
Your contact is: Elizabeth DeMunck

Our file: 0126457

NOTICE OF FINAL REVIEW

May 3, 2016

THE DENMAN ISLAND RESIDENTS ASSOCIATION
Po Box 17
Denman Island, BC V0R 1T0

Dear Sir or Madam:

Re: Your Application for a Tenure over Crown Land

The review of your application for a lease for community wharf purposes over District Lot 257, Nanaimo District, (the "Land") has reached the stage where we anticipate making our final decision once the various matters described in this letter have been completed.

This is to replace Lease No. 113365.

Please note the following:

- when a survey is completed for the adjacent boat launch, we will issue one amalgamated lease for a 30 year term;
- Denman Island Resident's Association will continue to maintain the barricade to protect the Telus Right-of-Way; and
- you agree to provide the K'omoks First Nation access through the lease to those parts of Archaeological site DjSe-17 which are outside the lease boundaries.

1. Deadline for Completion of Requirements

We ask that you complete the requirements described below by within 60 days.

Please complete the Response to Notice of Final Review page attached, indicating whether you will **or** will not proceed with the application and sign and return that page to us for our records.

2. Requirements

Signing and Return of Tenure Documents

You must sign and deliver to us two copies of the lease document which are enclosed with this letter.

Monies Payable

You must deliver to us the following amounts:

Lease Rental	*\$	1.00
Application Fee	*\$	200.00
GST Total	\$	<u>10.05</u>
Total Fees Payable	\$	<u>211.05</u>

* denotes GST payable

Your cheque or money order must be payable to the Minister of Finance and be delivered to Suite 142 - 2080 Labieux Road Nanaimo, BC V9T 6J9. Please quote our file number when sending us your payment.

If we disallow your application and do not grant a Crown land tenure to you, the Lease Rental and associated GST payment made by you as set out in section 2 will be returned to you.

Security

We currently hold a \$2,000.00 security deposit. During this review, the amount of security has been increased to \$5,000.00. You must deliver to us an additional \$3,000.00 security deposit to guarantee the performance of your obligations under the lease. Please see attached information regarding acceptable types of security.

Insurance

You must deliver to us the attached Province of British Columbia Certificate of Insurance, signed by your insurance agent, for the insurance required to be maintained under the lease. A sample certificate is enclosed.

Additional Requirements

Enclosed is the management plan on our file for this lease. Please sign, date and return to us.

3. Process following completion of Requirements

If the requirements set out above are completed within the required time we expect to make our decision and advise you of that decision within 30 days.

Please note however that this letter does not constitute an offer by us and we reserve all our rights in connection with the decision making process, including, if appropriate, to disallow your application, to extend the decision making process and to establish additional requirements not set out in this letter.

Upon decision to issue the lease to you we will sign and return one copy of the lease to you.

4. Acknowledgments of the Applicant

You represent, acknowledge and agree that:

- (a) Your application for a Crown land tenure cannot be transferred to another person.
- (b) This Letter does not obligate us to issue the lease to you and does not give you any right to use or occupy the Land for any purpose.
- (c) You are responsible for, and encouraged to seek, your own legal advice with respect to:
 - (i) any laws, bylaws, orders, directions, ordinances and regulations associated with your use of the Land,
 - (ii) the terms and conditions set out in this Letter, and
 - (iii) the terms and conditions of, and your rights and obligations that will arise under, the lease.
- (d) You are responsible for the costs and expenses incurred by you in pursuing your application, including any cost you incur in connection with satisfying the requirements set out in this letter.
- (e) If you sign and return the lease to us that will constitute your offer to us to enter into the lease.

Freedom of Information

Personal information is collected under the *Land Act* for the purpose of administering Crown land. Information on your application, and if issued, your tenure, will become part of the Crown Land Registry, from which information is routinely made available to the public under Freedom of Information and Protection of Privacy legislation.

Yours truly,

Authorized Representative

cc:

Response to Notice of Final Review

File No. 0126457

Ministry of Forests, Lands and Natural Resource Operations
Suite 142 - 2080 Labieux Road
Nanaimo, BC V9T 6J9

Dear Elizabeth DeMunck:

Re: Application for lease

- ☐ I/We wish to proceed to obtain a lease in accordance with the letter dated May 3, 2016 from the Ministry of Forests, Lands and Natural Resource Operations and enclose all copies of the lease which I/We have signed.
- ☐ I/We do not wish to proceed to obtain a lease in accordance with the letter dated May 3, 2016 from the Ministry of Forests, Lands and Natural Resource Operations.

DATED the ____ of _____, ____.

Applicant's signature/Applicant's
representative's signature

Applicant's signature/Applicant's
representative's signature

Print name of person signing

Print name of person signing