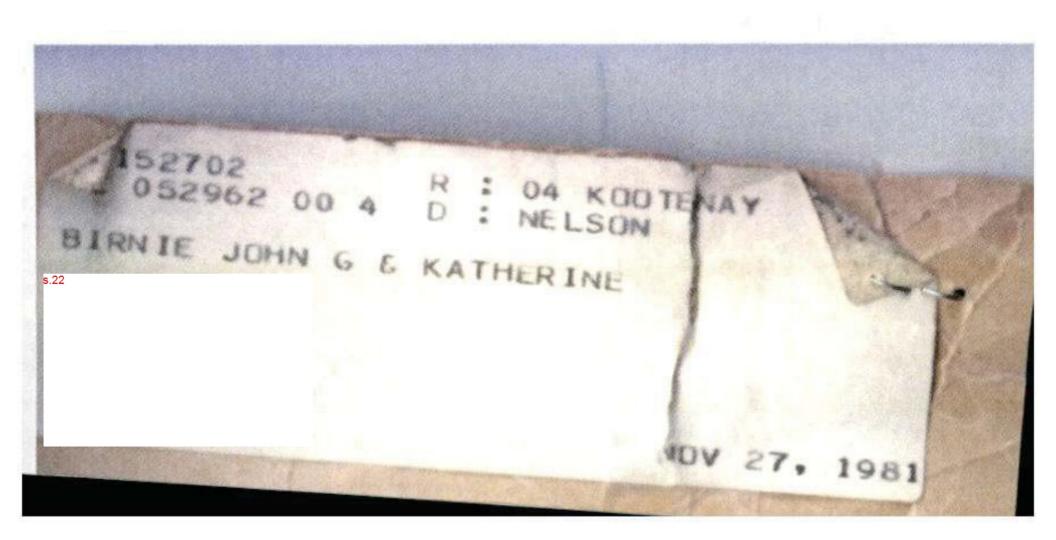
WATER DIST. 72 WIN MAP NO. ON A/N STOR LICENCE NO. F-13728 C 52962



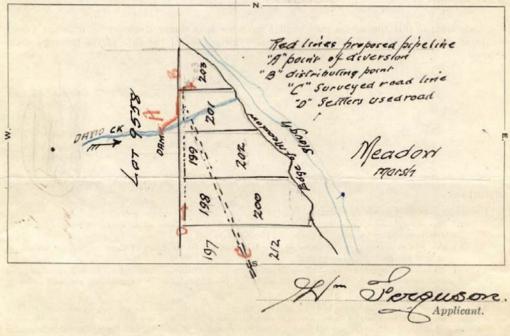
copies filed with the Water Recorder must contain a sketch showing the applicant's land, the location of the point of diversion and the dam (if any), and all land touched or crossed by the works, and the additional information

because the date of filing will, in most cases, determine the priority of the licence that may be issued.

It is advisable to file the application with the Water Recorder as soon as possible after posting it on the ground

indicated on the other side of this form.

NOTE .- This sheet need only be completed on the two copies of the application filed with the Water Recorder. To the Comptroller of Water Rights: . In support of my application for a water licence I submit the following information:-(Whether registered owner, agreement holder, pre-emptor, etc.) (1.) My title to the place of use is_ (2.) The proposed works will be Red 6 / (Give general description.) (3.) The dam to be constructed will be a Aware towoden feet in height, and For 6 feet in length. (4.) The head of water to be used will be (5.) The area of land to be irrigated will be (6.) (a.) The works will be entirely on my own property, or Coon land (b.) The works will touch or cross the property of the following owners:-AREA REQUIRED FOR WORKS. Name of Owner, including the Crown. Description of Land. Sast Boundary of T.L. 21782 from interestion ghos 199 and 201 Lass 700 H. Ine 6007. Sketch, showing applicant's land, location of intake and other works, also all land touched or crossed by the works.



His Agent.

W.R.B. 4-3M-843-5778

NN" -W. R. may 5184

PROOF OF POSTING A	ND SERVIN	FGLAPPLI	CATION		
FOR A WATER LICENCE					
(ALSO PUBLICATION WHICH DIRPOTED) 1944					
	BRA	NCH COL	MAY 29 1944		
1 Helliam &	ctor	ia. B.	ELSON, B.C.		
I, A VIIII are	(Full name.)	270			
of Great	(Address.)	05	6		
by occupation a Haterworks Fore	oriante solemnly declare);_			
1. That a signed copy of my application for a water l		7 :	Excel.		
was posted on the 22 day of Ma		at each of the followi	ng places, namely:		
Post at intake	and Po	ston !	and		
2. That signed copies of the said application were ser	ved on each of the following	ng owners of land or	mining property touched		
or crossed by the proposed works, namely:-	D 144 47 1				
Name and Address.	Description of Land touched or crossed.	Date of Serv	How served.		
	Grown	5			
	Rnow.				
3. That signed copies of the said application were serving points of diversion at or below the point of diversion			on the same stream and		
Name and Address.	Date of Service.	How served.	No. of Licence. (Departmental use only.)		
4					
y one.					
4. That, as directed by the Comptroller of Water R	lights, a copy of my said	application was pul	blished once a week for		
weeks in the		, a	newspaper published at		
	blication being on the	day of	, 194		
A copy of the published application is hereto attached an	blication being on the	day of	, 194		
A copy of the published application is hereto attached an And I make this solemn declaration conscientiously be	d marked "A."				
A copy of the published application is hereto attached an	d marked "A."				
A copy of the published application is hereto attached an And I make this solemn declaration conscientiously be	d marked "A."				
A copy of the published application is hereto attached an And I make this solemn declaration conscientiously be as if made under oath and by virtue of the "Canada Evic	d marked "A."				
A copy of the published application is hereto attached an And I make this solemn declaration conscientiously be as if made under oath and by virtue of the "Canada Evic Declared before me at breaklon May	d marked "A."				

Note.—If proof of posting or serving or mubilihing is made by different persons or at different times, duplicates of this blank may be used, and so much of the form as is appropriate filled in in each case.

WATER ACTION Department File.

WATER ACTION 1944 (A)

Local File.

Local File_____

1727683

REPORT OF THE WATER RECORDER.

Nelson	, B.C.,	May 29th	, 194_4
To the Comptroller of Water Rights, Victoria, B.C.:			
IN THE MATTER OF THE APPLICATION OF	William	m Ferguson	
I hereby advise you that an application for a	water licence w	vas filed, in duplicate	, in my office
on the 29th day of May	194 ⁴ , by	William Fer	guson
and I forward herewith a copy, endorsed with the in my office for reference.	date of receipt	, having retained the	e other copy

I have made inquiry and find that the applicant's title to the dominant land is by virtue of a

Registered Conveyance

I do not know of any reason why the application should not be allowed except that

/G:

Water Recorder.

W.R.B. 105-1M-141-8695

LANDS DEPARTMENT.

WATER CLEARANCE. William Ferguson Application of for a Water Licence for Inigation odonestic District Helson Stream David breek Records, etc., on stream. Rights covering dominant lands. F. L. 10965 (L. WATER. Reference Map Quad 49 = 1/6 9 M Received 2 - 6-44 Entered on Water Rights Map 5/84 Returned 5 - 6 - 4 Crown land affected Total 2, 8 Initials. SURVEY. Received If Crown land affected, noted on Ref. Map /7-93 (3-7) Returned. Initials. RP. 1098: 19714



WATER RIGHTS BRANCH.

DEPARTMENT OF LANDS.

Victoria, B.C.,

June 7th , 19 44.

Wm. Ferguson, Esq., Creston, B. C.

DEAR SIR:

This is to acknowledge receipt of the application of yourself

for a licence to take and use

water from David Creek

for

Irrigation and domestic

purpose.

The following fees, viz.:-

Application fee	(Irrigation)	\$3.00
Annual rental	"	1.00
Application fee	(Domestic)	2.00
Annual rental	"	1.00
Application fee	(R/w)	1.00
Annual rental		1.00
		\$9.00

must be paid before 11th July, 1944

or the application will lapse.

The following additional information is required, and should be filed here before the abovementioned date:—

Proof of posting, serving, and publishing Water Notice on Form 7, enclosed.

Kindly complete the enclosed petition for Right-of-Way over Grown land. If occupied Crown lands, the consent of the occupant should be filed.

Please reply on the form enclosed.

Yours truly,

E. DAVIS,



Comptroller of Water Rights.

DEPARTMENT OF LANDS.

1735920

PROVINCE OF BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

Petition for a Right-of-way over Provincial Crown Lands
under Section 47 of the "Water Act."
A STATE OF THE SECTION OF THE SECTIO
TO THE HONOURABLE THE MINISTER OF LANDS:
1. The petition of W- Tuguson showeth that your petitioner has applied for the
1. The petition of Wem Fuguson showeth that your petitioner has applied for the diversion of 2000 gaucon of water from David Creek for Donustice purpose.
2. That your petitioner applies for a right-of-way over certain Crown lands situate in the
Kootenay Land District.
The length of the right-of-way required is Loo feet The breadth of the right-of-way required is The area of the right-of-way required is
The area of the right-of-way required is Ross Ay Acet
The nature of the works on the right-of-way is by a ditch
3. That overleaf on attached to this petition is a plan which shows the location of the right-of-way.
4. That your petitioner agrees to pay the Crown in the right of the Province for the use of the said right-of-way such sum per acre per annum as may be determined, and agrees to pay to the Crown in the right of the Province for such timber as he may cut or carry away from the said right-of-way the royalty as provided for under section 56 of the "Forest Act," and to the payment by way of stumpage as may be determined, and pay in respect of timber submerged by flooding such sums as may be determined.
AND YOUR PETITIONER PRAYS that a permit authorizing such entry on the said lands as may be necessary for the said purpose may be issued to him as provided by section 48 of the said "Water Act."
Dated at Court M, this 8th day of July , 19 46/ INSTRUCTIONS: (See overleaf.) Petitioner.
Dated at 1997, 1997
H" Ferguson.
INSTRUCTIONS: (See overleaf.) Petitioner.
FOR OFFICE USE ONLY.
· William Terguson
of Creston Bb Cond Licence No. 16155
Occupied Crown lands: Length 1000 feet; width 15 feet; area . 31 acres;
Unoccupied Crown lands: Length feet; width feet; area acres;
Unoccupied Crown lands: Length feet; width feet; area acres; across the Crown lands known as lots 7, 8, 9, 10 R. P. 1098 Med. L.D. of
Date of issue 1st Sep 1944 Annual rental 100
File No. 0/52702 W.R. Map 5/84 Ref. Map 17-95 (B-7)
The May 1

INSTRUCTIONS.

The sketch should show as accurately as possible the location of the right-of-way applied for, with particular reference to any survey posts from which a direction and distance may be shown.

The petition should be forwarded to:

THE COMPTROLLER OF WATER RIGHTS,
Parliament Buildings,
Victoria, B.C.

Sketch in accordance with paragraph 3 of petition.

Scale 4 inches=1 mile. 20 chains=1 inch.

NOTE.—Each square is one-quarter mile on a side.

		- 10			
40	F 93	58			
		pour roc	of make		
	199	201	203		
	10.30			Constant	
					1
					•



File No. 0152702

DEPARTMENT OF LANDS.

PROVINCE OF BRITISH COLUMBIA. WATER RIG

Additional Information and Fees submitted under Provisions of Sections 31 and 32 of the "Water Act," respecting a Water Application of the Undersigned for Water from David Creek

for Irrigation & Domestic Purpose.

To the Comptroller of Water Rights,

Parliament Buildings, Victoria, B.C.

Enclosed please find \$ 92

in payment of fees as per your letter of

of notice-

is enclosed.
has already been filed.

INFORMATION REQUIRED.

Number of days per month and year during which flow is required for irrigation.

