PERMIT UNDER THE WATER ACT AUTHORIZING
THE OCCUPATION OF CROWN LAND

The holder of Conditional Water Licence 122376 whose licence authorizes the diversion and use of water from Okanagan Lake, 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 of unsurveyed foreshore and land covered by the waters of Okanagan Lake, adjacent to Lot 2, Section 32, Township 20, Osoyoos Division Yale District, Plan KAP69775, 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 492 feet (150 metres) in length by 15 feet (4.6 metres) in width for an area of 0.17 acre (0.07 hectare).

(c)   This permit is appurtenant to the land to which the aforesaid water licence is appurtenant.

(d)   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.

(e)   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.

(f)   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.

(g)   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.

Connie L. Mang
Portfolio Administrator
Water Stewardship Division
Ministry of Environment

Date Issued: February 8, 2007

File No.: 3004677

Permit No.: 25711