



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

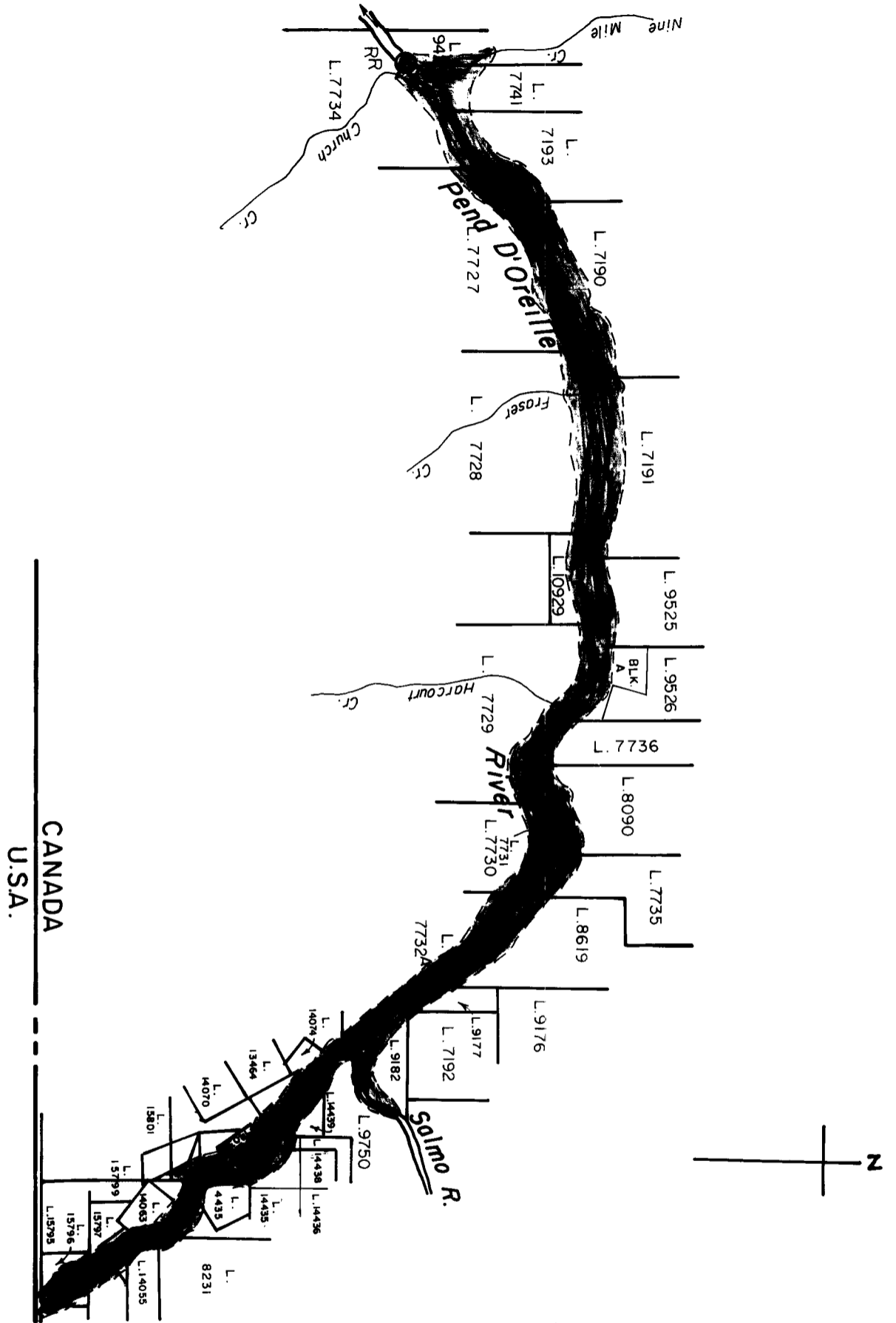
The Holder of Conditional Water Licence 42962, whose licence authorizes the diversion of water from Pend d'Oreille River, is hereby authorized to occupy Crown Land by flooding; and by constructing, maintaining and operating thereon the works authorized under the said licence.

- (a) The Crown Land which is authorized to be occupied under this permit is the Crown land lying below the 1,750 foot contour of the Pend d'Oreille Valley within Kootenay District extending upstream from Lot 9423 to the Canada-U.S.A. boundary, the location of which is shown approximately on the plan attached.
- (b) The approximate areas of Crown Land authorized to be occupied under this permit are 425 acres being 9.6 miles in length and below the 1,750 foot contour for a head pond, and 17 acres for a dam and powerhouse site.
- (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 \$1,190.00, which is subject to review and revision at any time at the discretion of the Crown.
- (j) This permit replaces Permit No. 12189 and 12190.