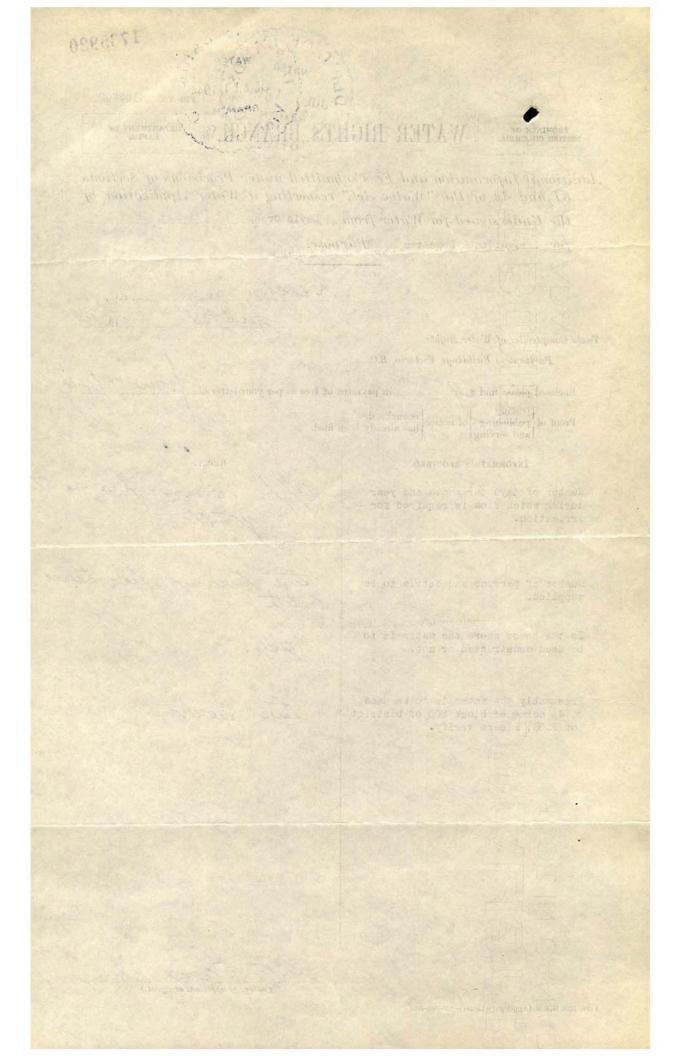
Number of persons and cattle to be supplied.

Is the house where the water is to be used constructed or not.

Presumably the water is to be used on 42 acres of Block 203 of District Lot 9558, Please verify.

App 15 days per monte.

two persons. five head.



July 14th, 1944.

Mm. Ferguson, Esq., CRESTON, B. C.

Dear Sir:

Please refer to File No. 0152702.

We are in receipt of your letter of the 8th instant enclosing \$9.00 on account of fees together with other information in connection with your water application on David Creek.

You will be further advised regarding the application in due course.

Yours very truly,

E. DAVIS Comptroller of Water Rights.

Ber:

AGS:BG

WATER RIGHTS BRANCH

JUN 12 1944

File No. 0152702.

Local File No.

NELSON, B.C. Engineer's Report on an Application.

	NELSON Wa	ter District	W.R. Map No. 5184
			Ref. Map No
1. Name of appl	icant William Ferguso	ac	OF L
2. Address	Creston, B. C.		SQ WATER 13
3. Priority	22nd May, 1944		[Aug 8 1944 0]
4. Creek	David Creek		BRANCH O
5. Purpose	Irrigation and	Domestic	L'etoria. B.
6. Intake is state	ed to be 150' from Settl	lers Road	· · · · · · · · · · · · · · · · · · ·
7. Quantity app	lied for 2,000 gallons a	a day	
8. Dominant lan		k 203 of D.I	. 9558
9. Stated irrigal	41		
10. Existing righ	0 1 14000 / 1-	andoned) Same	point, covered dominant land.
		by applican	t covers Lot 198 of D.L. 9558.
11. Remarks	Works: 2" ire	on pipe from	intake reducing to 1".
	PL	DI V	
	RE	PLY.	c.f.s.
I recommend	that the application become	xitsel.	ac. ft.
	be granted	a for	2000 gal. per day domestic use
Duty of water per	racre	; period of us	e whole year
	flow of creek estimated a		
Nature of works			
			In Bo
	Place:	Signed	District Water Engineer.
	Nelson, B. C.	Date	ed August 3rd, 1944.
		Date of the second	
			Local File No

W.R.B. 16-1M-742-8547

August 29, 1944.

Wm. Ferguson, Esq., Creston, B. C.

Dear Sir:

Please refer to File No. 0152702.

With reference to your water application on David Creek a licence authorizing the diversion of 2,000 gallons a day of water from David Creek for domestic use on Block 203 of District Lot 9558, Kootenay District, is being placed under preparation and a certified copy will be sent you in due course.

Domestic use includes the right to irrigate a garden not exceeding one-quarter of an acre adjoining and occupied with any dwelling house.

The low flow of the creek is estimated at 2,000 gallons a day, and thus is only sufficient to irrigate a very small acreage.

Yours very truly,

E. DAVIS, Comptroller of Water Rights.

Per:

AGS/TV.

Nelson B.C.

1744238

LOCAL FILE NO.

DEPARTMENT OF LANDS

WATER RIGHTS BRANCH

Re.

Application Wm. Ferguson on David Creek.

(Do not write on more than one subject on one page.)



Memo:

Comptroller of Water Rights Victoria B.C.

Your memo of the 9th. instant.

In September of 1939 the estimated low flow of this creek was at the rate of 2000 gallons a day. which is not sufficient to irrigate one acre.

I do not think it would be prudent to go further than issue a license to cover the same quantities as were authorized under C.L. 14320, now cancelled.

The fact that applicant asks for 2000 gallons to irrigate 2 acres and provide domestic water besides is inconsistent with recognized custom.

Water Rights Engineer

Memo: Wm.Blane, Esq., Nelson, B. C.

Please refer to File No. 0152702.

Your report on the application of Wm. Ferguson on David Creek, is to hand.

Do you recommend the use of water for domestic purposes only?

The applicant advises that he proposes to irrigate 2 acres of land.

AGS/E.

E. DAVIS, Comptroller of Water Rights.

Per;

PROVINCE OF BRITISH COLUMBIA.

WATER RIGHTS BRANCH.

DEPARTMENT OF LANDS.

CONDITIONAL WATER LICENCE.
William Ferguson of Greston B6
is hereby authorized to divert suse water as follows:
(a.) The source of the water-supply is David breek, this of born breek
(b.) The point of diversion is located as shown on the attached plan.
(c.) The date from which this licence shall have precedence is 22 may 1944
(d.) The purpose for which the water is to be used is 2 omeste
(e.) The maximum quantity of water which may be directed is 2000 gals a day
and such additional quantity as the District Engineer may from time to time determine should be allowed for losses. (f.) The period of the year during which the water may be used to the water may
(g.) The land upon which the water is to be used and to which this licence is appurtenant is Block 203 of D/9558 Kootenay Distures
as shown on the attached plan.
(h.) The works for the diversion & carriage of the water are
) (Sufalle dam a pigne
day of the construction of which shall be commenced on or before the beneficially used on or before the 3/51 day of December 194/6 (i.) Domestic clause B"
R/W

PLAT

Made by STH +

Comptroller of Water Rights.

File No. 0/52702

Date issued

SEP 1 1944

Licence No.

0 · P/c prepared

=1

0152702

as Zots 7; 8; 9; 19. Ag Plan 1098, Mil Z. R.D. of D. y. 8973 Kootenay Dist.

Length Whidth
1000 ft. 15 ft.

. 3 tacres

area

		Grazing District,
from		, 19
mals Act" or amendment undertakings of the appli of the Minister of Lands	s in respect to depasturing stock cation on which this permit is ba	Act" or amendments or of the "Ani- t on the public ranges, or of any of the ased, this permit may, in the discretion y stock of the permittee on the Crown Grazing Regulation No. 6.
	, in the discretion of the Minister	d described herein and which is subject r of Lands, under the provisions of the
Dated this	day of	, 19
This mannit is not to		District Forester.

This permit is not transferable.

To accompany Conditional Licence No. 16155

and Parmit for Right of Way over Crown Land

NELSON WATER DISTRICT

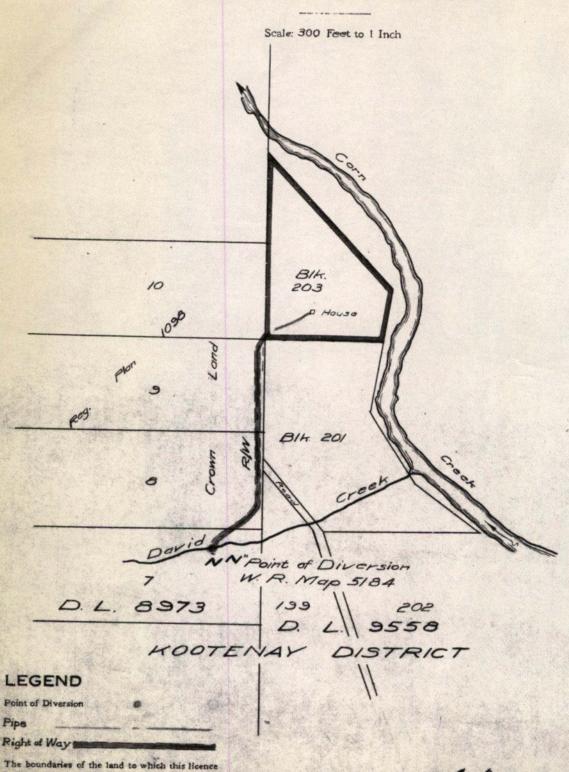


EXHIBIT "A"

490-341-4067

is appurtenant are shown thus; a

For R/W see Ref. Map 17-95(B-7) do 13 T 14 Nel.

Signature .

Date . 1 . Sept. 1944

CL 16155 FileO/52702



VICTORIA, B.C., October 26th, 1944.



DEPARTMENT OF LANDS

WATER RIGHTS BRANCH

FILE No. 0152702

To William Ferguson, Esq., Creston, B. C.

Enclosed you will find a certified copy of Conditional Water

Licence No. 16155

for the

diversion

of

2,000 gallons a day

of water from David Creek

Domestic for

purpose, issued in the name of

yourself.

Should any error have been made in the compiling of the licence my attention should be called to it forthwith.

57696 A receipt, No. for the application fee and rental is attached, also cheque No. 3103 for the sum of \$3.25.

Your attention is directed to the terms and conditions of your licence.

No change should be made in the nature or location of the works without reference to this office.

This licence does not authorize entry on private land for construction of works. Consent of the owner must be secured. Consent should be in proper form and should be registered in the Land Registry Office.

Permit authorizing entry upon Crown land should be applied for through this office.

Permission for crossing of roads or lands under jurisdiction of the Public Works Department must be sought from that Department.

In order to keep a water licence in good standing, the following must be observed.

- (a.) Continued beneficial use of the water as authorized:
- (b.) Payment of annual water rental:
- (c.) Compliance with the terms of the Water Act:
- (d.) Compliance with the terms of the licence.

E. DAVIS.

Comptroller of Water Rights.

BG Enc.

W.R.B., F-2M-942-9177

October 26th, 1944. File No. 0152702.

Memo: The Forest Branch, Buildings.

Permit under Section 20, Right-of-Way over Crown land, granted to Wm. Ferguson, Creston, B.C., in connection with Sonditional Water Licence No. 16155.

Two copies of ozalid print attached.

E. DAVIS Comptroller of Water Rights.

NELSON F. D.

Atlas reference 17-9s(B-7)

For your information and attention I enclose herewith white prints showing the location of a right-of-way over Crown land granted by the Water Branch by permit under Section 20 of the "Water Act" to William Ferguson, "reston, B.C., in connection with Conditional Water Dicence No. 16155.

No stumpage has been fixed, but in the event of any timber being cut on this right of-way the same will be subject to a stumpage at current prices plus royalty both to be billed on S & R account form on which please quote file number.

Chief Clerk.

B. Enc.

13

Management 0152702 RIGHT-OF-WAY

Petition received

14. 7. 44 ass.
1-9.44 ass.
3-6/

Easement prepried

Entered on S.G's Map

Easement Signed

Copy mailed

Plat

Forest Branch notified

1-9.44 A6 26.10.44 air " asst

Entered in Rental Registers. 25.10.44

January 27, 1947.

Wm. Ferguson, Esq., Creston, B. C.

Dear Sir:

Please refer to File No. 0152702,

I beg to acknowledge receipt of proof of completion of works and putting the water to beneficial use in respect of Conditional Water Licence No. 16155, David Creek.

The licence is being referred to our Engineer at Nelson for inspection when in the vicinity, and upon receipt of a satisfactory report from him a final licence will issue.

Yours very truly,

MOST.

R.C. FARROW, Comptroller of Water Rights.

