PM
To: Spurrell, Dana
Subject: RE: Crown Lands travel

From: Spurrell, Dana
Sent: Monday, February 13, 2017 3:10 PM
To: Grace, Tony <TonyGrace@gov.nl.ca>
Cc: Hayes, Robyn <RobynHayes@gov.nl.ca>
Subject: Crown Lands travel

Sent from my BlackBerry 10 smartphone on the Bell network.
February 15, 2017

Sec 40(1)

@smith.com

Dear Sec 40(1)

I write in response to your email of February 14, 2017 concerning a barrier that was removed from an access road which leads to Weir’s Pond.

Until such time that a Grant is issued by the Crown this area is considered Crown lands. As you were advised in previous correspondence, there are no established land boundaries with a Licence to Occupy which does not grant, convey, or transfer any exclusive right, title or interest in or to a defined cottage lot or land area.

Erecting a barricade on a main access route on Crown land does present a safety concern for the travelling public irrespective if an alternate access exists in the area. On February 10, 2017 when Department officials visited the area, only one other barricade was observed in the vicinity which was a rope. The rope was untied so it no longer presented a barricade. It is the responsibility of cabin occupants to ensure their own safety while not restricting access over Crown lands. In this situation it was the cabin owner’s decision to construct a cabin in the vicinity of a traditional public access route.

When staff removed the barriers, attention was given to the nails in the boards ensuring the nail tips were placed downward in the snow a safe distance from the road.

Department staff will continue to monitor the existence of gates which present safety concerns during their travels.

Sincerely,
Date: 2/21/2017 4:11:27 PM
From: "Primmer, Rodger"
To: "Meaney, Milly", "Grace, Tony"
Subject: RE: HP TRIM Incoming Correspondence: ICOR2017/0730
Attachment: Weir's Pond.docx

Rodger

---Original Message---
From: Meaney, Milly
Sent: Tuesday, February 21, 2017 11:19 AM
To: Grace, Tony; Primmer, Rodger
Subject: RE: HP TRIM Incoming Correspondence: ICOR2017/0730

Rodger

You may have already prepared a response for this one as it came in to Dave as I know we discussed it. Please provide an update to us and Tony. Explain the situation out there and the gates that were posted.

Thanks

Milly Meaney
Director, Crown Lands Administration Division Lands Branch, Department of Municipal Affairs Howley Building, St. John's, NL

Tel: 729-3174

---Original Message---
From: Grace, Tony
Sent: Tuesday, February 21, 2017 11:12 AM
To: Primmer, Rodger <primer@gov.nl.ca>; Meaney, Milly <MillyMeaney@gov.nl.ca>
Subject: FW: HP TRIM Incoming Correspondence: ICOR2017/0730

---Original Message---
From: Premier,
Sent: Tuesday, February 21, 2017 11:09 AM
To: Grace, Tony <TonyGrace@gov.nl.ca>
Cc: Loveless, Brian <BrianLoveless@gov.nl.ca>
Subject: HP TRIM Incoming Correspondence: ICOR2017/0730

Hi Tony,

Attached, for your review, is an email from [REDACTED] to Dave Mercer regarding his brother, [REDACTED] property that is located on Weir's Pond in Central Newfoundland.

We are requesting an update on this file. Please email the update to premier@gov.nl.ca account.

Thank you,
Joanne Young

--- HP TRIM Record Information ---
Record Number: ICOR2017/0730
Title: Email from [REDACTED] to Dave Mercer regarding his brother, [REDACTED] property that is located on Weir's Pond in Central Newfoundland.
APPLICATION FOR A GRANT PURSUANT TO COTTAGE LICENCE AT WEIR'S POND

- [Sec 40(1)] has applied for a Grant Pursuant to Licence to Occupy #126753 at Weir’s Pond.

- The application was approved on February 19, 2016 and Authorization to survey the land was issued on June 3, 2016, with specific instructions on how the survey was to be completed.

- A survey was received on July 22, 2016, however the survey was not compliant with the instructions provided with the Survey Authorization.

- Part of a public road that was used by other cottage owners to access Weir’s Pond was included in the survey and [Sec 40(1)] had proceeded to construct an alternate access route to the pond without any authorization from the Crown Lands Administration Division.

- Since this time there has been an ongoing dispute between [Sec 40(1)] and other cottage owners in the area concerning access to the pond.

- [Sec 40(1)] (who represents his brother [Sec 40(1)] was written by the Regional Lands Manager on December 16, 2016 advising the Department would consider accepting the land survey as submitted if (1) an application was submitted and approved for the new road construction and (2) if the road application is approved, complete some additional land clearing in the vicinity of the new road to assist vehicles towing boat trailers to manoeuvre and launch a boat.

- On February 8, 2017 the Central Regional Lands Office was made aware of a wooden barrier that had been placed across the original access road leading to Weir’s Pond.

- An Official from the Central Regional Lands Office called [Sec 40(1)] on February 9, 2017 and confirmed he had constructed the barrier and advised him it must be removed immediately. [Sec 40(1)] advised he would not be able to remove it for another week.

- Officials from Central Regional Lands Office visited the area on February 10, 2017 and disassembled the wooden structure and placed the material on the snow with nail points facing down in the snow a safe distance from the road. A 30 day Removal Notice was also placed on the barricade material.

- Staff were instructed when they went to the area to remove any other barriers they observed on other roads in the vicinity, that were considered safety hazards and place 30 day Removal Notices on them. Only one other barricade was observed on that day which was a piece of rope across an access route tied on two trees. Staff untied the rope and laid it on the snow.

- [Sec 40(1)] letter will be responded to advising that until such time that a Grant is issued by the Crown, the area that was barricaded is considered Crown lands and access over the original road cannot be restricted. Erecting such barriers presents a serious safety concern for the travelling public on snowmobiles. During Departmental staff travels, they will
continue to monitor the existence of barricades on access roads which present safety concerns.
I made a couple of changes—we should discuss this further.

Thanks
February 15, 2017

Sec 40(1)

Dear [redacted]

I write in response to your email of February 14, 2017 concerning a barrier that was removed from an access road which leads to Weir’s Pond.

Until such time that a Grant is issued by the Crown this area is considered Crown lands. As you were advised in previous correspondence, there are no established land boundaries with a Licence to Occupy which does not grant, convey, or transfer any exclusive right, title or interest in or to a defined cottage lot or land area.

Erecting a barricade on a main access route on Crown land does present a safety concern for the travelling public even if an alternate access exists in the area. On February 10, 2017 when Department officials visited the area, only one other barricade was observed in the vicinity which was a rope. The rope was untied so it no longer presented a barricade. It is the responsibility of cabin occupants to ensure their own safety while not restricting access over Crown lands. In this situation it was the cabin owner’s decision to construct a cabin in the vicinity of a traditional public access route.

When staff removed the barriers, attention was given to the nails in the boards ensuring the nail tips were placed downward in the snow a safe distance from the road. I can only assume, another person turned them over with the nail tips placed upwards.

Department staff will continue to monitor the existence of gates which present safety concerns during their travels.

Sincerely,
Hi Milly,

I sent you this draft response on Feb 16, 2017. His letter was addressed to Dave Mencer but cc'd to a number of people. Should the response go out from Dave? Will we do a separate response from the Minister just to advise a response will be forthcoming?

Rodger

—Original Message—
From: Meaney, Milly
Sent: Monday, March 06, 2017 8:52 AM
To: Deering, Keith
Cc: Primner, Rodger
Subject: RE: HP TRIM Incoming Correspondence : ICOR2017/0730

Keith

See attached note. We had prepared this for Tony's information.

Rodger: Please prepare a response to the Minister's letter for Minister Crocker's signature.

Thanks

Milley

Milley Meaney
Director, Crown Lands Administration
Department of Municipal Affairs
97-113 Higgins Line
Howley Building
St. John's, NL, A1B 4J6

t: 709-729-3174
f: 709-729-4361

milleymeaney@gov.nl.ca

Sent from my BlackBerry 10 smartphone on the Bell network.

Original Message
From: Primner, Rodger <primner@gov.nl.ca>
Sent: Tuesday, February 21, 2017 4:11 PM
To: Meaney, Milly; Grace, Tony
Subject: RE: HP TRIM Incoming Correspondence : ICOR2017/0730

Attatched is a synopsis of what has happened to date concerning the situation at Wels Pond. We can discuss.

Rodger

—Original Message—
From: Meaney, Milly
Sent: Tuesday, February 21, 2017 11:39 AM
To: Grace, Tony; Primner, Rodger
Subject: RE: HP TRIM Incoming Correspondence : ICOR2017/0730

Rodger

You may have already prepared a response for this one as it came in to Dave as I know we discussed it. Please provide an update to me and Tony. Explain the
situation out there and the gates that were posted.
Thanks.

Milly Meaney
Director, Crown Lands Administration Division Lands Branch, Department of Municipal Affairs Howley Building, St. John's, NL.
Tel: 729-3174

Original Message
From: Grace, Tony
Sent: Tuesday, February 21, 2017 11:12 AM
To: Primmer, Rodger <rprimmer@.gov.nl.ca>, Meaney, Milly <MillyMeaney@gov.nl.ca>
Subject: FW: HP TRIM Inoming Correspondence: ICOR2017/0730

Original Message
From: Premier,
Sent: Tuesday, February 21, 2017 11:59 AM
To: Grace, Tony <TonyGrace@gov.nl.ca>
Cc: Loveless, Elvis <Elvis.Loveless@gov.nl.ca>
Subject: HP TRIM Inoming Correspondence: ICOR2017/0730

Hi Tony,

Attached, for your review, is an email from [REDACTED] to Dave Mercer regarding his brother, [REDACTED] property that is located on Weirs Ponds in Central Newfoundland.

We are requesting an update on this file. Please email the update to premier@gov.nl.ca account.

Thank you,
Joanne Young

--- HP TRIM Record Information ---

Record Number: ICOR2017/0730
Title: Email from [REDACTED] to Dave Mercer regarding his brother, [REDACTED] property that is located on Weirs Ponds in Central Newfoundland.
situation out there and the gates that were posted.

Thanks

Milly Meany
Director, Crown Lands Administration Division Lands Branch, Department of Municipal Affairs Howley Building, St. John’s, NL
Tel: 729-3174

--- Original Message ---
From: Grace, Tony
Sent: Tuesday, February 21, 2017 11:12 AM
To: Premier, Rodger <premier@gov.nl.ca>, Meany, Milly <MillyMeany@gov.nl.ca>
Subject: FW: HP TRIM incoming Correspondence: ICOR2017/0730

--- Original Message ---
From: Premier,
Sent: Tuesday, February 21, 2017 11:59 AM
To: Grace, Tony <TonyGrace@gov.nl.ca>
Cc: Loveless, Elvis <Elvis.Loveless@gov.nl.ca>
Subject: HP TRIM incoming Correspondence: ICOR2017/0730

Hi Tony,

Attached, for your review, is an email from [redacted] to Dave Mercer regarding his brother [redacted] property that is located on Weirs Ponds in Central Newfoundland.

We are requesting an update on this file. Please email the update to premier@gov.nl.ca account.

Thank you,
Joanne Young

--- HP TRIM Record Information ---
Record Number: ICOR2017/0730
Title: Email from [redacted] to Dave Mercer regarding his brother [redacted] property that is located on Weirs Ponds in Central Newfoundland.
BTW I'll review the letter later.

Milly Meaney
Director, Crown Lands Administration
Department of Municipal Affairs
87-113 Higgins Line
Howley Building
St. John's, NL A1B 4J6

t: 709-729-3174
t: 709-729-4361
milymeaney@gov.nl.ca

Sent from my BlackBerry 10 smartphone on the Bell network.

Original Message
From: MillyMeaney@gov.nl.ca
Sent: Monday, March 6, 2017 8:35 AM
To: Primmer, Rodger
Subject: Re: HP TRIM Incoming Correspondence : ICOR2017/0730

Actually, maybe that would be best. Do letter for Minister as you proposed.

Milly Meaney
Director, Crown Lands Administration
Department of Municipal Affairs
87-113 Higgins Line
Howley Building
St. John's, NL A1B 4J6

t: 709-729-3174
t: 709-729-4361
milymeaney@gov.nl.ca

Sent from my BlackBerry 10 smartphone on the Bell network.

Original Message
From: Primmer, Rodger
Sent: Monday, March 6, 2017 8:52 AM
To: Meaney, Milly
Subject: RE: HP TRIM Incoming Correspondence : ICOR2017/0730

Hi Milly,

I sent you this draft response on Feb. 16, 2017. His letter was addressed to Dave Mercer but cc'd to a number of people. Should the response go out from Dave? Will we do a separate response from the Minister just to advise a response will be forthcoming?

Rodger

—Original Message—
From: Meaney, Milly
Sent: Monday, March 6, 2017 7:51 AM
To: Deering, Keith
Cc: Primmer, Rodger
Subject: Fw: HP TRIM Incoming Correspondence : ICOR2017/0730

Keith
See attached note. We had prepared this for Tony's information.
Rodger: Please prepare a response to the Minister's letter for Minister Crocker's signature.
Thanks
Milly

Milly Meaney
Director, Crown Lands Administration
Department of Municipal Affairs
87-113 Higgins Line
Howley Building
St. John's, NL A1B 4J6

t: 709-729-3174
t: 709-729-4361
milymeaney@gov.nl.ca
Sent from my BlackBerry 10 smartphone on the Bell network.

Original Message
From: Primmer, Rodger <primer@gov.nl.ca>
Sent: Tuesday, February 21, 2017 4:11 PM
To: Meaney, Milly; Grace, Tony
Subject: RE: HP TRIM Incoming Correspondence: ICOR2017/0730

Attached is a synopsis of what has happened to date concerning the situation at Weir's Pond. We can discuss.

Rodger

---Original Message---
From: Meaney, Milly
Sent: Tuesday, February 21, 2017 11:19 AM
To: Grace, Tony; Primmer, Rodger
Subject: RE: HP TRIM Incoming Correspondence: ICOR2017/0730

Rodger

You may have already prepared a response for this one as it came in to Dave as I know we discussed it. Please provide an update to me and Tony. Explain the situation out there and the gates that were posted.

Thanks

Milly Meaney
Director, Crown Lands Administration Division Lands Branch, Department of Municipal Affairs Howley Building, St. John's, NL

Tel: 729-3174

---Original Message---
From: Grace, Tony
Sent: Tuesday, February 21, 2017 11:12 AM
To: Primmer, Rodger <primer@gov.nl.ca>; Meaney, Milly <Milly.Meaney@gov.nl.ca>
Subject: FW: HP TRIM Incoming Correspondence: ICOR2017/0730

---Original Message---
From: Premier.
Sent: Tuesday, February 21, 2017 11:09 AM
To: Grace, Tony <TonyGrace@gov.nl.ca>
Cc: Loveless, Elvis <Elvis.Loveless@gov.nl.ca>
Subject: HP TRIM Incoming Correspondence: ICOR2017/0730

Hi Tony,

Attached, for your review, is an email from [redacted] to Dave Mercer regarding his brother's property that is located on Weir's Ponds in Central Newfoundland.

We are requesting an update on this file. Please email the update to premier@gov.nl.ca account.

Thank you,

Joanne Young

--- HP TRIM Record Information ---

Record Number: ICOR2017/0730
Title: Email from [redacted] to Dave Mercer regarding his brother's property that is located on Weir's Ponds in Central Newfoundland
I made some changes - mostly typos. Just found out that we are not supposed to add anything to the letterhead (other than the Department name) so I changed that. Also, please make sure all letters now use the new letterhead and have the correct department name. I also fixed the spelling of my name.

Thanks

Milly
March 7, 2017

Dear [Redacted]

I write in response to your email of February 14, 2017 concerning a barrier that was removed from an access road which leads to Weir’s Pond.

Until such time that a Grant is issued by the Crown this area is considered Crown lands. As you were advised in previous correspondence, there are no established land boundaries with a Licence to Occupy which does not grant, convey, or transfer any exclusive right, title or interest in or to a defined cottage lot or land area.

Erecting a barricade on a main access route on Crown land does present a safety concern for the travelling public irrespective if an alternate access exists in the area. On February 10, 2017 when Department officials visited the area, only one other barricade was observed in the vicinity which was a rope. The rope was untied so it no longer presented a barricade. It is the responsibility of cabin occupants to ensure their own safety while not restricting access over Crown lands. In this situation it was the cabin owner’s decision to construct a cabin in the vicinity of a traditional public access route.

When staff removed the barriers, attention was given to the nails in the boards ensuring the nail tips were placed downward in the snow a safe distance from the road.

Department staff will be focusing more efforts on identifying illegal gates or barriers on Crown lands, and taking appropriate action.

Sincerely,

DAVE MERCER
Land Management Specialist
Crown Lands Administration Division

cc: Mr. Keith Deering, ADM, Lands Branch
    Ms. Milly Meaney, Director of Crown Lands Administration
    Mr. Jason Young, Office of the Premier
Hi Milly,

Keith called this AM on this one. I showed him the letter, we made a change to the last paragraph. Also I added in the cc’s. If you have nothing further to add I will have Dave send it out.

Thanks.

Rodger

Rodger Primmer
Regional Lands Manager

Department of Fisheries and Land Resources
Crown Lands Administration Division
Government of Newfoundland & Labrador
P.O. Box 2222, Gander, NL, Canada A1V 2N5

709 256-1400 (T) | rpmmer@gov.nl.ca
March 7, 2017

Dear [Redacted]

I write in response to your email of February 14, 2017 concerning a barrier that was removed from an access road which leads to Weir's Pond.

Until such time that a Grant is issued by the Crown this area is considered Crown lands. As you were advised in previous correspondence, there are no established land boundaries with a Licence to Occupy which does not grant, convey, or transfer any exclusive right, title or interest in or to a defined cottage lot or land area.

Erecting a barricade on a main access route on Crown land does present a safety concern for the travelling public irrespective if an alternate access exists in the area. On February 10, 2017 when Department officials visited the area, only one other barricade was observed in the vicinity which was a rope. The rope was untied so it no longer presented a barricade. It is the responsibility of cabin occupants to ensure their own safety while not restricting access over Crown lands. In this situation it was the cabin owner's decision to construct a cabin in the vicinity of a traditional public access route.

When staff removed the barriers, attention was given to the nails in the boards ensuring the nail tips were placed downward in the snow a safe distance from the road.

Department staff will be focusing more efforts on identifying illegal gates or barriers on Crown lands, and taking appropriate action.

Sincerely,

DAVE MERCER
Land Management Specialist

cc: Mr. Keith Deering, ADM, Lands Branch
Ms. Milley Meaney, Director of Crown Lands Administration
Mr. Jason Young, Office of the Premier
Date: 3/27/2017 2:05:48 PM
From: "Moore, Darren E."
To: "Primner, Rodger"
Cc: "Pike, Andrew D."
Subject: FW: HP TRIM DEPARTMENTAL CORRESPONDENCE: COR/2017/00707: To Minister Steve Crocker/Crown Land/Weirs Pond
Attachment: Email_FWD: Discrimination,harassment,bullying,...html

Can you please prepare a draft response to the attached.

thanks

---Original Message---
From: Wheeler, Lisa
Sent: Monday, March 27, 2017 11:57 AM
To: Moore, Darren E.
Subject: FW: HP TRIM DEPARTMENTAL CORRESPONDENCE: COR/2017/00707: To Minister Steve Crocker/Crown Land/Weirs Pond

Darren,

Could you please prepare a response to this one at your earliest convenience?

Thank you,

Lisa Wheeler

---Original Message---
From: Gray, Lisa
Sent: Wednesday, March 01, 2017 5:13 PM
To: Decing, Keith
Cc: Wheeler, Lisa
Subject: HP TRIM DEPARTMENTAL CORRESPONDENCE: COR/2017/00707: To Minister Steve Crocker/Crown Land/Weirs Pond

To Keith:

L

--- HP TRIM Record Information ---

Record Number: COR/2017/00707
Title: To Minister Steve Crocker/Crown Land/Weirs Pond
FYI.. Please see the attached correspondence regarding the ongoing matter of my brother's property at Weir's Pond in central Newfoundland. Your cooperation to expedite this unnecessary lengthy process and prevent ongoing conflict between adjacent cabin owners would be greatly appreciated. Thank you.

Sent from my iPad

Begin forwarded message:

From: [Redacted]
Date: February 14, 2017 at 8:02:46 PM AST
To: davemercer@gov.nl.ca
Cc: jamiechippett@gov.nl.ca, tonygrace@gov.nl.ca, milleymeaney@gov.nl.ca, rprimmer@gov.nl.ca, jasonyoung@gov.nl.ca, premier@gov.nl.ca, [Redacted]
Subject: Discrimination, harassment, bullying...

Dear Mr. Mercer,

My name is [Redacted], brother to [Redacted], and authorized by Mr. Roger Primmer of Crown Lands to act on his behalf regarding the ongoing matter of his property located on Weirs Ponds in central Newfoundland.

On Friday, February 10th 2017 at 12:40 pm we spoke on the telephone regarding questions I had concerning a phone call my brother received from you the previous day over a flagged tape marker we put up for precautionary purposes as a warning to high speed and intoxicated snowmobilers that pose a threat to the safety of occupants and kids at my Brother's cottage you asked to be removed near his cottage on Weirs Pond. You confirmed to me after my inquiry that it was removed because it was deemed a safety concern for snowmobilers. Was any thought given to the safety of occupants at my brother's
cabin as you were about the safety of snowmobilers? I then asked you what 
would be the difference between placing such a barrier on granted land 
compared to leased land. You responded saying that once the land is granted 
the boundaries would be clearly marked. I also asked you about the other 
barriers on leased crown lands in the vicinity of my brother's property on 
Weirs Pond and what your intentions were about taking action on those. You 
responded saying that your department representatives also removed "one" 
other that day as well, the only one they noticed. I went on to tell you there 
were several others there as well and not sure how they would not have seen 
the others.

As of today February 14, 2017 a personal friend of the family visited 
this area at my request to observe what had been carried out by your 
officials. Pictures were taken and forwarded to me showing the temporary 
flagged tape barrier was disassembled but left in the area with nails 
protruding upwards in the snow, a potential hazard to anyone not aware of its 
presence and potentially able to cause severe harm to individuals, especially 
given the fact of isolation from nearby emergency access should one require 
it. It was also evident that other barriers on Crown Land remain in this 
area, including that of [redacted], and [redacted]. These are clearly 
evident and visible from the road so I can't help but wonder why these were 
not removed or labelled with the same legal document citing the crown lands 
act as you placed on my brother's property?

Given the fact that officials from your department, both at the 
municipal level and department heads in St. John's have been notified in 
writing, with pictures, and verbally over the telephone on numerous occasions 
over the past few months about the other barriers that still remain, we would 
appreciate some response as to why they and others around Weirs Pond aren't 
expected to comply with the article in the Crown Lands act your department so 
freely posted on my brother's land within a short period of being notified of 
this? As I personally assisted officials from your department some time ago to 
appropriately identify these cabin owners so they could enter the GPS 
coordinates on their maps in the Gander office, I'm quite confident they are 
familiar with these locations that I speak of.

As I'm quite certain you and others within your office are aware 
of, there has been ongoing concerns with particular individuals making 
needless, ongoing complaints to your department about my brother and his 
legitimate attempt to purchase this property from the crown. Given that action 
is taken by officials from your department within hours of these relentless 
complaints from other cabin owners when our complaints still remain unacted 
upon, has a lot to be said for.

To reiterate what I have already expressed previously to other
department officials, we are not, nor have been, looking for conflict with the
government over this matter and have tried our best to comply with the
whole process as instructed by members of your department. Irregardless
though, we will not be subjected to this type of ongoing differential
treatment and harassment when others quite obviously aren't expected to
comply with the departments procedures and legislation. Should this type of
conduct continue towards my brother and the matter of his property concerns,
when many others in the same area are not being treated in a similar manner,
I will have no other choice then to take the next appropriate steps to ensure
he is not singled out and treated as such going forward.

I trust you understand the gravity of this situation and look forward
to your full cooperation on this matter.

Sincerely,

Sent from my iPad
Dear [REDACTED],

RE: Crown lands-Weir’s Pond

Thank you for your email dated February 28, 2017, regarding your concerns over enforcement activities on Crown lands in the Weir’s Pond area.

I understand the Department’s position on placing barriers on public right of ways was conveyed to you in correspondence from the Central Regional Lands Office. It is also my understanding that officials of the Central Regional Lands Office are working to resolve the outstanding issue involving an application for a grant pursuant to a licence to occupy held by [REDACTED].

Should you have any further questions regarding this matter, please contact Mr. Rodger Primmer, Regional Lands Manager, Central Regional Lands Office, Fraser Mall, P.O. Box 2222, Gander, NL, A1V 2N9, telephone: (709) 256-1400 or email: rprimmer@gov.nl.ca.

Sincerely,

STEVE CROCKER, MHA
Carbonear – Trinity – Bay de Verde
Minister

c: Honourable Dwight Ball, Premier
   Honourable Eddie Joyce, Minister of Municipal Affairs and Environment
   Mr. Keith Deering, Assistant Deputy Minister, Agriculture and Lands Branch
   Mr. Darren Moore, Director, Crown Lands Division
We have to do a response and please do one up zor and put in information if Dave resolved the issue or how it was addressed and send to me.

thanks

--- Original Message ---
From: Primmer, Rodger
Sent: Tuesday, March 28, 2017 10:57 AM
To: Moore, Darren E.
Subject: RE: HP TRIM DEPARTMENTAL CORRESPONDENCE: COR/2017/00707: To Minister Steve Crocker/ crown land / Weirs Pond

Darren,
The main letter that was sent here was addressed to Dave Mercer. Dave responded to the letter. I don't think there is any need for any further follow up correspondence at this point.

Rodger

--- Original Message ---
From: Moore, Darren E.
Sent: Monday, March 27, 2017 2:06 PM
To: Primmer, Rodger
Cc: Pike, Andrew D.; Wheeler, Lisa
Subject: FW: HP TRIM DEPARTMENTAL CORRESPONDENCE: COR/2017/00707: To Minister Steve Crocker/ crown land / Weirs Pond
Importance: High

Rodger,
Can you please prepare a draft response to the attached.

thanks

--- Original Message ---
From: Wheeler, Lisa
Sent: Monday, March 27, 2017 11:57 AM
To: Moore, Darren E.
Subject: FW: HP TRIM DEPARTMENTAL CORRESPONDENCE: COR/2017/00707: To Minister Steve Crocker/ crown land / Weirs Pond
Importance: High

Darren,
Could you please prepare a response to this one at your earliest convenience?

Thank you,
Lisa Wheeler

--- Original Message ---
From: Gray, Lisa
Sent: Wednesday, March 01, 2017 5:13 PM
To: Derfling, Keith
Cc: Wheeler, Lisa
Subject: HP TRIM DEPARTMENTAL CORRESPONDENCE: COR/2017/00707: To Minister Steve Crocker/ crown land / Weirs Pond

To Keith

I
Darren,

I sent this one (COR/2017/00707) on March 27th, but I don't have any record of having received a response.

There was also a second request that we had that was associated with this one (COR/2017/00788) as [REDACTED] had contacted Minister Eddie Joyce's office on the same topic.

Please send me a draft response. We will need to include a cc to Honourable Eddie Joyce.

Thank you,

Lisa Wheeler

--- Original Message ---
From: Wheeler, Lisa
Sent: Monday, March 27, 2017 11:57 AM
To: Moore, Darren E.
Importance: High

Darren,

Could you please prepare a response to this one at your earliest convenience?

Thank you,

Lisa Wheeler

--- Original Message ---
From: Gray, Lisa
Sent: Wednesday, March 01, 2017 5:13 PM
To: Deering, Keith
Cc: Wheeler, Lisa
Subject: HP TRIM DEPARTMENTAL CORRESPONDENCE: COR/2017/00707: To Minister Steve Crocker: [REDACTED] Crown Land / Weirs Pond

To Keith:

1.

--- HP TRIM Record Information ---
Record Number: COR/2017/00707
Title: To Minister Steve Crocker: [REDACTED] Crown Land / Weirs Pond
Date: 4/12/2017 4:19:19 PM
From: "Moore, Darren E."
To: "Primmer, Rodger"
Subject: FW: No response received - FW: HP TRIM DEPARTMENTAL CORRESPONDENCE: COR/2017/00707: To Minister
Steve Crocker / [REDACTED] / Crown Land / Weirs Pond
Attachment: Email Fwd: Discrimination, harassment, bullying...html; To Minister Steve Crocker / [REDACTED] / Crown Land / Weirs Pond
Attachment provided previously

Rodger,

Please update the attached acknowledgement letter and see if accurate. Need back this afternoon.

thanks

— Original Message —
From: Wheeler, Lisa
Sent: Wednesday, April 12, 2017 1:54 PM
To: Moore, Darren E.
Cc: Deering, Keith
Subject: No response received - FW: HP TRIM DEPARTMENTAL CORRESPONDENCE: COR/2017/00707: To Minister Steve Crocker / [REDACTED] / Crown Land / Weirs Pond
Importance: High

Darren,

I sent this one (COR/2017/00707) on March 27th, but I don't have any record of having received a response.

