



PERMIT UNDER THE WATER ACT AUTHORIZING THE OCCUPATION OF CROWN LAND

John Philip Hadikin

Box 1316, Castlegar, B.C.

the holder(s) of Conditional/~~XXXX~~ Water Licence(s) **33847** authorizing
the diversion of water from **Michael Creek** is/are hereby

authorized to occupy Crown land by constructing, maintaining, and operating thereon the works authorized under the said water licence and any licences which may be issued in substitution thereof.

- (a) The Crown land which is authorized to be occupied under this permit is a portion of
Lot 7778 and South-east $\frac{1}{4}$ of Lot 8219, Kootenay District, the location of which is shown approximately on the amended plan attached to the said water licence.

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(b) The approximate dimensions of the Crown land authorized to be occupied under this permit are
3195 feet in length and 15 feet in width, having an area of 1.1 acres.

- (c) Subject to the payment of royalty, stumpage, and other compensation as provided under Condition 5, the permittee is authorized to cut and remove from the said land any timber the removal of which is necessary to permit construction and maintenance of the said works.

- (d) The annual rental for this permit is \$ **2.00** , which is subject to review and revision at any time at the discretion of the Crown.

- (e) This permit is appurtenant to the land to which the aforesaid water licence is appurtenant.

- (f) The conditions relative to the rights granted under this permit are printed on the back of this form.

THIS PERMIT REPLACES PERMIT # 6963

File No. **0273938**

Ref. Map **82 F/SW (E-2)**

W.R. Map **5129E**

Date issued: **16 September,
1970**

Permit No. **7682**

D. Brantford
Deputy Minister of Lands.

*Replaced
by permit 10306*

CONDITIONS RELATIVE TO THE RIGHTS GRANTED
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UNDER THIS PERMIT

1. This permit is issued under the *Water Act*, and the rights hereby granted are subject at all times to the provisions of the *Act* and all regulations made thereunder and to all regulations from time to time made under any such Act.

2. There is reserved to the Crown the right to grant to other persons permits to occupy the land affected by this permit without compensation to the permittee or his successors in title.

3. In the event of any dispute arising at any time between the permittee and any owner of land adjacent to the land affected by this permit with respect to the location and boundaries of the land so affected, the land so affected shall be determined by the Deputy Minister of the Department of Lands, Forests, and Wild Game, or a qualified surveyor appointed by the Deputy Minister of the Department of Lands, Forests, and Wild Game, or a qualified surveyor appointed by the Deputy Minister of the Department of Lands, Forests, and Wild Game, and the result of the survey.

4. This permit and the rights granted hereunder are subject always to compliance by the permittee with the terms of the permit, and if the permittee fails to comply with the terms of the permit, the permit and the rights granted hereunder shall be suspended or terminated, and the rights granted under this permit are thereupon likewise suspended or terminated.

5. The amount of stumpage, royalty, and (or) compensation payable to the Crown by the permittee in respect of stumpage, including any applicable compensation or royalty, shall be determined by the Forest Service of the Province of British Columbia, and shall be the sum or sums fixed by the Forest Service of the Province of British Columbia.