Per: 9

18

FILL "A" OR "B" AS MAY BE APPLICABLE.

"A"-REQUEST FOR FINAL LICENCE.

I am the lawful holder of the conditional water licence mentioned overleaf. The works authorized thereunder have been completed and the water beneficially used and I here request that a final licence be issued to me.

Remarks:

Dated this 20 day of anuary. , 1947
Licensee Ton Terrosson.
Address Ereston 55,6.
"B"—REQUEST FOR EXTENSION OF TIME.
I am the lawful holder of the conditional water licence mentioned overleaf and hereby make application for an extension of time for
(1) completing the works (2) putting the water to beneficial use state which or both.
The works now installed consist of
The additional works will be
The area of land now being irrigated isacres.
The additional area of land to be irrigated isacres.
Enclosed is \$, being filing fee of \$1 and rental foryear .
Dated this, 194
Licensee
Address



COMPTROLLER OF WATER RIGHTS, PARLIAMENT BUILDINGS, VICTORIA, B.C.

W.R.B. Form K-2M-1042-9670



VICTORIA. B.C.

JAN 17 1947

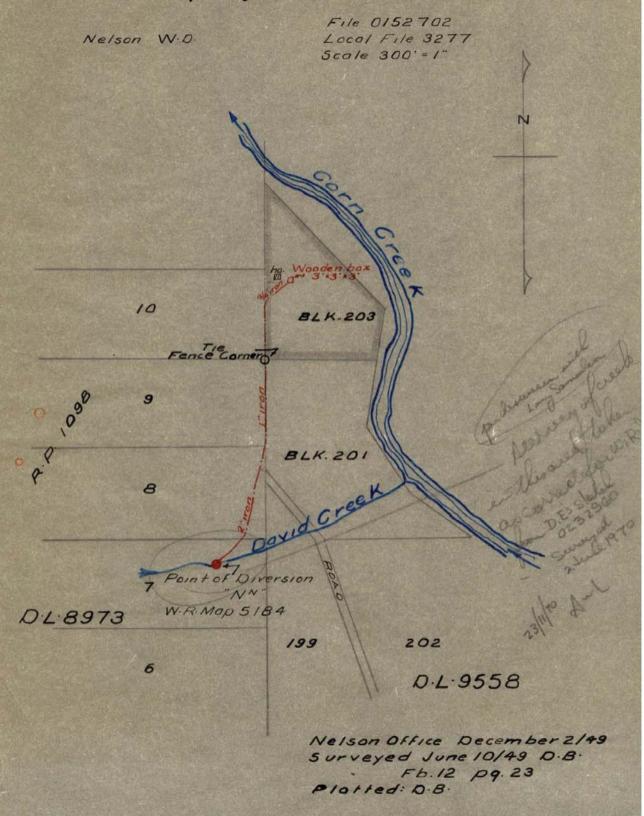
DEPARTMENT OF LANDS

WATER RIGHTS BRANCH



File No. 0/52702 To William Ferguson, Esq., Creston B.C. 1948344 Re Conditional Water Licence No. 16155 SIR: The date fixed in the above licence for completing the works and making use of the DEC 31 1946 If the works are completed and the water used to the extent authorized or available. you should submit information to that effect overleaf and return it to this office. Upon this being done the licence will then be noted for replacement by final licence when opportunity permits. Pending the issue of the final licence your rights are fully protected, provided use of water as authorized is being made and the rental payable in respect of the licence is not in arrears. If full use has not been made of the water or the works have not been completed, you should request an amendment of your licence to extend the aforementioned date. To secure an amendment extending the time, you should submit a request as indicated overleaf, describing briefly the works in existence and the use of water made and the additional works required to make full use of the water. Should a request for extension of time be sought, it should be accompanied by \$1 filing fee, together with the rental for the current year. As stated above, use the back of this form for reply, "A" for completion of works and "B" for extension of time. If you require further information, write to this office or to the Engineer, Water Rights Branch,

To Accompany Report on C.L. 16155





Water Rights Branch

DEPARTMENT OF LANDS AND FORESTS

FINAL WATER LICENCE
WILLIAM FERGUSON OF CRESTON, B.C.
hereby authorized to direct once water as follows:
(a) The source of the water-supply is DAVID CREEK, TRIB. OF CORN CREEK
(b) The point of direction is located as shown on the attached plan.
(c) The date from which this licence shall have precedence is 22 May 1944
(d) The purpose for which the water is to be used is Domestie
(e) The maximum quantity of water which may be directed is 500 gals aday
and such additional quantity as the Engineer may from time to time determine should be allowed for lossel. (f) The period of the year during which the water may be used in the Wholeyear
(g) The land upon which the water is to be used and to which this licence is appurtenant is Block 203 of D. 9558 Kooteray Bistrict
(h) The works authorized hereunder are Small dam, Pipe + Box
located as shown on the attached plan.
(i) This licence is issued in substitution of Conditional Water Licence No. 16155
(j) Domestie "B"
inde to J.w. 186.

Comptroller of Water Rights.

File No. 0152702

Date issued

Licence No.

REFERENCES:

File No.

0152702

Local File No. 3277

Field Book No. 12 page 23

Map No. 5184 Intake N^N District Nelson

Conditional Licence No. 161

from

David Creek trib. of Corn Creek

- (1) The plat herewith attached shows correctly the location of the intake and the course of the ditches or other conduits to the land where the water is used.
- (2) (a) The works which have been constructed consist of

REPORT FOR FINAL LICENCE

maximum height of dams; lengths and sizes of the various conduits, and, in the case of power, the horse-power of each turbine or water-wheel installed and machinery driven by each.)

12'x3' tongue and groove plank diversion dam at intake. 2" iron pipe from from intake reducing to 1" to \(\frac{3}{4}\)" into wooden box 3'x3'x3' beside the house. Water not piped into mouse.

(b) Description of land Block 203. D.L. 9558, Kty.

DEC 19 1949

VICTORIA, B. C.

- (3) The said works have been constructed and located in accordance with the Conditional Licence, except that
- (4) (a) For irrigation, the area of land irrigated is acres and the quantity of water used is approximately acre-feet per acre.
 - (b) For power, the rate of flow of water used to operate the machinery at full load is cubic feet per second.
 - (c) For storage, the reservoir capacity constructed or provided for is

acre-feet.

(d) For other use, give purpose and quantity used:-

purpose

cubic feet per second.

Domestic

purpose

500

gallons per day.

Name and address of licensee is

William Ferguson, Creston, B.C.

Remarks and recommendations

Final licence for 500 gpd.

Report made by and approved by

and & Baker

Date June

, District Engineer.

Dated at

Nelson, B.C.

, the

2nd of December

. 19 49

719- feto Dec 31/49

Right of Way required are liain fain!

Summas Loto 1,8 & 9, 12.1098, Nelson

L.E.J. of J.L. 8973, Kooleray Jistrict is:

Midth

15'

15'

0152702

50-120	Crickson	Paccountray77-117	Seaford50-124		1
49-125	Erie	McGilliveay Falls50-122	Sechelt		Marie Marie Total
51-122	Errington 49-124 Esquimalt (D) 48-123	McLure 51-120 McMurdo 51-116	*Sevenoaks		
51-123 51-119	Essondale49-122	McMurphy51-119	70 Mile House		
50-122	Estevan Point	Mahel Lake	Seymour Arm51-118		8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8 8
53-128	Ewing's Landing 50-119	Magna Bay 50-119	Shaw 49-123 Shawnigan Lake 48-123		
49-125 50-120	Extension49-123	Makinson	Shearer Dale56-120		
51-120	F	Mapes53-123	Shelley		A CONTRACTOR
55-117 49-120	Fairmont Hot Springs 50-115	Maple Bay48-123	Shere		A COL
49-117	Falkland	Mara 50-119 Margaret Bay 51-127	Sherman49-123	55°	To Carline
50-119	Fanny Bay49-124	Marguerite 52-122	Shoreacres		Comment of
50-125 50-124	Farmington 55-120 Farrell Creek 56-121	*Marigold48-123	Shuswap 50-119		
50-125	Fauquier	Marpole 49-123 Marysville 49-115	Sicamous 50-119 Sidmouth 50-117		
49-124	Fawn 51-121	Massett54-132	†Sidney 48-123		
52-119	Fellers Heights	Matsqui (D)49-122	Sidney Inlet 49-126		
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ALL COMMUNICATIONS IN REFERENCE TO WATER MATTERS
SHOULD BE ADDRESSED TO
COMPTROLLER OF WATER RIGHTS.
PARLIAMENT BUILDINGS.

VICTORIA, B.C.



VICTORIA, B.C., February 15, 195

*

WATER RIGHTS BRANCH

DEPARTMENT OF LANDS AND FORESTS

FILE No. 0152702

To_	William	Ferguson,	Esq.,	
	***********	Creston,	B. C.	

Enclosed please find a certified copy of Final Licence

No. 13728 issued in substitution of Conditional Licence No. 16155

for the diversion of 500 g.a.d. of water

from David Creek for domestic

purpose, issued in the name of yourself.

Yours truly,

R. C. FARROW,

Comptroller of Water Rights.

Enc.

W.R.B. 21-2M-849-3323

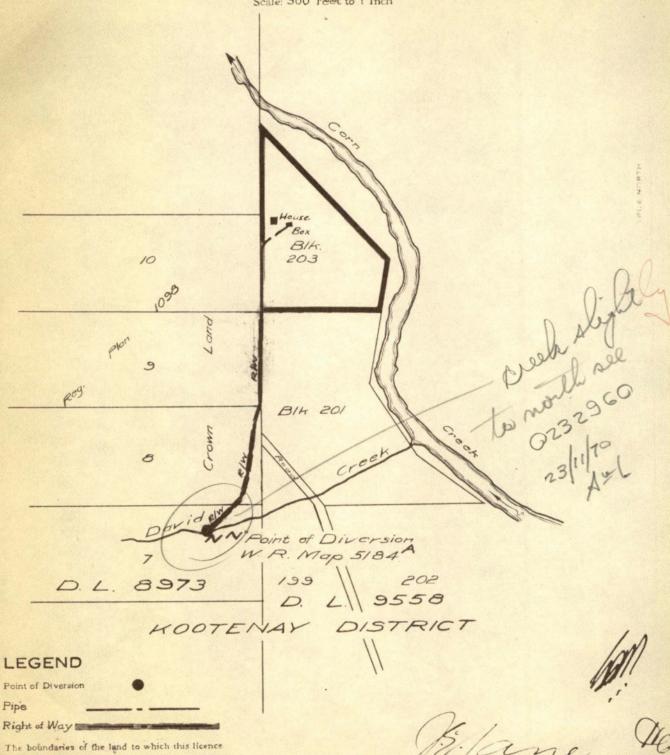
Columbia British

To accompany Final Licence No._13728___ and Permit for Right of Way over Crown Land

Cr

NELSON WATER DISTRICT

Scale: 300 Feet to ! Inch



LEGEND

Pipe

is appurtenant are shown thus;

Signature -

Date 1st Feb. 1950

F.L. 13.728__ forCL 16155

EXHIBIT "A" For R/W see Ref Map 17-95 (B-7)

13 T 14 Nel

File0/5270

February 17, 1950. File No. 0152702

Memo; Forest Service, Buildings.

Permit Inder Section 20, Right-of-Way over Crown land, granted to William Ferguson in connection with Final Water Licence No. 13728.

Two copies of ozalid print attached.

Nelson F.D.

R. C. FARROW, Comptroller of Water Rights.

Ref. Map 17-9s (B-7)

For your information and attention I enclose herewith white prints showing the location of a right-of-way over Crown land granted by the Water Branch by permit under Section 20 of the Water Act, to William Ferguson of Creston, B.C., in connection with Final Water Licence No. 13728.

No stumpage has been fixed, but in the event of any timber being cut on this right-of-way, the same will be subject to a stumpage at current prices plus royalty both to be billed on S. & R. account form, on which please quote file number.

