



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

The holder of Conditional Water Licence 59335, being Albert E. Barbour at the date of issue of the said licence, whose licence authorizes the diversion and storage of water from Wilmer Creek and the reservoir is Lake Enid, is hereby authorized to occupy Crown Land by constructing, maintaining and operating thereon the works authorized under the said licences 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 Sublots 4 and 5 of Lot 378 and Sublot 1 of Lot 379, Kootenay District, Plan X-40, 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:
  - 1) conduit - 1,500 feet in length and 15 feet in width, having an area of 0.52 acre.
  - 2) damsite - 1.0 acre
- (c) The permittee may cut and remove from the said Crown Land any timber necessary to permit construction and maintenance of the said works. Prior to the cutting, destruction or flooding of any timber, the permittee shall apply for and obtain a licence to cut timber from the District Forester and 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 qualified surveyor.
- (i) The annual rental for this permit is \$22.00, which is subject to review and revision at any time at the discretion of the Crown.

B. E. Marr  
Deputy Minister of Environment

File No. 0366750 Date Issued: 30th September, 1983 Permit No. 13886

SUPERCEDED BY

PCL NO. 16517



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- (c) The permittee may cut and remove from the said Crown Land any timber necessary to permit construction and maintenance of the said works. Prior to the cutting, destruction or felling of any timber, the permittee shall apply for and obtain a licence to cut timber from the Crown in respect of which, cut, removed, damaged, fixed by or otherwise affected by flooding. The amount of stumpage, royalty, and other charges payable to the Crown in respect of timber cut, removed, damaged, fixed by or otherwise affected by flooding shall be the sum or sums determined by the Government of British Columbia.
- (d) This permit shall be subject to the conditions of the licence with respect to the permittee's obligations and undertakings to maintain the works.
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Original not found. VO

17/6/87

B. E. Marr  
Deputy Minister of Environment