There was also a second request that we had that was associated with this one (COR/2017/00768) as [REDACTED] had contacted Minister Eddie Joyce's office on the same topic.

Please send me a draft response. We will need to include a cc to Honourable Eddie Joyce.

Thank you,

Lisa Wheeler

— Original Message —
From: Wheeler, Lisa
Sent: Monday, March 27, 2017 11:57 AM
To: Moore, Darren E.
Importance: High

Darren,

Could you please prepare a response to this one at your earliest convenience?

Thank you,

Lisa Wheeler

— Original Message —
From: Gray, Lisa
Sent: Wednesday, March 01, 2017 5:13 PM
To: Deering, Keith
Cc: Wheeler, Lisa

To Keith

L.

— HP TRIM Record Information —
Record Number: COR/2017/00707
Title: To Minister Steve Crocker / [REDACTED] / Crown Land / Weirs Pond
Dear [Redacted],

RE: Crown lands-Weir’s Pond

Thank you for your email dated February 28, 2017, regarding your concerns reaghding enforcement activities on Crown lands in the Weir’s Pond area.

I have instructed officials with the Agriculture and Lands Branch of the Department of Fisheries and Land Resources to review the issues you have identified.

When this review has been completed you will be provided a response and should you have any further questions regarding this matter, please contact Mr. Rodger Primmer, Director of Land Management Division, Howley Building, Higgins Line, P.O. Box 8700, St. John’s, NL, A1B 4J6 or telephone 729-3844 or dmaore@gov.nl.ca.

Sincerely,

STEVE CROCKER, MHA
Carbonar – Trinity – Bay de Verde
Minister

c: Honourable Dwight Ball, Premier
    Honourable Eddie Joyce, Minister of Municipal Affairs and Environment
    Mr. Keith Deering, Assistant Deputy Minister, Agriculture and Lands Branch
    Mr. Darren Moore, Director, Crown Lands Division
Date: 4/25/2017 9:11:40 AM
From: "Moore, Darren E." 
To: "Wheeler, Lisa"
Subject: FW: No response received - FW: HP TRIM DEPARTMENTAL CORRESPONDENCE : COR/2017/00707 : To Minister Steve Crocker / Crown Land / Weirs Pond
Attachment: Email Fwd: Discrimination, harassment, bullying, html; To Minister Steve Crocker; Crown Land Weirs Pond.doc;

--- Original Message ---
From: Moore, Darren E.
Sent: Wednesday, April 12, 2017 4:44 PM
To: Wheeler, Lisa
Cc: Primmer, Rodger
Subject: FW: No response received - FW: HP TRIM DEPARTMENTAL CORRESPONDENCE : COR/2017/00707 : To Minister Steve Crocker / Crown Land / Weirs Pond
Importance: High

Lisa,

Attached is a draft response and the only cc's listed were on the last e-mail dated Feb 28, 2017. There was a previous one dated Feb 14, 2017 that listed the premier and not sure if he has to be copied on this one.

--- Original Message ---
From: Wheeler, Lisa
Sent: Wednesday, April 12, 2017 1:54 PM
To: Moore, Darren E.
Cc: Deering, Keith
Subject: No response received - FW: HP TRIM DEPARTMENTAL CORRESPONDENCE : COR/2017/00707 : To Minister Steve Crocker / Crown Land / Weirs Pond
Importance: High

Darren,

I sent this one (COR/2017/00707) on March 27th, but I don't have any record of having received a response. There was also a second request that we had that was associated with this one (COR/2017/00768) as we had contacted Minister Eddie Joyce's office on the same topic.

Please send me a draft response. We will need to include a cc to Honourable Eddie Joyce.

Thank you,

Lisa Wheeler

--- Original Message ---
From: Wheeler, Lisa
Sent: Monday, March 27, 2017 11:57 AM
To: Moore, Darren E.
Subject: FW: HP TRIM DEPARTMENTAL CORRESPONDENCE : COR/2017/00707 : To Minister Steve Crocker / Crown Land / Weirs Pond
Importance: High

Darren,

Could you please prepare a response to this one at your earliest convenience?

Thank you,

Lisa Wheeler

--- Original Message ---
From: Gray, Lisa
Sent: Wednesday, March 01, 2017 5:13 PM
To: Deering, Keith
Cc: Wheeler, Lisa
Subject: HP TRIM DEPARTMENTAL CORRESPONDENCE : COR/2017/00707 : To Minister Steve Crocker / Crown Land / Weirs Pond

To Keith

L

--- HP TRIM Record Information ---
Record Number : COR/2017/00707
Title : To Minister Steve Crocker / Crown Land / Weirs Pond

--- Sec 40 ---

--- Sec 40 ---

--- Sec 40 ---
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
This letter is also with the executive and please check with Lisa Wheeler on status.

--- Original Message ---
From: Wheeler, Lisa
Sent: Tuesday, April 25, 2017 9:23 AM
To: Deering, Keith
Cc: Moore, Darren E.; Gray, Lisa
Subject: FW: For DM/Minister - HP TRIM DEPARTMENTAL CORRESPONDENCE: COR/2017/01376: Response / Minister Steve Crocker to [REDACTED] crown land / Weirs Pond / April 13 2017

FYI - Darren called this morning to ask about the status of a correspondence that he drafted for [REDACTED]. I forwarded the letter and sent it to the Minister's office on April 13, 2017. I do not see in the TRIM notes that DM has reviewed or the Minister has signed it yet.

Lisa Wheeler

--- Original Message ---
From: Wheeler, Lisa
Sent: Thursday, April 13, 2017 6:45 PM
To: Gray, Lisa - Lisa.Gray@gov.nl.ca
Cc: Deering, Keith - keith.deering@gov.nl.ca
Subject: For DM/Minister - HP TRIM DEPARTMENTAL CORRESPONDENCE: COR/2017/01376: Response / Minister Steve Crocker to [REDACTED] crown land / Weirs Pond / April 13 2017

Lisa Gray,

The attached correspondence has been drafted in response to COR/2017/00707. Keith Deering has approved.

Please forward to Deputy Minister and Minister.

Thank you,

Lisa Wheeler

--- HP TRIM Record Information ---
Record Number: COR/2017/01376
Title: Response / Minister Steve Crocker to [REDACTED] crown land / Weirs Pond / April 13 2017
Dear

RE: Crown lands - Weir's Pond

Thank you for your email dated February 28, 2017, regarding your concerns over enforcement activities on Crown lands in the Weir’s Pond area.

I understand the department’s position on placing barriers on public right of ways was conveyed to you in correspondence from the Central Regional Lands Office on March 7, 2017. It is also my understanding that officials of that office are working to resolve the outstanding issue involving a Crown lands application for a grant pursuant held by a

Should you have any further questions regarding this matter, please contact Mr. Rodger Primmer, Regional Lands Manager, Central Regional Lands Office, Fraser Mall, P.O. Box 2222, Gander, NL A1V 2N9, telephone: (709) 256-1400, or email: rprimmer@gov.nl.ca.

Sincerely,

STEVE CROCKER, MHA
Carbonera – Trinity – Bay de Verde
Minister

c: Honourable Eddie Joyce, Minister of Municipal Affairs and Environment
   Mr. Keith Deering, Assistant Deputy Minister, Agriculture and Lands Branch
   Mr. Darren Moore, Director, Crown Lands Division
   Mr. Rodger Primmer, Regional Lands Manager, Central Regional Lands Office
Date: 7/14/2017 9:18:48 AM
From: [Redacted]
To: "Moore, Darren E."
Cc: "Young, Jason", "scott.simm.cib@parl.gc.ca", [Redacted]@eastlink.ca"
Subject: Weir's Pond Grant application

Good morning Mr. Moore,

We met with officials from the Gander branch of Crown Lands yesterday at the site of my brother's application for grant pursuant to lease in the Weirs Pond area off Gander Bay Road. The ongoing issues were discussed which included the proposed areas for turning a vehicle and boat around to access the pond. Our concerns were clearly expressed to the representatives of Crown Lands during this visit that this matter needs immediate attention without any further unnecessary delays. There was attention paid to the fact that no evidence of vehicles or boats had entered the pond in this area in quite some time, possibly years, which is contrary to the argument other cabin owners had previously expressed as a popular area for such activity. This in itself supports our argument that these actions taken on behalf of adjacent cabin owners to cause such an unnecessary fuss was carried out for reasons other than identified with your department. This, along with other demands and protests these people have brought forward towards the matter of my brother's application for grant pursuant to lease, cannot be justified and such should be given no further attention to impede his development and application. To set upon such negative truths and false information when the applicant in question has done nothing than to comply with procedure and principles, causes me concern over the competence of your office in Gander. Going forward I would like to request acknowledgment from your office that further such action against my family with respect to crown land development based on similar circumstances will terminate. I would like to thank you for your intervention on this matter and look forward to an early and favourable resolution that supports all the pertinent facts that have been well documented.

Regards,

Sent from my iPad
Date: 8/17/2017 11:33:25 AM
From: "MacGowan, Gordon"
To: "Morgan, Tara"
Subject: FW: Sec 40(1)
Attachment: RE: 902 210 2690; Fw: Complaint; Re: Discrimination, harassment, bullying...; TRIM: Fw: Discrimination, harassment, bullying...;

Hi Tara,

Can you pls advise?

Thx.

Gord

---

From: Worthman, Matthew
Sent: Friday, August 11, 2017 1:45 PM
To: MacGowan, Gordon
Subject: Sec 40(1)

Gord:

You may likely hear from [redacted]. Keith Deering or Tara Morgan can certainly fill you in on this file if needed.

For you info, I’ve attached the related emails I have on this gentleman’s case.

Thanks.

MATTHEW WORTHMAN, B.Ed. | Executive Assistant to the Minister

Transportation and Works
5th Floor, West Block
Confederation Building
P.O. Box 8700, St. John's, NL A1B 4J6

T 709-729-5884 | F 709-729-4285 | e: matthewworthman@gov.nl.ca
He asked to speak with Minister Crocker.

He said it's regarding an ongoing issue re a piece of property that his brother in law applied for approval on. Being treated unfairly by crown lands.

The issue still isn't getting resolved. He spoke with Matthew previously about this, as well as Milly Meaney.

Darren - I offered to put him through to you and he was fine with this but it went to voicemail. Would you please give him a call?

Dorothy

Dorothy O'Keefe
Administrative Assistant to the Minister (A)
Department of Fisheries and Land Resources
Government of Newfoundland and Labrador
Penten Building, 30 Strawberry Marsh Road
St. John's, NL A1B 4J6
(t) 709 729-2504
(f) 709 725-0360
Sent from my BlackBerry 10 smartphone on the Bell network.

From: Joyce, Eddie <ejoyce@gov.nl.ca>
Sent: Sunday, March 5, 2017 5:06 PM
To: Companion, Lori Anne
Cc: Crocker, Steve; Bolt, Judy
Subject: FW: Complaint

Can you please review and take appropriate action.

From: Bolt, Judy
Sent: Tuesday, February 21, 2017 12:09 PM
To: Chippett, Jamie <JamieChippett@gov.nl.ca>; Grace, Tony <TonyGrace@gov.nl.ca>
Cc: Joyce, Eddie <ejoyce@gov.nl.ca>
Subject: Complaint

Hi,

I received a call from [redacted] regarding an issue his brother is having with Crown Lands department pertaining to a road to his cabin. He has dealt with the regional office in Gander and I understand that he has left messages or been in contact with your office and I understand that he has also called the Premier’s office on this. Would you please have someone make contact with [redacted] to discuss his concerns. Thanks.

Judy Bolt, B.A.
Constituency Assistant
to Hon. Eddie Joyce, MHA
Humber-Bay of Islands District
Minister of Municipal Affairs, Minister of Service NL, Minister Responsible for Government Purchasing Agency, Workplace NL
and Registrar General
Ph: (709) 634-7883
Fax: (709) 634-7885
Dear Mr. Crocker,

It has now been over two weeks since the attached correspondence was forwarded to officials under the provincial department of Crown Lands citing actions of your department mentioned therein against my Brother. Given the fact that these recent actions of your department were implemented within hours of notification from nearby cabin owners of such violation of the Crown Lands Act, we would appreciate further clarification on how the other cottage owners in the vicinity of my brother's property aren't expected to comply with these regulations, specifically as it pertains to barriers erected on PTO/LTO land that is preventing public access and road development without appropriate permits? Your cooperation in this matter would be greatly appreciated.

Sincerely,

[Redacted]

Sent from my iPad

Begin forwarded message:

Dear Mr. Mercer,

My name is [Redacted], brother to [Redacted], and authorized by Mr. Roger Primmer of Crown Lands to act on his behalf regarding the ongoing matter of his property located on Weirs Pond in central Newfoundland.

On Friday, February 10th 2017 at 12:40 pm we spoke on the telephone regarding questions I had concerning a phone call my brother received from you the previous day over a flagged tape marker we put up for precautionary purposes as a warning to high speed and intoxicated snowmobilers that pose a threat to the safety of occupants and kids at my Brother's cottage you asked to be removed near his cottage on Weirs Pond. You confirmed to me after my inquiry that it was removed because it was deemed a safety concern for snowmobilers. Was any thought given to the safety of occupants at my brother's cabin as you were about the safety of snowmobilers?. I then asked you what would be the difference between placing such a barrier on granted land compared to leased land. You responded saying that once the land is granted the boundaries would be clearly marked. I also asked you about the other barriers on leased crown lands in the vicinity of my brother's property on Weirs Pond and what your intentions were about taking action on those. You responded saying that your department representatives also removed "one" other that day as well, the only one they noticed. I went on to tell you there were several others there as well and not sure how they would not have seen the others.

As of today February 14, 2017 a personal friend of the family visited this area at my request to observe what had been carried out by your officials. Pictures were taken and forwarded to me showing the temporary flagged tape barrier was disassembled but left in the area with nails protruding upwards in the snow, a potential hazard to anyone not aware of its presence and potentially able to cause
severe harm to individuals, especially given the fact of isolation from nearby emergency access should one require it. It was also evident that other barriers on Crown Land remain in this area, including that of [redacted] and [redacted]. These are clearly evident and visible from the road so I can't help but wonder why these were not removed or labelled with the same legal document citing the crown lands act as you placed on my brother's property?

Given the fact that officials from your department, both at the municipal level and department heads in St. John's have been notified in writing, with pictures and verbally over the telephone on numerous occasions over the past few months about the other barriers that still remain, we would appreciate some response as to why they and others around Weirs Pond aren't expected to comply with the article in the Crown Lands act your department so freely posted on my brother's land within a short period of being notified of this?

As I personally assisted officials from your department some time ago to appropriately identify these cabin owners so they could enter the GPS coordinates on their maps in the Gender office, I'm quite confident they are familiar with these locations that I speak of.

As I'm quite certain you and others within your office are aware of, there has been ongoing concerns with particular individuals making needless, ongoing complaints to your department about my brother and his legitimate attempt to purchase this property from the crown. Given that action is taken by officials from your department within hours of these relentless complaints from other cabin owners when our complaints still remain unacted upon, has a lot to be said for:

To reiterate what I have already expressed previously to other department officials, we are not, nor have been, looking for conflict with the government over this matter and have done our best to comply with the whole process as instructed by members of your department. Irrespective though, we will not be subjected to this type of ongoing differential treatment and harassment when others quite obviously aren't expected to comply with the department's procedures and legislation. Should this type of conduct continue towards my brother and the matter of his property concerns, when many others in the same area are not being treated in a similar manner, I will have no other choice then to take the next appropriate steps to ensure he is not singled out and treated as such going forward.

I trust you understand the gravity of this situation and look forward to your full cooperation on this matter.

Sincerely,

[redacted]

Sent from my iPad
FYL. Please see the attached correspondence regarding the ongoing matter of my brother's property at Weirs Pond in central Newfoundland. Your cooperation to expedite this unnecessary lengthy process and prevent ongoing conflict between adjacent cabin owners would be greatly appreciated. Thank you.

Sent from my iPad

Begin forwarded message:

From: [redacted]
Date: February 14, 2017 at 8:02:46 PM AST
To: dave.mercer@gov.nl.ca
Cc: jamie.dippett@gov.nl.ca, tony.gense@gov.nl.ca, milky.mane@gov.nl.ca, r.primmer@gov.nl.ca, jason.yong@gov.nl.ca, premier@gov.nl.ca, [redacted]
Subject: Discrimination, harassment, bullying...

Dear Mr. Mercer,

My name is [redacted], brother to [redacted], and authorized by Mr. Roger Primmer of Crown Lands to act on his behalf regarding the ongoing matter of his property located on Weirs Ponds in central Newfoundland.

On Friday, February 10th, 2017 at 12:40 pm we spoke on the telephone regarding questions I had concerning a phone call my brother received from you the previous day over a flagged tape marker we put up for precautionary purposes as a warning to high speed and intoxicated snowmobilers that pose a threat to the safety of occupants and kids at my Brother's cottage you asked to be removed near his cottage on Weirs Pond. You confirmed to me after my inquiry that it was removed because it was deemed a safety concern for snowmobilers. Was any thought given to the safety of occupants at my brother's cabin as you were about the safety of snowmobilers? I then asked you what would be the difference between placing such a barrier on granted land compared to leased land. You responded saying that once the land is granted the boundaries would be clearly marked. I also asked you about the other barriers on leased crown lands in the vicinity of my brother's property on Weirs Pond and what your intentions were about taking action on those. You responded saying that your department representatives also removed "one" other that day as well, the only one they noticed. I went on to tell you there were several others there as well and not sure how they would not have seen the others.

As of today February 14, 2017 a personal friend of the family visited this area at my request to observe what had been carried out by your officials. Pictures were taken and forwarded to me showing the temporary flagged tape barrier was disassembled but left in the area with nails protruding upwards in the snow, a potential hazard to anyone not aware of its presence and potentially able to cause severe harm to individuals, especially given the fact of isolation from nearby emergency access should one require it. It was also evident that other barriers on Crown Land remain in this area, including that of [redacted] and [redacted]. These are clearly evident and visible from the road so I can't help but wonder why these were not removed or labelled with the same legal document citing the crown lands act as you placed on my brother's property?

Given the fact that officials from your department both at the municipal level and department heads in St. John's have been notified in writing, with pictures, and verbally over the telephone on numerous occasions over the past few months about the other barriers that still remain, we would appreciate some response as to why they and others around Weirs Pond aren't expected to comply with the article in the Crown Lands act your department so freely posted on my brother's land within a short period of being notified of this? As I personally assisted officials from your department some time ago to appropriately identify these cabin owners so they could enter the GPS coordinates on their maps in the Gander office, I'm quite confident they are familiar with these locations that I speak of.

As I'm quite certain you and others within your office are aware of there has been ongoing concerns with particular individuals making needless, ongoing complaints to your department about my brother and his legitimate attempt to purchase this property from the...
crown. Given that action is taken by officials from your department within hours of those relentless complaints from other cabin owners when our complaints still remain unacted upon, has a lot to be said for.

To reiterate what I have already expressed previously to other department officials, we are not, nor have been, looking for conflict with the government over this matter and have tried our best to comply with the whole process as instructed by members of your department. Regardless though, we will not be subjected to this type of ongoing differential treatment and harassment when others quite obviously aren't expected to comply with the department's procedures and legislation. Should this type of conduct continue towards my brother and the matter of his property concerns, when many others in the same area are not being treated in a similar manner, I will have no other choice then to take the next appropriate steps to ensure he is not singled out and treated as such going forward.

I trust you understand the gravity of this situation and look forward to your full cooperation on this matter.

Sincerely,

Sent from my iPad
Hi Tan,

Are you referring to the site visit that took place with myself and my brother present over 2 months ago when Billy Lush and Jeff Beaton came out to look at an area to turn a boat and trailer around?

On Aug 27, 2017, at 2:34 PM, Morgan, Tara <taramorgan@gov.nl.ca> wrote:

Hi

A site visit has been completed, I am awaiting the final report. I expect to have it this week.

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2390  Fax: (709) 637-8032

On Aug 15, 2017, at 3:37 PM, Morgan, Tara <taramorgan@gov.nl.ca> wrote:

Hi

Please send me the title number and I'll look into the status for you.

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2390  Fax: (709) 637-8032

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Date: 8/27/2017 3:02:58 PM  
From: "Morgan, Tara"  
To: "Primmer, Rodger"  
Subject: RE: Weirs Pond  

Thanks.

Tara Morgan  
Director (A), Crown Lands Division  
Department of Fisheries and Land Resources  
Tel: (709) 637-2390 Fax: (709) 637-8032

From: Primmer, Rodger  
Sent: Thursday, August 17, 2017 3:23 PM  
To: Morgan, Tara <taramorgan@gov.nl.ca>  
Subject: RE: Weirs Pond

Hi,

When staff were there they also posted 5 gates, the report on the gates was finalized but a report on the [REDACTED] issue isn't completed yet. I have asked them to get that one finalized, we will need to discuss that one since we have had contact from several cabin owners in the area who are against issuing [REDACTED] a grant based on the survey he has submitted.

Rodger

From: Morgan, Tara  
Sent: Thursday, August 17, 2017 1:49 PM  
To: Primmer, Rodger  
Subject: RE: Weirs Pond

Thanks

Tara Morgan  
Director (A), Crown Lands Division  
Department of Fisheries and Land Resources  
Tel: (709) 637-2390 Fax: (709) 637-8032

From: Primmer, Rodger  
Sent: Thursday, August 17, 2017 1:44 PM  
To: Morgan, Tara <taramorgan@gov.nl.ca>  
Subject: RE: Weirs Pond

Hi Tara,

Yes, we have been down there, the findings have not been presented to me yet. I'll see if staff have them ready yet.

Rodger

From: Morgan, Tara  
Sent: Thursday, August 17, 2017 12:40 PM  
To: Primmer, Rodger  
Subject: FW: Weirs Pond  
Importance: High

Hi Rodger,

I understand we were going to send someone to this site - had that been done? [REDACTED] has noted to me that Darren had indicated the file was nearly closed? [REDACTED] has contacted the Ministers office as well.

Thanks

Tara

Tara Morgan  
Director (A), Crown Lands Division  
Department of Fisheries and Land Resources
Hi Tara,

His application number is 126753. Thanks.

Sent from my iPad

On Aug 15, 2017, at 3:37 PM, Morgan, Tara <taramorgan@gov.nl.ca> wrote:

Hi [redacted]

Please send me the title number and I’ll look into the status for you.

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2390 Fax: (709) 637-8032

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Tara,

I just emailed and asked who was processing crown land referrals in your absence. I'll let you know as soon as I hear anything back from the gentleman.

Billy Lush
Lands Management Officer
Gander, NL
Crown Lands
williamlush@gov.nl.ca
(709) 256-1429

From: Morgan, Tara
Sent: Tuesday, September 12, 2017 2:50 PM
To: Lush, William D.
Cc: Primner, Rodger
Subject: FW: Planning / Barry

Hi Billy,

I understand that you were working with regarding his application and we're awaiting a response from CBPPL.

Barry Ellis is not in, can you please follow up with Parron to make sure they are getting back to us?

Tks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2390 Fax: (709) 637-8032

Sent from my iPhone

On Sep 12, 2017, at 12:32 PM, Morgan, Tara <taramorgan@gov.nl.ca> wrote:

Hi Dave,

Since we last met I have taken a temporary leave from the agriculture side of things and am working with Crown Lands in the position formerly held by Milly Meany and Darren Moore.

I understand that Barry is on leave currently is that right? If so, I'm wondering who is handling Crown Land Referrals while he is away?

One in particular I am looking for is in Weir's Pond, Application #126753.

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Hi Rodger,

A couple of things.

1. He sent this email below. What is the status. The last I recall we were waiting on an inspection that had been completed?

2. 

Thanks,

Tara

Tara Morgan
Director(A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093  Fax: (709) 637-2004

Hi Tara,

I met with Dave Mercer today at the Gander branch of crown lands whom I was told my brother’s application for grant in Weir’s Pond was currently being handled by. You will recall our conversations a few months back regarding this matter and the ongoing unnecessary conflict and delays my brother has experienced from Crown Lands with respect to his application. Upon meeting Mr. Mercer I immediately asked him where his application currently sits. He responded saying they have heard back from all departments including CBPP who has approved his application. Mr. Mercer then proceeded to tell me that we had to keep the reserve free when I asked about the turn area area that Billy Lush and Geoff Beaton came out to revisit several weeks ago. I then asked Mr. Mercer why he would even mention this and that if someone had expressed concern to him over this. The proposed turn around area, which we were asked to identify by Rodger Primmer, was one of two areas:

1. Area opposite the reservation on the side of [redacted] cottage or back by the division in the road. There was never any discussion, nor was there any acceptance on our behalf, of any turn around area on the crown reservation in front of my brother’s cottage. Here are the reasons why. Firstly, there was never any legal access allowed to cross this reservation with a road and currently still remains to my knowledge. This was reiterated by Corner Brook Pulp and Paper who confirmed with me on several occasions that “they” weren’t even allowed to cross it when they initially constructed the old woods road in this area. It was illegal then, so its illegal now. Secondly, Billy Lush and Geoff Beaton, during their visit to this site confirmed that there was at least 15-20 meters of unused or unclaimed land on the side of the road adjacent to [redacted] cottage, (who is only leasing his land, not GRANT) enough to construct a turn around area. They also confirmed that it would be back from the reservation area, “not” the reservation. Any direction or suggestion on behalf of officials from the gander office that suggests otherwise will be perceived as additional conflict, harassment and discrimination towards my brother and his application and subsequent appropriate steps will be taken to request accountability.

2. The second proposed area for turning was indicated on the application as all officials from the Gander branch are quite familiar with.

Given the unnecessary length of time it has taken to resolve this matter, I asked Mr. Mercer when we would expect this to be finalized but once again he couldn’t give me a timeframe. By way of this correspondence I would like to once again request your assistance and intervention and finally put this matter to rest. I look forward to your response and cooperation. Thank you in advance.

Regards,

Sent from my iPad

On Sep 13, 2017, at 7:16 AM, Morgan, Tara <taramorgan@gov.nl.ca> wrote:
is taking over for [REDACTED] with CBPPL while he is on leave. Billy has already reached out to him regarding their outstanding comments.

Tara Morgan  
Director (A), Crown Lands Division  
Department of Fisheries and Land Resources  
Tel: (709) 637-2390  Fax: (709) 637-6032

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender."
Date: 11/6/2017 4:11:01 PM  
From: "Morgan, Tara"  
To: "Primmer, Rodger"  
Subject: RE: Weir's Pond  
Attachment: image001.jpg

Thanks – at least on the map, the suggested area for the turnaround seems to be similar in size to what was previously there....is that not the case?

Thanks

Tara

---

From: Primmer, Rodger  
Sent: Friday, November 3, 2017 3:49 PM  
To: Morgan, Tara <taramorgan@gov.nl.ca>  
Subject: RE: Weir's Pond

Hi,

The attached map shows the proposed turn around area which would require going in reverse quite a distance to reach the pond with a boat trailer. Also shown is an area we suggested closer to the pond. Some of the reservation area would still be required to maneuver.

Rodger

---

From: Morgan, Tara  
Sent: Friday, November 03, 2017 2:57 PM  
To: Primmer, Rodger  
Subject: RE: Weir's Pond

Can you show me on a map where they proposed the turn around?

Thanks

Tara

---

From: Primmer, Rodger  
Sent: Friday, November 3, 2017 11:35 AM  
To: Morgan, Tara <taramorgan@gov.nl.ca>  
Subject: Weir's Pond

Hi Tara,

Attaching a letter we sent to [redacted] last year to provide you with a bit more background info. on the situation.