Chief Clerk

EHH/LM

Management 0152702



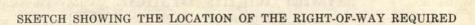
Water Rights Branch

DEPARTMENT OF LANDS AND FORESTS

Application for a Permit over Crown Land under Section 20 of the "Water Act, 1939"

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TO	THE	HONOURABL	E THE	MINISTER	OF LANDS	AND	FORESTS:

1. I have applied for a water	licence to authorize the diversion of water	irom
2. I hereby apply for a permi	t to authorize the construction and mainten	ance of works on or
flooding of		Land District.
The dimensions of the lar	nd required are	
The works to be construct	ted are	
nual rental as may be determin	in the right of the Province for the use of aed from time to time; and I agree to pay aber as I may cut, remove, or destroy from be determined.	to the Crown in the
4. I further agree to have the	e said land surveyed when required to do so	
Dated at	, this day of	, 19
		Applicant.
0/	FOR OFFICE USE ONLY	
William	n Ferguson	
Greston, B.C.	final, Licence	No. 13728
cupied Crown lands: Length	800 feet; width 15 feet; ar	ea 0.275 acres;
occupied Crown lands: Length	feet; width feet; ar	ea acres;
oss the Crown lands known as	part of Loto 78,0	9. a.P. 065
1. 1098 , 1/elso	~ LR. D. of PL. 897	3. Koolena
note of issue Febru	ary 18 30 million	\$1.00
e No. 0152702 W	LR. D. of PL. 897 ary 189 30 Annual renta R. Map 5/844 Ref. Map /	7-93(B-7)
		(Over.)
		1



Scale $\begin{cases} 4 \text{ inches} = 1 \text{ mile.} \\ 20 \text{ chains} = 1 \text{ inch.} \end{cases}$

Note.—Each square is one-quarter mile each way

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W.R.B. 33-1M-1047-6622

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E. A. FOWLIE & SON

2579

REAL ESTATE — INSURANCE FIRE — AUTOMOBILE — LIFE NOTARY PUBLIC

CRESTON, B.C.

July 31, 1953.

OCCIDENCE STORES AUG 3 1953
Water Branch
Wictoria, B.C.

Comptroller of Water Rights, Parliament Buildings, Victoria, B. C.

Dear Sir:

Re: File Number 64500.

Would you please transfer Licence No. 13728 in the name of William Ferguson to James C. and Jean Lochhead?

Yours truly.

BAF :gf

FL 13728 creston - B 2.2.2579734 Fill 0152702

E.A.Fowlie,& Son, Box 1171, Creston, B.C.

> Please refer to our file No. 0152702 Re: Final Water Licence No. 13728 -David Creek

Dear Sirs:

With reference to your letter of July 31st please be advised that the above quoted water licence is now noted in the names of James C. and Jean Lockhead, and we have amended our records accordingly. We presume that Mr. and Mrs. Lockhead's address is Creston, B.C.

Yours very truly,

A.F. PAGET, Deputy Comptroller of Water Rights.

Per:

WF bks

CRESTON, B. C., June 8, 1954.



Water Rights Branch, Parliament Buildings, VICTORIA, B. C.

Dear Sirs:

Enclosed is Postal Money Order in the amount of \$3.00 covering the following:

Account S.17 License #F 13728 - \$ 2.00 - 0/52702
Account License #F 10965 - \$ 1.00 - 0//9/72

Mr. Wm. Ferguson has advised us that he believes
Account 17
License #F 10965 covering Irrigation, is on David Creek,
and therefore should be in the same name as Account 17
License
#F 13728.

If License #F 10965 is on David Creek we would appreciate your advising us and arranging for the necessary transfer.

Yours truly,

James C. and Jean Lochhead

Jo Lockhead



J. Lochhead, Esq., s.22 Creston, B.C.

Please refer to files Nos: 0119172 and 0152702

Dear Sir:

I have your letter of the 8th instant, with reference to Final Licence 13728 and Final Licence 10965.

We would advise that Final Licence 10965, authorizes the diversion of 1.05 acre feet of water per annum for irrigation purpose and 500 gallons of water per day for domestic use from Moores Creek. The appurtenant land being Lot 198 of District Lot 9558, Kootenay District.

As you are noted in our records as the owner of Block 203 of District Lot 9558, Kootenay District to which Final Licence 13728, David Creek is appurtenent would you kindly advise our office if you are the owner of the property to which Final Licence 10965, is appurtenent that we may alter our records.

A licence is made appurtenant to the land and automatically passes with any transfer or disposition of same.

Receipt covering remittances on the above licences are enclosed.

Yours very truly,

E.H. TREDCROFT Comptroller of Water Rights

KD/Pm Encl. Per: ROX



PLEASE REPORT ANY CHANGE OF OWNERSHIP OR ADDRESS ON THIS LEAFLET

TO ENSURE THE CORRECT MAILING OF FUTURE NOTICES

Account No	Licence No. F 013728
Licence-holder EIL Address	EEN A. BEAM
	GRESTON B.C. AMES.G. + JEAN LOCKHEAD
File No. 0152702	

When completed, mail to the WATER RESOURCES SERVICE, Parliament Buildings, Victoria, B.C.

DEPT. OF LANDS FORESTS
AND WATER RESOURCES
WATER RES.

APR 30 1968

VICTORIA. B. C.

WATER RIGHTS ACTIVITY NOTICE

dentific	cation No. 10 8 6 7 9	File No. 0152707	Batch No.	Addition 1 [Change 2 [Cancellation - 3 [
1_f		(프랑크 레팅크) (스크 크리크 레크 - Particular Harris Ha	Account No.	Water District NEASON
2	Seq. Rental Code 1	P.C.L. No.	Ren	tal Amount
3	Seq. 1 BE 2 3 C 4 5 Note —Enter a maxim		and Address /een BC	R.
4	ADJUSTMENTS Seq. Code 1 40 2	Amount		13-5-68

15th May, 1968.

Eileen R. Beam, s.22 Creston, B. C.

Dear Madam:

Final Water Licence 13728 - David Creek

In accordance with your recent Change of Ownership Notice, we have transferred the above licence to you and we have amended our records.

The licence is subject to an annual rental of \$4.00, which is paid to the 31st of December, 1968.

Yours truly,

H. D. DeBeck, Comptroller of Water Rights.

Per:

GC:et.

aug. 13.69 Mrs. E. Maats 0152702 Near pur I would like to have my water licence Rental mr. E. Maats 122 mrs. E. Maats We purchased our land from M. H. Beam on June 1969 and would like to know how much the water Kental is and wether there is some money outstanding. Hoping to

hear from you soon Gous sincerely E. Maa by The description of property is as follows: Block: 201, 203 Dist lot: 9558 Reference maps: 1349 Land Nistrict: Kootenay (Nelson Slocan) W. A. Map 5184 A F.L. 13728 - 0152702 DEPT. OF LANDS FORESTS AND WATER RESOURCES WATER RES. AUG 15 1969 MAIL ROOM VICTORIA, B. C.



WATER RIGHTS ACTIVITY NOTICE

IDENTI	FICATION NO	FILE NO	OZBATCH NO	ADDITION 1 CHANGE 2 CANCELLATION 3
1	LICENCE NO. AP	P.T CODE COPIES	ACCOUNT NO. WATER DISTRICT s.17	Nelson
2	RENTAL CODE 1 2 3 4 5 6	P.C.L. NO.	RENTAL AMOUNT	
3	SEQ. 1	and the second		
4	ADJUSTMENTS SEQ CODE 1	AMOUI		KF.

26th August, 1969.

Mr. and Mrs. E. Maatz,

Dear Sir and Madam:

Final Water Licence 13728 - David Creek

Thank you for your letter of 13th August, 1969.

Final Water Licence 13728 has been transferred to you and we have amended our records accordingly.

The annual rental for this licence is \$4.00, consisting of \$2.00 for the use of 500 gallons a day of water and of \$2.00 for a Permit for a Right-of-Way over Crown Land. There is an outstanding rental of \$4.00, due and payable as of 1st January 1969.

Yours truly,

H. D. BeBeck, Comptroller of Water Rights.

Per: KF.

KF:et.

Copy to: Eileen R.Beam, Box 1765, Creston, B. C.

M

WATER RIGHTS ACTIVITY NOTICE

IDENTIF	ICATION NO	FILE	FILE NO BATCH NO			ADDITION CHANGE CANCELLATION	
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4	ADJUSTMENTS SEQ CO 1 2 3 4		AMOUN'				TR.
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4/4/72



PLEASE REPORT ANY CHANGE OF OWNERSHIP OR ADDRESS ON THIS LEAFLET

TO ENSURE THE CORRECT MAILING OF FUTURE NOTICES

s.17	$ \wedge$ \wedge \wedge
Account No	Licence No. + 0 13728
M. M	s. E. Maatz
Licence-norder	5. 4. 114412
s.22	
Address	
New Address:	Crestonl
	K I C I C I
Name of previous holder We !!	Ke to apply for 1000 Gallon
aday due to nei	
	8 1/2 1 B 200 4
File No. 0152702	E. Maah Egon mach
	(Signature)
When	completed, mail to the

When completed, mail to the WATER RESOURCES SERVICE, Parliament Buildings, Victoria, B.C.

March 26,727 Please inform me where to apply for Water Map on David Creek for Water License 13728 Mrs. E. Maatz DEPT. OF LANDS FORESTS AND WATER RESOURCES WATER RES. Creston, BC. MAR 29 1972 MAIL ROOM VICTORIA, B. C. FWF Note request on Change of Ownership form & cend forms. Jan



DEPT. OF LANDS FØRESTS AND WATER RESOURCES WATER RES.

MAR 1 2 1975

DEPARTMENT OF JUSTICE MINISTÈRE DE LA JUSTICE

MAIL ROOM VICTORIA, B. C.

P.O. BOX 11118 1900 - 1055 WEST GEORGIA ST., VANCOUVER, B.C. V6E 3P9 666-3756 March 6, 1975

Dear Sir,

Re: Our File: 15459(1) Final Water Licence 13728

Mr. and Mrs. Egon Maatz are the owners of Block 203DL9558 Kootenay District and the licence is appurtenant to that land. They have agreed to sell the northern half of Block 203 to the Federal Crown for use by the Canadian Wildlife Service. The transaction will include the old house shown on the plan attached to the licence. The vendors will continue to live in a new house they have built on the remainder of Block 203.

The licence authorizes 500 gallons a day for domestic purposes. The parties would like to divide this so that the Crown will have the right to 250 gallons a day.

I should appreciate your advice as to whether it is possible to amend the licence and an outline of the necessary procedure.

If you wish to telephone the number is 666-3756.

lars truly

A. Smith

Vancouver Regional Office

Comptroller of Water Rights Parliament Buildings Victoria, B.C.

21429

0152702

5184 A.

JAN 3 1 1975

WATER RIGHTS BRANCH

MAIL ROOM VICTORIA, B. C.

Department of Lands, Forests and Water Resources
Parliament Buildings
VICTORIA, B. C.

3813744 Name: Department of Justice Address: P.O. Box 11118 Vancouver, B.C. V6E 3P9 one uncertified copy of F.W.L. 13728 \$ 2.00 \$ 2.00 TOTAL Date 23 January, 1975 File no. 0152702 Account No. Make cheques payable to the Minister of Finance and return with

this statement to above address.

eturn with 38 0002.00

23rd January, 1975

Department of Justice P. O. Box 11118 Vancouver, B. C. V6E 3P9

Dear Sirs:

Final Water Licence No. 13728.

In accordance with your letter of 16th January, 1975, we enclose a copy of the above licence, together with billing for same in the amount of \$2.00.

Yours truly,

H. D. DeBeck, Comptroller of Water Rights.

Per:

BF/rm

Enclosure

DEPARTMENT OF JUSTICE MINISTÈRE DE LA JUSTICE



AS: 192PT. OF LANDS FORESTS AND WATER RESOURCES WATER RES.

JAN 21 1975

MAIL ROOM VICTORIA, B. C.

P.O. BOX 11118 1900 - 1055 WEST GEORGIA ST., VANCOUVER, B.C. V6E 3P9 (666-3756) 16 January 1975

Re: Our File VP-15,459-(1)

Block 203, D.L. 9558 Kootenay District

Dear Sir:

Will you please supply us with a copy of Water Licence S-013728 which I understand is appurtenant to Block 203.

We will be pleased to remit your fees upon receiving a note of same.

Yours truly,

Vancouver Regional Office

The Comptroller of Water Rights Parliament Buildings Victoria, B.C.

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WATER RIGHTS ACTIVITY NOTICE

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NOTE ENTER	A MAXIMUM OF 25 POSITIONS F	PER LINE	DAVID C	REEK.
				and the second
ADJUSTMENTS				
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Creston B.C.

DEPT. OF LANDS FORESTS AND WATER RESOURCES WATER RES.

