



DEPARTMENT OF LANDS AND FORESTS

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

EAST KOOTENAY POWER COMPANY LIMITED, of Fernie, B.C.

the holder of a water licence authorizing the storage of water in Elk River

is hereby authorized to occupy by flooding.

the following Crown land, namely:—

that portion of land known as Lots 11, 12, 13, 17, 19 and 21, and roads within Registered Plan 1006 Nelson Land Registration District, District Lot 227, Elko Townsite, and Sub Lot 28 of District Lot 4589, all in Kootenay Land District, more particularly shown on Exhibit "A" and marked "R/W" having an area of 25.1 acres.

And, subject to the payment of royalty and stumpsage under the "Forest Act" is authorized to destroy the timber on the said land by submerging it.

There is payable in respect of this permit an annual rental of \$2.51, 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 26th day of January, 1950

[Signature] Deputy Minister of Lands.

File 045149

W.R. Map 1951

Ref. Map 15-9S(D-3)

W.R.B. 12-1M-949-3698

PERMIT OVER CROWN LAND No. 3331

CONDITIONS RELATIVE TO THE RIGHTS GRANTED
UNDER THIS PERMIT

1. This permit is issued under section 20 of the "Water Act," 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 and Forests 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 Service of the Government of British Columbia.

British

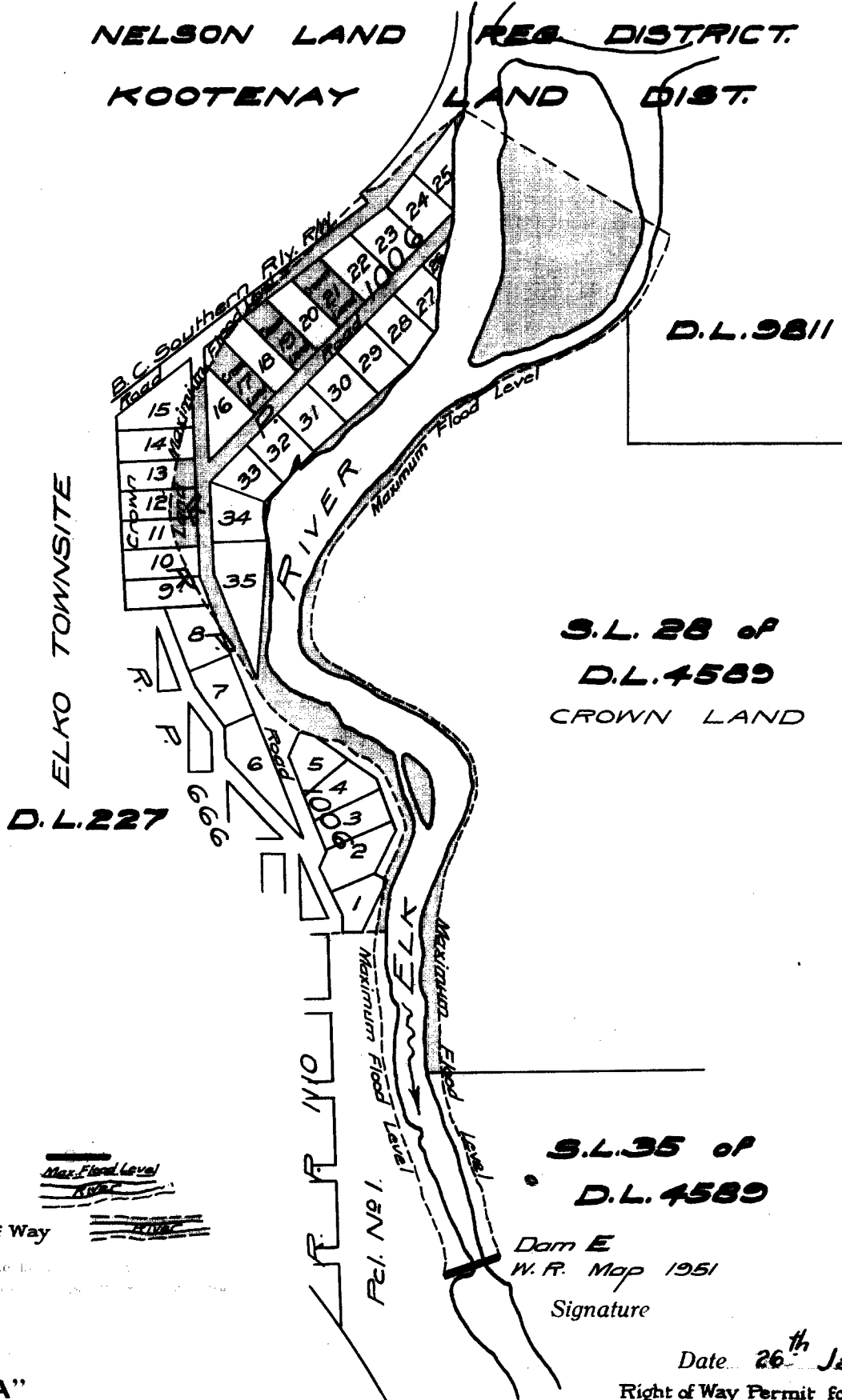


Columbia

To accompany Permit for Right of Way over Crown Land. for F.L. 5646

FERNIE WATER DISTRICT

Scale: 10 Chains to 1 Inch.



TRUE NORTH.

LEGEND.

- Dam
- Flooded Area
- Flooded Right of Way

For a complete description of the terms and conditions of this permit, refer to the permit file.

EXHIBIT "A"

S.L. 35 of D.L. 4589

Dam E
W.R. Map 1951
Signature

Date 26th Jan. 1950

Right of Way Permit for F.L. 5646
File 045149

For R/W see Ref. Map 15-9^o(D-3)

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