

**WATER LICENCE DISPOSITION RECORD**

File #: 0044676 Water Licence #: F003768

Stream Name: Hagan Spring

Date of Disposition: Nov 14, 2014

Abandoned

Cancelled

Refused

Superseded by Licence #/s: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Close File?  Yes  No

Noted by: David Date: Dec 16, 2014  
*(Financial Services Branch Representative)*

PROVINCE OF  
BRITISH COLUMBIA.

**WATER RIGHTS BRANCH.**

DEPARTMENT OF  
LANDS.

**FINAL**

**WATER LICENCE.**

(For a **Domestic** Purpose.)

**W**HEREAS the Board of Investigation, constituted and acting under the "Water Act, 1914," duly held an investigation respecting the water set out in the order No. **7910**, a duplicate of which is hereto attached, and in the said order directed the Comptroller of Water Rights to issue a **final** licence in respect of the particular record and claim respectively set out therein, and further therein named the terms and conditions to be embodied in the said licence:

NOW, THEREFORE, I, Comptroller of Water Rights of the Province of British Columbia, in pursuance of the said order and in conformity with the "Water Act, 1914," issue this **final** licence, and declare the rights in and to the use of the said waters held under the said record in respect of the said claim to be such as are set out in the said order; and the terms and conditions of the said order and any exhibits which are therewith incorporated are hereby incorporated herewith and form a part hereof. This licence is appurtenant to **Lot 5 of Block 4 of Section 4, Range 1, Cowichan District, (Registered Plan 586A).**

Made and entered this 15<sup>th</sup> day of March, 1923

**F. A. Cleveland**

Comptroller of Water Rights.

PROVINCE OF  
BRITISH COLUMBIA.

# WATER RIGHTS BRANCH.

DEPARTMENT OF  
LANDS.

## DETERMINATION AND ORDER

(FOR A FINAL WATER LICENCE FOR **Waterworks** PURPOSES)

BY THE BOARD OF INVESTIGATION  
UNDER THE "WATER ACTS."

In the Matter of the Rights and Claims to the Waters of certain Streams lying in

**Nelson**

Water District, in the Neighbourhood of

**Nelson** , B.C.

NOW, on this **5th** day of **June**, 1915, the above-entitled matter coming on regularly for final hearing before the Board of Investigation; notice of the intention to investigate all and every the said rights and claims having been given by the Board as required by the "Water Act, 1914"; all persons having claims to water on the said streams or in the said locality having been directed to file their claims with the Board; due notice having been given of the times and places of preliminary and final hearings respectively in the above-entitled matter; all and every the steps required under the Act to be taken by the Board before a determination of the said rights and claims should be made having been taken; all evidence, testimony, and proofs filed with the Board or presented in the above-entitled matter having been duly considered; a quorum of the Board being present at this hearing; and the Board being now fully advised in the premises, determines with respect to the claim of **the Corporation of the City of Nelson**

the said claim being on file and numbered **114-10-11.**

1. That a valid record affecting the said claim was made under the authority of an Act passed prior to the 12th day of March, 1909, and that under the said record the **owner of Corporation of the City of Nelson**

was granted a right to take and use water from **Anderson Creek, a tributary of the West Arm of Kootenay Lake, for a "Waterworks" purpose,**

and that the terms of the said record have been complied with and that the works necessary for the diversion, carriage, and use of **1,500,000 gallons of** water per **day** have been completed and the beneficial use of the said quantity of water has been made thereunder.

2. The Comptroller of Water Rights is hereby directed to issue a final licence in respect of the said record and claim embodying the following terms and conditions:—

- (a.) The source of the water supply is **Anderson Creek, a tributary of the West Arm of Kootenay Lake.**
- (b.) The point of diversion from the stream is located as shown in the exhibit marked "A" hereto attached, which is incorporated herewith and made a part hereof, the original of which exhibit is on file in the office of the Comptroller of Water Rights, Parliament Buildings, Victoria.
- (c.) The date from which the said licence shall take precedence is **12th January, 1898.**
- (d.) The purpose for which the water is to be used is **"Waterworks purpose".**

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- (e.) The maximum quantity of water which may be used is **One million five hundred thousand (1,500,000) gallons per day.**
- (f.) The water may be used **during the whole year.**
- (g.) ~~The area and description of the lands or mines upon which the water may be used, and to which the licence is appurtenant, are~~ **The licence is appurtenant to the "Waterworks" undertaking of the Corporation of the City of Nelson subject to the terms of the Certificate of Approval granted to it on the 21st day of February, 1923.**
- ~~and are more particularly shown in the said exhibit "A."~~

(h.) The works for the diversion and the carriage of the water consist of **pipe.**

(i.) Before any change is made in the said works which would be a material deviation from the plans as approved or the works as accepted by the Comptroller, plans of such proposed change must be filed with the Comptroller and approved by him.