Rodger

---

Newfoundland Labrador

Rodger Primmer  
Regional Lands Manager  
Department of Fisheries and Land Resources  
Crown Lands Administration Division  
Government of Newfoundland & Labrador  
P.O. Box 2222, Gander, NL Canada A1V 2N9
Hi Tara,

It is with regret I am having to once again bring a matter of incident to your attention regarding this ongoing application for Grant pursuant to Lease in Weirs Pond. As recent as yesterday I found myself surprisingly engaged in conversation with one of the adjacent cabin owners. His frustration with this whole ordeal was quite evident yet he was unable to provide any logical explanation to his arguments with respect to my brothers application. From what I understand, the only outstanding issue with this application is a turnaround for boats. The two areas that were addressed in the application were also witnessed and recommended by two officials from the Gander office. These were opposite the crown reservation on the opposite side of the road and at the fork in the intersection of the new and old road. Both of these locations would provide more than enough room to turn around a boat, ironically speaking, something which hasn't been witnessed here in years nor was there ever a permit or application submitted or approved to cross this reservation with a road in the beginning. As I previously stated to yourself and other officials from your department, the unnecessarily length of time and unexplainable reasoning for decisions that has been made with respect to this matter has created a foundation for conflict between us and adjacent cabin owners who have shown no objective evidence to support their relentless rants. As I stated to you last week, this was rehashed by two officials from your department who stated to myself and my brother their concern over why the Gander office was even giving these individuals the time of day. This along with other comments they made to us, speaks volumes about the rationale behind their actions in Gander. I think you'll agree, given the abundance of information and correspondence you have access to regarding this application, that we have been more than patient and sympathetic with the process. I think you will also agree that it is time to put this matter to rest in the best interest of the individual who made the application and abide by the requirements, fees and recommendations of Crown Lands, especially considering the contrary appears to apply to others within the area of Weirs Pond. Failure to bring prompt resolve to this matter could promote more tension with the possibility of additional escalating conflict between us and adjacent cabin owners, a situation that will no doubt find it's cause in the roots of the decisions made by the Gander branch of Crown Lands.

I trust you understand my concerns and look forward to an early and favorable reply.

Regards,

[Redacted]

Sent from my iPhone
Date: 11/22/2017 4:19:14 PM
From: "Morgan, Tara"
To: "Primmer, Rodger"
Subject: RE: Grant pursuant to Lease

So if he clears the small area we indicated and we tell him we are ok with the survey as it is, but cannot commit to enforcement of people using the area already cleared to assist them with the turnaround. I don’t know that we need something from him giving permission, but it might be good to have acknowledgment from him that he understands he cannot block access to the reservation and that we will not be patrolling the area and preventing people from turning around in the reservation that’s already cleared.

Sorry - I’d call you but I’m waiting for a call!

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2925 Fax: (709) 637-2004

--- Original Message --
From: Primmer, Rodger
Sent: Wednesday, November 22, 2017 4:13 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Subject: RE: Grant pursuant to Lease

Actually staff indicated there would be enough room to launch a boat just using the area of the reservation that is cleared now. That small area we suggested would not add much extra area to assist launching a boat but may avoid them having to use as much of the area in front of the cabin lot.

Rodger

--- Original Message --
From: Morgan, Tara
Sent: Wednesday, November 22, 2017 4:09 PM
To: Primmer, Rodger
Subject: RE: Grant pursuant to Lease

But there’s enough room there?

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2925 Fax: (709) 637-2004

--- Original Message --
From: Primmer, Rodger
Sent: Wednesday, November 22, 2017 4:09 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Subject: RE: Grant pursuant to Lease

We met the [REDACTED] on site this past spring and identified the [REDACTED] turn around area which I indicated on the map I sent to you.

Rodger [Sec 40(1)]

--- Original Message --
From: Morgan, Tara
Sent: Wednesday, November 22, 2017 4:08 PM
To: Primmer, Rodger
Subject: RE: Grant pursuant to Lease

So did we map the area that we want for the turnaround? Can we?

Thanks

Tara

Tara Morgan
—Original Message—
From: Premier, Rodger
Sent: Wednesday, November 22, 2017 3:09 PM
To: Morgan, Tara <tara.morgan@gov.nl.ca>
Subject: RE: Grant pursuant to Lease

Hi,

No, they don't have control of the reservation, writing them would just to be reinstate it to them and making them aware we are only accepting the survey because this area will be available to others to assist in launching boats.

Misty was at the Ranch in Feb before we went down in the spring to assess the situation further so I don't think she committed to anything. Attached is a letter I sent to [redacted] last December outlining what we were prepared to do. Misty reviewed that letter before it was sent and agreed with the contents. I am not aware of any decision that was made since then.

Rodger

—Original Message—
From: Morgan, Tara
Sent: Wednesday, November 22, 2017 7:30 PM
To: Premier, Rodger
Subject: RE: Grant pursuant to Lease

Why would we need a letter for the reservation...they don't have control anyways do they?

[redacted] tells me there was an agreement with Misty to allow the survey as it is. I can't find anything on that but am looking.

Thanks,

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax (709) 637-2004

—Original Message—
From: Premier, Rodger
Sent: Wednesday, November 22, 2017 12:11 PM
To: Morgan, Tara <tara.morgan@gov.nl.ca>
Subject: RE: Grant pursuant to Lease

Hi,

We would need to state in a letter to them that they have no control of the reservation in front of the lot, and there would be no concern with individuals using the area to launch a boat.

We could also require the survey to be adjusted as per the boundary you indicated in blue. I don't think they will be agreeable to either of these options so maybe we should just make our call and notify them and see what they have aped to in the past. We need to remember they surveyed land that was not authorized to be surveyed.

On another matter...

Thanks,

Rodger

—Original Message—
From: Morgan, Tara
Sent: Wednesday, November 22, 2017 10:53 AM
To: Premier, Rodger
Subject: RE: Grant pursuant to Lease

Can we approve the survey as it is but tell him we cannot provide protection for his exclusive use of the reservation.

Can we make him adjust the survey to take in the blue, but then come down on an angle to take in the trees adjacent to the lot? See area in blue.

Thanks
Hi,

I sent you a map of the area on Nov. 3/17 and addressed a question you had on Nov. 6/17. We haven't got any further with it since. I don't see accepting the survey as submitted as long as there are existing no one can use the reservation in front of the cottage lot to turn around or maneuver a boat trailer.

Rodger

Hi

Did we make any headway with this one?

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax (709) 637-2004

Good morning Ms. Morgan,

When should we expect the paperwork on my brother's Grant in Weiss Pond? Thank you.

Sent from my iPad
Date: 11/22/2017 10:53:15 AM
From: "Morgan, Tara"
To: "Primmer, Rodger"
Subject: RE: Grant pursuant to Lease
Attachment: [filename] PNG;

Can we approve the survey as it is but tell him we cannot provide protection for his exclusive use of the reservation.

Can we make him adjust the survey to take in the blue, but then come down on an angle to take in the trees adjacent to the lot? Sec area in blue.

Thanks
Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax (709) 637-2004

---Original Message---
From: Primmer, Rodger
Sent: Monday, November 20, 2017 10:26 AM
To: Morgan, Tara <tara.morgan@gov.nl.ca>
Subject: RE: Grant pursuant to Lease

Hi,

I sent you a map of the area on Nov. 3/17 and addressed a question you had on Nov. 6/17. We haven't got any further with it since. I don't see accepting the survey as submitted as long as the area are insisting no one can use the reservation in front of the cottage lot to turn around or maneuver a boat trailer.

Rodger

---Original Message---
From: Morgan, Tara
Sent: Monday, November 20, 2017 10:13 AM
To: Primmer, Rodger
Subject: FW: Grant pursuant to Lease

Hi

Did we make any headway with this one?

Thanks
Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax (709) 637-2004

---Original Message---
From: [redacted] <[email]>
Sent: Monday, November 20, 2017 10:12 AM
To: Morgan, Tara <tara.morgan@gov.nl.ca>
Subject: Grant pursuant to Lease

Good morning Ms. Morgan,

When should we expect the paperwork on my brother's Grant in Weirs Pond? Thank you.

Sent from my iPad
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atipoffice@gov.nl.ca.
Sec 40(1)

Date: 11/22/2017 2:23:30 PM
From:
To: "Morgan, Tara"
Subject: Re: Update

Thank you.

Sent from my iPhone

On Nov 22, 2017, at 2:19 PM, Morgan, Tara <tammorgan@gov.nl.ca> wrote:

Hi,

Yes, I am working on it. I did get your message and your brother's file is on my priority list. I want to see this resolved for everyone.

I am hoping to get back to you today, but may have to wait until tomorrow.

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax: (709) 637-2004

Original Message
From: [redacted]
Sent: Wednesday, November 22, 2017 2:15 PM
To: Morgan, Tara <tammorgan@gov.nl.ca>
Subject: Update

Good afternoon Mr Morgan,

Spoke with the minister's office this morning and they informed me you have an update for me on my brother's grant application at Weiss Pond. I look forward to hearing from you.

Sent from my iPhone

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Thanks

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093 Fax: (709) 637-2004
Date: 11/24/2017 3:23:35 PM
From: "Morgan, Tara" Sec 40(1)
To: "Deering, Keith" Sec 40(1)
Subject: RE: [redacted] Weirs Pond

No worries, I will have to call him back before then I think, but in a nutshell it's expecting a decision on a file, but new information came in today from an adjacent cottage owner that we need to consider.

I'll be telling him that we are close, but that I will not be able to get back to him today. He may be ok with it, but he may not be. It's a seemingly straightforward file, but it's not.

I won't be here at 6 as I have plans this evening and will have to leave on time, however I will be around tomorrow morning or we can touch base on Monday.

Thanks
Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093 Fax: (709) 637-2004

From: Deering, Keith Sec 40(1)
Sent: Friday, November 24, 2017 3:16 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Subject: RE: [redacted] Weirs Pond

Hi Tara. I am chairing an FPT meeting for the rest of the afternoon and then I have a few other lined up that are waiting to hear from me. I can call you when I finish up if that still works (It will likely be 6:00ish).

From: Morgan, Tara
Sent: Friday, November 24, 2017 3:10 PM
To: Deering, Keith
Subject: [redacted] Weirs Pond Sec 40(1)

Hi Keith,

I have a file here I'd like to discuss with you when you are free. I have to get back to the gentleman, [redacted] today and expect that he may contact you or the Minister's office after I speak with him. I'd like to bend your ear ahead of that if possible.

We have a few titles here for your signature - nothing pressing though.

Thanks
Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093 Fax: (709) 637-2004

95
Attachment provided previously
Date: 11/24/2017 1:49:15 PM  
From: "Morgan, Tara"  
To: "Primmer, Rodger"  
Subject: Re: Weirs Pond  

Ok. I had a part fail off my car at lunch after I picked it up after being serviced. Im back at the dealer so im a little late getting back.

I'll call you when I'm back. I have to get a response back today. He sent a couple of emails last night - i'll forward them to you now.

Sent from my BlackBerry 10 smartphone on the Bell network.

From: Primmer, Rodger  
Sent: Friday, November 24, 2017 1:43 PM  
To: Morgan, Tara  
Subject: RE: Weirs Pond  

Hi,

We had a visit today from one of the cabin owners near Weirs Pond who provided us with a bit more insight on the situation. He showed us how they would get their boats to the pond previously and how the currently surveyed area will restrict them. We can discuss when you are available.

Rodger

From: Morgan, Tara  
Sent: Wednesday, November 22, 2017 5:26 PM  
To: Primmer, Rodger  
Subject: Weirs Pond  

Potential draft response:

We'll run it by Herb but your input would be appreciated. I'm not convinced we should accept the survey but we've gone this far.

We'll need to confirm when our staff went to the site as well as create a map showing the area we want cleared.

Thoughts?

As requested, I have reviewed your file and the decisions of the Central Regional Lands Office regarding Application # XXXXX for a grant pursuant and the survey provided.

As per the letter sent to you from Rodger Primmer dated December 16, 2016, the survey provided with your application was not consistent with either approved application, or the survey authorization as it took in part of the road not only accessing Weirs Pond, but also an adjacent cottage. Irrespective of this, the Division was willing to consider the survey submitted provided that the following conditions were met:

1) An application to construct an alternate access to the pond be submitted. This would give formal permission for the road that was already constructed by yourself to access the pond.

2) The application would also have to include an area to allow for vehicles towing boat trailers to maneuver in order to launch a boat; and that area would have to be developed by yourself.

The area you proposed for the boat launch which is north of the survey is, in the Divisions opinion, too far from the water to allow for safe and accessible launching. Land Management Officers met with you on site on XXXX and indicated to you that the more appropriate site for the turn-around would be near the pond and adjacent to the reservation, to the west of your license to occupy. While the road has been constructed and approved, the turn-around must still be constructed by you and in the area indicated on the attached map prior to acceptance of the survey.

Further to this, you have raised concerns regarding people using the already cleared area within the reservation in front of your cottage as a turnaround area for boat launching. Any development within the reservation would require an application under Section 7 of the Lands Act and only be permitted where it complies with the Act. The Crown Lands Division is not able to prevent people from using the reservation and restricting access to this area in any way is not permitted.

While it is the hope that people will use the constructed turnaround adjacent to the reservation to maneuver their boats, the department will not commit to restricting use of this area, nor permit restriction by another party by way of gate or any other means.

Please advise that you have received this letter and understand the statements contained. Please also inform the Central Regional Lands Office when the construction of the turnaround as per the location on the attached map is complete.
If we do not hear from you within 30 days we will assume you do not wish to proceed in this manner and we will continue with the survey review in accordance with the initial instructions that were provided with the survey authorization.
So we are now approaching 3 weeks since we were advised a conversation/letter would be provided to resolve this extremely unnecessary delayed application for grant pursuant to lease in Weirs Pond. Please advise at your earliest convenience what the decision is from your department regarding this matter so we can take the next appropriate steps. Thank you.

Sent from my iPhone.

On Nov 23, 2017, at 6:17 PM, Morgan, Tara <taramorgan@gov.nl.ca> wrote:

Hi

I am sorry I did not get back to you today. I am drafting a letter now with regards to our review of that turnaround. I have to double check something in the morning, but expect to be able to discuss with you tomorrow.

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax: (709) 637-2004

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender."
Date: 12/15/2017 2:03:45 PM
From: "Deering, Keith"
To: "Morgan, Tara"
Subject: FW: Discrimination, harassment, bullying...

From: Moore, Darren E.
Sent: Tuesday, April 25, 2017 9:10 AM
To: Deering, Keith
Subject: RE: Discrimination, harassment, bullying...

Keith,

A draft response was sent to Lisa for the Ministers signature on April 12, 2017 and I will check with her on the status.

From: Deering, Keith
Sent: Monday, April 24, 2017 3:43 PM
To: Moore, Darren E.
Subject: FW: Discrimination, harassment, bullying...

Sent from my BlackBerry 10 smartphone on the Bell network:

From: [redacted]@gmail.com
Sent: Monday, April 24, 2017 3:40 PM
To: Meaney, Milly
Cc: Mercier, Dave W; Deering, Keith; Young, Jason; Primmer, Rodger; scott.simms.c1b@parl.gc.ca
Subject: Re: Discrimination, harassment, bullying...

Dear Ms Meaney,

It has now been several weeks since your last correspondence where you had indicated your disapproval with cabin owners barricading crown lands with ropes, etc. You had also indicated that officials from your department were going to be investigating this and ensuring action would be taken within a couple weeks of your response to rectify this situation. I'm not sure what's going on but my family member just returned from the area in question here today and the rope used to barricade crown lands in the vicinity of [redacted] cabin is still present. I have attached an aerial photo of this area which clearly shows where the barricade is erected along with a road that was developed adjacent to my brother's cabin without a known permit or authorization from crown lands. If indeed this barricade was taken down recently by officials from department then I would expect that legal documentation was posted on the site to indicate implications to the alleged person responsible of consequences that would be enforced should this action continue as was posted on my brother's property awhile back. If not, I would like to know why this is still erected with specific references to the crown lands act legislation that would permit such a barricade? I trust you understand the gravity of this situation given the differential treatment our family is receiving from your department on this unnecessarily lengthy matter. Your cooperation and follow up would be greatly appreciated. Thank you.

Regards,
Hi Keith,

The emails you sent me regarding [redacted] did not address the survey issue but were more about the past issues around gating etc. With regards to the current application, you’ll recall that [redacted] is acting on his brother’s behalf. The survey that was submitted is completely outside of what was approved. We would normally (nearly always) refuse this type of survey however [redacted] indicated that there was an agreement with a past Director to allow this. I have not been able to find anything noting this and do not see why this would have been approved. Tony indicated in passing that there was no such agreement.

Regardless, of the past action, the attached letter was sent to [redacted] and it does note that if he meets certain conditions we would go ahead and approve the unauthorized survey. Some of these conditions have been met, but [redacted] has not addressed fully the issue of the turnaround and opposes anyone turning a vehicle around using the area in front of the cabin.

I have drafted the email below and did receive Rodgers input. If you think this is a suitable approach considering the letter that was sent to [redacted] I will run this by Herb as well although I expect that he would prefer we refuse the survey as it was not what was approved. Further to this, since I drafted this letter, an adjacent cottage owner has raised their concerns with the Regional office about [redacted] road and boat launch.

I received an email from [redacted] today as well. It is below. I have not gotten back to him yet. Considering his past emails and what he feels to be harassment and discrimination I wanted to bring this to your attention as well.

Tara

Dear [redacted]

As requested, I have reviewed your file and the decisions of the Central Regional Lands Office regarding Application #126753 for a grant pursuant to licence and the survey provided.

As per the letter sent to you from Rodger Primmer dated December 16, 2016, the survey submitted for your application was not consistent with the area the Department authorized to be surveyed as it took in part of the existing road accessing Weirs Pond. Irrespective of this, the Division was willing to consider the survey submitted provided that the following conditions were met:

1) An application to construct an alternate access to the pond be submitted. This would give formal permission for the road that was already constructed by yourself to access the pond.

2) The application would also have to include an area to allow for vehicles towing boat trailers to maneuver in order to launch a boat, and that area would have to be developed by yourself.

The area you proposed for assisting boat launching which is north of the survey is, in the Division’s opinion, too far from the water to allow for safe and accessible launching. Land Management Officers met with you on site on July 13, 2017 and indicated to you that the more appropriate site for the turn-around would be the pond and include the already cleared shoreline reservation.

Further to this, you have raised concerns regarding people using the already cleared area within the reservation in front of [redacted] cottage as a turnaround area for boat launching. Any development within the reservation would require an application under Section 7 of the Lands Act and only be permitted where it complies with the Act. The Crown Lands Division would not prevent people from using the reservation in a temporary nature. The Department will not commit to restricting use of this area, nor permit restriction by another party by way of gate or any other means.

Please advise that you have received this letter and understand the statements contained. We will then be in a position to make a decision on the road application #150638.

If we do not hear from you within 30 days we will assume you do not wish to proceed in this manner and we will provide a time frame to have the survey amended to comply with the area authorized by the Crown to be surveyed on June 3, 2016.
Thanks
Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093  Fax: (709) 637-2004

-----Original Message-----
From: [Redacted] <taramorgan@gov.nl.ca>
Sent: Thursday, December 21, 2017 2:57 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Cc: Young, Jason <JasonYoung@gov.nl.ca>; scottsimmsgfw@nl.aiibnl.com; Scott Simms <scott.simms@parl.gc.ca>
Subject: Urgent update required!

Good afternoon Tara,

I just received voicemail confirmation from the Hon Scott Simms office that Roger Primmer needs to discuss the matter with you before sending out these "letters" your department speaks of. We are now 4 weeks into when we were last notified we were going to receive confirmation from your office about finalizing this outstanding matter with my brothers cottage Grant on a parcel or land in the middle of the woods, practically in the middle of nowhere. When is this blatant discrimination, harassment and gamesmanship going to stop towards our family?. The stress and conflict your department has caused us regarding this ridiculous, unnecessarily prolonged matter is immeasurable. I'm quite certain you are aware this issue has been monitored closely and well documented. In addition, although notified several times, your department has yet to take similar action towards the other cabin owners around Weirs Pond, as you undertook towards my brother. To cause needless hardship to one based on government practices and policies without treating everyone the same, speaks volumes and poses the potential for additional requirements of accountability. Your department's immediate attention would be appreciated to end this dispute once and for all. I trust your understand the gravity of these concerns.

Regards,

Sent from my iPhone
December 16, 2016

Dear [Redacted],

I write in response to your letter dated September 20, 2016 on behalf of your brother concerning his application for a Grant Pursuant to Licence to Occupy #126753 located at Weir’s Pond.

A survey authorization was issued for this application to Red Indian Surveys Limited on June 3, 2016. This authorization provided instructions on where the lot boundaries were to be established. This is necessary when a Licence to Occupy is being converted to a Grant given there are no established land boundaries with a Licence to Occupy which does not grant, convey or transfer any exclusive right, title or interest in or to a defined cottage lot or land area. It is the Crown’s decision as to where the lot boundaries will be located prior to a Grant being issued. On July 22, 2016 a survey was received from Red Indian Surveys Limited which did not correspond with the instructions that were provided with the survey authorization.

Before we can give consideration to accepting the survey as submitted the following items will have to be complied with:

1. In various sections of your letter, you referenced the construction of a new trail. Based upon our site visit on October 19, 2016 it was determined that there has been new road construction at this location which will allow travel by passenger vehicle. New road construction over Crown land requires a Crown land application to be submitted and a written approval issued. The application must outline specifics of the proposed construction including the width and length of the proposed road and a map outlining the specific location.

Irrespective of whether there may have been some misunderstanding when the option of providing an alternate access was discussed, no verbal approval would have been given to proceed with any road construction since the information that is required to even consider such a proposal was not submitted with any application and permission to construct roads is only provided in writing.

Fraser Maess, P.O. Box 2222, Gander, NL A1V 2N9 Telephone (709) 256-1400, Facsimile (709) 256-1095
Therefore, if you wish consideration to be given to the newly constructed road as an alternate access route to Weir’s Pond, the enclosed application must be completed and submitted for the road construction and a written approval must be issued.

2. If the survey is accepted as submitted, a cleared area that was previously used to manoeuvre vehicles towing boat trailers will no longer be available to other users in the area. Included on the required application for road construction can be a request to clear an area where the new road approaches the pond to allow for vehicles towing boat trailers to manoeuvre and launch a boat. If this proposal receives approval and you are prepared to undertake the necessary work to provide the additional space to allow for boat launching, we may consider accepting the survey as submitted.

If you are not agreeable to these conditions, the survey as submitted will not be accepted for this application and it will have to be modified in accordance with the initial instructions that were provided with the survey authorization.

Sincerely,

RODGER PRIMMER
Regional Lands Manager

/lk

cc: Milly Meaney
    Director of Crown Lands Administration Division

encl
Hi Rodger,

Can you get Herb’s thoughts on the letter we drafted? Copied and pasted in red below.

Keith is in agreement if Herb has a look.

Thanks

Tara

Dear [redacted],

As requested, I have reviewed your file and the decisions of the Central Regional Lands Office regarding Application #126753 for a grant pursuant to licence and the survey provided.

As per the letter sent to you from Rodger Primmer dated December 16, 2016, the survey submitted for your application was not consistent with the area the Department authorized to be surveyed as it took in part of the existing road accessing Weirs Pond. Irrespective of this, the Division was willing to consider the survey submitted provided that the following conditions were met:

1) An application to construct an alternate access to the pond be submitted. This would give formal permission for the road that was already constructed by yourself to access the pond.

2) The application would also have to include an area to allow for vehicles towing boat trailers to maneuver in order to launch a boat; and that area would have to be developed by yourself.

The area you proposed for assisting boat launching which is north of the survey is, in the Division’s opinion, too far from the water to allow for safe and accessible launching. Land Management Officers met with you on site on July 13, 2017 and indicated to you that the more appropriate site for the turn-around would be adjacent to the pond and include the already cleared shoreline reservation.

Further to this, you have raised concerns regarding people using the already cleared area within the reservation in front of [redacted] cottage as a turn-around area for boat launching. Any development within the reservation would require an application under Section 7 of the Lands Act and only be permitted where it complies with the Act. The Crown Lands Division would not prevent people from using the reservation in a temporary nature. The Department will not commit to restricting use of this area, nor permit restriction by another party by way of gate or any other means.

Please advise that you have received this letter and understand the statements contained. We will then be in a position to make a decision on the road application #150638.

If we do not hear from you within 30 days we will assume you do not wish to proceed in this manner and we will provide a time frame to have the survey amended to comply with the area authorized by the Crown to be surveyed on June 3, 2016.

-----Original Message-----
From: Tara Morgan <taramorgan@gov.nl.ca>
Sent: Thursday, December 21, 2017 2:57 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Cc: Young, Jason <jasonyoung@gov.nl.ca>; scottsims@nf.aibn.com; Scott Simms <scott.simms@pearl.gc.ca>
Subject: Urgent update required!

Good afternoon Tara,

I just received voicemail confirmation from the Hon Scott Simms office that Roger Primmer needs to discuss the matter with you before sending out these “letters” your department speaks of. We are now 4 weeks into when we were last notified we were going to receive
confirmation from your office about finalizing this outstanding matter with my brothers cottage Grant on a parcel of land in the middle of the woods, practically in the middle of nowhere. When is this blatant discrimination, harassment and gamesmanship going to stop towards our family? The stress and conflict your department has caused us regarding this ridiculous, unnecessarily prolonged matter is immeasurable. I'm quite certain you are aware this issue has been monitored closely and well documented. In addition, although notified several times, your department has yet to take similar action towards the other cabin owners around Weirs Pond, as you undertook towards my brother. To cause needless hardship to one based on government practices and policies without treating everyone the same, speaks volumes and poses the potential for additional requirements of accountability. Your department's immediate attention would be appreciated to end this despite once and for all. I trust your understand the gravity of these concerns.

Regrets,

[Signature]

Sent from my iPhone
Date: 1/3/2018 4:39:03 PM

From: [Redacted]

To: "Morgan, Tara"

Cc: "Young, Jason", "scottsimms@nfaihn.com", "Scott Simms"

Subject: Accountability

To whom it may concern,

Please be advised I just got off the telephone with a representative of CBPP who verified my assumption that there are consequences for individuals who construct roads and excavate gravel pits (2 separate locations) on land that falls under their Timber rights for loss of timber as a result. He also confirmed that this needs to be brought to the attention of Crown Lands who he recommended as the appropriate channel to investigate this illegal activity. We discussed the individual whom I have already spoken to Crown Lands about several times already, and consequently neither of us could understand why this individual [Redacted] (Weirs Pond) could carry out this activity without going through the application process for 2 separate sites, paying the required fees and then reimbursing CBPP for timber loss on these developments. I trust you all understand my concerns here and look forward to hearing from you regarding what your plan is to ensure this development held to account. Thank you.
Dear Tara,

After a visit to Weirs Pond area last night it became apparent that [REDACTED] is not receiving the same treatment as your department willingly overnight enforced upon my brother. The barrier you were informed about several weeks ago, that you suggested you brought to the attention of officials at the Gander Office, still exists. One question with two parts comes to mind. Why is this still there and why hasn't your department done anything about it? Please advise at your earliest convenience as this poses safety concerns along with other non-compliance issues that fall under provincial Crown Lands act legislation. Your urgent cooperation on this matter would be greatly appreciated.

Regards,

Sent from my iPhone

On Dec 1, 2017, at 10:30 AM, Morgan, Tara <taramorgan@gov.nl.ca> wrote:

Hi [REDACTED]

I have not lost sight of the file with regards to the grant pursuant and will get back to you on that as soon as possible.

With regards to the complaint you made against other development in the area, your complaint has been forwarded to the regional office. I am not able to provide other details however we are aware and will follow our procedures and policies with regards to any investigation or action.

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax: (709) 637-2004

From: [REDACTED] <jasonyoung@gov.nl.ca>
Sent: Friday, December 1, 2017 10:20 AM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Cc: Young, Jason <jasonyoung@gov.nl.ca>; scottsimms@gov.nl.ca
Subject: Re:
development and posted with appropriate Crown Lands application numbers so adjacent cabin owners can verify there isn't any biased discriminatory action on behalf of crown lands towards certain individuals. Thank you for your cooperation and understanding.

Regards,

Sec 40(1)

Sent from my iPad

On Nov 23, 2017, at 6:17 PM, Morgan, Tara <taramorgan@gov.nl.ca> wrote:

Hi [Redacted] Sec 40(1)

I am sorry I did not get back to you today. I am drafting a letter now with regards to our review of that turnaround. I have to double check something in the morning, but expect to be able to discuss with you tomorrow.

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax (709) 637-2004

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender."

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender."
FYI - This went in the mail to [redacted] but I emailed him a copy this morning.

He has indicated in the past that he is building a file against the government in case this ends up in Court.