JUN 9 1972

MAIL ROOM VICTORIA, B. C.

June 6, 1972

Dear Sir,

Dhave not recieved a bill on my Water Rental Account. Final Water License 13728 Nelson, Water District

IDENTIFICATION Fileno. Account no 108679 0152702

Please note new address at top.

Former address:

Please send me the bill, Jamworried.
Thank you

which opin

Mrs. E. Maakz

10th April, 1972.

Mr. and Mrs. E. Maaty, s.22 Creston, B.C.

Dear Sir and Madam:

Final Water Licence 13728 - David Creek

In accordance with your note of March 26, 1972, we have amended our records to show your new address.

Enclosed as requested is a copy of our plan for this licence. Please note that investigation has shown that David Creek is slightly north of location shown on the plan. We have indicated the approximate location in blue.

Also enclosed for your convenience is a set of forms upon which you may make application for a Water Licence for an additional 500 gallons a day. These forms should be completed in full and two copies forwarded to the Water Recorder, Court House, Nelson, B.C.

Yours truly,

H.D. DeBeck, Comptroller of Water Rights.

Per:

GWR/jc

Licence to go with old house awners of 51/2 to apply for

19 March 1975-Statked to a Smith on telephone. He will advise that the E masts to apply for a I/h before they sell the Marth 1/2 of the lot.

Water Rights Branch

DEPARTMENT OF LANDS, FORESTS, AND WATER RESOURCES

File No. 0150702

Date April

. 1975 DEPT. OF LANDS FORES'
WATER RESOURCE
WATER RES.

WATER ACT (Section 16)

3824097 APR 30 1975

Applica	tion for	Trans	fer of Appu	rtenancy	MAIL ROOM CTORIA, B. C
Conditional/Final Lice	ence No13.7.	2.8	, David Cree	k Tributary of Corr	
X/We, EGON MAATZ a	nd ELFRIE	DA ALMA	MAATZ, Joint T	enants	
				lons a day	
		(Quantity to be	transferred		
of the rights authorized under	the above-note			ELFRIEDA ALMA MAAT	7
s.22		reston,			.,
and for the amendment of the tollowing land;				ize the use of the water on the	
(1) Lot 2, of Plan	Block 203, , and Bl	Distri	ct Lot 9558, K	ootenay District	
***************************************	(Lega	1 description of	transferee's land)		
The transferee's title to the	ne land describe	d in (1) is_	Registered own	er in fee simple	
	(Registered	owner, agreeme	ent holder, lessee, etc.)		
INSTEAD OF: (2)Block 203. My/Our title to the land desc	(Legal	description of t	transferor's land)	fee simple	
and the only charges (mortgag	(Registered	owner, agreeme	nt holder, lessee, etc.)		
	NIL	s.22		Exector B1	
* IMPORTANT—SEE OVER	f holder of charge)	Egon	Maat Elf	creston, 150 (dress)	
The proposed transfer, if	granted, will ne	cessitate the	construction of the follo	owing new works:	
	NIL		ENTERED		
The proposed new works	will cross or oth	erwise affec	t the following lands:		
Legal Description	Length	Breadth	Kind of Works	Owner's Name	

(Signature of licensee)

(Address of licensee)

Note-The fee for transfer of appartenancy of a licence is \$10 gg

*IMPORTANT

- A. The transfer of a water right does not take effect until approved by the Comptroller of Water Rights. Therefore, if you wish to dispose of any, or all of the land to which the licence is appurtenant, you should notify the Comptroller of Water Rights, Water Rights Branch, Parliament Buildings, Victoria, B.C., or the engineer for the Water Rights Branch in your district.
- B. If there are any charges (mortgages, etc.) against the property described in (2) (transferor's land), this application cannot be accepted unless signed by the holder of any such charge.
- C. If any proposed new works cross private property, notice must be served on every property-owner affected. The matter of entry on to privately owned land for the construction and maintenance of works is one for arrangement between the parties concerned. If joint use and maintenance of works is involved, this is a matter for arrangement between the parties concerned.

If the proposed new works cross a public road, you must notify your local road foreman or the Department of Highways District Engineer.

If your proposed intake is located in a stream which supports fish life, adequate screening of the intake must be provided in accordance with any requirements of authorities having jurisdiction over fisheries in the area.

DET RM Q . 5.75 ORDER

DET RECTO NOTICE

RENTAL

COPY DE NEW LIC

DER NOTRECTO DIAMED

F13728



Travaux publics Canada

Pacific Region

Région du Pacifique

Our File: 9888-3181

Your File: 0152702

January 16, 1976

Comptroller of Water Rights Parliament Buildings Victoria, B.C. V8V 1X4 DEPT. OF LANDS FORESTS AND WATER RESOURCES WATER RES.

Dear Sir:

JAN 2 2 1976

Attention: Mr. G.W. Robinson

MAIL ROOM VICTORIA, B. C.

Re: Water License 13728, David Creek - Creston, B.C.

Further to our telephone conversation of this date on the marginally noted subject, we attach a copy of the Application for Transfer of Appurtenancy forwarded to you by Mr. and Mrs. Egon Maatz. The signed original you have in your files. Also a copy of an agreement made between Mr. and Mrs. Maatz and Her Majesty The Queen for permission to use up to 250 gallons of water per day from water license 13728.

May we respectfully request that you transfer the water rights under license No. 13728 to Mr. and Mrs. Maatz on Block 201, D.L. 9558 from Block 203, D.L. 9558, Kootenay District and allow the agreement made between the parties regarding the 250 gallons to remain in effect.

We attach also a copy of a letter dated August 29, 1975 written by Mr. T.H. Oxland, Regional Engineer to Environment Canada which has just come to our attention.

We trust this arrangement may resolve the matter but in no way do we wish to deprive or interfere with the water supply going into the domicile of Mr. and Mrs. Maatz on Block 201.

Should you require any additional information please contact the undersigned of this office at 666-6466.

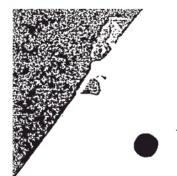
Yours truly,

B. D. Price

Senior Property Agent

Encl. (3)

. . . .





DEPT. FILE NO. 0152702

LOCAL FILE NO.

Your File No. 408/10 CWS Creston

OFFICE OF THE REGIONAL ENGINEER DEPARTMENT OF LANDS. FORESTS. AND WATER RESOURCES WATER RESOURCES SERVICE WATER RIGHTS BRANCH

Provincial Government Building

ATTENTION OF SHANDRUK

ATTENTION OF SHANDRUK

ATTENTION OF SHANDRUK

GREAT

ATTENTION OF SHANDRUK

ATTENTION

310 Ward Street, Nelson . B.C. VII. 186, August 29, 1975. Canadian Wildlife Service Western Region

SEP 4 1973

PATER LANDS

Environment Canada, Room 1110 - 10025 Jasper Avenue, Edmonton, Alberta. T5J 186.

ATTENTION:

P. L. Groff,

Program Manager, Lands.

Dear Sir:

Re: Final Water Licence 13728 - David Creek.

I have your letter of July 7th, 1975 regarding the above licence and apoligize for the delay in response to your request for information.

I would suggest that Environment Canada file an Application for Transfer of Appurtenancy to transfer 250 gallons per day to Mr. and Mrs. Maatz. This Application, together with a ten dollar (\$10.00) fee should be filed with this office. I will recommend on the Transfer of Appurtenancy, however, it is unlikely that the Comptroller will amend the licence. If he does not, then, Environment Canada has two options:

- a. transfer all of the licence to Mr. and Mrs. Maatz and apply for a new water licence in their own name,
- b. ask Mr. and Mrs. Maatz to apply for a new water licence. Clause (j) of the licence restricts the water use to the house now owned by Environment Canada and, therefore, the licensee is Environment Canada.

I do not have the authority to grant permission for Environment Canada to use 250 gallons per day as was requested in the third paragraph of your letter.

Yours truly,

T. H. OXLAND, P. ENG., REGIONAL ENGINEER.

WATER RESOURCES SERVICE

Water Rights Branch

DEPARTMENT OF LANDS, FORESTS, AND WATER

File No. 0/52702	
Date	

WATER ACT (Section 16)

Application for Transfer of Appurtenancy

*
Conditional/Final Licence No. 1372B DAVID CREEK
(Stream)
I/We, L'ANADIBA WILDIIFE SERVICE
(Name of licensee)
hereby apply to the Comptroller of Water Rights for a transfer of 500 GALLONS
Per Day, Doinestic Use (Quantity to be transferred)
of the rights authorized under the above-noted licence to EGON 4 FLFBIEDB A.
6 22
WEST GRESTON BO
(Name and address of transferee)
and for the amendment of the said licence or the issue of a new licence to authorize the use of the water on the following land:
(1) BLK 201 of DISTRICT LOT 9558,
KOOTENAY DISTRICT (Legal description of transferee's land)
- DODIENDAY 1/15/8/61
. (Legal description of transferee's land)
The transferee's title to the land described in (1) is <u>BPG/57EBED</u> Owner
in (1) Manual de la constant de la c
(Registered owner, agreement holder, lessee, etc.)
Instead of:
(2) LOT 1, BLOCK 203 of DL 9558
KOOTENAY DISTRICT PLAN 9366
(Legal description of transferor's land)
My/Our title to the land described in (2) is BPE 157ERED DWNER
(Registered owner, agreement holder, Jessee, etc.)
and the only charges (mortgages, etc.) against the same are held by:
(Name of holder of charge) (Address)
•
IMPORTANT SEE OVER
IMPORTANT—SEE OVER (Signature of holder of charge)

The proposed transfer, if granted, will necessitate the construction of the following new works:

West Creston, B.C. April 25, 1975

WE, EGON MAATZ and ELFRIEDA ALMA MAATZ, Joint Tenants, the holders of Water Licence 13728 issued by the Comptroller of Water Rights of British Columbia, for valuable consideration duly paid hereby grant permission to Her Majesty the Queen in right of Canada, represented by the Canadian Wildlife Service of the Department of Environment, permission to use up to 250 gallons of water per day in connection with the Department's use of Lot 1, Block 203, District Lot 9558, Kootenay District, Plan 9366.

Signed by us, the date above first written.

In the presence of

ECON MAATZ

NAME: W. Barkow

ADDRESS: (Marchen G.C.

OCCUPATION: Marcy Conference ELIPTIEDA ALMA MAATZ

15th May, 1975

Egon and Elfrieda Maatz 22 West Creston, B. C.

Dear Sir and Madam:

Final Water Licence No. 13728 - David Creek.

We have your application for Transfer of Appurtenancy together with \$10.00 payment of fees.

This application is being processed and you will be further advised at a later date.

Yours truly,

H. D. DeBeck, Comptroller of Water Rights.

Per:

KT/rm

P.S. to R. E. - A copy of the application is attached. May we have your comments and recommendations please.

R. E. Nelson	FROM	er Rights, Victor	ia GWK
	our	file: 0152702	
SUBJECT T/A for F.W.L. 13728 - David Cr	eek	Jan. 22,	1976
☐ For Your Information ☐ Please O.K. and Return ☐ Please Process ☐ Return With More Details	☐ Please Discuss With Me ☐ Investigate and Report	Per Your Request Please Answer	☐ For Your Signature
Attached for your information is a	copy of a letter red	ceived from Mr. P	rice of
Environment Canada and a copy of t			
Federal Department.			
	BN	Robinson	
DEPT. OF LANDS FORESTS AND WATER RESOURCES VALUE ALS.			Sharun (18)
FEB 51978		RECEI	V E
MAIL ROOM			
and D. L.	1. 26.	JAN 27	19/6
\forall	cu 30/16.	NELSON,	B.C.
I have discussed this lie	cence with	Mr Price	e of
Public Works Canada.	He will be	forward	no a
T/A to this office	so that U	& leena	Can be
amended and mad	de annierte	enant to	(lo
house on the land	arched be	-1-1	Maatz.
Our report will be	brunded	onee (we di
DATE OF REPURELINE The T.A.	SIGNATURE	= , \ \	
WRITE YOUR REPLY AND RETURN THIS SHEET.	SIGNALVIE		
EVERGREEN PRESS LIMITED - CARBON READY SETS	mol	ed gomp	MEMOGRAN

on: 1210: :0182702

.t. 13728 - Levis Oleok.

