

Province of British Columbia

Water Act

PERMIT AUTHORIZING THE OCCUPATION OF CROWN LAND SECTION 26

The holder of Final Water Licence F126279 which authorizes the storage of water from Bridge River in the reservoir of Downton Lake is hereby authorized to occupy Crown land by flooding and by the works authorized in the above licence.

- (a) The Crown land which is authorized to be occupied under this permit is described as the Crown land below the 751.94 metre contour (2467 feet) being Downton Lake Reservoir, the location of which is shown approximately on the plan attached to the said water licence. The storage of water in the reservoir will be as set out in Final Water Licence F126279 or as otherwise approved in writing by the Comptroller of Water Rights. Flooding of Crown land above the full supply level set out in Final Water Licence F126279 must be in accordance with the Operation, Maintenance and Surveillance Manual referred to in the above licence.
- (b) The approximate area of Crown land authorized to be occupied under this permit is 2440 hectares for a reservoir.
- (c) Prior to the cutting, destruction or flooding of any timber, the permittee shall apply for and obtain all applicable licences 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/her own expense, have the said land surveyed by a duly qualified surveyor.

(i) This permit is issued in substitution of Permit # 1308.



Glen Davidson, P.Eng.
Comptroller of Water Rights

File No.: 0115688

Date Issued: *March 30, 2011*

PERMIT NO: 26551