Thanks

Tam

Tam Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093 Fax (709) 637-2004

---Original Message---
From: Morgan, Tam
Sent: Tuesday, January 16, 2018 9:26 AM
To: [redacted]@gov.nl.ca, Deering, Keith <keithdeering@gov.nl.ca>
Cc: Primer, Rodger <primer@gov.nl.ca>
Subject: RE: Update

Good Morning Rodney,

A letter was drafted last week and put in the mail. I have attached a copy of the letter here for your convenience.

Please advise that you have received and accepted the items noted within 30 days so that we can complete the review.

Thanks

Tam

Tam Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093 Fax (709) 637-2004

---Original Message---
From: [redacted]@gov.nl.ca
Sent: Friday, January 12, 2018 10:14 AM
To: Morgan, Tam <tammorgan@gov.nl.ca>
Cc: Young, Jason <jasonyoung@gov.nl.ca>, scottsinns@nfhta.com, Scott Sinns <scott.sinns@purije.com>
Subject: Update

Good morning Tam,

It has now been 7 weeks since we were advised that information was forthcoming regarding a resolution to questionable issues surrounding my brothers grant pursuant to lease in Weirs Pond. Please respectfully advise at your earliest convenience in writing of why this hasn’t occurred. We look forward to your reply.

Regards

Sent from my iPhone
Date: 1/16/2018 10:42:37 AM
From: [Redacted]
To: "[Redacted]"
Cc: "Primmer, Rodger" , "Deering, Keith" , "[Redacted]@eastlink.ca" , "Young, Jason" , "scottsimms@gfw@nsaibn.com" , "Scott Simms"
Subject: Re: Update

Good morning Tara,

I am currently in discussion with the applicant and others regarding your letter and will respond when all the objective facts are ready to be presented, although I'm quite confident these "facts" have already been presented to you in previous correspondence. Given that your response contradicts previous statements from yourself and others, contradicts witnessed opinions on the suggested area of the proposed turnaround and an ultimatum of not accepting the application if the applicant doesn't agree to your conditions, we feel it prudent we should provide the "facts" before responding to your letter. I trust you understand our concerns.

Regards,
[Redacted]

Sent from my iPhone

---

On Jun 16, 2018, at 9:26 AM, Morgan, Tara <tmorgan@gov.nl.ca> wrote:

- Good morning [Redacted]

- A letter was drafted last week and put in the mail. I have attached a copy of the letter here for your convenience.

- Please advise that you have received and accepted the items noted within 30 days so that we can complete the review.

- Thanks

- Tara

---

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax: (709) 637-3204

---

Original Message

From: [Redacted]@gcom
Sent: Friday, January 12, 2018 10:14 AM
To: Morgan, Tara <tmorgan@gov.nl.ca>
Cc: Young, Jason <JYoung@gov.nl.ca>; scottsimms@gfw@nsaibn.com; Scott Simms <scott.simms@nsaibn.com>
Subject: Update

- Good morning Tara,

- It has now been 7 weeks since we were advised that information was forthcoming regarding a resolution to questionable issues surrounding my brothers grant pursuant to lease in Weizs Pond. Please respectfully advise at your earliest convenience in writing of why this hasn't occurred. We look forward to your reply.

- Regards,

Sent from my iPhone

---

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender."

<January 12, 2018 - [Redacted]@gcom>
Date: 1/16/2018 3:09:04 PM
From: "Morgan, Tara"
To: "Comppanion, Lori Anne"
Cc: "Deering, Keith", "Primmer, Rodger"
Subject: RE: Urgent Attention Required

Hi Lori Anne,

I've attached a map to assist.

[Text cut out due to obscuration]

Also attached is a 2016 letter from Rodger indicating that the area surveyed was not the area that was approved. He indicated that before we could consider accepting the survey he would have to apply for permission to construct a road on the property. This road was intended to maintain access to the pond with the survey provided. He did not apply for this at the time, but maintains he was given verbal approval by a lands employee to proceed. We could not find any evidence of this and the established procedures to obtain permission for road construction is the submission of a Crown Lands Application and issuance of an approval letter. With that letter we provided the application for the permission for the road and asked that it be completed and submitted. It has since been submitted and is under review. The issue around location of the turnaround and appropriate size for such activities remains unresolved.

The second requirement in that letter was that in addition to the road, there would have to be consideration of turnarounds for trucks and trailers accessing the pond. The Region was advised by others in the area that part of the area utilized by others would no longer be available if the area surveyed were approved. Meeting these conditions did not guarantee approval of the survey, but committed consideration of such.

[Text cut out due to obscuration]

Since I became Director (A), I have had several conversations and email exchanges with Rodger on his behalf and committed to look into this matter as he felt the Region was making decisions based on personal interest rather than professional. I have also spoken to Rodger and various staff regarding this. At times, it seems that there have been misunderstandings of direction given from the Region and he claims that he has been bullied and harassed. I have not witnessed this. After my review, I wrote a letter that was sent to him in the mail recently and followed up by email with a copy this morning (attached). In that letter I recognize that the survey submitted is inconsistent to what was approved, but also that the letter sent from the Region identified that we may consider approving the survey should the conditions around the road be met. I suggested to him that the turnaround would have to be adjacent to the pond and include the area already cleared within the shoreline reservation. I also noted that any further development within the reservation would be required to go through Section 7 of the Lands Act and that that we would not commit to restricting use of the area (this area is within the shoreline reservation and would not be included in the grant pursuant). Due to the time length of time that the file has been active and perceived misunderstandings, it felt important to include a confirmation of receipt and understanding in the recent letter with a deadline for response so that we can move forward one way or another. In addition to the region, I have discussed this matter with Keith and JPS has also been involved with drafting my recent letter. If there is no agreement on the placement of the turnaround I indicated that we will require the survey to be amended as per the information that was initially provided to the surveyor.

A survey authorization is issued to the surveyor, but there are times when the applicant will direct the surveyor to complete work contrary to the approval. I am aware of other surveys that were refused because they did not meet the authorization and had to be redone. I am not sure why leniency was permitted in this case on our end, but feel that the Division has been active in working to resolve this issue. Tony may be able to provide additional details since much of this was back in 2016.

[Text cut out due to obscuration]

I have cc'd Rodger on this email. If you'd like to discuss further with Rodger or I, we are available.

Thanks,
Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093  Fax: (709) 637-2004
would you have a look at this and let me know sometime this afternoon?

Thanks.

Sent from my BlackBerry 10 smartphone on the Bell network.
Original Message
From: Lovelass, Elvis <Elvis.Lovelass@gov.nl.ca>
Sent: Tuesday, January 16, 2018 12:32 PM
To: Compass, Loli
Subject: Fw: Urgent Attention Required!

Can I ask you to please look into this asap, please and thank you.

Sent from my BlackBerry 10 smartphone on the Bell network.
Original Message
From: Premier of NL <Premier@gov.nl.ca>
Sent: Tuesday, January 16, 2018 12:10 PM
To: [Redacted]
Cc: stlink.ca
Subject: RE: Urgent Attention Required!

Good morning [Redacted]

I wish to advise that I have provided your correspondence to Elvis Lovelass, Executive Assistant to the Premier (in the St. John's Office), who will be touching base with officials with the Department of Forest Resources and Lands regarding your matter.

Kind regards,

Virginia Comon
Director of Information Management
Office of the Premier
Executive Council
Government of Newfoundland & Labrador
8th Floor East Block, Confederation Complex P.O. Box 8700, St. John’s NL A1B 4J6
709-729-3570 (premier@gov.nl.ca)

--- Original Message ---
From: [Redacted]@gmail.com
Sent: Tuesday, January 16, 2018 11:48 AM
To: Premier of NL <Premier@gov.nl.ca>
Cc: [Redacted]@stlink.ca
Subject: Urgent Attention Required!

Good morning [Redacted].

As per our recent telephone conversation, I am requesting the assistance of the Premier on a matter regarding application for a cottage grant pursuant to lease of my brother, [Redacted]. There is ample correspondence to support our concerns, all of which you can undoubtedly solicit from Jason Young, who has been copied on this throughout the whole ordeal.

To summarize our concerns and urgent need for intervention, we have basically been victimized, discriminated against and bullied by the department of Crown Lands over an otherwise trivial application for a cottage grant application in central Newfoundland on the Weirs Pond. Most recently, as of this morning, we were given an ultimatum by Tara Morgan, Director of Crown Lands, that our application as presented and recommended, will be considered null and void if we do not agree to the conditions she has referred to in her letter. This letter, which again you can obtain from Jason Young, fails to acknowledge pertinent information relating to previous agreements between ourselves and Crown Lands regarding our application and blatant omissions of facts that would undoubtedly question the competence and reliability of officials from Crown Lands and objectively demonstrate discrimination, harassment and bullying from the Department of Crown Lands. In addition to the voluminous amount of correspondence that exists with respect to this matter, we have witnesses and other evidence to support our concerns that contradicts the decisions and procedures this department has recklessly bestowed upon us. We are now given a 30 day deadline to respond to this recent correspondence from Tara Morgan before they consider our current application void. Taking into consideration the facts and the seriousness of the treatment we have received from Crown Lands, we would like to give the Premier's office an opportunity to rectify the wrongdoing here before we take the not appropriate steps. If you require any additional information, please do not hesitate to call me at [Redacted]. Your cooperation on this matter would be greatly appreciated. Thank you.

Best regards,

[Redacted]

Sent from my phone
December 16, 2016

Dear [Redacted]

I write in response to your letter dated September 20, 2016 on behalf of your brother [Redacted] concerning his application for a Grant Pursuant to Licence to Occupy #126753 located at Weir’s Pond.

A survey authorization was issued for this application to Red Indian Surveys Limited on June 3, 2016. This authorization provided instructions on where the lot boundaries were to be established. This is necessary when a Licence to Occupy is being converted to a Grant given there are no established land boundaries with a Licence to Occupy which does not grant, convey or transfer any exclusive right, title or interest in or to a defined cottage lot or land area. It is the Crown’s decision as to where the lot boundaries will be located prior to a Grant being issued. On July 22, 2016 a survey was received from Red Indian Surveys Limited which did not correspond with the instructions that were provided with the survey authorization.

Before we can give consideration to accepting the survey as submitted the following items will have to be complied with.

1. In various sections of your letter, you referenced the construction of a new trail. Based upon our site visit on October 19, 2016 it was determined that there has been new road construction at this location which will allow travel by passenger vehicle. New road construction over Crown land requires a Crown land application to be submitted and a written approval issued. The application must outline specifics of the proposed construction including the width and length of the proposed road and a map outlining the specific location.

Irrespective of whether there may have been some misunderstanding when the option of providing an alternate access was discussed, no verbal approval would have been given to proceed with any road construction since the information that is required to even consider such a proposal was not submitted with any application and permission to construct roads is only provided in writing.
Therefore, if you wish consideration to be given to the newly constructed road as an alternate access route to Weir’s Pond, the enclosed application must be completed and submitted for the road construction and a written approval must be issued.

2. If the survey is accepted as submitted, a cleared area that was previously used to manoeuvre vehicles towing boat trailers will no longer be available to other users in the area. Included on the required application for road construction can be a request to clear an area where the new road approaches the pond to allow for vehicles towing boat trailers to manoeuvre and launch a boat. If this proposal receives approval and you are prepared to undertake the necessary work to provide the additional space to allow for boat launching, we may consider accepting the survey as submitted.

If you are not agreeable to these conditions, the survey as submitted will not be accepted for this application and it will have to be modified in accordance with the initial instructions that were provided with the survey authorization.

Sincerely,

Sec 40(1)

RODGER PRIMMER
Regional Lands Manager

/lk

cc: Milly Meaney
Director of Crown Lands Administration Division

encl
January 12, 2018

Dear

Sec 40(1)

As requested, I have reviewed your brother’s file for which he has given authority for you to act on his behalf, as well as the decisions of the Central Regional Lands Office regarding Application #126753 [Redacted] for a grant pursuant to licence and the survey provided.

As per the letter sent to you from Rodger Primmer dated December 16, 2016, the survey submitted for your application was not consistent with the area the Department authorized to be surveyed as it took in part of the existing road accessing Weir’s Pool. Irrespective of this, the Division was willing to consider the survey submitted provided that the following conditions were met:

1) An application to construct an alternate access to the pond be submitted. This would give formal permission for the road that was already constructed by yourself to access the pond.

2) The application would also have to include an area to allow for vehicles towing boat trailers to maneuver in order to launch a boat; and that area would have to be developed by yourself.

The area you proposed for assisting boat launching which is north of the survey is, in the Division’s opinion, too far from the water to allow for safe and accessible launching. Land Management Officers met with you on site on July 13, 2017 and indicated to you that the more appropriate site for the turn-around would be adjacent to the pond and include the already cleared shoreline reservation.

Further to this, you have raised concerns regarding people using the already cleared area within the reservation in front of your brother’s cottage as a turnaround area for boat launching. Any development within the reservation would require an application under Section 7 of the Lands Act and only be permitted where it complies with the Act. The Department will not commit to restricting use of this area, nor permit restriction by another party by way of gate or any other means.
Please acknowledge to me, in writing, your receipt of this correspondence and whether or not you accept the conditions noted above. We may then be in a position to make a decision on the road application #150638.

If we do not hear from you within thirty (30) days of the date of this correspondence we will assume you do not wish to proceed in this manner and we will provide a time frame to have the survey amended to comply with the area authorized by the Crown to be surveyed on June 3, 2016.

Sincerely,

Tara Morgan
Director, Crown Lands

Sec 40(1)

Rodger Primmer, Central Regional Lands Office
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Date: 1/30/2018 11:25:20 AM
From: "Morgan, Tara"
To: "Deering, Keith"
Subject: FW: HPE Records Manager Signed or PDF Copy of Record: ICOR2018/0168-02: ICOR2018/0168 [redacted] on Crown Land Issue - time sensitive
Attachment: Reply email from [redacted] regarding Urgent Attention Required! MSG; RE: Urgent Attention Required!

File: Keith,

Did you contact [redacted] by chance? I had meant to speak to you about this. Lori Anne had sent a note to Rodger, you and myself asking if "we" could call him and explain what was needed. Rodger and I were not sure who was calling. Neither of us called him- I had meant to raise this before I left.

Attached is the update I gave Lori Anne the week before last. We required a revised map for the application for the road that outlines his intention to construct the turnaround area in the acceptable area at the end of the road near Weas Pond. Once we received this and accepted it, we would be able to approve permission to construct the road, noting that he cannot place a barrier within the reservation. Then we would be able to continue the review of the application for a grant pursuant as submitted.

As noted to Lori Anne, we would not expect the construction of the turnaround area to be completed within the 30 days, but would like to have acknowledgement from [redacted] of his intention to complete the turnaround area near the pond within the 30 days. If an extension is required, we can reassess.

Rodger and I have both spoken to [redacted] and most recently I had sent that letter. As he's elevated this to the Premier's Office I'm not sure that he's much interested in speaking to us again. Did you want to call him or did you want one of us to?

Thanks,

Tara Morgan
Director of FISHERIES and LAND RESOURCES
Tel: (709) 637-2003 Fax: (709) 637-2004

--- Original Message ---
From: MacGowan, Gordon
Sent: Tuesday, January 30, 2018 10:25 AM
To: Morgan, Tara <MorganTL@gov.nl.ca>
Subject: FW: HPE Records Manager Signed or PDF Copy of Record: ICOR2018/0168-02: ICOR2018/0168 [redacted] on Crown Land Issue - time sensitive

Hi Tara,

Can you pls advise?

Thanks,

Gord

--- Original Message ---
From: Loveless, Elvis
Sent: Tuesday, January 30, 2018 10:21 AM
To: MacGowan, Gordon
Subject: FW: HPE Records Manager Signed or PDF Copy of Record: ICOR2018/0168-02: ICOR2018/0168 [redacted] on Crown Land Issue - time sensitive

Good Morning Gordon,

Could you please return this man's call slip. He emailed this office over a week ago and I forwarded it onto your Deputy Minister at the time as she was here in the office and I spoke to her and she said send it along to her and I did. So I will follow up with Lori Ann but in the meantime please call me back in response to his call to the Premier's office.

We can chat after that. Thank you,

Elvis Loveless
Executive Assistant to the Premier

Executive Council
Premier's Office
P.O. Box 8700
St. John's, NL
A1B 4J6
T: 709.729.4475
F: 709.729.3075
Email: Elvis.Loveless@gov.nl.ca
www.gov.nl.ca

--- Original Message ---
From: Premier of NL
Sent: Monday, January 29, 2018 1:30 PM
To: Loveless, Elvis <Elvis.Loveless@gov.nl.ca>
Hi Elvis,

Here is the email regarding matters raised by [redacted] on January 16th. Would you please follow up with FLR on the status of this one and arrange for someone to contact [redacted]?

Thank you,

Virginia

--- HPE Records Manager record Information ---

Record Number : JCOR20180168-02
Title : Reply email from [redacted] regarding Urgent Attention Required!
Date: 1/30/2018 10:56:43 AM
From: "Morgan, Tara"
To: "Primmer, Rodger"
Subject: FW: Urgent Attention Required!

Hi,

Did you call [redacted]

I did not.

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax: (709) 637-2004

—Original Message—
From: Companion, Lori Anne
Sent: Thursday, January 18, 2018 6:55 PM
To: Morgan, Tara <tammorgan@gov.nl.ca>
Cc: Deering, Keith <keithdeering@gov.nl.ca>; Primmer, Rodger <primmer@gov.nl.ca>
Subject: Re: Urgent Attention Required!

Hi Tara,

Can we call and explain what we need from him?

Sent from my BlackBerry 10 smartphone on the Bell network.

Original Message
From: Morgan, Tara
Sent: Thursday, January 18, 2018 4:46 PM
To: Companion, Lori Anne
Cc: Deering, Keith; Primmer, Rodger
Subject: RE: Urgent Attention Required!

Hi Lori Anne,

As discussed, suggested response:

The only remaining issue is that [redacted] needs to provide a revised map for the application for the road that outlines his intention to construct the turn around in the acceptable area at the end of the road near Weiss Pond. Once the Department receives and accepts this, we will be in a position to approve the application. Permission to Construct the road noting that he cannot place a barrier within the reservation. Conclusion of the Permission to Construct will allow the Department to continue its review of the application for a grant pursuant as submitted. Although the proposed surveyed area is not reflective of the approved survey authorization, the Department will honor past commitments and review it as presented.

[redacted] would not expect the construction of the turn around area to be complete within the 30 days, but would like to have acknowledgement from [redacted] of his intention to construct the turnaround area near the pond within the 30 days. If an extension is required, we can reassess.

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax: (709) 637-2004

—Original Message—
From: Companion, Lori Anne
Sent: Tuesday, January 16, 2018 4:39 PM
To: Morgan, Tara <tammorgan@gov.nl.ca>
Cc: Deering, Keith <keithdeering@gov.nl.ca>; Primmer, Rodger <primmer@gov.nl.ca>
Subject: RE: Urgent Attention Required!

Tara,

Thanks so much for this.
So, he has two complaints:
1. That errors need to be corrected;
2. 10 days is unreasonable.

Any suggestion on an appropriate response?
LA

Original Message
From: Morgan, Tara
Sent: Tuesday, January 16, 2018 3:59 PM
To: Companion, Lori Anne
Cc: Deering, Keith; Primmer, Rodger
Subject: RE: Urgent Attention Required!

Hi Lori Anne,

I’ve attached a map to assist.

has an application to have his cottage license converted to a grant (grant pursuant). You’ll see on the attached map the cottage indicated as title 157653 as the black rectangle and shed along with the orange circle that identifies the existing license. The area in red is what was approved to survey. It excluded the existing road used by locals to access the water. The area in red is the area that was surveyed – contrary to what was approved.

has authorized his brother [redacted] to act on his behalf and we have documentation of this in the file.

Also attached is a 2016 letter from Rodger to [redacted] indicating that the area surveyed was not the area that was approved. He indicated that before we could consider accepting the survey he would have to apply for permission to construct a road that he had already developed (area in yellow on the map). This road was intended to maintain access to the pond with the survey provided. He did not apply for this at that time, but maintains he was given verbal approval by a lands employee to proceed. We could not find any evidence of this and the established procedure to obtain permission for road construction is the submission of a Crown Lands application application and issuance of an approval letter. With that letter we provided the application for the permission for the road and asked that it be completed and submitted. It has since been submitted and is under review. WHEN WAS THE APPLICATION SUBMITTED? The issue around location of a turnaround and appropriate size for such activities remains unresolved. WHAT IS REQUIRED TO RESOLVE?

The second requirement in that letter was that in addition to the road, there would have to be consideration of turnarounds for trucks and trailers accessing the pond. The Region was advised by others in the area that part of the area utilized by others would no longer be available if the area surveyed were approved.

Meeting these conditions did not guarantee approval of the survey, but committed consideration of such.

proposed the turn around area at the far end of the road, which was found to be in appropriate due to the distance from the pond. This is identified on the map attached. Regional staff visited the site and suggested the turnaround be constructed closer to the pond. The adjacent cabin owner [redacted] has not applied for a Grant Pursuant, but (he did, the area in purple on the map is the likely boundary. In order to allow for a future grant pursuant, this potential boundary was considered and will restrict some development of the turnaround. Regardless of this, some trucks/trailers may have to use the cleared area in front of the [redacted] LTO in addition to the area suggested by Crown Lands in order to turn around. [redacted] as indicated that while there is limited traffic on the road now, due to tensions within the area, if the turnaround were closer to the pond more people would use it as a way of instigating conflict.

maintains that this is unacceptable and that he does not want trucks/trailers turning around in front of the cottage.

Since I became Director (A), I have had several conversations and email exchanges with [redacted] his brother behind and committed to look into this matter as he felt the Region was making decisions based on personal interest rather than professional. I have also spoken to Rodger and various regional staff regarding this. At times, it seems there have been misunderstanding of direction given from the Region to [redacted] and he claims that he has been bullied and harassed. I have not witnessed this. After my review, I wrote [redacted] a letter that was sent to him in the mail recently and followed up by email with a copy this morning (attached). In that letter I recognized that the survey submitted is inconsistent with what was approved, but also that the letter sent from the Region identified that we may consider approving the survey should the conditions around the road be met. I suggested to him that the turnaround would have to be at the pond and include the area already cleared within the shoreline reservation. I also noted that any further development within the reservation would be required to go through Section 7 of the Lands Act and that we would not restrict use of the area (this area is within the shoreline reservation and would not be included in the grant pursuant). Due to the time length of time that this file has been active and perceived misunderstanding, I felt it was important to include a confirmation of receipt and understanding in the recent letter with a deadline for response so that we can move forward one way or another. In addition to the region, I have discussed this matter with Keith and JPS has also been involved with drafting my recent letter. If there is no agreement on the placement of the turnaround I indicated that we will require the survey to be amended as per the authorization that was initially provided to the surveyor.

A survey authorization is issued to the surveyor, but there are times when the applicant wants the surveyor to complete work contrary to the approval. I am aware of other surveys that were refused because they did not meet the authorization and had to be redone. I am not sure why leniency was permitted in this case on our end, but feel that the Division has been active in working to resolve this issue. Tony may be able to provide additional details since much of this was back in 2016.

has provided several complaints to me and the region regarding gates and alleged infraction to provincial legislation. The Region has been made aware of these and will include them in their workplan for action. Although has asked for specific details regarding action and outcomes we have not provided information regarding this other than the complaints were received and forwarded to the appropriate office.

I have called Rodger on this email. If you’d like to discuss further with Rodger or I, we are available.

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Original Message
From: Premier of NL - Premier@gov.nl.ca
Sent: Tuesday, January 16, 2018 1:12 PM
To: [redacted]
Cc: [redacted]
Subject: RE Urgent Attention Required!

Good morning,

I wish to advise that I have provided your correspondence to Elvis Loveless, Executive Assistant to the Premier (in the St. John's Office), who will be touching base with officials with the Department of Forest Resources and Lands regarding your matter.

Kind regards,

Virginia Comens
Director of Information Management
Office of the Premier
Executive Council
Government of Newfoundland & Labrador
8th Floor East Block, Confederation Complex P.O. Box 8700, St. John's NL A1B 4J6

709-729-3570 | premier@gov.nl.ca
Date: 2/26/2018 4:04:30 PM
From: "Morgan, Tara" Sec 40(1)
To: "Mercer, Dave W"
Subject: Re: Application # 126753

Sent from my BlackBerry 10 smartphone on the Bell network.

Hi Tara,

Feb 6, 2018 was in speaking to Rodger. There is a sketch in s files regarding a turnaround it is a copy of the sketch submitted with the application. Rodger mentioned he will have to talk with the people disputing the road by Rodger would be the best one for this. He is back tomorrow. I can check with him tomorrow and get back to you.

Sorry I am not that much help on this.

Regards,

Dave Mercer
Land Management Specialist

Dept. of Fisheries and Land Resources
Crown Lands Administration Division
Government of Newfoundland and Labrador
P.O. Box 2222
Gander, NL. A1V 2N9
T: (709) 256-1407, F: (709) 256-1095
E: davecmerc@ftr.gov.nl.ca

Sec 40(1)

From: Morgan, Tara
Sent: Monday, February 26, 2018 3:34 PM
To: Mercer, Dave W
Cc: Primmer, Rodger
Subject: Fw: Application # 126753

Did give us direction on the road?

What's the status of this application?

Sent from my BlackBerry 10 smartphone on the Bell network.

From: Crownlandsinfo <Crownlandsinfo@gov.nl.ca>
Sent: Monday, February 26, 2018 3:30 PM
To: Morgan, Tara
Subject: Application # 126753

Hi Tara,

called inquiring on the status of the application. Wondering if you could give him a call back at your convenience.

Thanks and have a great day!

Jana Vokey
Crown Lands Inquires
Crown Lands Division
Department of Fisheries and Land Resources
http://www.ftr.gov.nl.ca/lands/

1-833-891-5249
From: "Morgan, Tara"
To: "CrownLandsInfo"
Subject: RE: Message

I asked Rodger to return his call.

Thanks
Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093  Fax: (709) 637-2004

From: CrownLandsInfo
Sent: Wednesday, February 28, 2018 3:55 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Subject: RE: Message

Hi Tara,

I called again for you wondering if you could return his call at [redacted].

Thanks and have a great day!

Jara Vokey
Crown Lands Inquires
Crown Lands Division
Department of Fisheries and Land Resources
http://www.ftr.gov.nl.ca/lands/
1-833-891-3349

From: CrownLandsInfo
Sent: Tuesday, February 27, 2018 12:18 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Subject: Message

Hi Tara,

[redacted] (Brother) called this morning on behalf of [redacted]. Wondering if you could give him call back at [redacted] (this is the number for both brothers).

[redacted] called for you yesterday morning. Not sure which file he is calling about. He has 3 applications open
126753 [grant pursuant – Cottage], Survey Info. requested
150638 [permission - access road], RLC Review
147437 [licence – remote cottage] RLC Review

Not sure why the brother called on behalf of [redacted] as his name is not any of the files. Either way if you could call back at your earliest convenience that would be great!

Thanks and have a great day!

Jara Vokey
Crown Lands Inquires
Crown Lands Division
Department of Fisheries and Land Resources
http://www.ftr.gov.nl.ca/lands/
1-833-891-3349

125
Date: 2/28/2018 3:56:00 PM
From: "Morgan, Tara"
To: "Primmer, Rodger"
Subject: RE: Message

If it was a commitment, but I don’t think we should be doing this regularly.

Thanks
Tara

Tara Morgan
Director, Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax: (709) 637-2004

From: Primmer, Rodger
Sent: Tuesday, February 27, 2018 4:32 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Subject: RE: Message

OK, just wondering now if I should notify the other cabin owners on how we intend to proceed before proceeding with their approval letter. They wanted to be advised on how we intended to proceed before any final decision was made.

Rodger

From: Morgan, Tara
Sent: Tuesday, February 27, 2018 4:13 PM
To: Primmer, Rodger
Subject: Re: Message

I think if they indicated it we could approve the permit to construct.

Sent from my BlackBerry 10 smartphone on the Bell network.

From: Primmer, Rodger
Sent: Tuesday, February 27, 2018 4:11 PM
To: Morgan, Tara
Subject: RE: Message

Hi, I can.

Are we going to wait until they have the area near the pond cleared before we proceed with a decision on the road application? Do you know if this was discussed with them previously?

Rodger

From: Morgan, Tara
Sent: Tuesday, February 27, 2018 3:45 PM
To: Primmer, Rodger
Subject: Fw: Message

Can you call him?

Sent from my BlackBerry 10 smartphone on the Bell network.