Jan. 22, 1976

To Marie To Sand

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Hon 2/16

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WATER RESOURCES SERVICE

Water Rights Branch

WATER ACT

(Section 16)

DEPARTMENT OF LANDS, FORESTS, AND WATER RESOURCES

WATER RIGHTS BRANCH
RECEIVED
FEB 18 1976
NELSON, B.C.

File No. 0152702

Date.

DEPT: OF LANDS FORESTS AND WATER RESOURCES WATER RES.

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ation for	Transfe	er of Appu	rtenand	Y MAIL ROOM VICTORIA, B.
icence No. 13728				
the Queen in Idlife Service	e		altillent of	Environment
roller of Water Rig	hts for a trans	sfer of 500 s	gallons per	day
	Quantity to be tran	nsferred)		
ler the above-noted	l licence to	E. and E.A. Mas	atz, S.22	
B. C.	me and address of	transferee)		
			rize the use of	the water on the
rict Lot 9558	Kootenay	District, Plan	n 9366.	
(Legal	description of tran	nsferee's land)		
the land described	l in (1) is	Registered Own	er.	
(Registered	owner, agreement	holder, lessee, etc.)		
lock 203, Dist	rict Lot 9	558, Kootenay	District, P	lan 8872 an
rict Lot 9558	Kootenav	District. Plan	9366.	
(Legal	description of tran	nsferor's land)		
escribed in (2) is	Reg	istered Owner.	The state of the s	
		holder, lessee, etc.)	Tr.	
		held by:	CKED	
	11		(Address)	
	-		,0	
	PH:	(Signature	of holder of charge)	
	7 2	ENT. 0 F 12	DLIC WOL	s res.
, if granted, will ne				
			0.00	
, Plan 9366.				
rks will cross or oth	herwise affect	the following lands:		
Length	Breadth	Kind of Works	Own	er's Name
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(Address of licensee)

(Signature of licensee)

* IMPORTANT

- A. The transfer of a water right does not take effect until approved by the Comptroller of Water Rights. Therefore, if you wish to dispose of any, or all of the land to which the licence is appurtenant, you should notify the Comptroller of Water Rights, Water Rights Branch, Parliament Buildings, Victoria, B.C., or the engineer for the Water Rights Branch in your district.
- B. If there are any charges (mortgages, etc.) against the property described in (2) (transferor's land), this application cannot be accepted unless signed by the holder of any such charge.
- C. If any proposed new works cross private property, notice must be served on every property-owner affected. The matter of entry on to privately owned land for the construction and maintenance of works is one for arrangement between the parties concerned. If joint use and maintenance of works is involved, this is a matter for arrangement between the parties concerned.

If the proposed new works cross a public road, you must notify your local road foreman or the Department of Highways District Engineer.

If your proposed intake is located in a stream which supports fish life, adequate screening of the intake must be provided in accordance with any requirements of authorities having jurisdiction over fisheries in the area.

GOVERNMENT OF BRITISH COLUMBIA

MEMORANDUM



TO Comptroller of Water Rights,	FROM
Par ament Buildings,	Water Rights Branch, Regional Office, NELSON, B. C.
Victoria, B. C.	February 24,19 76.

SUBJECT T/A Application - F.W.L. 13728 - DAVID CREEK

OUR FILE 0152702

YOUR FILE.....

DEPT. OF LANDS FORESTS AND WATER RESOURCES WATER RES.

Attached is an Application for Transfer of Appurtenancy, for the above licence, submitted by Department of Public Works.

FEB 27-1976

Please process this application in the usual way.

MAIL ROOM VICTORIA, B. C.

T. H. OXLAND, REGIONAL ENGINEER.

las Welliaurs.

PER:

Attachment

jw

0152702 File No. 0152702 MAIL ROOM Local file No... Field book No. -----W.R. Map No. 5184^A REPORT FOR TRANSFER OF APPURTENANCY -Ref. point April 30, 1975. Water District NELSON TRANSFER OF APPURTENANCY -February 12, 1976. CRESTON Precinct TRANSFER OF APPURTENANCY -July 7, 1977. DAVID CREEK Domestic 500 g.p.d. (Acreage) (Quantity) Block 203, of District Lot 9558, Kootenay District. 1. Works being/net constructed are: diversion structure, tank and pipeline. 2. Number of buildings not constructed are : one house. 3. New land description (T/A and A/A only) Block 201 of District Lot 9558, Kootenay District. 4. Name and address of licensee..... Egon Maatz, Elfrieda Alma Maatz, s.22 \$10.00 collected by Victoria, May, 1975. 5. Fees collected (Amount) 6. REMARKS AND RECOMMENDATIONS: A) I recommend that the "Application for Transfer of Appurtenancy" dated April, 1975 be not granted, The applicants, Egon Maatz and Elfrieda Maatz were not the registered owners of Block 203 of District Lot 9558, Kootenay District. Continued . . . 2 M. S. SPRINGMAN. Report made by H. OXLAND, REGIONAL ENGINEER. Approved by NELSON B.C., May 18, 1978. Dated at

Note-Sketch must accompany this report showing old works in REO, new works in GREEN, and location of buildings

In April of 1975, Block 203 was subdivided into two lots by Plan 9366. The house as shown on the licence plat for F.W.L. 13728 lies within Lot 1 of Plan 9366.

B) I recommend that the "Applications for Transfer of Appurtenancy" dated February 12, 1976, and July 7, 1977 be granted and a Conditional Water Licence issue to Block 201 of District Lot 9558 as shown on the attached sketch.

The "Application for Transfer of Appurtenancy" dated February 12, 1976 was filed to transfer the rights from Lot 1, Plan 9366 to Lot 2, Plan 9366.

The "Application for Transfer of Appurtenancy" dated July 7, 1977 was filed to transfer the rights from Lot 2, Plan 9366 to Block 201 of District Lot 9558.

- C) I recommend that the ten dollar (\$10.00) amendment fee credited for the "Applications for Transfer of Appurtenancy" dated May 1975 be now credited to the "Applications for Transfer of Appurtenancy" dated February 12, 1976 and July 7, 1977.
- D) The original "Application for Transfer of Appurtenancy" dated July 7, 1977 is attached.
- E) The house is constructed.
- F) Plans 8872 and 9366 are attached.
- G) See attached sketch.

WATER RESOURCES SERVICE

Water Rights Branch

DEPARTMENT OF LANDS, FORESTS, AND WATER RESOURCES

File No. 0/52702

WATER ACT (Section 16)

Application for Transfer of Appurtenancy

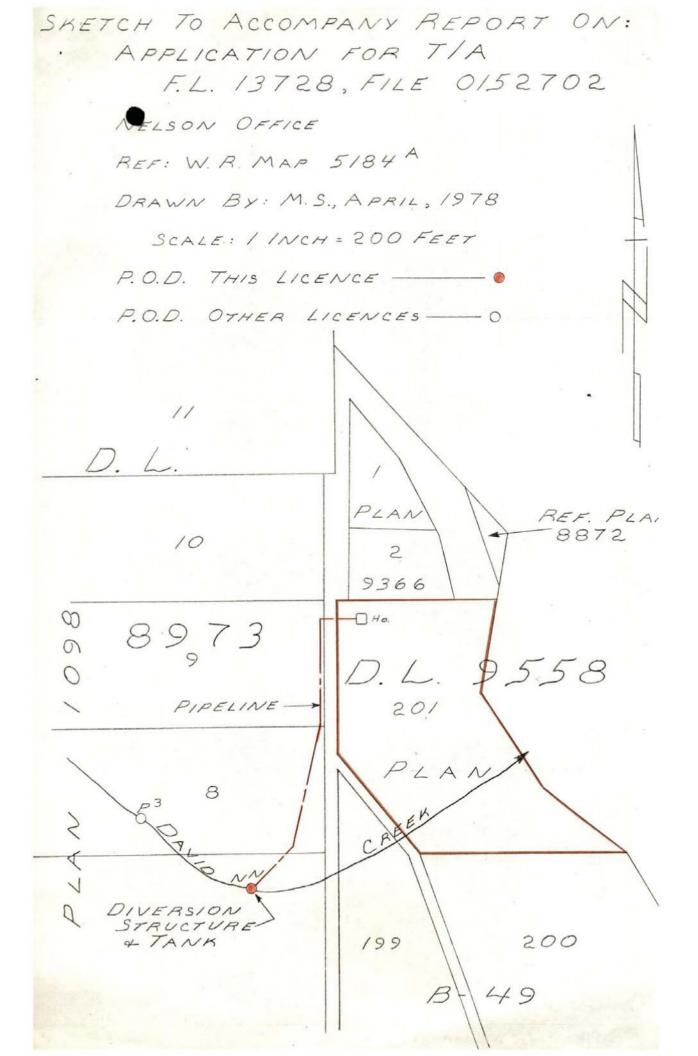
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f the rights authorized under the above-noted licence to \$\int Gent + \int Express \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \		500 6	P.P.D.	ansferred)	
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(Address of licensee)					

*IMPORTANT

- A. The transfer of a water right does not take effect until approved by the Comptroller of Water Rights. Therefore, if you wish to dispose of any, or all of the land to which the licence is appurtenant, you should notify the Comptroller of Water Rights, Water Rights Branch, Parliament Buildings, Victoria, B.C., or the engineer for the Water Rights Branch in your district.
- B. If there are any charges (mortgages, etc.) against the property described in (2) (transferor's land), this application cannot be accepted unless signed by the holder of any such charge.
- C. If any proposed new works cross private property, notice must be served on every property-owner affected. The matter of entry on to privately owned land for the construction and maintenance of works is one for arrangement between the parties concerned. If joint use and maintenance of works is involved, this is a matter for arrangement between the parties concerned.

If the proposed new works cross a public road, you must notify your local road foreman or the Department of Highways District Engineer.

If your proposed intake is located in a stream which supports fish life, adequate screening of the intake must be provided in accordance with any requirements of authorities having jurisdiction over fisheries in the area.



MEMORANDUM

TO	Comptro1	ler	of	Water	Rights.
10					

Plament Buildings,

Victoria, B. C.

FROM

Water Rights Branch,
Regional Office, Nelson, B. C.

May 26, 19.78.

SUBJECT T/A - F.W.L. 13728 - David Creek

26-5-78 RA>KT OUR FILE 0152702

YOUR FILE.....

Attached is an Application for Transfer of Appurtenancy for F.W.L. 13728 on David Creek submitted by Egon and Elfrieda Maatz of S.22 Creston, B. C.

The attached cheque in the amount of ten dollars (\$10.00) is payment for the attached application.

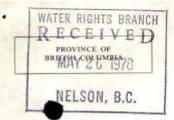
Please process this application in the usual manner.

T. H. OXLAND, REGIONAL ENGINEER.

PER:

Attachments

fv



DEPARTMENT OF ENVIRONMENT

WATER RESOURCES SERVICE WATER RIGHTS BRANCH

WATER ACT (Section 16) File No. 0152702

Date May 23, 1978

Application for Transfer of Appurtenancy

Conditional Final Licence No. 13	728	, DAVID CREE	eam)
We, EGON MAATZ and E	LFRIEDA AL	MA MAATZ	
	(Name of his	Children Col	
ereby apply to the Comptroller of Water I	Rights for a trans	fer of500 gall	ons per day
	(Quantity to be tran	sferred)	
f the rights authorized under the above-no			MOHR and KATHRYN
NN MOHR s.22			
	(Name and address of		
and for the amendment of the said licence of t			
(1) Lot 2, District Lo	t 9558, Plan	19366, Kootena	District
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	L-15- (1) 5-	Registered	Olivan
The transferee's title to the land descri	ibed in (1) is	Wagtsrarad	Owner
(Recist	ered owner, agreement	holder, lessee, etc.)	
The second secon	cied owner, agreement		
INSTEAD OF: (2) Block 201 of Dis	triat Lat	0558	
(2) Block 201 of bis	CITCO DOC	Kootenay	District
(1	Legal description of tran	nsferor's land)	
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(Name of holder of charg	ge)	(Ad	iress)
IMPORTANT—SEE OVER	***************************************	(Signature of he	older of charge)
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RR#2 RMD Creston, B.C. (Address of licensee)

Elfrieda Alma Maatz --

*IMPORTANT

- A. The transfer of a water right does not take effect until approved by the Comptroller of Water Rights. Therefore, if you wish to dispose of any, or all of the land to which the licence is appurtenant, you should notify the Comptroller of Water Rights, Water Rights Branch, Parliament Buildings, Victoria, B.C., or the engineer for the Water Rights Branch in your district.
- B. If there are any charges (mortgages, etc.) against the property described in (2) (transferor's land), this application cannot be accepted unless signed by the holder of any such charge.
- C. If any proposed new works cross private property, notice must be served on every property-owner affected. The matter of entry on to privately owned land for the construction and maintenance of works is one for arrangement between the parties concerned. If joint use and maintenance of works is involved, this is a matter for arrangement between the parties concerned.