J. E. Farrell  
Deputy Comptroller of Water Rights  
duly authorized designate of the  
Minister of Environment



# Province of British Columbia



WATER DISTRICT : NELSON  
 PRECINCT : WANETA  
 LAND DISTRICT : KOOTENAY

### LEGEND

Scale : 1:50000  
 Dam site :   
 Map Number : WR 82-F-003-1-4

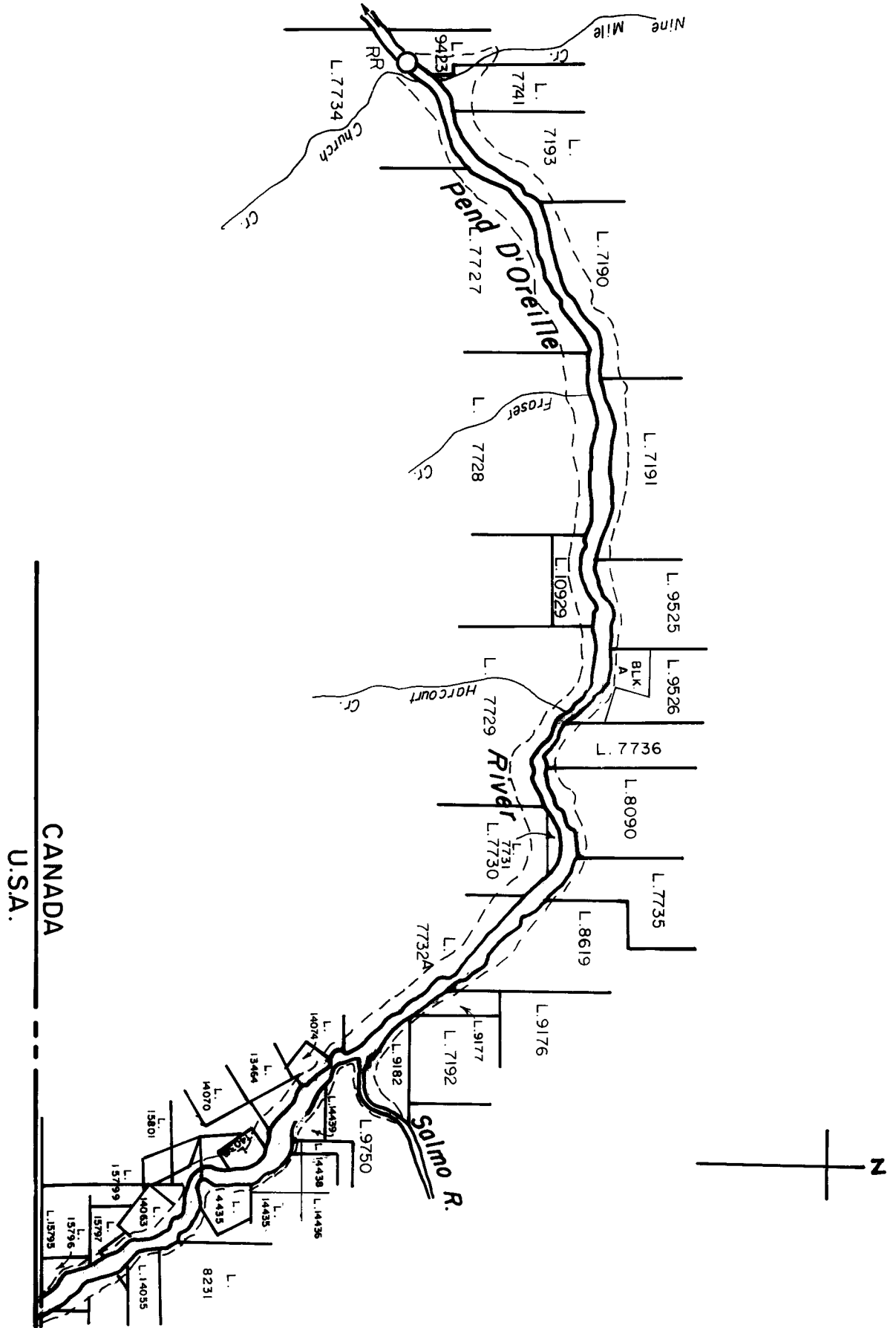
Signature   
 Date April 26, 1991

PCL 18361 for PCL's 12189 & 12190  
 File 0322335

Permit over Crown Land:



# Province of British Columbia



WATER DISTRICT : NELSON  
 PRECINCT : WANETA  
 LAND DISTRICT : KOOTENAY

### LEGEND

Scale : 1:50000  
 Damsite : ○  
 Map Number : WR 82·F·003·I·4

Permit over Crown Land:

Signature *Yoon Dewell*  
 Date *April 26, 1991*

PCL.18361 for PCL's 12189 & 12190  
 File 0322335