From: CrownLandsInfo <CrownLandsInfo@gov.nl.ca>
Sent: Tuesday, February 27, 2018 12:17 PM
To: Morgan, Tara
Subject: Message

Hi Tara,

(Brother) called this morning on behalf of (this is the number for both brothers).

called for you yesterday morning. Not sure which file he is calling about. He has 3 applications open
126753(grant pursuant – Cottage), Survey Info. requested
150638(permission - access road), RLC Review

Sec 40(1)
Not sure why the brother called on behalf of [REDACTED] as his name is not any of the files. Either way if you could call back at your earliest convenience that would be great!

Thanks and have a great day!

Jane Vokey
Crown Lands Inquires
Crown Lands Division
Department of Fisheries and Land Resources
http://www.ftf.gov.nl.ca/lands/
1-833-891-3249
Hi Tam,

Is it possible to get some confirmation of when the actions we discussed a month will be implemented and a copy of the grant forwarded to my brother? Thank you.

Sent from my iPhone

> On Jan 16, 2018, at 9:26 AM, Morgan, Tam <tammorgan@gov.nl.ca> wrote:
> Good Morning,
> A letter was drafted last week and put in the mail. I have attached a copy of the letter here for your convenience.
> Please advise that you have received and accepted the items noted within 30 days so that we can complete the review.
> Thanks,
> Tara
> Tan Morgan
> Director (A), Crown Lands Division
> Department of Fisheries and Land Resources
> 
> Tel: (709) 637-2093 Fax (709) 637-2004
> 
> Original Message—
> From: [Redacted] Sent: Friday, January 12, 2018 10:14 AM
> To: Morgan, Tam <tammorgan@gov.nl.ca>
> Cc: Young, Jason <JasonYoung@gov.nl.ca>; scottsinnagfw@afalbu.com; Scott Simms <scott.simms@parl.gc.ca>
> Subject: Update
> 
> Good morning Tam,

> It has now been 7 weeks since we were advised that information was forthcoming regarding a resolution to questionable issues surrounding my brother's grant pursuant to lease in Weiss Pond. Please respectfully advise at your earliest convenience in writing of why this hasn't occurred. We look forward to your reply.

> Regards,

Sent from my iPhone

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> January 12, 2018
Date: 3/7/2018 10:32:12 AM
From: "Morgan, Tara"
To: "Primmer, Rodger"
Subject: RE: Sec 40(1)

Fine by me.

Were you talking to [redacted] He called again this morning for me.

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 837-2093 Fax: (709) 637-2004

From: Primmer, Rodger
Sent: Wednesday, March 7, 2018 10:25 AM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Subject: FW: Sec 40(1)

Fyi. This is what I am sending to two of the cottage owners at Weir’s Pond.

Rodger

From: Edwards, Herb
Sent: Wednesday, March 07, 2018 8:20 AM
To: Primmer, Rodger
Subject: Sec 40(1)

Hi Rodger

Just made a couple of suggestions in red.

herb

Dear [redacted]

I write as a follow up to the concerns you previously submitted regarding access to Weir’s Pond, boat launching and parking.

Sincerely,

Rodger Primmer
Sec 40(1)

Date: 3/12/2018 9:18:08 AM
From: "Morgan, Tara"
To: "Deering, Keith"
Subject: FW: Weir's Pond
Attachment: image001.jpg;

Hi Keith,

FYI - this is related to the application. There was a commitment made to inform the cottage owners when a decision was made and they are not pleased with the response and will go to the Minister.

We are preparing a BN.

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax: (709) 637-2004

From: Primmer, Rodger
Sent: Monday, March 12, 2018 8:43 AM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Subject: FW: Weir's Pond

FYI.

From: [redacted]@hotmail.com
Sent: Sunday, March 11, 2018 3:17 PM
To: Primmer, Rodger
Subject: Re: Weir's Pond

Dear Mr. Primmer,

I am in receipt of your e-mail of March 7 and to say I am shocked at the response is an understatement. In your response you fail to address the major concerns that we have raised over the past two years.

In your e-mail you write "It is proposed to clear some additional land adjacent to the new road as it nears the pond to assist maneuvering vehicles towing boat trailers." What does "additional land mean and who determines where the additional land is and is it enough to launch a boat?"

Furthermore, you keep referring to the 15 metre reservation zone from the high water mark. As I told you before this zone exits on paper only, if you have visited the site you should have seen that this zone does not exist as it is often filled with logs, firewood, firepits and other items.

The construction of the road and launching area is only one part of the dilemma we face. After the boat is launched what do you do with your vehicle and trailer? Your solution is for cabin owners/pond owners to apply for crown land to construct a parking lot is ridiculous to say the least.

The cabin owners maintained and used an existing parking lot for over 40 years. It was the proponent of the new development and your department that took the original parking lot from pond users. Is it fair that your department would take away the rights of dozens of people in favor of one individual?

If my reading of your e-mail is correct then you have already made the decision and given title for the property to the proponent. If this is the case then we have no choice to pursue other options starting with the Minister's office. A grave injustice has been done to Weir's Pond users if you favor one individual over the rights of many.

We eagerly await your response to this e-mail.

From: Primmer, Rodger <primmer@gov.nl.ca>
Sent: March 7, 2018 11:47 AM
To: [redacted]@hotmail.com
Subject: Weir's Pond

Dear [redacted]
I write as a follow up to the concerns you previously submitted regarding access to Weir’s Pond, boat launching and parking.

The Department’s review of this matter is now completed. An access road will be available for use by the public to gain access to Weir’s Pond. It is proposed to clear some additional land adjacent to the new road as it nears the pond to assist with maneuvering vehicles towing boat trailers. There is also a 15 metre (50 ft) reservation from the high water mark of Weir’s Pond which is considered Crown lands that can be used for the purpose of launching a boat.

The Department is not obligated to provide any parking area for cabin owners. Cabin owners can submit an application for Crown lands for an area which is not currently occupied or under application to construct a parking area. A Licence to Occupy for this purpose has been obtained by cabin owner associations in other areas in similar circumstances.

Sincerely,

Rodger Primmer

Rodger Primmer
Regional Lands Manager
Department of Fisheries and Land Resources
Crown Lands Administration Division
Government of Newfoundland & Labrador
P.O. Box 2222, Gander, NL Canada A1V 2H9
709-256-1235 (T) | rpimmer@gov.nl.ca

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From: Primmer, Rodger
Sent: March 7, 2018 11:47 AM
To: Tarnagorta@nlf.gov.ca
Subject:专访

Dear [Name],

I write as a follow up to the concerns you previously submitted regarding access to Weir's Pond, boat launching and parking.

The Department's review of this matter is now completed. An access road will be available for use by the public to gain access to
Weir’s Pond. It is proposed to clear some additional land adjacent to the new road as it
nears the pond to assist with maneuvering vehicles towing boat trailers. There is also a
15 metre (50 ft) reservation from the high water mark of Weir’s Pond which is considered
Crown lands that can be used for the purpose of launching a boat.

The Department is not obligated to provide any parking area for cabin owners. Cabin
owners can submit an application for Crown lands for an area which is not currently
occupied or under application to construct a parking area. A Licence to Occupy for this purpose
has been obtained by cabin owner associations in other areas in similar circumstances.

Sincerely,

Rodger Primmer

Rodger Primmer
Regional Lands Manager
Department of Fisheries and Land Resources
Crown Lands Administration Division
Government of Newfoundland & Labrador
P.O. Box 2222, Gander, NL Canada A1V 2N8
709-256-1235 (T) | rprimmer@nov.nf.ca

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Can we discuss this tomorrow at our meeting please. I need to ensure that we have a resolution before Premier is in Grand Falls...thanks.

Hey,

Can you please have a read and follow up again please. Premier is in central on Friday and don't want this to be a possible issue brought to his attention.

Thank you!!

Hi Mr. Loveless,

We spoke awhile back regarding my brother's application for Grant Pursuant to Lease in Weas Pond in Central NL that is now approaching it's third year since initial application. At that time you asked that I follow up with you on the status of this application. Two months back I received a call from Tam Morgan, Director Crown Lands, telling me she had a call from her Deputy Minister asking her to call me and initiate the actions required to ensure this grant was taken care of without further delay. She had asked at that time that I submit the area in question that Billy Lush and Geoff Beaton, Crown Lands Gander, identified as a sufficient area for this and that this matter would be given priority without further delay. This was over 2 months ago and after several calls to Corner Brook and Gander, no one is providing any pertinent information on the status of this application only that correspondence is being drafted up. When asked what this was, no one would tell me. No sure what the secrecy is all about but we would like to get this matter resolved as soon as possible so we can get on with our lives. Your cooperation and intervention to help finalize this application once and for all would be greatly appreciated Mr. Loveless. Thank you for your time and understanding.

Best Regards,
Date: 3/25/2018 12:31:21 PM  
From: "Morgan, Tara"  
To: "Deering, Keith"  
Subject: Fw: Follow up - Grant pursuant to Lease  
As per my earlier email, Lori Anne asked that Rodger and I come prepared with an update on this file for our meeting. See below what prompted this:

There were concerns raised by cabin owners in the area last year and there was a commitment made at the time that they would be notified of the decision on the road grant approval when it was made. Rodger followed up on that commitment which resulted in the comments you saw in my office.

Rodger and I briefed Lori Anne on this but she did not actually see the comments submitted by the cabin owners. She suggested that the Minister should weigh in on the final decision was made and asked that we prepare a DN. We are working on that.

She also asked Rodger to call [redacted] that day which he did. I will forward you his email confirming the conversation.

When I got back to the office after the meeting with Lori Anne there was a colourful message from [redacted] waiting for me indicating his frustration that he could not get an update. Rodger's conversation with him occurred after he left the message so I did not return his call.

One more email to follow.

T

Sent from my iPhone.

Begin forwarded message:

From: "Companion, Lori Anne" <LoriAnneCompanion@gov.nl.ca>  
Date: March 21, 2018 at 5:21:44 PM NDT  
To: "Morgan, Tara" <taramorgan@gov.nl.ca>  
Subject: FW: Follow up - Grant pursuant to Lease

Can we discuss this tomorrow at our meeting please. I need to ensure that we have a resolution before Premier is in Grand Falls...thanks.

-----Original Message-----  
From: Loveless, Elvis  
Sent: Wednesday, March 21, 2018 5:20 PM  
To: Companion, Lori Anne  
Subject: Fw: Follow up - Grant pursuant to Lease

Hey,

Can you please have a read and follow up again please. Premier is in central on Friday and don't want this to be a possible issue brought to his attention.

Thank you!!

Sent from my BlackBerry 10 smartphone on the Bell network.  
Original Message:  
From: [redacted] <[redacted]>  
Sent: Wednesday, March 21, 2018 5:08 PM  
To: Loveless, Elvis  
Subject: Follow up - Grant pursuant to Lease

Hi Mr. Loveless,

We spoke awhile back regarding my brother's application for Grant Pursuant to Lease in Weirs Pond in Central NL that is now approaching its third year since initial application. At that time you asked that I follow up with you on the status of this application. Two months back I received a call from Tara Morgan, Director Crown Lands, telling me she had a call from her Deputy Minister asking her to call me and initiate the actions required to ensure this grant was taken care of without further delay. She had asked at
that time that I submit the area in question of a turnaround that Billy Lush and Geoff Beaton, Crown Lands Gander, identified as a sufficient area for this and that this matter would be given priority without further delay. This was over 2 months ago and after several calls to Corner Brook and Gander, no one is providing any pertinent information on the status of this application only that correspondence is being drafted up. When asked what this was, no one would tell me. No sure what the secrecy is all about but we would like to get this matter resolved as soon as possible so we can get on with our lives. Your cooperation and intervention to help finalize this application once and for all would be greatly appreciated Mr. Loveless. Thank you for your time and understanding.

Best Regards,

Sent from my iPhone
FYI- response from Rodger

Sent from my iPhone

Begin forwarded message:

From: "Companion, Lori Anne" <LoriAnneCompanion@gov.nl.ca>
Date: March 22, 2018 at 3:55:27 PM NDT
To: "Primmer, Rodger" <primer@gov.nl.ca>
Cc: "Morgan, Tara" <taramorgan@gov.nl.ca>
Subject: Re: Grant Pursuant to Lease

Rodger:

Thank you so very much! I really appreciate it.

LA

Sent from my BlackBerry 10 smartphone on the Bell network.

Original Message:
From: Primmer, Rodger
Sent: Thursday, March 22, 2018 4:27 PM
To: Companion, Lori Anne
Cc: Morgan, Tara
Subject: RE: Grant Pursuant to Lease

Hello Lori Anne,

I just spoke to [redacted] after several attempts to reach him. I explained to him we have to get a response out to other cabin owners in the area that have contacted us and we hope to have a decision for him sometime in the near future. He seemed to be OK with that. I also advised him to feel free to get in touch with me for an update if he hasn't received anything in the next week or two.

Rodger

-----Original Message-----
From: Companion, Lori Anne
Sent: Thursday, March 22, 2018 2:55 PM
To: Primmer, Rodger
Subject: FW: Grant Pursuant to Lease

Roger:

Please call [redacted] as we discussed. Please let me know when you have contacted him.

Many thanks.

LA

-----Original Message-----
From: [redacted]@gmail.com
Sent: Thursday, March 22, 2018 2:38 PM
To: Companion, Lori Anne
Subject: Grant Pursuant to Lease

Dear Ms Companion,

Approximately 2 months ago I received a call from Tara Morgan regarding my brother's application for a grant in Weirs Pond. She informed me at that time that she received a call from the Deputy Minister asking her to follow up with me. She reiterated about the area Billy Lush advised us and his colleagues at Crown Lands about the area suitable for a turnaround and asked that I submit it as soon as possible. When I submitted it to Hilary Coates at Crown Lands in Gander she date stamped it and said they were waiting on it and that it was priority. Tara also mentioned to me that the other cabin owners had another area to turn around for boats as well so they could use that. She also confirmed that everything should be taken care of very soon and documentation we have been waiting on would follow. I visited the Gander office nearly 2 weeks ago to follow up and spoke with Dave Mercer. He gave me very little information and basically said they were doing up correspondence but wouldn't tell me what it was about. I told we were told this was priority and his response was everything is priority. I also asked him if they were sending out requests to other cabin owners getting their opinions again on this and he responded no. Please advise what the delay is on this as we are now approaching the third year of this matter. I look forward to your response.

Regards,

Sent from my iPhone
Yes it was forwarded on to me and I did receive it on Friday.  We are reviewing your comments and will not proceed until that review is complete.

Tara

Tara Morgan  
Director (A), Crown Lands Division  
Department of Fisheries and Land Resources  
Tel: (709) 637-2093  Fax: (709) 637-2004

From:  [Redacted]  Sent: Monday, March 26, 2018 1:42 PM  
To: Morgan, Tara <taramorgan@gov.nl.ca>  
Subject: [Potential Junk/Spam]

To Tara Morgan

From:  [Redacted]

Re: Weir's Pond crown land approval

For some months now cabin owners and pond users in the Gander Bay area have expressed concern to the Gander office as to how it has it proceeded in an application for crown land. For nearly two years we have been back and forth with the Gander office. About a week ago I put all of my correspondence together and sent it to the Corner Brook office. I was informed that a Darrel Moore was the director. I have since learned that he is not the director and you now have that position. I addressed the envelope to him and also used the title of director. I am wondering if you have received the info and have had the opportunity to peruse it. If you need my permission to open it since it is addressed to another person than I am giving my consent.

Thank you in advance for your attending to this matter. If you have not received the info please advise and I will forward another copy.
Date: 3/31/2018 7:47:57 PM

From: [Redacted]

To: "Morgan, Tara"

Subject: Weir's Pond

Dear Ms. Morgan,

I am writing out of concern and disappointment with the decision made by the Crown Land Office at Gander, to let applicant number 126753 to get land surveyed at Weir's pond as the applicant saw fit not what Crown Land had approved on the survey application. As you may or may not be aware the application was for the survey to contain approximately 25% of the existing 40 year old public parking lot but the applicant got the surveyor to survey all the existing parking lot leaving no where to turn around or park a vehicle. On an email from Roger Primmer dated February 28, 2017 he stated that he would like to resolve this matter to the satisfaction of all those involved, which I presume includes the general public but as to date this has not been done.

I have travelled forest access roads on Crown Land and Corner Brook pulp and paper on different parts of the island, at the end of each road there was always a turn around/parking lot. I fail to understand why Gander office is changing this policy to satisfy one individual at the expense of the general public. Hoping you will make things right for the public.

Thank you.
Date: 6/4/2018 11:38:01 AM
From: "Morgan, Tara"
To: "Morgan, Tara"
Subject: Weirs Pond crown land application

In March of this year I forwarded a package to your office about an application for a crown land development. I sent the package to Mr. Moore who no longer held the position. You quickly acknowledged that you were in possession of the information and would be conducting a review.

As of today I have not heard if you have carried out a review of the materials you received. However, on May 23/18 I received an email from the Gander Office indicating that a decision has been made and approval is about to be given for application 126753. This approval will have adverse and severe implications for cabin owners and pond users.

This approval effectively denies pond users of the ability to access the pond for 7 or eight months of the year. The response from Mr. Primmer is totally unsatisfactory and borders on the ridiculous. Weir's Pond, one of the largest ponds in the area, and a licensed salmon river has one access point for the general public. That access has been taken away for all and the solution proposed to the problem is totally unsatisfactory.

The Gander office has been totally incompetent in the processing of this application.

Thank You for your attention to this matter.
Can you provide us direction on this? There is conflict between the applicant and adjacent cabin owners and we ended up getting direction from the Minister.

In the end we did proceed with approval for the application and have received additional concerns from the cottage owners this week.

Tara

Sec 40(1)

Good Morning,

Just received this e-mail on the info e-mail. Thank you!

MONIQUE BARRETT
LANDS OFFICER I
CROWN LAND INQUIRY LINE / CROWN LANDS DIVISION
DEPARTMENT OF FISHERIES AND LAND RESOURCES
P.O. BOX 2005, CORNER BROOK, NL, CANADA A2H 6H8
T 709.637.2386 | Toll Free 1.833.891.3249

From: Kyle Greenham <kyle.greenham@ganderbeacon.ca>
Sent: Tuesday, June 5, 2018 11:22 AM
To: CrownLandsInfo <CrownLandsInfo@gov.nl.ca>
Subject: Inquiry for contact/interview

Hello,

I would like to speak to someone in the Gander office for a story I am working on a story about a Gander Bay man... and continuing issues he and his family have had with acquiring a grant for a property in the Weir's Pond area.

From what I've been told, he has been working towards getting the grant for three years, and feels the process has been so long due to either incompetence or ulterior motives. I was hoping to speak to someone in the Gander Crown lands office familiar with this case to gain a more rounded understanding of what has transpired.

I can also be reached by phone at the Gander Beacon office at 256-4371 to discuss further. Thank you for your time.

Kyle Greenham
The Beacon
Date: 6/5/2018 11:38:54 AM
From: "Primmer, Rodger"
To: "Morgan, Tara"
Subject: FW: Weir's Pond
Attachment: image001.jpg

Hi,

Just wanted to let you know another gentleman was in last week [REDACTED] who holds the Cottage Licence next to the newly constructed road. He will be submitting his concerns to our office concerning water runoff on his lot caused by the new road. He feels the proposed area to be cleared adjacent to the road may cause additional runoff towards his cabin. Based on this new information I have not yet sent the approval letter to [REDACTED] for the road construction.

Rodger

From: [REDACTED]@hotmail.com
Sent: Tuesday, June 05, 2018 9:41 AM
To: Primmer, Rodger
Cc: Morgan, Tara
Subject: Re: Weir's Pond

Yesterday June 4th 2018, I went to Weir's Pond to go fishing, before I drove to the shoreline easement I walked down from the existing parking lot to see if there was room to back my boat and trailer out in the pond, only to find there was a vehicle parked on the easement therefore I was unable to access the pond. What is Crown Lands or your solution to parking on the easement leaving no access to the pond for the public?

[REDACTED]

From: [REDACTED]@hotmail.com
Sent: June 3, 2018 8:50 PM
To: [REDACTED]@hotmail.com
Subject: Fwd: Weir's Pond

Sent from my IPhone

Begin forwarded message:

From: [REDACTED]@hotmail.com
Date: June 3, 2018 at 5:42:06 PM NDT
To: [REDACTED]@hotmail.com
Subject: Fw: Weir's Pond

Dear [REDACTED]:

Departmental staff have determined there is sufficient land to launch a boat near the shoreline. The shoreline reservation cannot be obstructed to those who wish to access the pond.

If cabin owners used an area of Crown land for over 40 years as a parking lot without title to the land, it does not give you any rights to this land. As I stated previously, cabin owners can apply for title to an area of Crown land to establish a parking area as cabin owner associations in other areas have done.

We are now proceeding to finalize the applications we are processing in this area.

Sincerely,

Rodger Primmer
Regional Lands Manager
Date: 6/6/2018 11:24:47 AM
From: "Morgan, Tara"
To: "Boland, Connie"
Subject: RE: Inquiry for contact/interview

This is a bit of a file – I’ll have a chat with Keith – he’s aware of some of the history. We did a BN as well, it’s in TRIM DOC/2018/02868.

I’ll be in touch later today.

From: Boland, Connie
Sent: Wednesday, June 06, 2018 11:23 AM
To: Morgan, Tara
Subject: FW: Inquiry for contact/interview

Hi,

I let Kyle know that he should contact communications in the future and that we are looking into this for him. I suggest we send a statement if relevant. What are your thoughts?

Connie

From: Morgan, Tara
Sent: Wednesday, June 06, 2018 9:56 AM
To: Tompkins, John
Cc: Boland, Connie
Subject: FW: Inquiry for contact/interview

FYI – they are asking for a response before Thursday.

From: CrownLandsInfo
Sent: Wednesday, June 06, 2018 9:35 AM
To: Primner, Rodger
Cc: Morgan, Tara
Subject: FW: Inquiry for contact/interview

Hey Rodger & Tara,

Just received this e-mail this morning from The Beacon! Have a great day!

Monique

From: Kyle Greenham <kyle.greenham@ganderbeacon.ca>
Sent: Wednesday, June 6, 2018 9:32 AM
To: CrownLandsInfo <CrownLandsInfo@gov.nl.ca>
Subject: Re: Inquiry for contact/interview

Could you forward an additional email to the central office that I would like to hear back on this inquiry by Thursday? Thanks again.

Kyle

From: CrownLandsInfo <CrownLandsInfo@gov.nl.ca>
Sent: June 5, 2018 11:28:29 AM
To: Kyle Greenham
Subject: RE: Inquiry for contact/interview

Good Morning Kyle,

I have forwarded your e-mail to the Central Regional Lands Office for follow up. Thank you for your inquiry! Have a great day!

CROWN LAND INQUIRY LINE
CROWN LANDS DIVISION
DEPARTMENT OF FISHERIES AND LAND RESOURCES
P.O. BOX 2006, CORNER BROOK, NL, CANADA A2H 6J8
T: 1.833.891.3249 | WEBSITE: www.fl.gov.nl.ca/lands

From: Kyle Greenham <kyle.greenham@ganderbeacon.ca>
Sent: Tuesday, June 5, 2018 11:22 AM
To: CrownLandsInfo <CrownLandsInfo@gov.nl.ca>
Subject: Inquiry for contact/interview

Hello,
I would like to speak to someone in the Gander office for a story I am working on a story about a Gander Bay man [redacted] and continuing issues he and his family have had with acquiring a grant for a property in the Weir's Pond area.

From what I've been told, he has been working towards getting the grant for three years, and feels the process has been so long due to either incompetence or ulterior motives. I was hoping to speak to someone in the Gander Crown Lands office familiar with this case to gain a more rounded understanding of what has transpired.

I can also be reached by phone at the Gander Beacon office at 256-4371 to discuss further. Thank you for your time.

Kyle Greenham
The Beacon

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From: Morgan, Tara
Sent: Wednesday, June 06, 2018 9:56 AM
To: CrownLandsInfo; Primmer, Rodger
Subject: RE: Inquiry for contact/interview

I've sent this to communications. Let's wait on responding until we hear from them.

From: CrownLandsInfo
Sent: Wednesday, June 06, 2018 9:35 AM
To: Primmer, Rodger
Cc: Morgan, Tara
Subject: FW: Inquiry for contact/interview

Hey Rodger & Tara,

Just received this e-mail this morning from The Beacon! Have a great day!

Monique

From: Kyle Greenham <kyle.greenham@ganderbeacon.ca>
Sent: Wednesday, June 6, 2018 9:52 AM
To: CrownLandsInfo <CrownLandsInfo@gov.nl.ca>
Subject: Re: Inquiry for contact/interview

Could you forward an additional email to the central office that I would like to hear back on this inquiry by Thursday? Thanks again.

Kyle

From: CrownLandsInfo <CrownLandsInfo@gov.nl.ca>
Sent: June 5, 2018 11:28:29 AM
To: Kyle Greenham
Subject: RE: Inquiry for contact/interview

Good Morning Kyle,

I have forwarded your e-mail to the Central Regional Lands Office for follow up. Thank you for your Inquiry! Have a great day!

CROWN LAND INQUIRY LINE
CROWN LANDS DIVISION
DEPARTMENT OF FISHERIES AND LAND RESOURCES
P.O. BOX 2006, CORNER BROOK, NL CANADA A2H 6J8
T: 1.863.851.3249 | WEBSITE: www.fit.gov.nl.ca/lands

From: Kyle Greenham <kyle.greenham@ganderbeacon.ca>
Sent: Tuesday, June 5, 2018 11:22 AM
To: CrownLandsInfo <CrownLandsInfo@gov.nl.ca>
Subject: Inquiry for contact/interview

Hello,

I would like to speak to someone in the Gander office for a story I am working on about a Gander Bay man and continuing issues he and his family have had with acquiring a grant for a property in the Weir's Pond area.

From what I've been told, he has been working towards getting the grant for three years, and feels the process has been so long due to either incompetence or ulterior motives. I was hoping to speak to someone in the Gander Crown Lands office familiar with this case to gain a more rounded understanding of what has transpired.

I can also be reached by phone at the Gander Beacon office at 256-4371 to discuss further. Thank you for your time.

Kyle Greenham
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Date: 6/7/2018 2:38:22 PM
From: [Redacted]
To: "Morgan, Tara"
Cc: "Primmer, Rodger"
Subject: Re: Weir's Pond

Dear Ms. Morgan,

In light of the fact it has been two months since I received this correspondence from you, and it is now boating season for Weirs Pond, I felt it appropriate to contact you again regarding any progress on File #126753.

I would also like to provide you with some information relevant to this file for your review and consideration. I have recently received email correspondence from Rodger Primmer-Regional Lands Manager who, from my interpretation of this and previous emails, seems to take a stand in favor of applicant #126753 versus all pond users. I like to think that political interference is not an issue or his field staff is not providing accurate information on the file in question.

I have had access to a great pond to fish in from my boat and a cabin on an island in that pond that I have also accessed by boat for [redacted] years. A [redacted] years of age it seems ludicrous that Mr. Primmer would imply that my only option now is to construct a new parking lot or give up a part of a lifestyle I, and other members of my family, have enjoyed for so many years. Why does he have so many excuses for giving a traditional parking lot to applicant #126753 when the applicant hasn't followed proper protocol to obtain title to this land? Mr. Primmer fails to provide direct answers to questions asked in emails to him. I question if he understands that this issue is one for all pond users. In face to face conversation he seems to understand the Weirs Pond issue yet in email correspondence that understanding seems limited.

I appreciate your attention to the concerns of Weirs Pond users and await your reply.

Thank you.

Respectfully,

Weirs Pond user

From: [Redacted]@hotmail.com
Sent: March 22, 2018 4:09 PM
To: Morgan, Tara
Subject: Re: Weir's Pond

Thank you very much for your very prompt reply.

Sent from my iPhone

On Mar 22, 2018, at 4:06 PM, Morgan, Tara <tara.morgan@gov.nl.ca> wrote:

Thank you

I did see the email. Your comments have been received and are currently under review.

Once the review is complete I will able to more fully respond.

Tara

Sent from my iPhone

On Mar 22, 2018, at 4:04 PM, [Redacted]@hotmail.com> wrote:

Dear Ms Morgan

Please see email below. I had originally sent to Darren Moore however upon calling your department I was provided with your email. Thank you for your anticipated response.

Sent from my iPhone

Begin forwarded message:

From: [Redacted]@hotmail.com
Date: March 17, 2018 at 2:46:39 PM NDT
To:
Cc: "tpimmer@gov.nl.ca"<tpimmer@gov.nl.ca>
Subject: Weir’s Pond

Dear Mr. Moore,

For decades the general public had access to the North side of Weir’s Pond, with a boat launch area and parking space. The more frequent users, made sure it was properly maintained; clearing ditches, cutting alders, filling pot holes even repairing bridges. Pond users from all parts of the province were assured of few inconveniences when they arrived. The parking area was used by everyone, not just cabin owners.

