



DEPARTMENT OF LANDS.

Permit under the "Water Act, 1939," authorizing the Occupation of Crown Land.

WILLIAM B. SMITH & DANIEL DAVIES, of Trail, B.C., being
the holder of a water licence authorizing the diversion of water from Rosling Spring,
is hereby authorized to occupy by constructing, maintaining and operating thereon the
works authorized under the said water licence.

the following Crown land, namely:—

a portion of District Lot 908, Kootenay District being 150 feet in length and
15 feet in width, the location of which is shown approximately on the plan
attached to the said water licence and marked "R/W".

having an area of 0.05 acres.

And, subject to the payment of royalty and stumpage under the "Forest Act," is authorized to
cut and remove from the said land any timber the removal of which is necessary
to permit the construction of the said works.

There is payable in respect of this permit an annual rental of \$1.00, which is subject
to alteration at any time. Failure to pay the annual rental will render this permit subject to
cancellation.

This permit is appurtenant to the land to which the aforesaid water licence is appurtenant.

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

Issued the 15th day of February, 19 44.

W. Bathurst
Deputy Minister of Lands.

File 0134628

W.R. Map 17-9^N (A-2)

W.R.B. 12—1M-142-5918

*Replaced by F-13544/5
O/W 3272/3*

2368

CONDITIONS RELATIVE TO THE RIGHTS GRANTED UNDER
THIS PERMIT.

1. This permit is issued under section 20 of the "Water Act, 1939," and the rights hereby granted are subject at all times to the provisions of that Act and all Acts passed in amendment or substitution thereof 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 area or boundaries of the land so affected, the licensee shall at his own expense, when so directed by the Deputy Minister of Lands, have the said land surveyed by a duly qualified surveyor, and shall likewise file with the Department of Lands at Victoria, B.C., a plan showing 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 his water licence, and if the rights granted under the said licence should at any time be suspended or terminated the rights granted under this permit are thereupon likewise suspended or terminated.
5. The amount of royalty and stumpage payable by the permittee in respect of the timber cut or destroyed by him shall be the sum or sums fixed by the Forest Branch of the Government of British Columbia.