



PERMIT UNDER THE WATER ACT AUTHORIZING THE OCCUPATION OF CROWN LAND

The holders of Conditional Water Licences 38192, 39156, 40050, 42042, 45174, 46845, 48444, 53284, 57515, 58070, 60458, 62390, 66199, 66335, whose licences authorizes the diversion and use of water from Okanagan Lake, is hereby authorized to occupy Crown Land 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 unsurveyed foreshore land covered by the waters of Okanagan Lake, Osoyoos Division of Yale District, the location of which is shown approximately on the plan attached to the said water licences.
- (b) The approximate dimensions of the Crown Land authorized to be occupied under this permit are 1,100 feet in length by 15 feet in width having an area of .37 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 (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 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 \$5.00, which is subject to review and revision at any time at the discretion of the Crown.
- (j) This permit replaces Permit No. 15842 and 15876.
- (k) This permit is subject to the provisions of the Navigable Waters Protection Act.

A.D. Zackodnik, P.Eng.
Regional Water Manager
duly authorized designate of
the Minister of Environment

SEP 20 1989

File No.	0300427	Date Issued	
	0309608	0330104	0369428
	0310031	0340440	8000158
	0316157	0364688	8000801
	0323966	0366385	8000941
	0367100		

Permit No. 17634



Province of
British Columbia

Ministry of
Environment

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British Columbia
V2A 7K2
Telephone: (604) 493-8261

SEP 20 1989

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~~West Kelowna Estates Ltd.
5-1638 Pandosy Street
Kelowna, B.C.
V1Z 1P8~~

COPY

Dear Sir/Madam:

Re: Conditional Water Licences 38192, 39156, 40050, 42042, 45174, 46845, 48444, 53284, 57515, 58070, 60458, 62390, 66199, 66335

A new Permit over Crown Land has been issued for Crown lands crossed for all licences which have authorized works on unsurveyed foreshore and land Osoyoos Division of Yale District covered by the waters of Okanagan Lake. This new Permit will combine all the Crown land right-of-ways of your licences from diversion point B on water rights map 82.E.083.3.4, into one document.

The Water Act provides for the appeal of any decision made by an engineer appointed under the Act. Your right to appeal to this decision lies to the Comptroller of Water Rights, Parliament Buildings, Victoria, B.C. V8V 1X5, and must be made within 30 days of the date of this letter. Reasons for the appeal must be included with your letter of appeal.

This new documentation should be attached to your copy of the licence.

Yours truly,

A. Zackodnik, P.Eng.
Regional Water Manager
Southern Interior Region

BERGGREN/pa

Enclosure

✓ Deputy Comptroller of Water Rights