It hasn’t been so convenient the last number of years and continues to get worse. Applicant #126753 was given permission to erect a cabin, pond side in the immediate vicinity of the parking lot. To inconvenience and obstruct he decided to include the general area as part of his cabin lot. Why did Gander Office turn a blind eye when the proposed survey was ignored and the parking lot was included in the survey? Was this approval legal?

Your March 7, 2018 email suggested an application to occupy be submitted for permission to construct a new parking area. This idea is both ludicrous and impractical. Hasn’t applicant #126753 already taken up all Crown Land in the immediate area? How practical is it for pond users; anglers, trappers, hunters, and boaters to be part of a cabin owners association? Are you suggesting that all users own a cabin? This is an issue of great concern to everyone using this site.

Do you realize that the rights of the public are being ignored when you support the wishes of this individual, #126753? A reply anticipated.

Thank you — Sec 40(1)

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Date: 6/12/2018 1:34:05 PM
From: "Morgan, Tara"
To: "Boland, Connie"
Subject: Re: Inquiry for contact/interview

Sent from my iPhone

On Jun 12, 2018, at 11:03 AM, Boland, Connie <ConnieBoland@gov.nl.ca> wrote:

Hi,

I can form a statement around why the process has taken so long and tell him we cannot discuss specific files. Does that work for you? I will draft the statement based on existing messages and send to you.

---

Kyle Greenham [mailto:kyle.greenham@ganderbeacon.ca]
Sent: Tuesday, June 12, 2018 1:27 PM
To: Boland, Connie
Subject: Re: Inquiry for contact/interview

Thanks Connie. In terms of specifics for this story I was hoping to learn why the crown land process has taken so long over these years and if there has been any comments or complaints from nearby cabin owners about this attempt to get this grant, as I felt this may be a cause for why the grant for the crown land has yet to be given.

If I speak to a representative I'll just bring his concerns directly to them.

Thanks,

Kyle

---

"Boland, Connie" <ConnieBoland@gov.nl.ca>
Date: Tuesday, June 12, 2018 at 12:02 PM
To: Kyle Greenham
Cc: "Skinner, Linda" <LindaSkinner@gov.nl.ca>
Subject: RE: Inquiry for contact/interview

Hi Kyle,

My apologies for the delay. We are looking into this for you.

Connie

---

Kyle Greenham [mailto:kyle.greenham@ganderbeacon.ca]
Sent: Monday, June 11, 2018 4:08 PM
To: Boland, Connie
Cc: Skinner, Linda; Tompkins, John
Subject: Re: Inquiry for contact/interview

Hey Connie, any word back on getting a statement or interview in regards to this story?

Thanks.

Kyle

---

Boland, Connie <ConnieBoland@gov.nl.ca>
Sent: June 6, 2018 11:22:08 AM
To: Kyle Greenham
Cc: Skinner, Linda; Tompkins, John
Subject: Inquiry for contact/interview

Hi Kyle,

I am looking into this request for you.

Inquiries such as this one should be sent to communications to ensure we are aware of your request and can look into it for you.

Have a great day,
Connie

From: Kyle Greenham <kyle.greenham@ganderbeacon.ca>
Sent: Wednesday, June 6, 2018 9:32 AM
To: CrownLandsInfo <CrownLandsInfo@gov.nl.ca>
Subject: Re: Inquiry for contact/interview

Could you forward an additional email to the central office that I would like to hear back on this inquiry by Thursday? Thanks again.

Kyle

From: CrownLandsInfo <CrownLandsInfo@gov.nl.ca>
Sent: June 5, 2018 11:28:29 AM
To: Kyle Greenham
Subject: RE: Inquiry for contact/interview

Good Morning Kyle,

I have forwarded your e-mail to the Central Regional Lands Office for follow up. Thank you for your inquiry! Have a great day!

CROWN LAND INQUIRY LINE
CROWN LANDS DIVISION
DEPARTMENT OF FISHERIES AND LAND RESOURCES
P.O. BOX 2006, CORNER BROOK, NL, CANADA A2H 8J8
T: 1.833.891.3249 | WEBSITE: www.lir.gov.nl.ca/lands

From: Kyle Greenham <kyle.greenham@ganderbeacon.ca>
Sent: Tuesday, June 5, 2018 11:22 AM
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Subject: Inquiry for contact/interview

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From what I've been told, he has been working towards getting the grant for three years, and feels the process has been so long due to either incompetence or ulterior motives. I was hoping to speak to someone in the Gander Crown Lands office familiar with this case to gain a more rounded understanding of what has transpired.

I can also be reached by phone at the Gander Beacon office at 256-4371 to discuss further. Thank you for your time.

Kyle Greenham
The Beacon

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Date: 6/12/2018 1:50:32 PM  
From: "Morgan, Tara"  
To: "Boland, Connie"  
Subject: Re: Inquiry for contact/interview  
Sounds great to me.  

T  

Sent from my iPhone  

On Jun 12, 2018, at 11:18 AM, Boland, Connie <ConnieBoland@gov.nl.ca> wrote:  

How about:  

Hi Kyle,  

The Department of Fisheries and Land Resources cannot comment on individual applications.  

The Crown Lands division had a consistent backlog of applications which delayed the application process. The Minister of Fisheries and Land Resources announced initiatives that are improving Crown Lands services for the benefit of all Newfoundlanders and Labradorians on February 14, 2018. Those initiatives included a commitment to eliminate application backlog.  

For more information please see the news release posted at:  

From: Kyle Greenham [mailto:kyle.greenham@ganderbeacon.ca]  
Sent: Tuesday, June 12, 2018 1:27 PM  
To: Boland, Connie  
Subject: Re: Inquiry for contact/interview  

Thanks Connie. In terms of specifics for this story I was hoping to learn why the crown land process has taken now over three years and if there has been any comments or complaints from nearby cabin owners about [REDACTED] attempt to get this grant, as [REDACTED] felt this may be a cause for why the grant for the crown land has yet to be given.  

If I speak to a representative I will just bring his concerns directly to them.  

Thanks.  

Kyle  

From: "Boland, Connie" <ConnieBoland@gov.nl.ca>  
Date: Tuesday, June 12, 2018 at 12:02 PM  
To: Kyle Greenham <kyle.greenham@ganderbeacon.ca>  
Cc: "Skinner, Linda" <LindaSkinner@gov.nl.ca>  
Subject: RE: Inquiry for contact/interview  

Hi Kyle,  

My apologies for the delay. We are looking into this for you.  

Connie  

From: Kyle Greenham [mailto:kyle.greenham@ganderbeacon.ca]  
Sent: Monday, June 11, 2018 4:08 PM  
To: Boland, Connie  
Cc: Skinner, Linda; Tompkins, John  
Subject: Re: Inquiry for contact/interview  

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Thanks.  

Kyle  

From: Boland, Connie <ConnieBoland@gov.nl.ca>  
Sent: June 6, 2018 11:22:08 AM
To: Kyle Greenham  
Cc: Skinner, Linda; Tompkins, John  
Subject: Inquiry for contact/interview  

Hi Kyle,  

I am looking into this request for you.  

Inquiries such as this one should be sent to communications to ensure we are aware of your request and can look into it for you.  

Have a great day,  

Connie  

From: Kyle Greenham <kyle.greenham@nganderbeacon.ca>  
Sent: Wednesday, June 6, 2018 9:32 AM  
To: CrownLands <CrownLandsinfo@gov.nl.ca>  
Subject: Re: Inquiry for contact/interview  

Could you forward an additional email to the central office that I would like to hear back on this inquiry by Thursday? Thanks again.

Kyle  

From: CrownLands <CrownLandsinfo@gov.nl.ca>  
Sent: June 5, 2018 11:28:29 AM  
To: Kyle Greenham  
Subject: RE: Inquiry for contact/interview  

Good Morning Kyle,  

I have forwarded your e-mail to the Central Regional Lands Office for follow up. Thank you for your inquiry! Have a great day!

CROWN LAND INQUIRY LINE  
CROWN LANDS DIVISION  
DEPARTMENT OF FISHERIES AND LAND RESOURCES  
P.O. BOX 2006, CORNER BROOK, NL, CANADA A2H 6J8  
T: 1.800.441.3249 | WEBSITE: www.flr.gov.nl.ca/lands  

From: Kyle Greenham <kyle.greenham@nganderbeacon.ca>  
Sent: Tuesday, June 5, 2018 11:22 AM  
To: CrownLands <CrownLandsinfo@gov.nl.ca>  
Subject: Inquiry for contact/interview  

Hello,  

I would like to speak to someone in the Gander office for a story I am working on a story about a Gander Bay man and continuing issues he and his family have had with acquiring a grant for a property in the Weir’s Pond area.

From what I’ve been told, he has been working towards getting the grant for three years, and feels the process has been so long due to either incompetence or ulterior motives. I was hoping to speak to someone in the Gander Crown Lands office familiar with this case to gain a more rounded understanding of what has transpired.

I can also be reached by phone at the Gander Beacon office at 256-4371 to discuss further. Thank you for your time.

Kyle Greenham  
The Beacon  

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Date: 6/12/2018 12:12:41 PM
From: "Morgan, Tara"
To: "Boland, Connie"
Subject: Re: Inquiry for contact/interview

Hi. We can't provide info on an application. This one is tricky because there are cabin owners quite upset over this.

I think such a report will raise additional unintended attention.

I believe the file is done an approved.

Were there certain questions about process he wanted answered?

Sent from my iPhone

On Jun 12, 2018, at 9:38 AM, Boland, Connie <Connie.Boland@gov.nl.ca> wrote:

I figured but never hurts to check with both divisions 😊

From: Carey, Richard
Sent: Tuesday, June 12, 2018 12:08 PM
To: Boland, Connie
Cc: Morgan, Tara
Subject: RE: Inquiry for contact/interview

Hi Connie, this response would be best received from Tara (Crown Lands Division).

Thanks,
Rick

Rick Carey, B.E.S., P.Ag.
Director
Land Management Division
Department of Fisheries and Land Resources
P.O. Box 2006
Fortis Building
Corner Brook, NL Canada A2H 6J8
Ph: 709-637-2081
Email: rcarey@gov.nl.ca

Tele: 709.637-2081
Fax: 709.637-2586

From: Boland, Connie
Sent: Tuesday, June 12, 2018 12:05 PM
To: Morgan, Tara; Carey, Richard
Cc: Skinner, Linda
Subject: FW: Inquiry for contact/interview

Hi there,

This request was lost last week in the excitement of Cochrane Pond! I am thinking no comment for confidentially reasons?

Connie

From: Kyle Greenham <kyle.greenham@ganderbeacon.ca>
Sent: Tuesday, June 5, 2018 11:22 AM
To: CrownLandsInfo <CrownLandsInfo@gov.nl.ca>
Subject: Inquiry for contact/interview

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Hi there,

Just wanted to clarify something regarding a file.

We received an email from [Name] on behalf of [Name]. He thought that there was another application required to see his permission to construct a building be approved (Application #150638). That is not the case. I think there is a little confusion around the letter we sent him. In it, we included Forestry's comments that CBPPL be contacted for approval prior to development. I guess they didn't realize we had already referred to you guys and approval was granted. There was a minor change to the area for the turnaround but we did not require a new application.

I wanted to follow up to let you know that there is no need for additional action on your end with regards to this file and we have everything we needed and have issued approval.

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093  Fax: (709) 637-2004
See attached

---Original Message---
From: Morgan, Tara
Sent: Monday, June 18, 2018 2:49 PM
To: Mills, Trevor T.
Hi

Can you please send me a copy of the most recent application for 150638?

Tks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093 Fax: (709) 637-3004
**Newfoundland Labrador Municipal Affairs**

**APPLICATION FOR CROWN LANDS**

**FOR DEPARTMENT USE ONLY**

APPLICATION NO. 150638  RECIPT NO. 86099  AMOUNT 172,500  DATE Jan. 31/7

FILE NO. 2023524  DATE Registered Jan. 6, 2017  INDICATED ON PLAN NO.

INITIAL  TOPO NO.  INITIAL  

**APPLICANT INFORMATION**

<table>
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<tr>
<th>SURNAME</th>
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PROVINCE  NL  MUNICIPAL TELEPHONE  

ARE YOU A RESIDENT OF THE PROVINCE OF NEWFOUNDLAND AND LABRADOR?  YES  NO

ARE YOU AN EMPLOYEE OF THE DEPARTMENT OF MUNICIPAL AFFAIRS?  YES  NO

HAVE YOU, YOUR SPOUSE, OR ANY DEPENDENT CHILDREN EVER APPLIED FOR, OR RECEIVED LAND FROM THE CROWN?  YES  NO

IF YES, SPECIFY TITLE NO(s): LOT # 126753

**PROPOSED TENURE AND USE**

<table>
<thead>
<tr>
<th>TYPE OF APPLICATION</th>
<th>LEASE</th>
<th>GRANT</th>
<th>LICENCE TO OCCUPY</th>
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<tr>
<th>LAND USE</th>
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<th>COTTAGE</th>
<th>AQUACULTURE</th>
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<tr>
<td>COMMERCIAL (provide detailed description below)</td>
<td>OTHER (provide details below)</td>
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Application for Road Construction and Drainage SW Survey Boundary Line (Existing) & Upgrade to Existing Road That Connects to New Road

DESCRIBE BUILDINGS TO BE ERECTED (if applicable)

DIMENSIONS: LENGTH  Width

PROPOSED WATER AND SEWAGE FACILITIES (if applicable)

<table>
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<tr>
<th>WELL</th>
<th>SEPTIC</th>
<th>MUNICIPAL WATER</th>
<th>MUNICIPAL SEWER</th>
<th>OTHER (provide details below)</th>
</tr>
</thead>
</table>

A/A
LAND DESCRIPTION

1. THE LAND IS SITUATED AT WEIR'S ROAD

IN THE ELECTORAL DISTRICT OF

2. IS THE LAND APPLIED FOR LOCATED WITHIN MUNICIPAL BOUNDARIES? YES ☑️ NO IF YES, YOU MUST ENCLOSE A MUNICIPAL RECOMMENDATION FORM

IF YES, YOU MUST ENCLOSE A MUNICIPAL RECOMMENDATION FORM

NOTE: THIS FORM IS AVAILABLE FROM THE MUNICIPAL COUNCIL, REGIONAL LANDS OFFICE, & GOVERNMENT SERVICE CENTRES

3. APPROXIMATE DIMENSIONS OF THE LAND

FRONTAGE SEE SKETCH D

metres

DEPTH

metres

NAME OF WATERBODY (if applicable) WEIR'S ROAD

4. DISTANCE TO CLOSEST WATERBODY 150 metres

5. IS THE SITE ACCESSIBLE BY ROAD? YES ☑️ NO

IF NO, WILL THE SITE REQUIRE NEW ROAD CONSTRUCTION FOR ACCESS? YES ☑️ NO

IF YES, WHAT WILL BE THE APPROXIMATE LENGTH OF THE ROAD?

SEE SKETCH

FOR SITES WITHOUT ROAD ACCESS, PLEASE INDICATE METHOD OF TRANSPORTATION

☐ WALKING ☐ A.T.V. ☐ BOAT ☐ SNOWMOBILE ☐ AIRCRAFT

FOR SITES WITHOUT ROAD ACCESS, LOCATION OF ACCESS ROUTE MUST BE INDICATED ON THE MAP ATTACHED TO THE APPLICATION AND ACCESS BY A.T.V. MUST BE IN ACCORDANCE WITH A.T.V. REGULATIONS.

6. IS THE SITE PRESENTLY OCCUPIED; FENCES, BUILDINGS, SIGNS, CLEARING, LOCAL UNDERSTANDING? YES ☑️ NO

IF YES, STATE YEAR OCCUPATION COMMENCED, AREA OCCUPIED AND NAME OF PERSON WHO DEVELOPED OR OCCUPIED THE LAND

AD JACEY COTTAGE - Sec 40(1)

ROAD - 2016

7. ARE YOU AWARE OF ANY EVIDENCE OF PREVIOUS LAND USE, SUCH AS FENCES, BUILDINGS, SIGNS, CLEARING, LOCAL UNDERSTANDING, ETC.? YES ☑️ NO

IF YES, STATE YEAR OCCUPATION COMMENCED, AREA OCCUPIED AND NAME OF PERSON WHO DEVELOPED OR OCCUPIED THE LAND

DESCRIPTION OF LAND

Please Note: When your application is accepted by this Department you are required to identify the site in the field by clearly marking your corner posts. If there is a discrepancy between the area marked in the field and the area indicated on the map, the latter shall prevail.

Sketch the land applied for showing distance to prominent nearby features such as buildings, fences, road intersections. Map must also be attached.

BOUNDED ON NORTH BY CROWN LAND

BOUNDED ON SOUTH BY WEIR'S ROAD CROWN RESERVE (15 m -)

BOUNDED ON EAST BY PID # 126 75 3

BOUNDED ON WEST BY CROWN LAND

PLEASE NOTE: IT IS THE POLICY OF THE CROWN LANDS DIVISION TO ACCEPT APPLICATIONS ON A FIRST COME - FIRST SERVED BASIS. APPLICATIONS MUST BE FULLY COMPLETED, WITH A MAP SHOWING THE EXACT LOCATIONS OF THE LAND APPLIED FOR TOGETHER WITH THE APPLICATION FEE. THE APPROVED MUNICIPAL RECOMMENDATION FORM FROM COUNCIL, IF APPLICABLE, MUST ALSO BE ATTACHED, ONLY THEN WILL THE APPLICATION BE ACCEPTED AND DEEMED REGISTERABLE BY THIS DEPARTMENT.
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
WEIR'S POND

15m Reservation

5-6m Wide

Existing

Upgraded

70m approx

Existing

Windrow

Excavation used to

Connect access

25m approx

5-6m Wide

Existing Road

Turning/Parking

PT 126753

Proposed turnaround

Opposite reservation area
on SW side of Road
Date: 6/22/2018 1:49:51 PM
From: [Redacted]
To: "Morgan, Tara"
Subject: Weir's Pond

In early June I emailed you as a result of an e-mail I received from Mr. Primmer in the Gander Office. As of this date I have not received any correspondence from you to indicate if you have had the opportunity to review the file, I also sent a comprehensive package to you earlier outlining concerns pond users have over this application.

I would very much appreciate hearing from you with regards to the processing of this application so that I can explore other options. Thank you for your attention to this matter.
Date: 6/29/2018 10:27:45 AM
From: "Morgan, Tara"
To: "Primmer, Rodger"
Subject: RE: Town of Gander CL 150003

That's right.

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093  Fax: (709) 637-2004

--- Original Message ---
From: Primmer, Rodger
Sent: Friday, June 29, 2018 9:10 AM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Subject: RE: Town of Gander CL 150003

I think that is it with this type of grant, survey plan not included because it's such a large area and is submitted on larger size paper.

Rodger

--- Original Message ---
From: Morgan, Tara
Sent: Friday, June 29, 2018 9:18 AM
To: Primmer, Rodger
Subject: RE: Town of Gander CL 150003

I just noticed - there is no schedule B in the survey - weird?

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093  Fax: (709) 637-2004

--- Original Message ---
From: Primmer, Rodger
Sent: Friday, June 29, 2018 9:07 AM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Subject: RE: Town of Gander CL 150003

Done.

Rodger

--- Original Message ---
From: Morgan, Tara
Sent: Friday, June 29, 2018 8:59 AM
To: Primmer, Rodger
Subject: FW: Town of Gander CL 150003
Importance: High

FYI - Town of Gander title has been issued. See attached. Please forward to them and let them know.

Their copy will go in the mail.

Thanks!

Tara

Tara Morgan
--- Original Message ---
From Xerox0985@gov.nLea <Xerox0985@gov.nLea>
Sent: Friday, June 29, 2013 7:45 AM
To: Morgan, Tara <taramorgan@gov.nLea>
Subject: Town of Gander, NL, 130003

Please open the attached document. It was scanned and sent to you using a Xerox Multi-function Device.

Attachment File Type: pdf, Multi-Page

Multi-function Device Location: \(\backslash\)Corner Brook NL, CAN
Device Name: XRX9C0345EB10A

For more information on Xerox products and solutions, please visit http://www.xerox.com.
Date: 6/30/2018 5:27:10 PM
From: "Morgan, Tara"
To: "Deering, Keith"
Cc: "Primmer, Rodger"
Subject: FYI - Weirs Pond
Attachment: RE: Weir's Pond File 126753; RE: Weir's Pond; Weirs Pond crown land application; Re: Weir's Pond; Turnaround Completed.; Chain barrier on public land;

Hi Keith,  

I responded to both [redacted] and [redacted] today with a similar response.

They are users of the access point/parking lot that was partially approved when the decision was made to issue the grant to [redacted] as per the Decision Note. You'll recall there were several long standing issues with this file including two conflicting parties (as the cottage owner and local users of a traditional road/access point to the pond). Both noted their intention to take further action if the decisions made were not in their favor. As a result we sent up a Decision Note to the Minister in which we were given direction to proceed in favor of the cottage owner. In their most recent communication, [redacted] noted that he was awaiting my response before proceeding to consider other options, while [redacted] made reference to seeking legal advice and going to the media.  

We received notification from [redacted] that the turn around is constructed (photos provided by him attached). Rodger has staff heading out to inspect that area next week and confirm that it has been done as per our direction. If everything is ok with that then we will proceed to issue title to the [redacted] grant pursuant to the lease.

[redacted] has made a complaint about a gate in the area of his brothers lot, the region will be investigating that as well while they are in the area. I think I copied you on the response but attached is his original email with the photos if needed.

Tara  

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093 Fax: (709) 637-2004
To whom it may concern:

Please be advised the turnaround as requested is now complete. Please advise when we should expect to finalize this matter. Thank you

Sec 40(1)
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
FYL: Did the guy next to the appicant not get the same notification of penalty that my brother received? Why is this still here? Please advise. Thank you.

Regards,
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Date: 7/5/2018 3:44:18 PM
From: "Primmer, Rodger"
To: "Morgan, Tara"
Subject: FW: Weir's Pond File
Attachment: 20180704_104339.jpg;20180704_104518.jpg;DSC01726.jpg;

Hi,

We were at the site on July 4th, 2018. There is no rope here, it is a piece of flagging ribbon to keep people off the newly cleared area temporarily to let the area dry out, it's a bit wet in places. The brush can be moved and it doesn't prevent the launching of a boat. There is access to the pond on the newly constructed road.

Attached are our pictures of the area approaching the shoreline.

Rodger

From: [Redacted@outlook.com]
Sent: Thursday, July 05, 2018 12:55 PM
To: Primmer, Rodger
Cc: Morgan, Tara
Subject: Weir's Pond File

Mr. Primmer,
I visited Weir's Pond July 3, 2018 and found it impossible to access the pond with a boat and trailer even after Ms. Morgan said that a turn around and parking lot had been constructed. The 10 meter X 14 meter constructed area is not big enough to turn a truck and trailer around. The so-called turn around, and parking lot has a rope across it, there is a pile of brush on the easement and the existing parking lot has been ditched leaving no access to the pond as you can see in the photos.

As per Ms. Morgan's email dated June 30, 2018, she said "Regional staff can be available if required." I asked you in the beginning for someone to come out and check what we the pond users were concerned about, but you said no. Yet, someone from your Dept made more than one visit and met with the applicant of permit # 126753 . What kind of justice is this?

Would you send someone from your Dept. to meet on site with the pond users so the staff can show us how and where to turn around a truck and trailer as the situation exist now?

Please note I am a recreational pond user not a cabin owner on Weir's Pond.
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Thank you for your email dated June 30. However, there has been some misinformation sent to you by officials within the department. You write that an alternate turnaround has been constructed. At the time of your writing, no such turnaround existed. Last week the road to the pond was dug up and the new road was the only way to access the pond. An attempt was made to put a turnaround near the pond.

This proposed turnaround is merely a siding and cannot be used. I challenge anybody within the department to turn around a boat and trailer on that site. Furthermore, the area is taped off and is not available for any purpose. The Gander office keeps referring to the easement being available to use. That area is blocked with brush that was cleared for the "Supposed Turn Around".

It is a sad state of affairs when the department circumvents the rights of many pond users and sides with one individual.

I have had several emails while I was away from various cabin owners who have expressed concerns regarding the turn around and the process we followed. See Rodger’s note below.

I have not gotten through them all yet, but did see references to intents to consult a lawyer and/or the media.

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093 Fax: (709) 637-2004

From: Primmer, Rodger
Sent: Tuesday, July 10, 2018 3:18 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Subject: RE: Weirs Pond - The Telegram

We were down and looked at the new cleared area which isn’t quite as large as the area we approved but I would let it go. Others can clear more if they feel they need it.

The pond users have requested we send someone down to meet them on site to show them how it is possible to launch a boat when using the new road to access the pond.

Also, [name redacted] (holds adjacent LTO) has a concern about drainage to his property. Apparently he had a pipe under his driveway which they removed when they constructed the new road which crosses his driveway. They put one in at another location but it doesn’t address the drainage issue [name redacted] expects to have near his driveway. This concern seems to have some legitimacy. [name redacted] would like for his pipe to be reinstalled at the location which should address his drainage concerns.

Rodger

From: Morgan, Tara
Sent: Tuesday, July 10, 2018 1:56 PM
To: Primmer, Rodger
Subject: RE: Weirs Pond - The Telegram

What’s the status of his application now?

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093 Fax: (709) 637-2004

From: Primmer, Rodger
Sent: Tuesday, July 10, 2018 1:55 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Subject: Weirs Pond - The Telegram

Hi, FYI.

Hi,

Sec 40(1)

The culvert was removed recently, we suspect when the turnaround area was constructed. The have ditched 2 areas, one of which (southern one) has cut off a traditional vehicle access route to the pond. The previously had a pipe installed for drainage at this location.

Sec 40(1)

Sec 40(1)

feels water control is needed on the right side of the road as you travel towards the pond where the new road crosses his driveway. His culvert has been left there on the ground.

The length of the area we approved for the turnaround was 18m. Approx. 15m has been cleared.

Rodger

Rodger Primmer
Regional Lands Manager

Department of Fisheries and Land Resources
Crown Lands Administration Division
Government of Newfoundland & Labrador
P.O. Box 2222, Gander, NL Canada A1V 2N9

709-256-1235 (T) | rprimmer@gouv.nl.ca
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Sec 40(1)

From: [Redacted]@ hotmail.com
Sent: Monday, July 16, 2018 6:08 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Cc: Primmer, Rodger <rprimmer@gov.nl.ca>
Subject: Weir's Pond File

Ms Morgan,

No parking lot or suitable turn around means obstructed access to Weir's Pond for most pond users. This situation was created in early July, as per my July 8th email, when the [Redacted] used their construction equipment to cut access through the traditional turn around and parking lot. Is this what we have to experience until we find a new access point as Crown lands implied in recent emails? Even if we decide to construct our own turn around and parking lot at the traditional access point; how soon could we expect approval of an application for crown land in the immediate area?

Ms Morgan, a response to this and my previous email of July 8th is of the utmost importance as I have had one consultation with legal counsel and a follow up is planned within the next week.
Date: 7/20/2018 10:08:46 AM
From: "Morgan, Tara"
To: [Redacted]
Cc: "Primmer, Rodger"
Subject: RE: Weir's Pond file concerns

Good Morning,

I apologize for the delay in response.

I anticipate that I will be in a position to respond to your earlier emails in short order.

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093. Fax: (709) 637-2004

From: [Redacted]@hotmail.com>
Sent: Friday, July 20, 2018 10:36 AM
To: Morgan, Tara <taramorgan@.gov.nl.ca>
Cc: Primmer, Rodger <primmer@gov.nl.ca>
Subject: Weir's Pond file concerns

Why does Crown Lands ignore our requests for information on the Weir's pond file? Mr Primmer's favourite quote has been: "access to the pond will be guaranteed". Is it so difficult to understand that no turn around or parking lot means access only for the few pond users who walk to pond side or carry a canoe or kayak?

Is Crown Lands aware that access by boat to the two cabins on an island in the pond has been disrupted for 3 boating seasons because of the way files 126753 and 150638 have been handled? Does Crown Lands realise that these island cabin owners have paid annual land lease fees for years and presently pay $200.00 annually? Why such injustice to these cabin owners to satisfy 126753?

Are the island cabin owners entitled to Winter use only?