(j.) The nature and extent of the incidental use (if any) permitted under this licence are

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but such use shall not enlarge the quantity of water allowed under item (e) above.

(k.)

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3. Pending the issue of the licence hereby authorized to be issued, the terms and conditions of this order shall govern the respective rights of the record-holders and claimants affected thereby.

Made and entered this 10<sup>th</sup> day of April, 19123

THE BOARD OF INVESTIGATION.

By J. S. T. Alexander, Chairman.

and J. E. Lane, Member.

NOTE.—An annual fee shall be payable under the said licence in accordance with the scale of fees and regulations relating thereto adopted from time to time by His Honour the Lieutenant-Governor in Council under the "Water Act." **1914.**

Order No. 4368.

Form 582, W.R.B. (Board Order—Works completed)—1,000-6-18.

<p>ENTERED ON Map No. <u>5226 AB</u> <u>7440</u></p>	<p>TC</p>
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PROVINCE OF  
BRITISH COLUMBIA.

# WATER RIGHTS BRANCH.

DEPARTMENT OF  
LANDS.

## DETERMINATION AND ORDER

BY THE BOARD OF INVESTIGATION  
UNDER THE "WATER ACT, 1914."

In the Matter of the Rights and Claims to the Waters of certain Streams lying in .....

Victoria

Water District, in the Neighbourhood

of Cowichan, B.C.

NOW, on this 31st day of January, 1923, the above-entitled matter coming on regularly for final hearing before the Board of Investigation; notice of the intention to investigate all and every the said rights and claims having been given by the Board as required by the "Water Act, 1914"; all persons having claims to water on the said streams or in the said locality having been directed to file their claims with the Board; due notice having been given of the times and places of preliminary and final hearings respectively in the above-entitled matter; all and every the steps required under the Act to be taken by the Board before a determination of the said rights and claims should be made having been taken; all evidence, testimony, and proofs filed with the Board or presented in the above-entitled matter having been duly considered; a quorum of the Board being present at this hearing; and the Board being now fully advised in the premises, determines with respect to the claim of Blanch C. Cole, for a re-issuance by virtue of

Section 43 of the "Water Act, 1914," of Water Licence 1947 issued

at Victoria, B.C., and now surrendered by the said claimant for  
cancellation,  
the said claim being on file and numbered 044676.

1. That the said Water Licence 1947 was imperfectly issued in that it does not establish definitely the land on which the water may be used.

2. The Comptroller of Water Rights is hereby directed to issue a Final Licence in substitution for and as a re-issuance of the said Water Licence 1947 embodying the following terms and conditions:-

- (a) The source of the water supply is Hagan Spring in Lot 1 of Block 4 of Section 4, Range 1, Cowichan (Reg. Plan 586A).
- (b) The point of diversion from the spring is located at intake "Y", Water Rights Map 8707, as shown on the Exhibit marked "A" hereto attached, which is incorporated herewith and made a part hereof, the original of which exhibit is on file in the office of the Comptroller of Water Rights, Parliament Buildings, Victoria, B.C.
- (c) The date from which the said licence shall take precedence is 23rd day of November, 1911.
- (d) The purpose for which the water is to be used is "Domestic purpose".

- (e.) The maximum quantity of water which may be used is **two thousand (2000) gallons per day.**
- (f.) The water may be used **during the whole year.**
- (g.) The area and description of the lands ~~or mines~~ upon which the water may be used, and to which the licence is appurtenant, ~~are~~ **is Lot 5 of Block 4 of Section 4, Range 1, Cowichan District (Registered Plan 586A),**

and ~~are~~ more particularly shown in the said exhibit "A."

- (h.) The works for the diversion and the carriage of the water consist of **pipe.**
- (i.) Before any change is made in the said works which would be a material deviation from the plans as approved or the works as accepted by the Comptroller, plans of such proposed change must be filed with the Comptroller and approved by him.
- (j.) The nature and extent of the incidental use (if any) permitted under this licence are

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but such use shall not enlarge the quantity of water allowed under item (e) above.

(k.)

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3. Pending the issue of the licence hereby authorized to be issued, the terms and conditions of this order shall govern the respective rights of the record-holders and claimants affected thereby.

Made and entered this 15<sup>th</sup> day of March, 1917.

THE BOARD OF INVESTIGATION.

By "J.S.T. Alexander" **Member.**  
*Chairman*

and "J.E. Lane", **Member.**

NOTE.—An annual fee shall be payable under the said licence in accordance with the scale of fees and regulations relating thereto adopted from time to time by His Honour the Lieutenant-Governor in Council under the "Water Act."

