



## PERMIT UNDER THE WATER ACT AUTHORIZING THE OCCUPATION OF CROWN LAND

The holder of Conditional Water Licence 117454 whose licence authorizes the diversion, use and storage of water from South Hatheume Creek and the reservoir is Hatheume Lake and the points of re-diversion are on the Nicola River, is hereby authorized to occupy Crown land by constructing, maintaining and operating thereon the works authorized under the said licence.

- (a) The Crown land which is authorized to be occupied under this permit is a portion of unsurveyed Crown land and foreshore of Hatheume Lake, Kamloops Division Yale District, the location of which is shown approximately on the plan attached to the said water licence.
- (b) The approximate dimensions of the Crown Land authorized to be occupied under this permit are 10200 feet (3108.9 metres) in length by 15 feet (4.6 metres) in width for an area of 3.51 acres (1.4 hectare).
- (c) Prior to the cutting, destruction or flooding of any timber, necessary to permit construction and maintenance of the said works and clearing of the said lands which may be flooded, the permittee shall apply for and obtain a licence to cut timber from the Ministry of Forests, District Manager. The amount of stumpage, royalty and (or) compensation payable to the Crown in respect of trees, including merchantable or young growth, cut, removed, damaged, or destroyed by the permittee, shall be the sum or sums fixed by the Forest Service of the Province of British Columbia.
- (d) This permit is appurtenant to the land, mine or undertaking to which the aforesaid water licence is appurtenant.
- (e) This permit shall become void if the water licence with respect to which the permit is issued should terminate, be abandoned or cancelled, or amended so as to render this permit unnecessary.
- (f) This permit is issued and accepted on the understanding that the permittee shall indemnify and save harmless the Government of the Province of British Columbia for all loss, damage to works, cost or expense suffered by the permittee by reason of the Crown Land or any portion thereof being submerged or damaged by erosion or otherwise affected by flooding.
- (g) The holder of this permit shall not be entitled to compensation if the Crown grants permits to other persons to occupy the land affected by this permit.
- (h) In the event of a dispute at any time with respect to the area or boundaries of the land affected by this permit, the holder shall, at his own expense, have the said land surveyed by a duly authorized surveyor.

Kevin M. Dickenson, P.Eng.  
Assistant Regional Water Manager  
Southern Interior Region

Date Issued: July 17, 2002

File No. 0074428

Permit No. 2409



DEPARTMENT OF LANDS.

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

CONSOLIDATED MINING AND SMELTING COMPANY OF Trail, B. C., being  
CANADA LIMITED.

the holder of a water licence authorizing the diversion of water from Rodgers Creek,  
is hereby authorized to occupy by maintaining and operating thereon the works authorized  
under Final Water Licence No. 12144

the following Crown land, namely:—

District Lots 486 and 2224, Cassiar, being 2800' in length and 15' 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 0.96 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 10th day of July, 19 44.

H. B. Stewart  
Deputy Minister of Lands.

File 022030.

W.R. Map 6800

W.R.B. 12—1M-142-5918

*Abandoned - 14/9/59*

*2409*

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.