

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

The holder of **Conditional Water Licence No. 108739**, whose licence authorizes the diversion and use of water from Malinda Creek, is hereby authorized to occupy Crown Land by constructing, maintaining and operating thereon the works authorized under the said licence and any licence which may be issued in substitution thereof.

- (a) The Crown Land which is authorized to be occupied under this permit is a portion of unsurveyed Crown land in the vicinity of District Lot 9165, Cariboo District, the location of which is shown approximately on the sketch attached to the said water licence.
- (b) The approximate dimensions of the Crown Land authorized to be occupied under this permit are 1.0 acre by damsite and 28.0 acres by flooding, with a total area of approximately 29.0 acres.
- (c) Prior to the cutting, removal, or destruction of any timber from the said Crown Land (and clearing of the said lands which may be flooded), necessary to permit construction and maintenance of the said works, the permittee shall apply for and obtain a licence to cut timber from the District Manager, Ministry of Forests. Prior to construction and/or maintenance of the said works which would cause disturbance to Range land, the Permittee shall contact the Range Division of the Ministry of Forests.
- (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 Permittee 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.



W. S. Klopp, P.Eng.
Assistant Regional Water Manager

File No: 5001449

Date Issued: APR ~ 1998
APR 7 1998

Permit No. 22708