How is it possible as suggested in your emails that the concerns of all pond users are considered? Access without a suitable turnaround and parking area is "no access to the original launch site". Why have our rights been ignored to satisfy the wishes of [Redacted] on behalf of his brother [Redacted] (As noted in the recent article in the local newspaper and The Telegram). Access to the original launch site will get even worse when title is granted to 126753!

The courtesy of a reply to this and recent emails is expected and appreciated.
Ms. Morgan,

Two years of reviewing file #126753; interpreting Crown Lands policies to satisfy the wishes of [redacted] and his brother [redacted] with no serious concern for pond users who have been denied regular access to the pond. The traditional turn around and parking lot was made inaccessible last week when #150638 used construction equipment to cut access to the pond through this area.

Ms Morgan your understanding of a new turn around and parking lot is just that [an understanding]. Construction equipment was used to destroy a section of Crown land approximately 30 feet x 40 feet. Why? The intent is unknown. It's certainly not big enough to maneuver any size boat trailer and truck to access the launch area.

Is Crown Land suggesting we find a new access point? The inaction of Crown Lands is certainly making it next to impossible to use the traditional area. Another boating season is flying by with more inconveniences to Pond Users and no solutions by Crown Lands. Is there only obligation to #126753 or is it #150638? Is this part of a bigger plan for these applicants? Lots #144440, 144441, and 143440 [redacted] (brother) are in the same area. These lots are currently accessed by a cut trail through the woods. Is a Crown Land application necessary for this type of access?

Is it time for media attention and legal advice on the Weir's Pond file and the injustice being done to Weir's Pond Users by the loss of traditional access?

I anticipate a prompt reply to this email.
No parking lot or suitable turn around means obstructed access to Weir’s Pond for most pond users. This situation was created in early July, as per my July 8th email, when the ______ used their construction equipment to cut access through the traditional turn around and parking lot. Is this what we have to experience until we find a new access point as Crown lands implied in recent emails? Even if we decide to construct our own turn around and parking lot at the traditional access point; how soon could we expect approval of an application for crown land in the immediate area?

Ms Morgan, a response to this and my previous email of July 8th is of the utmost importance as I have had one consultation with legal counsel and a follow up is planned within the next week.

Ms Morgan,
How many vehicles can park in his parking lot? More questions at the appropriate time.
The courtesy of a reply is expected and appreciated.

Respectfully,

Pond User

From: Morgan, Tara <taramorgan@gov.nl.ca>
Sent: June 30, 2018 5:11 PM
To: Sec 40(1)
Cc: Primmer, Rodger
Subject: RE: Weir's Pond File 126753

Thank you for your email.

This is a long standing file that has seen significant review by the Department. All concerns that were raised regarding access to Weir's Pond in the area of application 126753 have been considered.

As per direction of the Department, I understand that an alternate turn around area and parking lot has been constructed to accommodate boats and trailers accessing the pond at the same location. If there is interest in acquiring Crowns lands to accommodate an alternative access point, Regional staff can be available if required, while most applications of that nature are made by a local cabin owners committee, that doesn't necessarily have to be the case.

I will be out of the office until July 10 however feel free to follow up with Rodger if needed.

Thank you

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax: (709) 637-2004

Ms. Tara Morgan,

Who can answer our questions to the injustice created by Crown Lands on the Weir's Pond File 126753? Why are our concerns treated as having no significance? Should we seek legal advice?

Is taking a traditional parking lot area (40 years) and giving it to 126753 not an injustice to pond users? To paraphrase Mr. Primmer, Regional Land Manager: "It's Crown Lands Policy to preserve traditional public parking areas and access to ponds". Why has he now taken a different stance by allowing 126753 to take and keep the Weir's Pond parking area?

He dictates that pond users form a cabin owners association, obtain a portion of crown land and construct a parking lot. Where? When will he realize that 99.9% of pond users who access the pond at this location don't have cabins in the area? They are boaters, fishers, trappers and hunters; recreational pond users, who come from all over the province. Many are not even aware of how this file has been handled. This issue hasn't had any news coverage, yet; only written protest to Crown Lands!

Please acknowledge receipt of this email

Thank You

Pond User

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender."

"This email and any attached files are intended for the sole use of the primary and copied addressee(s) and may contain privileged
and/or confidential information. Any distribution, use or copying by any means of this information is strictly prohibited. If you received this email in error, please delete it immediately and notify the sender.
Tara Morgan  
Director (A), Crown Lands Division  
Department of Fisheries and Land Resources  
Tel: (709) 637-2093 Fax: (709) 637-2004

From: Edwards, Herb  
Sent: Friday, July 20, 2018 2:02 PM  
To: Morgan, Tara <taramorgan@gov.nl.ca>  
Subject: [REDACTED] - Weir's Pond

Hi Tara

herb
Hi,

See my July 4th response to attached. He does not seem to be accepting the fact that the Department is not obligated to provide a parking area. According to our legal advice, their previous occupation of Crown land for a parking area was considered unauthorized occupation of Crown land.

Rodger

From: [Redacted]
Sent: Monday, July 23, 2018 3:13 PM
To: Morgan, Tara
Cc: Primmer, Rodger
Subject: Weir's Pond file

Ms Morgan,

Has legal title for the traditional turn around and parking lot at the traditional launch site (Weir's Pond) been granted to 12673? or is it still under review? Isn’t it Crown Land’s obligation to assure that pond users have unobstructed access through the original site until a suitable turn around and parking lot has been constructed?

Every action taken by the applicant has been in contradiction to the Crown Lands Act. Why has this been allowed to continue since the Spring of 2016 to satisfy 12673? Shouldn’t Crown Lands be compelled to take action in the best interest of the general public rather than those of the individuals mentioned above?

It has been a long and frustrating ordeal for us (Pond Users)! Is there a logical solution to the concerns we have raised? Why are there so many road blocks?

Anticipating a prompt reply!

For Pond Users
Date: 7/24/2018 10:26:22 PM
From: [Redacted]
To: "Morgan, Tara"
Cc: "Primmer, Rodger"
Subject: Weir's Pond file
Ms Morgan,

Is there a gag order in place on the Weir's Pond file? We consider our request for information to be very legitimate. To repeat, why are we not taken seriously? We never know what changes to expect from one visit to the pond area until the next. I was confronted with changes in early July as I described in a previous email. It was impossible to maneuver my 20 foot trailer to pond side. We are left to assume that the obstruction to the launch site was created by applicant 126753-150638. [Redacted] Is this correct?

Why does Crown lands refuse to clarify what's happening at the traditional site? Are my questions clear enough? For further clarification on this frustrating and disheartening situation please call me at [Redacted]
You'll recall that we had an adjacent neighbor make concerns about a culvert being lifted and their concern for flooding. Even though the area cleared was slightly less than we had estimated, we were prepared to accept it. Before we did though we asked Forestry to go in and have a look and see if they can confirm that there is a drainage issue that needed to be addressed. They have advised that with the current weather we've been having that it's going to be unrealistic to review this for flood potential. They have suggested we wait until the fall.

Rodger and I discussed and we are considering noting this to [redacted] and see if we would go in and replace it for expediency. This conversation may aggravate [redacted] We are going to continue to discuss next week and come up with a decision...

Tara

---

Hi Tara,

It's now been over 3 weeks since the turnaround has been constructed. Please advise when the applicant should expect documentation for his grant as applied for.

Regards,

---

On Jun 18, 2019, at 2:42 PM, Morgan, Tara Eastmanmorgan@gov.nl.ca wrote:

Hi [redacted]

There is nothing additional required regarding the permission to construct (Application 15968). The Forestry and Wildlife Branch's comments were included in the approval letter for your information and noted the requirement that Corner Brook Pulp and Paper provide approval of the construction. Corner Brook Pulp and Paper have already provided approval which is on file.

I will follow up with Corner Brook Pulp and Paper to ensure there is nothing outstanding from them. As noted in Schedule B, however, please notify the Central Regional Lands Office when construction of the turnaround area has been completed.

Tara

---

Spoke with CBPP and they have no issue with the turnaround although they say we might have to submit a new application. Why would we incur any further expense with application fees given this was already included and indicated in the previous road application? Your urgent attention on this matter would be appreciated to expedite this application. Thank you.

Regards,
Sent from my iPhone

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Sec 40(1)

Date: 7/27/2018 4:56:14 PM
From: "Morgan, Tara"
To: "Deering, Keith"
Subject: FW: Weir's Pond File

FYI –

I'll put a response together next week. Other complainants have been corresponding with me and Rodger directly however you'll note that [redacted] has cc'd Minister Byrne.

I'll run my response by Rodger and Herb before forwarding. Did I need to cc the Minister and Minister Parsons on the response? If so, I'd like for you to review it as well. Pam noted to me this weekend on another file that even though the Minister was cc'd we should not have formally cc'd him the response.

Just realizing the time. I'll follow up with you next week.

Thanks – and have a good weekend!

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093 Fax: (709) 637-2004

From: [redacted]@hotmail.com
Sent: Thursday, July 26, 2018 8:06 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Cc: Primmer, Rodger <sprimmer@gov.nl.ca>; Parsons, Andrew <AndrewParsons@gov.nl.ca>; Byrne, Gerry <GerryByrne@gov.nl.ca>
Subject: Weir's Pond File

Miss Morgan,

In recent issues of the Gander Beacon and the Telegram, there was a letter written by [redacted] complaining about the Crown Land Department. Anyone reading this letter that was not familiar with the Weir's Pond file would likely agree with him however anyone who is familiar with the Weir's Pond file - specifically Weir's Pond users who have been involved since May 2016 - would disagree. The letter omitted important and significant details, such as how they constructed a road without an application or applicable permit and they did not follow the proposed survey application from Crown Land, instead they blatantly disregarded it and took the full portion of the old parking lot (established 40 years ago) as well as the main road. If they are successful in obtaining this road, they will be at liberty to put a barrier across the main road which will be a safety concern/hazard to all snowmobilers. [redacted] stated in his letter that he built a bridge across a brook - Barry's Brook - for safety purposes, I do not believe this to be accurate, it is my theory that he in fact constructed this bridge to allow him access to bring in the equipment needed to create this illegal road, to my knowledge he did not have a permit to erect this bridge across Barry's Brook, which is the head waters of a scheduled salmon brook and the water shed for Gander Bay South water supply. There were boulders placed down by the bridge and excavation done without supervision or enforcement by any government department.

Miss Morgan, as you are late getting involved, I hope you take the time to familiarize yourself with the Weir's Pond file and follow the correct procedure, ensuring due diligence, in determining that they should not be authorized what they have taken without Crown Land's permission and the original survey should be what is upheld and enforced.

Sincerely,

[redacted]
Date: 7/27/2018 3:35:17 PM  
From: "Morgan, Tara"  
To: "Primmer, Rodger"  
Subject: RE: Weir's Pond File  
Got a minute to talk about this one?

Tara

Tara Morgan  
Director (A), Crown Lands Division  
Department of Fisheries and Land Resources  
Tel: (709) 637-2093  Fax: (709) 637-2004

From: Morgan, Tara  
Sent: Friday, July 20, 2018 4:13 PM  
To: Primmer, Rodger <primer@gov.nl.ca>  
Subject: RE: Weir's Pond File  
Thanks - you too.

Tara

Tara Morgan  
Director (A), Crown Lands Division  
Department of Fisheries and Land Resources  
Tel: (709) 637-2093  Fax: (709) 637-2004

From: Primmer, Rodger  
Sent: Friday, July 20, 2018 4:00 PM  
To: Morgan, Tara <taramorgan@gov.nl.ca>  
Subject: RE: Weir's Pond File  
Sure, fine with me, have a nice weekend.

Rodger

From: Morgan, Tara  
Sent: Friday, July 20, 2018 3:59 PM  
To: Primmer, Rodger  
Subject: RE: Weir's Pond File  
I'm trying to get that [redacted] one gone. I just got off the phone with CBPP again. I think it's sorted, but I'll be at that for a bit. Monday am?

Tara

Tara Morgan  
Director (A), Crown Lands Division  
Department of Fisheries and Land Resources  
Tel: (709) 637-2093  Fax: (709) 637-2004

From: Primmer, Rodger  
Sent: Friday, July 20, 2018 3:58 PM  
To: Morgan, Tara <taramorgan@gov.nl.ca>  
Subject: RE: Weir's Pond File  
Do you want to chat about this one today?

Rodger
From: Morgan, Tara  
Sent: Friday, July 20, 2018 1:45 PM  
To: Primmer, Rodger  
Subject: FW: Weir's Pond File

Would you agree?

Tara

Tara Morgan  
Director (A), Crown Lands Division  
Department of Fisheries and Land Resources  
Tel: (709) 837-2093 Fax: (709) 837-2004

From: Edwards, Herb  
Sent: Friday, July 20, 2018 1:44 PM  
To: Morgan, Tara <taramorgan@gov.nl.ca>  
Subject: RE: Weir's Pond File

Hi Tara

herb

From: Morgan, Tara  
Sent: Friday, July 20, 2018 10:05 AM  
To: Edwards, Herb <herbedwards@gov.nl.ca>  
Subject: RE: Weir's Pond File

Hi Herb,
Tara Morgan  
Director (A), Crown Lands Division  
Department of Fisheries and Land Resources  
Tel: (709) 637-2093  Fax: (709) 637-2004  

Sec 40(1)  

From: [Redacted]@hotmail.com  
Sent: Monday, July 16, 2018 6:08 PM  
To: Morgan, Tara <taramorgan@gov.nl.ca>  
Cc: Primmer, Rodger <primmer@gov.nl.ca>  
Subject: Weir’s Pond File  

Ms Morgan,  
No parking lot or suitable turn around means obstructed access to Weir’s Pond for most pond users. This situation was created in early July, as per my July 8th email, when the [Redacted] used their construction equipment to cut access through the traditional turn around and parking lot. Is this what we have to experience until we find a new access point as Crown lands implied in recent emails?  
Even if we decide to construct our own turn around and parking lot at the traditional access point; how soon could we expect approval of an application for crown land in the immediate area?  
Ms Morgan, a response to this and my previous email of July 8th is of the utmost importance as I have had one consultation with legal counsel and a follow up is planned within the next week.
Date: 7/30/2018 9:49:09 AM  
From: [redacted]  
To: "Morgan, Tara"  
Cc: "Primmer, Rodger"  
Subject: Weir’s Pond file

Ms Morgan,

I realize your response to my emails was based on information provided to you by Gander Regional Lands office and I take issue with some of the content. I find it inconceivable to consider an alternate launch site anywhere other than in the immediate area of the traditional one and the 

As have control of all Crown Lands there. Approval of their idea of a turnaround ensures nothing can be done to jeopardize their obtaining legal title to the traditional turn around and parking lot.

Were the following concerns considered a violation of Crown Lands Act when file 126753 was reviewed, or were they ignored under special circumstances? A common refrain in conversation and later in email exchanges with Mr Primmer.

Proposed survey wasn’t followed because it didn’t include traditional turnaround, parking lot and a section of Weir’s Pond access road. Which according to [redacted] article in the Telegram and Beacon his brother needed everything in the area to form a perfect rectangle for his cabin lot.

Built a road on Crown Land Spring 2016 in respect of which there was no application, grant, lease or license for construction. My understanding application was made months after it was constructed and approval was granted in Winter 2018.

Used a barrier (two posts with a crossbar) on Weir’s Pond access road at the entrance to the traditional parking lot which might have endangered life or property. Pictures prove it was erected in December 2016 at the beginning of the snowmobile season and was removed many times by riders but quickly replaced by [redacted]. It was officially removed, not by [redacted] but by officials from Crown Lands office in February 2017. It certainly wasn’t taken seriously when I voiced my concern as I was advised to use the illegally constructed road, no problem for me, but most riders weren’t aware of its existence because of the 90 degree angle from the old road and the fact it was obscured by trees.

An environmental concern was created when the [redacted] used their equipment to clear materials from an old bridge and place boulders upstream. There was no public safety issue with the structure that existed but it probably would not have supported the transporting of heavy equipment to the site of the illegal road they were constructing. The bridge in question is located at the head waters of Barry’s Brook near Seventh Pond. The water supply for Gander Bay South. It’s also a licensed salmon and trout stream. It concerns me that officials from your Crown Office ignored the effect this could have on the environment especially fish habitat. There was no other route to the projects near Weir’s Pond so staff had to be aware of it.

My earliest recollection of how this file 126753 would be reviewed dates back to early summer 2016 in a conversation with Eugene Saunders from Red Indian Survey. I was assured that my first two concerns were in direct violation of the Crown Lands Act and quoted this survey would get past Robert Locke. The guy who carried out the survey has family connections to the [redacted] wouldn’t surprise me if this guy gave advice on how to circumvent the Crown Lands Act.

I later had a very interesting and professional discussion with Mr Locke and he answered us, the survey wasn’t done as proposed, the traditional turnaround and parking lot would be preserved and the illegal road would be remediated. Why was there change in how this file was being handled? The change occurred after field staff met with [redacted] at his Weir’s Pond cabin in the Fall of 2016 is there any connection here? A number of unanswered questions which maybe Access to Information and Privacy Act might help to answer.

What [redacted] and [redacted] have convinced Crown Lands to approve at Weir’s Pond site is insulting to all other Pond Users and the public in general. To state that inaccessibility is no longer the case at Weir’s Pond is totally inaccurate! We use normal regular size trucks (as much as 10 ton) boats and trailers. My truck and boat trailer takes up more than 40 feet. To maneuver over an area of clay 30 feet x 40 feet with only the alders and tree roots removed is impossible. Who provided the information to allow you to state that inaccessibility is no longer the case? It sure was inaccessible when I visited the site on Friday.

Your response is anticipated.
Hi Mr. Deering,

Please see attached correspondence and provide your comments at your earliest convenience so we can take the next appropriate steps. Thank you.

Sent from my iPhone

Begin forwarded message:

Hi Roger,

What drainage issue are you taking about? Why wasn't this issue raised before? Is this another unnecessary delay? Please advise of a more precise timeframe when my brother will receive his grant? No more expense will be incurred or equipment will be transported to this site on our behalf of the applicant given the history and circumstances surrounding this matter. I trust you understand our concerns.

Regards,

Sent from my iPhone

On Aug 9, 2018, at 12:20 PM, Primmer, Rodger <roprimmer@gov.nl.ca> wrote:

Good Day

In response to your recent inquiry on the status of application # 126753 at Weir's Pond, we are further assessing a potential drainage issue associated with the road construction completed for application # 150638. We will be in touch once our assessment is completed.

Regards;

Rodger Primmer

<image001.jpg>

Rodger Primmer
Regional Lands Manager

Department of Fisheries and Land Resources
Crown Lands Administration Division
Government of Newfoundland & Labrador
P.O. Box 2222, Gander, NL Canada A1V 2N9
709-256-1235 (1) | primmer@gov.nl.ca

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Date: 8/14/2018 2:39:52 PM
From: "Morgan, Tara"
To: "Primmer, Rodger"
Subject: Variables to Consider
Attachment: image001.jpg;

FYI

Tara

Tara Morgan
Director, Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax: (709) 637-2004

Hi Tara,

So apparently after speaking with Roger Primmer there was concern from someone regarding water drainage from the road that was constructed by my father who is a seasoned heavy equipment operator with over 50 years experience in road construction. Also, Mr Primmer mentioned he was waiting for a rainfall to assess this concern. If there was a "potential" concern, wouldn't there be existing evidence of effects existing on the surface from our previous rainfalls? He also mentioned that the turnaround area was a little smaller than he asked to be developed.

Here are the variables your department need to consider before making any further assessments on this "excessively" long overdue application:

The area in question regarding “potential” drainage issue intercepts a road that was "illegally developed" by the individual who is apparently making this complaint. To date this illegal development has apparently yet to be given the same treatment as was forced upon my brother. Why is that? This individual also excavated a pit just outside this illegal road which legislation requires an additional permit with applicable fees. This individual is also only occupying a license to occupy "not" a grant, so legally he has no title or say into the property and matter of concern as was clearly expressed to my brother on several occasions over his property. In addition, there was never any question regarding “potential” drainage issues previous to this which calls to question motives for such an inquiry. Also, the "potential" for anything to occur with respect to unkept roads in the wilderness is high given they are not maintained by government or anyone for that matter only individuals like myself and my family who have personally washed out culverts, redone unsafe bridges and cleared land for parking near the highway for both government and cabin owners alike. The mere mention of "potential" issues again calls to question the motives here. With respect to the turnaround, your department was notified no development would take place that exceeded a previous "suggested turnaround". A letter you issued to my brother, without going through myself, who has been authorized to act on his behalf, apparently suggested an area "not bigger" than a certain size. The area that was developed allows more than enough square footage to turn a vehicle and small boat as was understood and expected to be carried out by both ourselves and your department.

It is our request that you consider the aforementioned, in addition to all previous, unnecessary delays, and expedite this Grant to the applicant.

I trust you understand our concerns on this matter.

Regards,

Sent from my iPhone

Begin forwarded message:

From: "Primmer, Rodger" <primmer@gov.nl.ca>
Date: August 9, 2018 at 11:50:29 AM ADT
To: <tan_morgan@gmail.com>
Cc: "Morgan, Tara" <taramorgan@gov.nl.ca>, "Mercer, Dave W" <davemercur@gov.nl.ca>
Subject: Weir's Pond

Good Day

---End of Message---

-- Signature --

---End of Message---
In response to your recent inquiry on the status of application # 126753 at Weir's Pond, we are further assessing a potential drainage issue associated with the road construction completed for application #150638. We will be in touch once our assessment is completed.

Regards,

Rodger Primmer

Rodger Primmer
Regional Lands Manager

Department of Fisheries and Land Resources
Crown Lands Administration Division
Government of Newfoundland & Labrador
P.O. Box 2222, Gander, NL Canada A1V 2N9

709-256-1235 (T) | rprimmer@gov.nl.ca

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Date: 8/15/2018 6:40:19 PM  
From: "Morgan, Tara"  
To: "Primner, Rodger"  
Subject: Fwd: Variables to Consider  
FYI.

Sent from my iPhone.

Begin forwarded message:

From: <redacted>  
Date: August 15, 2018 at 3:50:17 PM NDT  
To: <redacted>  
Cc: <redacted>, <redacted>, <redacted>, <redacted>  
Subject: Re: Variables to Consider  

Good afternoon Tara,

Please be advised I just got off the phone with Forestry in Gambo who patrols and takes care of the area around Weirs Pond. Not only did this individual confirm they haven't been made aware of this matter as your department is suggesting but he found the idea of waiting for it to rain to determine a potential drainage issue to be quite amusing and also went on to say he had never heard of such a request ever. What is going on here? Your actions are once again suggesting ulterior motives in a futile attempt to unnecessarily delay this application, actions that have amounted to requiring accountability. We are taking this matter very seriously as the implications this has had on our family are equally serious. I trust you understand the gravity of these actions and look forward to your response as soon as possible so we can take the next appropriate steps.

Sincerely,

Sent from my iPhone

On Aug 14, 2018, at 12:00 PM <redacted> wrote:

Hi Tara,

So apparently after speaking with Roger Primner there was concern from someone regarding water drainage from the road that was constructed by my father who is a seasoned heavy equipment operator with over 30 years experience in road construction. Also, Mr Primner mentioned he was waiting for a rainfall to assess this concern. If there was a potential concern, wouldn't there be existing evidence of effects existing on the surface from our previous rainfalls? He also mentioned that the turnaround area was a little smaller than he asked to be developed. Here are the variables your department need to consider before making any further assessments on this excessively long overdue application:

The area in question regarding potential drainage issue intercepts a road that was illegally developed by the individual who is apparently making this complaint. To date this illegal development has apparently yet to be given the same treatment as was forced upon my brother. Why is that? This individual also excavated a pit just outside this illegal road which legislation requires an additional permit with applicable fees. This individual is also only occupying a license to occupy a grant, so legally he has no title or say into the property and matter of concern as was clearly expressed to my brother on several occasions over his property. In addition, there was never any question regarding potential drainage issues previous to this which calls to question motives for such an inquiry. Also, the potential for anything to occur with respect to unkept roads in the wilderness is high given they are not maintained by government or anyone for that matter only individuals like myself and my family who have personally fixed washed out culverts, redone restless bridges and cleared land for parking near the highway for both government and cabin owners alike. The mere mention of potential issues again calls to question the motives here. With respect to the turnaround, your department was notified no development would take place that exceeded a previous suggested turnaround. A letter you issued to my brother, without going through myself, who has been authorized to act on his behalf, apparently suggested an area not bigger than a certain size. The area that was developed allows more than enough square footage to turn a vehicle and small boat as was understood and expected to be carried out by both ourselves and your department.

It is our request that you consider the aforementioned, in addition to all previous, unnecessary delays, and expedite this Grant to the applicant.
I trust you understand our concerns on this matter.

Regards,

[Name]

Sent from my iPhone

Begin forwarded message:

From: "Primmer, Rodger" <sprimer@gov.nl.ca>
Date: August 9, 2018 at 11:52 AM ADT
To: [Redacted]
Cc: "Morgan, Tara" <taramorgan@gov.nl.ca>, "Mercer, Dave W" <davemercury@gov.nl.ca>
Subject: Weir's Pond

Good Day [Redacted]

In response to your recent inquiry on the status of application # 125753 at Weir's Pond, we are further assessing a potential drainage issue associated with the road construction completed for application # 150638. We will be in touch once our assessment is completed.

Regards,

Rodger Primmer

Rodger Primmer
Regional Lands Manager
Department of Fisheries and Land Resources
Crown Lands Administration Division
Government of Newfoundland & Labrador
P.O. Box 2222, Gander, NL Canada A1V 2N9
709-256-1225 (T) | sprimer@gov.nl.ca

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Gander Bay man struggling to get answers - A Gander Beacon article on July 10th, 2018.

The inaccuracies in this article are very obvious to those with firsthand knowledge of when the cabin lot lease was approved 12 years ago and how the [redacted] have used the traditional turn around and parking lot as if it were private, rather than a Crown Land asset.


It is no secret we are vehemently opposed to the way Crown Lands has favored 126753. Why was [redacted] allowed to ignore the Crown Lands Act? Too many special circumstances!

If the accusations in the Beacon are not questioned, it gives [redacted] and [redacted] greater assurance that they can continue to obstruct and inconvenience boaters and snowmobilers at Weirs Pond. They now have complete control of part of the Weirs Pond access road and boat launch. Public rights taken away to satisfy the wishes of an individual.
Date: 8/23/2018 10:01:57 PM
From: [Redacted]
To: "Morgan, Tara"
Cc: "Primmer, Rodger"
Subject: Weirs Pond File

Ms Morgan,

What criteria did the [Redacted] and [Redacted] File 126753-150638 use in determining the size of a turnaround to attempt to meet the needs of most users of the boat launch at Weirs Pond? Did they receive advice from Crown Lands? Is there a maximum limit on the size of boats expected to use the site? Why are pond users restricted to the use of boat trailers that carry only very small watercraft, unless they are prepared to unhitch from their vehicle and launch by hand?

It doesn't take the expertise of a civil engineer to realize the so called turnaround is nothing more than an area of Crown Land cleared of alders with no practical purpose.

By allowing [Redacted] and [Redacted] to do as they saw fit you simply denied the public the privilege of using a resource they had accessed for decades.

For Pond Users

[Redacted]
From: "Premier, Rodger"
To: "Morgan, Tara"
Subject: RE: Urgent! (Weir's Pond cabin stuff)

Hi, we will do our best, depends on the findings. Should be OK for visit on Wednesday.

Rodger

From: Morgan, Tara
Sent: Friday, August 31, 2018 4:01 PM
To: Premier, Rodger
Subject: Re: Urgent! (Weir's Pond cabin stuff)

Do u think if Sean goes out there on Wednesday we can have this closed by next Friday?

Have a good weekend!

Sent from my iPhone.

On Aug 31, 2018, at 3:57 PM, Morgan, Tara <taramorgan@gov.nl.ca> wrote:

FYI

Sent from my iPhone.

Begin forwarded message:

From: "Greene, Sean" <SeanGreene@gov.nl.ca>
Date: August 31, 2018 at 3:51:12 PM NDT
To: "Young, Eric M." <emyoung@gov.nl.ca>, "Myles, Dan J." <dmyles@gov.nl.ca>
Cc: "Mercer, Dave W" <davemerced@gov.nl.ca>, "Morgan, Tara" <taramorgan@gov.nl.ca>, "Carroll, Colin" <ColinCarroll@gov.nl.ca>
Subject: Fw: Urgent! (Weir's Pond cabin stuff)

FYI.

I haven't read this yet, will read on Tuesday when I'm at office.
I planned to look at this three weeks ago but BC deployment came up. Just got home yesterday evening.