If the proposed new works cross a public road, you must notify your local road foreman or the Department of Highways District Engineer.

If your proposed intake is located in a stream which supports fish life, adequate screening of the intake must be provided in accordance with any requirements of authorities having jurisdiction over fisheries in the area.

Hold incoming report on T/F Revision to follow.

T. H.O. 28/6/78. 4 transfer on 1 ligne. pus hold on Pile 0152702 new regan will Pollow F 13728 lease for

	KA -> KDM MINISTRY OF THE ENVIRONMENT
	File No. 0152702 JUH 6 1979
	Local file No. 0152702 MAIL ROOM
Transfer of Appurtenancy	Field book No VICTORIA, B.C.
May 23, 1978 Transfer of Appurtenancy	W.R. Map No. 5184 ^A Ref. point N ^N
April 30, 1975 Transfer of Appurtenancy	Water District NELSON
February 12, 1976 Transfer of Appurtenancy	Precinct CRESTON
July 7, 1977 XXX Con./Final Licence No. 13728	, David Creek
	(Source)
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Block 203 of District Lot 9558, Kootena (Appurtena	y District.
1. Works being tox constructed are : diversion st	
2. Number of buildings not constructed are: one h	louse.
3. New land description (T/A and A/A only)_Lot_2	of District Lot 9558, Kootenay District
Plan	9366.
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RV.M. please proceed	Las recommended in
L.E.K. sugg	t as apportionment.
- La	6/6/79
4. Name and address of licensee Francis Kenne	dy Mohr
Kathryn Ann M	fohr.
s.22	
30 <u>00000000000000000000000000000000000</u>	
\$10.00 chequ	ne forwarded to Victoria, May 26, 1978.
5. Fees collected \$10.00 (Amount)	,collected by Victoria May, 1975.
6. REMARKS AND RECOMMENDATIONS:	
THIS REPORT SUPERSEDES THE REPORT DATE	MAY 18, 1978.
30, 1975 be not granted. The appl	for Transfer of Appurtenancy dated April licants, Egon Maatz and Elfrieda Maatz Block 203, of District Lot 9558, Kootenay
In April of 1975, Block 203 was su The house as shown on the licence F.W.L. 13728 now lies within Lot 1	abdivided into two lots by Plan 9366. plat and referred to in clause (J) of l of Plan 9366.
m los man	
Report made by	M. S. SPRINGMAN.
Approved by Nolcon	T. H. OXLAND, REGIONAL ENGINEER.
Dated at Nelson , B.C., Note—Sketch must accompany this report showing old w	June 1, 1979. orks in REO, new works in GREEN, and location of buildings

serviced.

- (b) I recommend that the application for Transfer of Appurtenancy dated February 12, 1976 be granted and a Conditional Water Licence, issue to Lot 2 of D.L. 9558, Kty. Dist., Plan 9366 as shown on the attached sketch. This application for T/A was filed to transfer the water licence from Lot 1, Plan 9366 to Lot 2, Plan 9366.
- (c) I recommend that the application for Transfer of Appurtenancy dated July 7, 1977 be not granted. The applicants, Egon Maatz and Elfrieda Maatz are no longer the registered owners of Lot 2, Plan 9366. This application for T/A was filed to transfer the water licence from Lot 2, Plan 9366 to Block 201, of D.L. 9558.
- (d) I recommend that the application for Transfer of Appurtenancy dated May 23, 1978 be not granted. The applicants, Egon Maatz and Elfrieda Maatz filed this application for T/A to transfer the water rights from Block 201 back to Lot 2, Plan 9366. The application for T/A to transfer the water rights from Lot 2, Plan 9366 to Block 201 has been recommended for refusal, therefore, it is recommended that the T/A, dated May 23, 1978 also be refused and the licence issue to Lot 2, Plan 9366.
- (e) See attached sketch.

e No.	170214-I



C-4946

No. 171169-I

Register, Vol.

678

LAND REGISTRY ACT FORM F (Section 143)

Certificate of Indefeasible Title

rertify that

EGON MAATZ S.22 and

ELFRIEDA ALMA MAATZ (His Wife)

s.22

utely and indefeasibly entitled in fee-simple, subject to such charges, liens, and interests as are orsement hereon, and subject to the conditions, exceptions, and reservations set out hereon, to 'situate in the Nelson-Slocan Assessment District

f British Columbia, and more particularly known and described as:-

Blocks

201 and 203

District Lot

9558

District

Kootenay

For ones

ABBREVIATIONS:

M.= Mortgage in fee.

R.P.= Right to purchase.

S.R.P.= Sub-right to purchase.

L.P.= Lis pendens.

L.= Leaser

R.C.= Restrictive covenant.

CHARGES, LIENS, AND INTERESTS

		4		· ·	41	II.	1.250
LAND Nature	No. Date of Appli-	Time	OWNER OF CHARGE	Value	PARTICULARS, TERM,	RELÊASES .	Reg
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Date

This certificate of indefeasible title is void as against the title of any person adversely in actual possession of and rightly entitled to the land installed in same at the time of the application upon which this certificate was granted, and who contains in possession, and is subject to—

- (a) The subsisting exceptions or reservations contained in the original grant from the Crown:
- Any Dominion or Provincial tax, rate, or assessment at the date of the application for registration imposed or made a lien or which may thereafter be imposed or made a lien on the land:
 - the land:

 Any municipal charge, rate, or assessment at the date of the application for registration imposed or which may thereafter be imposed on the land, or which had theretofore been imposed for local improvements or otherwise and which was not then due and payable, including any charge, rate, or assessment imposed by any public corporate body having taxing powers over an area in which the land is situate:
- ii Any lease, or agreement for lease, for a period not exceeding three years, where there is actual occupation under the same:
- (1) Any public highway or right-of-way, watercourse, or right of water, or other public easement:
- ... Any right of expropriation by Statute:
- Any list pendens or mechanics' lien, judgment, caveat, or other charge, or any assignment for the benefit of creditors or receiving order or authorized assignment under the Bankruptcy Act, registered since the date of the application for registration:
- Any condition, exception, reservation, charge, lien, or interest noted or endorsed thereon:
- (i) The right of any person to show that the whole or any portion of the land is by wrong description of boundaries or parcels impropcily included in this certificate;
- the right of any person to show fraud, wherein the registered owner or wherein the person from or through whom the registered owner derived his right or title otherwise than bona to the control of the
- 4. Any restrictive condition, right of reverter, or obligation imposed on the land by the Forest Act when noted and endorsed thereon.

THIS CERTIFICATE MAY BE AFFECTED BY THE LAND ACT AMENDMENT ACT. 1961.

From Certificate No. 170214-

Certificat

Date of application for registration, t

This is to certify that

assolutely and indefeasibly
notified by endorsement hereon, and
that
piece of land situate in the

and Province of British Columbia, as

FOLLOV	VING PIE	CES O	F LAI	ND HAVE
2000	LAND			CERT. No.
PART	BLK Z	03 /^	(LUDE)	
·~ 1	REFERE	NCE F	2AN	
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out passed	d3187			214364I
egiconia.				
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Panistar Vol	

From Title No. 214364-I

LAND REGISTRY ACT (FORM F, SECTION 143)

).	CER	TIFIC	AT

ERTIFICATE	OF	INDEFEASIBLE	TITLE	
		1.		

Nelson..., British Columbia. Land Registry Office, This is in certify that the undermentioned registered owner in fee-simple is absolutely and indefeasibly entitled in fee-simple, subject to such charges, liens, and interests as are notified by endorsement hereon, and subject to the conditions, exceptions, and reservations set out hereon, to the land situated in the Province of British Columbia, and more particularly described below. Registered owner in fee-simple: Application for registration received____ 7th July, 1978 FRANCIS KENNEDY MOHR, 5.22 and KATHRYN ANN MOHR, his wife,

Nelson Assessment Authority

Description of land: (See back hereof for transfers (if any) of the land or a part thereof).

Lot 2, District Lot 9558, Kootenay District, Plan 9366

CHARGES, LIENS, AND INTERESTS*				
Nature of Charge; Number; Date and Time of Application	Registered Owner of Charge Remarks			
	1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1	,		

In wiine	es wheren	If I have he	reunto set my	hand and the se	al of my office aforesaid, this 11th day of
	July		· .	19 78	(1) M Mana
		·			DEPHY REGISTRAD OF THE TO Registrar.



(FORM F, SECTION 143)

Title No. 21480. J5873 Register Vol.

From Title No. 21436

CERTIFICATE OF INDEFEASIBLE TITLE

Land Registry Office,	Nelson	British Columbi
-----------------------	--------	-----------------

2nd May, 1975

This is in rertify that the undermentioned registered owner in fee-simple is absolutely and indefeasibly entitled in fee-simple subject to such charges, liens, and interests as are notified by endorsement hereon, and subject to the conditions, exceptions, and reservations set out hereon, to the land situated in the Province of British Columbia, and more particularly described below.

Canadian Wildlife Service

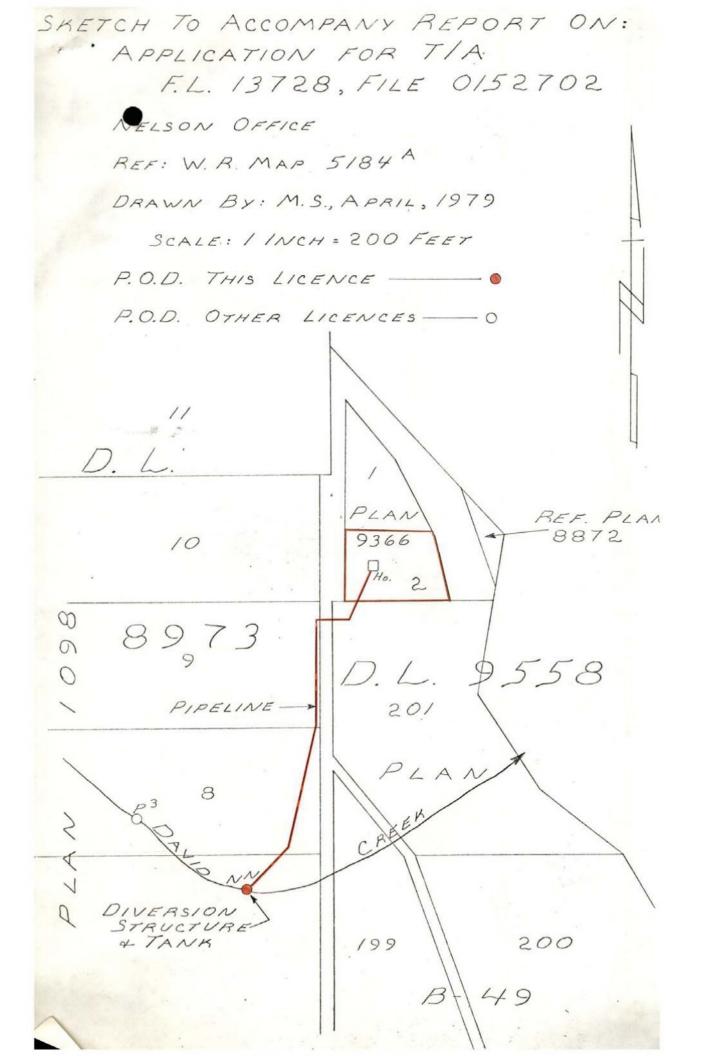
Edmonton, Alberta

Description of land: (See back hereof for transfers (if any) of the land or a part thereof). (Nelson-Slocan Assess District) Lot 1, Block 203, District Lot 9558, Kootenay District, Pl 9366

CHARGES, LIENS, AND INTERESTS*

Nature of Charge; Number; Date and Time of Application	Registered	Owner of Charge		F	temarks
			İ		
4 9					

En mituosa mhoronf I have h	ereunto set my hand and the seal of my office a	foresaid, this 5th	da
May	75		
		Medaope	25



K. & Kathryn A. Mohr,

Our file: 0152702

11th July, 1979.

