

PERMIT UNDER THE WATER ACT AUTHORIZING THE OCCUPATION OF CROWN LAND

The holder of Conditional Water Licence 115949 whose licence authorizes the diversion, use and storage of water from Guichon Creek and Chartrand Creek with the reservoirs in Tunkwa Lake, Leighton Lake, Slough (Morgan) Lake and Pat (Six Mile) Lake and rediversion on Durand Creek, is hereby authorized to occupy Crown land 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 a portion from Guichon Creek diversion being Legal Subdivisions 1, 2 and 4 of Section 18, Legal Subdivisions 13, 14, 15 and 16 of Section 7 and North West $\frac{1}{4}$ of Section 8, all of Township 19, Range 21, West 6th Meridian, Kamloops Division Yale District; for flooding, damsites and spillway at Tunkwa and Leighton Lakes is North East $\frac{1}{4}$ of Section 8, North $\frac{1}{2}$ of Section 9, North West $\frac{1}{4}$ of Section 15, Section 16, East $\frac{1}{2}$ of Section 17, South East $\frac{1}{4}$ of Section 21 and South West $\frac{1}{4}$, Section 22, all of Township 19, Range 21, West 6th Meridian, Kamloops Division Yale District; from Chartrand Creek is Legal Subdivision 9 of Section 23 and Legal Subdivision 12 of Section 24, all of Township 18, Range 21, West 6th Meridian Kamloops Division Yale District; from Durand Creek for diversion structure, ditches/flumes, from Slough (Morgan) Lake, Pat (Six Mile) Lake flooding and damsites is Legal Subdivisions 4 and 5 of Section 19, Township 20, Range 20, West of the 6th Meridian; Legal Subdivisions 8 and 9 of Section 24 and Legal Subdivision 9 of Section 25, Township 20, Range 21, West 6th Meridian; North West $\frac{1}{4}$, Section 30, Section 31, South $\frac{1}{2}$ of Section 32, and North $\frac{1}{2}$ of Section 29, Township 20, Range 20, West 6th Meridian, all of Kamloops Division Yale District; the location of which is shown approximately on the plan attached to the said water licence.

(b) The approximate dimensions of the Crown Land authorized to be occupied under this permit are:

Guichon Creek 13000 feet (3962.4 metres) in length by 15 feet (4.6 metres) in width for an area of 4.48 acre (1.81 hectare);

Tunkwa Lake and Leighton Lake – flooding	112.6 acres (45.57 hectares)
damsites	2.0 acre (0.81 hectare)
spillway 1410 feet (429.8 metres) long	
by 40 feet (12.2 metres) wide	1.3 acre (0.53 hectare);

New PCL from Durand Creek:

Slough (Morgan) Lake	flooding	45.0 acres (18.21 hectares)
	damsite	1.0 acre (0.40 hectare)


Pat (Six Mile) Lake	flooding	1.8 acre (0.73 hectare)
	damsite	1.0 acre (0.4 hectare)

ditch 19,000 feet (5791.2 metres) long		
by 15 feet (4.57 metres) wide		6.54 acre (2.65 hectares).

Total PCL area	175.72 acres (71.11 hectares)
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(c) Prior to the cutting, destruction or flooding of any timber, necessary to permit construction and maintenance of the said works and clearing of the said lands which may be flooded, 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 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 authorized surveyor.
- (i) This permit replaces 23699.


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Assistant Regional Water Manager
Southern Interior Region

Date Issued: March 11, 2002

File No. 0265569

Permit No. 23972