



S-086706

Affidavit #1  
Kathleen Lois Marshall  
Sworn September 23, 2008  
NO. \_\_\_\_\_  
VANCOUVER REGISTRY

**IN THE SUPREME COURT OF BRITISH COLUMBIA**

**IN THE MATTER OF THE *COMPANIES' CREDITORS ARRANGEMENT ACT*,  
R.S.C., 1985, c. C-36**

**AND**

**IN THE MATTER OF THE *BRITISH COLUMBIA BUSINESS CORPORATIONS ACT*  
R.S.B.C. 2002 c. 57**

**AND**

**IN THE MATTER OF THE CASCADES RESIDENCE INC.  
and MARONA ESTATES LTD.**

PETITIONERS

**AFFIDAVIT**

I, Kathleen Lois Marshall, Businessperson, of 1715 Blondeaux, in the City of Kelowna, in the Province of British Columbia, MAKE OATH AND SAY AS FOLLOWS:

1. I am the President and Director of Marona Estates Ltd. ("Marona") and The Cascades Residence Inc. and as such have personal knowledge of the facts and matters hereinafter deposed to, save where same are stated to be based on information and belief and where so stated I verily believe them to be true.
2. I have read the Petition herein and the facts set out in the Petition are true.
3. Attached to my affidavit are the following documents:

**Exhibit "A"** – BC Corporate Search for Marona Estates Ltd., dated August 26, 2008;

**Exhibit "B"** – BC Corporate Search for The Cascades Residence Inc. dated August 26, 2008;

**Exhibit “C”** – Land Title Search of Lot B - PID: 025-201-671 (“Lot B”), dated September 11, 2008;

**Exhibit “D”** – Land Title Search of Air Space Parcel - PID: 025-717-430 (“Airspace), dated September 3, 2008;

**Exhibit “E”** – Land Title Search of Lot A - PID: 025-201-662 (“Lot A”), dated September 3, 2008;

**Exhibit “F”** – Land Title Search of Lot A – PID: 026-628-937 (“Benvoulin”), dated September 9, 2008;

**Exhibit “G”**– Land Title Search of Lot 8 – PID: 026-156-873, Lot 9 – PID: 026-156-881 and Lot 10 – PID: 026-156-890 (collectively “Mrs. Marshall’s Property”) all dated September 3, 2008;

**Exhibit “H”** – Land Title Search of Lot 10 – PID: 025-384-597 (“Marona Court Property”), dated September 8, 2008;

**Exhibit “I”** – BC OnLine PPRS search for Marona Estates Ltd., dated September 3, 2008;

**Exhibit “J”**– BC OnLine PPRS search for The Cascades Residence Inc., dated August 26, 2008;

**Exhibit “K”** – VVI Construction Ltd.’s Claim of Lien, filed on March 10, 2008;

**Exhibit “L”** – Warnaar Steel Tech Ltd.’s Claim of Lien, filed on April 25, 2008;

**Exhibit “M”** – Integrated Fire Protection (2003) Ltd.’s Claim of Lien, filed on April 25, 2008;

**Exhibit “N”** – Lang’s Ventures Inc.’s Claim of Lien, filed on May 15, 2008;

**Exhibit “O”** – Architectural Windows & Doors Inc.’s Claim of Lien, filed on May 23, 2008;

**Exhibit “P”** – Excel Ventilation Ltd.’s Claim of Lien, filed on May 28, 2008;

**Exhibit “Q”** – Horizon Electric Inc.’s Claim of Lien, filed on July 17, 2008;

**Exhibit “R”** – Rambow Mechanical Ltd.’s Claim of Lien, filed on July 28, 2008;

**Exhibit “S”** – Poole and Associates Mechanical Engineering Ltd.’s Claim of Lien, filed on August 20, 2008;

**Exhibit “T”** – New Town Architectural Services Inc.’s Claim of Lien, filed on August 20, 2008;

**Exhibit “U”** – FF Sprayed Insulation Inc.’s Claim of Lien, filed on August 20, 2008;

**Exhibit “V”** – Letters from Owen Bird Law Corporation to The Cascades Residence Inc., Marona Estates Ltd and Kathleen Dora Marshal, all dated September 10, 2008, with Notices of Intention to Enforce Security and Notices of Intention to Realize on Security;

**Exhibit “W”** – Cover and first four pages of the Appraisal Report of Colliers International Realty Advisors of Lots A and B Plan KAP7032 & 17 Units in Cascades Residences Part 1 – Phase 1;

**Exhibit “X”** – Letter from Power Playss Investment Ltd. to Kathleen Marshall, dated January 11, 2008;

**Exhibit “Y”** – The Cascades Residence (Phase 1) The Conservatory Residential Report Kelowna, British Columbia Progress Report #7, dated August 15, 2008;

**Exhibit “Z”** – The Cascades Residence Inc. internal financial statements as at August 31, 2008: and

**Exhibit “AA”** – Marona Estates Ltd. internal financial statements as at August 31, 2008.

4. I make this Affidavit in support of the Petition herein.

SWORN BEFORE ME at Vancouver, British Columbia, this 23 day of September, 2008.

Name: \_\_\_\_\_  
A Commissioner for taking Affidavits for the Province of British Columbia

  
KATHLEEN LOIS MARSHALL

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