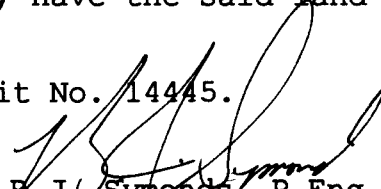




## PERMIT UNDER THE WATER ACT AUTHORIZING THE OCCUPATION OF CROWN LAND

The holder of Conditional Water licence 110501 and Final Water Licence 62207, whose licences authorize the diversion of water from West Fork of Baldy Creek and McCuddy Creek and the storage of water in McCuddy Reservoir #1 and #2, 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 Crown land and Lot 2383s, Similkameen 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 for the authorized ditch and pipe are 4300 feet (1310.64 metres) in length by 15 feet (4.6 metres) in width, having an area of 1.48 acres (0.60 hectares). The approximate dimensions of the Crown land authorized to be occupied under this permit for the dam is 1 acre (0.40 hectares) and the reservoir's flooded area is 6 acres (2.42 hectares).
- (c) Prior to the cutting, destruction of any timber, necessary to permit construction and maintenance of the said works, the permittee shall apply for and obtain a licence to cut timber from the Ministry of Forests, District Manager. 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) This permit replaces Permit No. 14445.

  
P.J. Symonds, P.Eng.  
Acting Regional Water Manager  
duly authorized designate of  
the Ministry of Environment,  
Lands and Parks

Date Issued: February 29, 1996

File Nos. 0310797

Permit No. 21837