



Province of British Columbia

Water Act

PERMIT AUTHORIZING THE OCCUPATION OF CROWN LAND SECTION 26

The Holder of Final Water License 120951 which authorizes the storage of water from Shuswap River in the reservoir Sugar Lake, is hereby authorized to occupy Crown land by constructing works and flooding as authorized under the said licence.

- (a) The Crown lands which are authorized to be occupied under this permit are portions of District Lots 2818, 4704 and unsurveyed land within Osoyoos Division of Yale Land District, lying below the 602 metre contour surrounding Sugar Lake, 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;
- | | |
|-----------------|---------------------|
| Damsite | 0.40 hectare |
| <u>Flooding</u> | <u>256 hectares</u> |
| Total area | 256.4 hectares. |
- (c) 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 Forest 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 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.



Glen Davidson, P. Eng.
Deputy Comptroller of Water Rights

File No.: 0139633

Date Issued: *October 12, 2005* PERMIT NO: 25334