

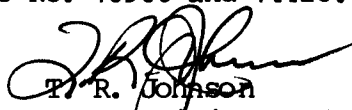


## PERMIT UNDER THE WATER ACT AUTHORIZING THE OCCUPATION OF CROWN LAND

The holder of Conditional Water Licences 15969, 47977 and 66104, whose licences authorize the diversion and storage of water from Percival Creek, Stirling Creek, Klo Creek and Hydraulic Creek, with the reservoirs being Turtle Lake and McCulloch Reservoir (formerly Hydraulic, Minnow and Haynes Lakes), is hereby authorized to occupy Crown Land by flooding; and by constructing, maintaining and operating thereon the works authorized under the said licences.

- (a) The Crown Land which is authorized to be occupied under this permit is a portion of Lots 686S, 687S, 688S, 1918S, 1919S, 2712 and unsurveyed land in the vicinity of these lots, all within Similkameen Division of Yale District, the location of which is shown approximately on the plan attached to the said water licence.
- (b) The approximate areas of the Crown Land authorized to be occupied under this permit are:
  - (1) For conduit: (a) from Percival Creek to Stirling Creek, 0.88 acre, having dimensions of 2,550 feet in length and 15 feet in width; (b) from Stirling Creek to Klo Creek, 0.55 acre, having dimensions of 1,600 feet in length and 15 feet in width; and (c) Hydraulic Creek to Turtle Lake, 0.34 acre, having dimensions of 1,000 feet in length and 15 feet in width; (d) from Turtle Lake back to Hydraulic Creek, 0.34 acre, having dimensions of 1,000 feet in length and 15 feet in width.
  - (2) For damsites: (a) three sites around McCulloch Reservoir, 6 acres; and (b) two sites on Turtle Lake, 4 acres.
  - (3) For flooding: (a) by McCulloch Reservoir, 587 acres; and (b) by Turtle Lake, 65 acres.
- (c) The permittee may cut and remove from the said Crown Land any timber necessary to permit construction and maintenance of the said works and clearing of the said lands which may be flooded. 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 Manager 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 licences are appurtenant.
- (e) This permit shall become void if the water licences 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 \$532.00, which is subject to review and revision at any time at the discretion of the Crown.
- (j) This permit replaces Permits No. 10960 and 14428.

  
T. R. Johnson  
Deputy Minister of Environment  
and Parks

File No. 0029672 Date Issued: 17th June, 1987 Permit No. 16612  
0241835  
0296887

*Replaced by PCL's 21088  
21216*