Plan is to head out Wednesday morning.
Dave, that work for you or Gander staff to accompany me?

Have a good weekend.

Sean

Sean Greene, PEng, RPF
Forest Engineer, Forest Engineering and Industry Services Division
Forest Service of Newfoundland and Labrador

Department of Fisheries and Land Resources
PO Box 2006, Corner Brook NL, Canada, A2H 6L8
t 709.637.2246
c 709.632.1144
f 709.637.2403

From: "Email.com" <Email.com>
Sent: Thursday, August 30, 2018 6:50 PM
To: Morgan, Tara
Cc: Deering, Keith; Companion, Lori Anne; Loveless, Elvis; Greene, Sean; Citrep, citrep; Young, Jason
Subject: Urgent!

Good evening Tara,

Please see attached pictures taken today at Weir's Pond as of 4:23 pm. rainfall accumulation pic downloaded from the Weather Network and Crown Lands Map of my brother's application specifics.

Shortly after I received an email from Rodger Premier on August 9, 2018 with respect to my inquiry on the status of my brother's application. I called him to discuss this most recent concern with respect to a "potential drainage issue associated with the road construction completed for application # 150638". He acknowledged over the telephone that there was a concern, the only concern, from the adjacent cabin owner over removal of a culvert that was creating a drainage issue with respect to that individual's cabin.
Firstly, as you can see from the attached pic, a 7" pipe was removed, not a full size culvert, which was replaced with a ditch. Secondly, and most importantly, this small pipe was removed on my brother's property, NOT on the "hated" property of the complaining cabin owner. (See attached pic). As you can clearly see from the attached pic showing the location of the pipe, the presence or absence of a pipe would have no affect on any adjacent cabins as any water flow in this area would normally flow along by my brother's cottage despite your department's intent on investigating otherwise. You will also notice from the attached pic that no accumulation of water is present either in the road ditches or around the complaining cabin owner's cabin despite a steady rain fall in this area since last this morning.

Given that your department has visited this site numerous times and assuming you again visited this area again after receiving this most recent vindictive complaint, it is again called to question your department's actions for unnecessarily calling for yet another inspection for something that has no bearing on the applicant's file nor does the outcome of such investigations have any impact on the adjacent cabin owner.

Your department's relentless pursuit to investigate these unfounded complaints have been totally unnecessary and unjustified as clearly documented by the end result being in favour of the applicant each time your officials willingly investigate such. As you have been made aware in past correspondence, the applicant has suffered immensely from this roller coaster process he has been unnecessarily subjected too and has been subsequently being recommended to seek medical advice for physiological and mental symptoms possibly attributed to this matter.

In light of the aforementioned, I strongly urge you to bring immediate resolve to this matter in the best interest of the applicant without further delay. As we recently discussed via telephone conversation, the matter of forcing my brother to sign off on accountability in order to move forward with his application is currently being investigated for legitimacy. Regardless, such action questions the morals and ethics of those responsible for such action by placing the applicant in a situation of duress for something he is otherwise entitled to as a honest, tax pay, law abiding citizen of this province who has experienced unprecedented treatment from our government for such a trivial act of nuisance complaint with legislation, policy and departmental instruction.

I trust your once again understand fully, the gravity of your department's handling of this matter as we look forward to you issuing the applicant's Grant pursuant to Lease at your earliest convenience.

Sincerely,
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Date: 9/4/2018 1:19:55 PM
From: [Redacted]
To: "Morgan, Tara"
Cc: "Primmer, Rodger"
Subject: Weir's Pond file

Ms Morgan,

Our recent emails warrant a reply and our concerns warrant action, regardless of how they are viewed by Gander Regional office.

Concerns:

-Did [Redacted] and/or [Redacted] make application for the area identified as a turn around referenced in your last email on 7/29/2018? It was never the norm for these individuals to make application or wait for approval on any aspect of these files.

-Accessibility to boat launch obstructed through traditional turn around and parking lot.

-Improvement to the site cleared by the [Redacted] which I assumed was applied for and approved before construction. As noted earlier however, application and approval came after construction was completed.

-The area in question couldn't accommodate users when first cleared and that's the way it is now. Obstruct and inconvenience is the norm.

-Access to island cabins denied for another boating season.

Why is Crown Lands, after 2½ years, still attempting to appease #126753-150638, with little or no regard for pond users who maintained and used this access for decades? In your last email you indicated that concerns raised were considered however there is no evidence of any action to benefit pond users.

Accessibility to the launch site is far from acceptable as it is right now!

For Pond Users
Hi Tara,

Dave and I had a look on Wednesday afternoon. There was no water running but potential drainage issues and fixes were identified. I'll prepare a short report next week.

Cheers,

Sean

Sean Greene, P.Eng., RPF
Forest Engineer, Forest Engineering and Industry Services Division
Department of Fisheries and Land Resources
PO Box 2055, Conception Bay South, NL, Canada, A2B 6W8
T: 709-367-5240
C: 709-367-5111
F: 709-367-2409


From: Morgan, Tara
Sent: Friday, September 7, 2018 3:17 PM
To: Greene, Sean <SeanGreene@gov.nl.ca>
Subject: Weirs Pond

Hi Sean,

I understand you were at Weirs Pond – just checking in on how it went. Are you putting together a report for us?

Thanks

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 637-2093 Fax: (709) 637-2004
Forestry completed their inspection of the reported possible drainage issue at Weirs Pond. There are several recommendations issued to improve the construction of the road as per Resource Road Standards.

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093 Fax: (709) 637-2004

From: Greene, Sean
Sent: Wednesday, September 12, 2018 12:22 PM
To: Mercer, Dave W <dave.mercer@gov.nl.ca>
Cc: Young, Eric M. <emyoung@gov.nl.ca>; Morgan, Tara <taramorgan@gov.nl.ca>
Subject: RE: Weir’s Pond Road Report

Hi Dave,

Report is attached. Links to referenced documents are below.

Road Standards (TSA doc) -

Creosote - https://www.mae.gov.nl.ca/watershed/regulations/policies/creosote_wood.html

Any questions, let me know.

Cheers,
Sean

From: Young, Eric M.
Sent: Tuesday, July 31, 2018 10:14 AM
To: Greene, Sean <SeanGreene@gov.nl.ca>
Cc: Myles, Dan J. <dmyles@gov.nl.ca>; Poole, Dave C <DavePoole@gov.nl.ca>; Mercer, Dave W <davemercher@gov.nl.ca>
Subject: FW: Weir’s Pond Road Issues

Sean;

See below and attached... can you arrange a site visit the next time you our out central way? Suggest you call Dave Mercer first.

From: Mercer, Dave W
Sent: Tuesday, July 31, 2018 9:39 AM
To: Young, Eric M. <emyoung@gov.nl.ca>
Cc: Primmer, Rodger <roprimmer@gov.nl.ca>
Subject: Weir’s Pond Road Issues

Hi Eric,

As discussed yesterday, I was hoping you could send a Forest Engineer or Roads Technician to aid in the processing of an application and dispute at Weir’s Pond. The situation is that an applicant applied to obtain a grant to his licence, and in doing so, cut off traditional roads to a boat launch. At the same time, he constructed a new road to the same boat launch. During the construction process, ditches were created, culverts were removed, and now there are disputes over water drainage causing problems with an adjacent cabin owner.

As a result, I need to call on you to provide insight on how the issues over the road construction can be resolved, or if these are issues at all.
I've provided some maps to help understand what things look like there and to get you there. I would like to have someone from our office with you on site - preferably, during or shortly after we have some rain to observe how the water is actually moving in the area. The forecast does not call for rain for the remainder of this week. We can look at next week if that works for you.

Regards,

Dave Mercer
Land Management Specialist

Dept. of Fisheries and Land Resources
Crown Lands Administration Division
Government of Newfoundland and Labrador
P.O. Box 2222
Gander, NL A1V 2N9
T: (709) 256-1407, F: (709) 256-1095
E: dave.mercer@gov.nl.ca
Hi Dave,

Report is attached. Links to referenced documents are below.


Crescote - https://www.mae.gov.nl.ca/waterres/regulations/policies/crescote_wood.html

Any questions, let me know.

Cheers,
Sean

From: Young, Eric M.
Sent: Tuesday, July 31, 2018 10:14 AM
To: Greene, Sean <SeanGreene@gov.nl.ca>
Cc: Myles, Dan J. <dmyles@gov.nl.ca>; Poole, Dave C <DavePoole@gov.nl.ca>; Mercer, Dave W <davemercer@gov.nl.ca>
Subject: FW: Weir's Pond Road Issues

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From: Mercer, Dave W
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To: Young, Eric M. <emyoung@gov.nl.ca>
Cc: Primmer, Rodger <rprimmer@gov.nl.ca>
Subject: Weir's Pond Road Issues

Hi Eric,

As discussed yesterday, I was hoping you could send a Forest Engineer or Roads Technician to aid in the processing of an application and dispute at Weir's Pond. The situation is that an applicant applied to obtain a grant to his licence, and in doing so, cut off traditional roads to a boat launch. At the same time, he constructed a new road to the same boat launch. During the construction process, ditches were created, culverts were removed, and now there are disputes over water drainage causing problems with an adjacent cabin owner.

As a result, I need to call on you to provide insight on how the issues over the road construction can be resolved, or if these are issues at all.

I've provided some maps to help understand what things look like there and to get you there. I would like to have someone from our office with you on site - preferably, during or shortly after we have some rain to observe how the water is actually moving in the area. The forecast does not call for rain for the remainder of this week. We can look at next week if that works for you.

Regards,

Dave Mercer
Land Management Specialist

Dept. of Fisheries and Land Resources
Crown Lands Administration Division
Government of Newfoundland and Labrador
P.O. Box 2222
Gander, NL A1V 2N9
T: (709) 256-1407, F: (709) 256-1095
E: davemercer@gov.nl.ca
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Disclaimer

The planning, construction and maintenance of this road is not, and was not, the responsibility of the Forest Engineering and Industry Services Division (FEIS), NL Forest Service, Department of Fisheries and Land Resources.

Background

Two adjacent cabin owners on Weir's Pond, approximately 40km north east of Gander, have applications into Crown Lands for the issuance of Grants pursuant to Licenses. As a condition of the grant (eastern property), a new road was to be constructed which detoured his prospective property boundary (to the east) while still providing access to the (western) property as well as a boat launch between the and properties. Ditches were created to bar access from via two old roads between the and properties. There are concerns that the newly constructed road and associated drainage structures are causing, or may cause, damage to the property.

Objective

The objective of my site visit on September 5, 2018, with Dave Mercer (Crown Lands, Gander) was to identify potential issues with the construction of the abovementioned road by .

The inspection focused on three categories of potential issues. These categories, in order of priority, are:

1. Safety – potential safety issues related to the construction of this road.
2. Property – potential property damage issues that may arise from the construction of this road. The primary concern is drainage and ensuring that water is, as much as possible, diverted away from structures.
3. Environmental – existing or potential environmental issues that may arise from the construction of this road.

Method of Inspection

The Primary Water Source (PWS) is located uphill from the and properties. According to local knowledge, this channel carries significant water during spring runoff and heavy rains. The flow of water from the PWS as it flows along the newly constructed road and associated infrastructure to Weir's Pond was inspected. Figure 1 identifies the Crown Land applications and existing road infrastructure.
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Date: 9/19/2018 10:00:01 AM
From: [Redacted]
To: "Morgan, Tara"
Cc: "Citrep, citrep"
Subject: Fwd: Followup

Good morning Tara,

Please advise the status of this most recent attached inspection from Forestry on Sept 5, 2018. Thank you.

Sent from my iPhone

Begin forwarded message:

From: "Greene, Sean" <Sean.Greenlee@gov.nl.ca>
Date: September 6, 2018 at 11:25:37 AM NDT
To: [Redacted]
Subject: Re: Followup

Hi [Redacted],

I had a look yesterday afternoon.
Heading back to Corner Brook today.
I'll prepare a short report next week.
Cheers,
Sean

Sean Greene, P.Eng. RPF
Forest Engineer, Forest Engineering and Industry Services Division
Forest Service of Newfoundland and Labrador

Department of Fisheries and Land Resources
PO Box 2006, Corner Brook NL, Canada, A2H 6J8

t 709.637.2246
c 709.632.1144
f 709.637.2403

Original Message
From: [Redacted]
Sent: Thursday, September 6, 2018 10:54 AM
To: Greene, Sean
Subject: Followup

Hi Mr Greene,

Corner Brook just advised me you were in the Gander area today. Just wondering if you were doing the inspection today in Weirs Pond and whether or not we were going to be notified as requested so we could be present during the inspection? Thank you

Sent from my iPhone

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Did you want to sit in on a meeting with Rodger, Dave and Sean regarding the inspection at Weirs Pond? Maybe later this afternoon?

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-3098 Fax: (709) 637-2004
Hi Tara,

Please see the attached draft for Application # 150638. I’ve checked with Sean and he added some details to the technical side of the letter.

Regards,

Dave Mercer
Land Management Specialist

Dept. of Fisheries and Land Resources
Crown Lands Administration Division
Government of Newfoundland and Labrador
P.O. Box 2222
Candor, NL. A1V 2N9
T.: (709) 256-1407, F.: (709) 256-1093
E: dmercer@nl.gov.ca
From: Bragg, Derrick  
Sent: Thursday, September 27, 2018 10:14 PM  
To: Primner, Rodger  
Subject: Fwd: Weir's Pond File

Rodger:  
Thought you would like to see the below email  
Derrick  

Sent from my iPhone:  

Begin forwarded message:  

From: [redacted]@hotmail.com  
Date: September 27, 2018 at 4:28:39 PM NDT  
To: derrickbragg@gov.nl.ca <derrickbragg@gov.nl.ca>  
Subject: Fwd: Weir's Pond File

Good Day Mr Bragg,  

I am forwarding to you an email to, and a response from, the Minister today regarding an ongoing issue in this area that I believe you should be made aware of. My apologies for not copying you this afternoon. As I indicated and offered to the minister, if you would like any further information please do not hesitate to contact me.

Respectfully  
For Pond Users (Weir's Pond)

From: Hunt, Pam <PamHunt@gov.nl.ca>  
Sent: September 27, 2018 2:19 PM  
To: [redacted]@hotmail.com  
Subject: Re: Weir's Pond File

Good Day;  

On behalf of the Honourable Gerry Byrne, Minister of Fisheries and Lands Resources, I would like to acknowledge your email.

Please be assured that your correspondence has been noted for review.

Regards,  
Pam

Pam Hunt  
Secretary to Minister  
Department of Fisheries and Land Resources  
Petten Building, 30 Strawberry Marsh Road  
Telephone (709) 729-3705  
Fac (709) 729-0360  
e-mail: pamhunt@gov.nl.ca

From: [redacted]@hotmail.com  
Date: September 27, 2018 at 1:23:44 PM NDT  
To: gerrybyrne@gov.nl.ca <gerrybyrne@gov.nl.ca>  
Subject: Weir's Pond File

Dear Minister Byrne,  

For two and a half years concerned users of Weir's Pond near Gander Bay have been conversing and corresponding with staff at Gander Regional Lands office and the Director of Crown Lands. Our concern is the loss of a traditional turn around and parking lot which directly affects public access to Weir's Pond. For more than forty years this area was used by the public for multiple purposes. During moose hunting season it was used for camper set ups. Now it's
a dead end with no possible way to turn around with a trailer in tow. Materials for a long liner built by the [redacted] family from Change Islands were cut pond side, delivered to this area in a 22 foot fiberglass boat for transportation by truck—this is not possible today. There are other examples of how this public area was used.

An individual was granted a cabin lot lease in the immediate vicinity and since then he has extended his boundaries to include the traditional parking lot and turnaround which was not included in the proposed survey approved by Crown lands. Therefore for the past 2 1/2 years pond access, as it existed for decades, has been obstructed to the public to satisfy the applicant. (#126753)

As a representative of known pond users I have attempted to present our concerns to those noted in my opening sentence but to no avail. I am completely puzzled as to why the wishes of the applicant can outweigh the traditional rights of the general public.

I’m sure, as minister, you have higher priorities, however before requesting information through ATIPPA I wanted to give you an opportunity to review the file and provide a response.

The great outdoors with our bountiful resources should be readily accessible to everyone. Granting legal title to the surveyed lot in question would be in total contravention of that premise.

There are several other concerns related to this situation which your staff are aware of however if you have any questions please don’t hesitate to contact me.

I respectfully anticipate a reply to our concerns for the loss we will experience if legal title is granted to applicant #126753.

Sincerely,

For Pond Users (Weir’s Pond)

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Date: 10/4/2018 2:44:56 PM
From: "Morgan, Tara"
To: "Mercer, Dave W"
Cc: "Primmer, Rodger"
Subject: RE: Road repairs required for A 150638.docx

Good to see.

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources

Tel: (709) 637-2093  Fax: (709) 637-2004

From: Mercer, Dave W
Sent: Thursday, October 4, 2018 2:32 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Cc: Primmer, Rodger <primmer@gov.nl.ca>
Subject: RE: Road repairs required for A 150638.docx

Changes made:
- Annex 1 and Annex 2,
- added "Pipe to be removed" to the map and text
- Brackets placed around Ditch Block explanations

Regards,

Dave Mercer
Land Management Specialist

Dept. of Fisheries and Land Resources
Crown Lands Administration Division
Government of Newfoundland and Labrador
P.O. Box 2222
St. John's, NL A1B 2N9
T: (709) 256-1407, F: (709) 256-1095
E: dave.mercer@gov.nl.ca

From: Morgan, Tara
Sent: Thursday, October 04, 2018 12:02 PM
To: Mercer, Dave W
Cc: Primmer, Rodger
Subjects: Road repairs required for A 150638.docx

Letter is good. See notes in comments -
Date: 10/4/2018 12:02:02 PM
From: "Morgan, Tara"
To: "Mercer, Dave W"
Cc: "Pinner, Rodger"
Subject: Road repairs required for A 150638.docx
Attachment: Road repairs required for A 150638.docx;
Letter is good. See notes in comments -
Attachment provided previously
Date: 10/4/2018 11:34:20 AM
From: [Redacted]
To: "CrownLandsInfo"
Cc: "Morgan, Tara", "Primmer, Rodger", "Deering, Keith", "Citrep, citrep"
Subject: Urgent!

To whom it may concern:

Please advise an update on this application as per attached and information pertaining to any further delays with specifics regarding the "new issue" (ie. removal of a small pipe) as was informed several weeks ago by two officials from Crown Lands. Thank you.

Sent from my iPhone.

On Sep 27, 2018, at 1:51 PM, CrownLandsInfo <CrownLandsinfo@gov.nl.ca> wrote:

Good Afternoon Tara,

[Redacted] called regarding his Brother's application 126753. He is looking for an update and would like to know if he can get a specific timeline on how much longer this may take. Thank you! Have a great day!

CROWN LAND INQUIRY LINE
CROWN LANDS DIVISION
DEPARTMENT OF FISHERIES AND LAND RESOURCES
P.O. BOX 2026, CORNER BROOK, NL, CANADA A2H 6J8
T: 1.833.891.3249 | WEBSITE: www.flr.gov.nl.ca/lands

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Date: 10/12/2018 11:13:01 AM  
From: "Morgan, Tara"  
To: [redacted]  
Cc: "Primmer, Rodger"  
Subject: Weirs Pond  
Attachment: October 12 letter.pdf;  

Good Morning,

Please see attached a letter addressed to your brother regarding the outcome of the inspection that was completed recently. The purpose of this inspection was to confirm whether or not there were potential drainage issues resulting from how the new road that was constructed. As you know, we had a roads engineer visit the site with staff from the Region to review and provide direction.

There were a couple of things noted during that inspection that require fixes before we can finalize this and move on. Please let us know when the fixes are completed and we will move as quickly as possible once that is done.

A copy of this letter will go in the mail to the address on file today as well.

If you have any questions, please contact Rodger or myself.

Tara

Tara Morgan  
Director (A), Crown Lands Division  
Department of Fisheries and Land Resources  

Tel: (709) 637-2093 Fax: (709) 637-2004
October 12, 2018

Dear [Name]

RE: APPLICATION NO.: 150638
TYPE: Permission
PURPOSE: Access road
LOCATION: Weirs Pond

I write as an update to the status of the newly constructed road (Application # 150638), located at Weir’s Pond. An inspection was completed on September 5, 2018 with representatives from the Central Regional Lands Office and the Forest Engineering and Industry Services Division.

During the inspection, it was noted that the box culvert (Culvert # 1) at the start of the new road was not constructed properly to allow for adequate water flow. It is suspected that as a result of this, water could back up causing a portion of the water to flow along the north-western side of the road (Ditch # 2). The water that does flow through the box culvert does flow along the newly constructed ditch, and across the small plastic pipe that flows to the west. This small pipe was determined to be diverting water flow unnecessarily. Additionally, the culvert that was originally placed in a driveway leading to Licence-to-Occupy # 140149 has been removed and placed to the side. This culvert location is now the location of the ditch that runs adjacent to the new road (Ditch # 1).

From these observations, remediation is required in the following locations:

Start of road:

1. Repair box culvert (Culvert # 1) to allow for adequate flow of water by creating an unrestricted flow with a minimum opening size of 400 mm x 400 mm (16 inches x 16 inches), as shown in Annex 1 below using squared timber along the sides; or remove and replace box culvert (Culvert # 1) with a suitable Corrugated Metal Pipe or a High Density Polyethylene Culvert with a similar opening size of at least 400 mm diameter. The location of this culvert is shown in Annex 2 below.

   In either instance above, the culvert is to extend 0.5 m on each side beyond the road bed.

2. Install a ditch block (Ditch Block # 1) to prevent additional flow along the north-western side of the road at the start of the ditch (Ditch # 2), below the road bed. This consists of depositing material to prevent water flow beyond the culvert site. (Ditch block should be constructed using a combination of large rocks, cobble and gravel – soil and sand is not suitable for constructing ditch blocks.)

P.O. Box 2008, Corner Brook, NL Canada A2H 6J8

t (633) 691-3249  f (709) 637-2004  www.gov.nl.ca
Junction of ditch and driveway leading to 140149:

1. Remove small plastic pipe that crosses the new road (Pipe to be removed).

2. Install the existing culvert that was removed (and placed to the side) on an angle (Culvert #2) that carries flow from the ditch on the north-western side of the road (Ditch #2) to connect with the newly constructed ditch on the opposite side of the road (Ditch #1).

3. Install a ditch block (Ditch Block #2) to prevent additional flow along the north-western side of the road just beyond the start of the culvert (Culvert #2), below the road bed. This consists of depositing material to prevent water flow beyond the culvert site. (Ditch block should be constructed using a combination of large rocks, cobble and gravel — soil and sand is not suitable for constructing ditch blocks.) The location of this culvert is shown in Annex 2 below.

These items are to be completed within 45 days of the date of this letter; otherwise Application # 126753 will be cancelled. If you have any questions on this matter, please contact Rodger Primmer or myself at 1-833-891-3249.

Yours truly,

[Redacted]

Director of Crown Lands

cc: Mr. Rodger Primmer, Regional Lands Manager

[Redacted]
Annex 1

Culvert to be constructed from 4 inch x 4 inch or 6 inch x 6 inch squares and sufficient height and width to allow unrestricted water flow. Minimum opening size to be 400 mm x 400 mm (16 inch x 16 inch).

Bottomless Box Culvert
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
Dear Mr Primmer,

Please see attached photo of a barrier that Billy Lush and Geoff Beaton posted with a removal notice several months back while I was present. This notice cited legislation, deadlines and applicable fines that would be enforced should the individual not comply. This photo was taken this evening October 17, 2018 approximately 6pm and is situated on a road leading to [cabin location] cabin in the Weis Pond area. Please advise if action will be taken to ensure public safety and the barrier removed in accordance with the Crown Lands ACT as soon as possible. Thank you.

Sincerely,

[Redacted]
Potential copyright material

If you wish to obtain a copy please contact the ATIPP Office at (709) 729-7072 or atippoffice@gov.nl.ca.
I don't think there is anything to add, I'll see if Dave M. has anything tomorrow.

Rodger

From: Morgan, Tara
Sent: Wednesday, October 17, 2018 4:26 PM
To: Primmer, Rodger
Subject: FW: Weirs Pond

Thoughts? I don't think we have anything to add do you?

Tara

Tara Morgan  
Director (A), Crown Lands Division  
Department of Fisheries and Land Resources

Tel: (709) 637-2093  Fax: (709) 637-2004

From: [redacted]<taramorgan@gov.nl.ca>
Sent: Wednesday, October 17, 2018 4:17 PM
To: Morgan, Tara <taramorgan@gov.nl.ca>
Cc: Primmer, Rodger <primmer@gov.nl.ca>; Deering, Keith <kdeering@gov.nl.ca>; [redacted]@eastlink.ca
Subject: Re: Weirs Pond

Good evening Tara,

We acknowledge receipt of your request for further action required to finalize this application as attached. We do, however, have some concerns regarding your request. Firstly, the small pipe you suggest we relocate that was previously dug up, is not owned by the applicant nor present on site where it was left. Hence we can not use it if it's not there or if permission was not granted by the individual who owns it for us to use. Neither of these two issues were mentioned in your missive. This pipe you reference would also not accommodate the length required to do the job you have requested thus making it too short. We have visited the site today and have confirmed the above. Given the aforementioned, we will look into supplying the pipe required to do the job but also mindful of the fact that this was not supposed to be a requirement of the applicant as per your request. We will proceed on this basis and trust the outcome will bring quick resolve to this ongoing struggle with this application. If you have contradictory information you feel we should know before proceeding, please advise as soon as possible. Thank you.

Regards,

Sent from my iPhone

On Oct 12, 2018, at 11:13 AM, Morgan, Tara <taramorgan@gov.nl.ca> wrote:

Good Morning

Please see attached a letter addressed to your brother regarding the outcome of the inspection that was completed recently. The purpose of this inspection was to confirm whether or not there were potential drainage issues resulting from how the new road that was constructed. As you know, we had a roads engineer visit the site with staff from the Region to review and provide direction.

There were a couple of things noted during that inspection that require fixes before we can finalize this and move on. Please let us know when the fixes are completed and we will move as quickly as possible once that is done.

A copy of this letter will go in the mail to the address on file today as well.

If you have any questions, please contact Rodger or myself.

Tara
Tara Morgan  
Director (A), Crown Lands Division  
Department of Fisheries and Land Resources.  
Tel: (709) 637-2093  Fax: (709) 637-2004  

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<October 12 letter.pdf>
As a follow up to your email last week regarding your brothers application (#126753), staff from the Region visited the site on Friday and confirmed that what was asked of you to address potential drainage issues was completed.

We are going to proceed to complete the review/approval of the survey and then continue on and draft the title documents.

Tara

Tara Morgan
Director (A), Crown Lands Division
Department of Fisheries and Land Resources
Tel: (709) 837-2083  Fax: (709) 837-2004
Date: 11/8/2018 8:37:06 AM
From: [Redacted]
To: "Morgan, Tara"
Cc: "Deering, Keith"
Subject: Weir's pond file

Ms. Morgan,

While appreciating and acknowledging the ministers reply to our email on the Weirs Pond files 126753-150638 we take issue with the fact that Crown Lands stresses its only obligation is maintaining public access to Weirs Pond. Accessibility to the launch site has been obstructed and inconvenienced since 2016. A recent attempt to improve the situation has been a complete failure. There is no evidence public access is being maintained. We have heard the statement once a road always a road used by various surveyors and Crown lands staff but as we have experienced this has not proven to be true. Public access has been obstructed for 3 boating seasons because the traditional road has been included in an individual survey and they have proceeded as if it is their land. This is very unfair and inconvenient when you have to travel by boat to an island cabin.

Our email to the minister gave examples of traditional uses of the original parking lot and turn around that the public relied on for decades. Why is this part of the review overlooked? To imply that the Department of Fisheries and Land Resources has considered all concerns presented by cottage owners in the area is incorrect. The concerns are mainly ones of pond users and we feel ours are overlooked and ignored.

The ministers office should be fully and accurately briefed on this file. Access to the pond is only one of our concerns. There is a perception that the Crown Lands Act has been changed, ignored and overlooked to the benefit of 126753-150638.

As a contact for the ministers office I thank you in anticipation of your reply

On behalf of Pond Users
Hi Tara,

Title docs are drafted and gone to Johnathan for review.

Jeremy Keeping
Land Management Specialist
Crown Lands Division
Department of Fisheries and Land Resources
P.O. Box 2006, Corner Brook, NL, A2H 6J8
Phone: 709-637-2921, Fax: 709-637-2004