Dear Sir & Madam:

Final Water Licence 13728 - David Creek

An application for Transferoof Appurtenancy submitted by the Canadian Wildlife Service in 1976 has been investigated and we are now preparing a new licence to replace the above as follows:

To yourself - A licence to authorize the diversion of 500 gallons of water a day from David Creek to be used for domestic purpose in one dwelling located on Lot 2 of Lot 9558, Kootenay District, Plan 9366.

A copy of the licence will be forwarded to you as soon as it is ready.

Yours truly,

H. D. DeBeck, Comptroller of Water Rights.

1

Per: S. M. Robinson

ROBINSON/sa 387-1532

Dear Sir and Madam:

Final Water Licence 13728 - David Creek

I refer to your application for Transfer of Appurtenancy submitted on the above licence dated April, 1975, 7th July, 1977, and 23rd May, 1978.

Investigation has shown that you no longer hold any registered interest in the land to which Final Water Licence 13728 belongs.

In view of the above, the applications cannot be processed and are hereby refused.

Your \$20.00 payment of fees will be refunded by the Ministry of Finance in due course.

rours cruty,

J.E. Farrell,

Deputy Comptroller of Water Rights.

Per:

MILES/ls 387-1532

20.00 fefunds 20.00 28267 9/19 HV gur

	File No. 0152702
	District_WELSON
1	Precinct CRESTON
	Map No. 5184A
	Final/Cond. Licence No. 13728
	AMENDMENT CLEARENCE APPLICATION FOR
1.	Other licences appurtenant to this property:-
	In total In part -
2.	Other licences affected on this source (or tributary) -
3.	Right-of-Way (New - Same - Revised)
4.	Improvement District, Municipality, etc
5.	Required Plans Available Ordered
6.	Noted in Streambooks and on W.R. Maps
Clear	red by:: Date 9 5.75
	Land Description: - + 2 of Lot 9558, Kootenay Dist, Plan 9366
	18.1.18 18.1.18 18.1.181

01.040

STATUS SHEET

LANCE	LEGAL SURVEYS		Date	: /3/4	2- /7
	Ref. Map:		Reque	ested by: _	40m
			Stati	used by:	
,	ı			•	
LEGAL DESCRI	PTION: LOT	58\$	9 of	Lot 89	73,
Kontena	y Dist., P	lan 10	98		
. •		.,			
STATUS OF ABO	OVE :				
PRIVATE					
_					

CROWN Crowned or crossed by:

02514094024-9-69 0278120- 7 Winelled 0287782 J.G. Birnie R.R. #2, Evans Road Creston, B.C. VOB 1GO April 12, 1984

File: 0152702

Dear Sir:

Re: Conditional Water Licence 52962 - David Creek

In accordance with your letter of recent date, we have amended our records to show the above licence in your new mailing address.

Yours truly,

J. E. Farrell, Deputy Comptroller of Water Rights.

Per:

B. Pearson,

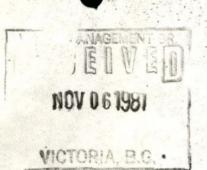
Water Licensing Section

BP:CW

Telephone: 387-5981

file 0152702 aleane nate: Injuig address. J. E. Birarie APR 1 1 1984 C052962 004

Code 4.84



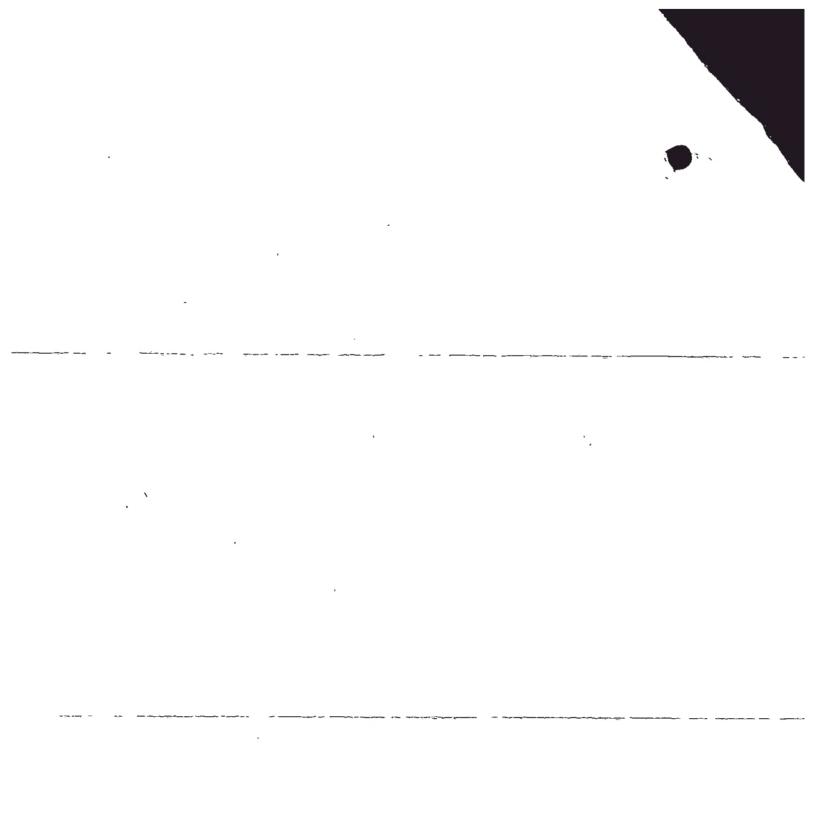
WATER MANAGEMENT BRANCH ADMINISTRATIVE DIVISION PARLIAMENT BUILDINGS VICTORIA, B. C. V8V 1X5

WATER RIGHTS BRANCH RECEIVED NOV 03 1981 NELSON, B.C.

DATE 29 Oct 1981

CHANGE IN LICENSEE NOTIFICATION	
RE: Conditional/Pinal 52962 . Dave	I Cuck
	stream RNIE
of, s.22 (Full name(s))	
	, VOBIHO
(Full mailing address) hereby request that Conditional/Pinal Water Licence	(Postal code)
be placed in /our name(s) as /We have purchased	Lot 201
Lot 9558 Youteray District,	Plan 9366
(Full legal description)	No. of Contract of

Signature
Kather Bis



.

1st November, 1979 File No. 0152702

Enclosed please find certified copies of MANNA / Conditional Water Licence No. 52962

A copy of Permit over Crown Land No. 12173 is also enclosed.

Any error in the licence or permit should be brought to my attention immediately.

The annual rental for the licence is \$ 5.00 and for the Permit over Crown Land is \$2.00. These rentals are paid up to the 31st December, 1979, and subsequent rentals are due and payable in January of each year, at which time you will receive a statement.

Water licences do not authorize entry on privately owned land for the construction of works. Consent of the owner must be secured or a right-of-way expropriated. Consent should be in proper form and registered in the Land Registry Office.

Permission for crossing roads or lands under the jurisdiction of any Government Department must be obtained from the Department concerned.

In order to keep a water licence in good standing the following must be observed:

- (a) Continued beneficial use of the water, as authorized.
- (b) Payment of annual rentals.
- (c) Compliance with the terms of the licence.
- (d) Compliance with terms of the Water Act.

IMPORTANT: In order to protect your interests kindly notify the
Comptroller of Water Rights if:

- any change is made in your mailing address.
- you sell the land to which the licence is appurtenant.
- you propose to subdivide the land to which the licence is appurtenant.
- you propose to alter the works authorized under the licence.

Comptroller of Water Rights.

Encl.



THE PROVINCE OF BRITISH COLUMBIA-WATER ACT

CONDITIONAL WATER LICENCE

Francis K. and Kathryn A. Mohr S.22

is/are hereby authorized to divert and use water as follows:-

- (a) The source(s) of the water-supply is/are David Creek.
- (b) The point(s) of diversion

is/are located as shown on the attached plan.

- (c) The date from which this licence shall have precedence is 22nd May, 1944.
- (d) The purpose for which the water is to be used is demestic.
- (e) The maximum quantity of water which may be diverted is 500 gallons a day,

and such additional quantity as the Engineer may from time to time determine should be allowed for losses.

- (f) The period of the year during which the water may be used is the whole year.
- (g) The land upon which the water is to be used and to which this licence is appurtenant is Lot 2 of Lot 9558, Kootenay District, Plan 9366.
- (h) The works authorized to be constructed are diversion structure, tank and pipe,

which shall be located approximately as shown on the attached plan.

- (i) The construction of the said works has been completed and the water shall be beneficially used on or before the 31st day of December, 1980.
- (j) This licence authorizes the use of water for domestic purpose in one dwelling located approximately as shown on the attached plan.
- (k) This licence is issued in substitution of Final Water Licence 13728 under Section 16 of the Water Act.

J. E. Farrell,

Deputy Comptroller of Water Rights.

File No. 0152702

Date issued: 25th October, 1979

Conditional Licence No. 52962



PERMIT UNDER THE WATER ACT AUTHORIZING THE OCCUPATION OF CROWN LAND

Francis K. and Kathryn A. Mohr S.22

the holder(s) of Conditional/fookWater Licence(s) the diversion of water from David Creek

authorizing

is/are hereby

authorized to occupy Crown land by constructing, maintaining, and operating thereon the works authorized under the said water licence and any licences which may be issued in substitution thereof.

(a) The Crown land which is authorized to be occupied under this permit is a portion of Lots 8 and 9 of Lot 8973, Kootenay District, Plan 1098.

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 650 feet in length and 15 feet in width, having an area of 0.22 acre,
- (c) Subject to the payment of royalty, stumpage, and other compensation, and the obtaining of a licence to cut timber as provided under Condition 5, the permittee may cut and remove from the said land any timber, the removal of which is necessary to permit construction and maintenance of the said works.
- (d) The annual rental for this permit is \$ 2.00 , which is subject to review and revision at any time at the discretion of the Crown.
- (e) This permit is appurtenant to the land, mine, or undertaking to which the aforesaid water licence is appurtenant.
- (f) The conditions relative to the rights granted under this permit are printed on the back of this form. This permit replaces Permit #3339.

File No. 0152702

Ref. Map 82F/2b

W. R. Map 5184A

Date issued: 25th October, 1979 Permit No. 12173

CONDITIONS RELATIVE TO THE RIGHTS GRANTED UNDER THIS PERMIT

- 1. This permit is issued under the Water Act, and the rights hereby granted are subject at all times to the provisions of that Act and all Acts passed in amendment or substitution thereof and to all regulations from time to time made under any such Act.
- There is reserved to the Crown the right to grant to other persons permits to occupy the land affected by this permit without compensation to the permittee or his successors in title.
- 3. In the event of any dispute arising at any time between the permittee and any owner of land adjacent to the land affected by this permit with respect to the area or boundaries of the land so affected, the licensee shall at his own expense, when so directed by the Deputy Minister of the Environment, have the said land surveyed by a duly qualified surveyor, and shall likewise file with the Ministry of the Environment at Victoria, British Columbia, a plan showing the result of the survey.
- 4. This permit and the rights granted hereunder are subject always to compliance by the permittee with the terms of his water licence, and if the rights granted under the said licence should at any time be suspended or terminated, the rights granted under this permit are thereupon likewise suspended or terminated.
- 5. The amount of stumpage, royalty, and (or) compensation payable to the Crown by the permittee 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. Prior to the cutting, destruction, or flooding of any timber, the permittee must apply for and obtain a licence to cut timber from the District Forester.



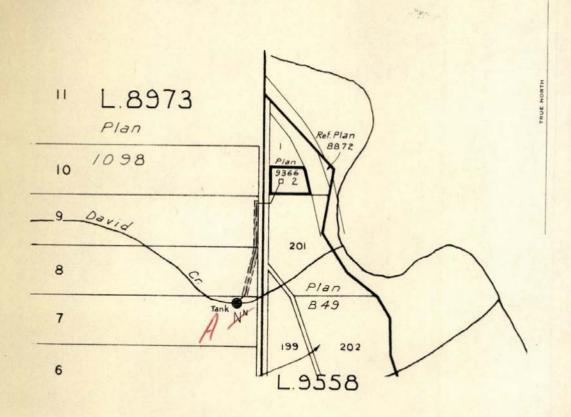


Columbia



NELSON WATER DISTRICT KOOTENAY DISTRICT

Scale: 500 feet to linch



LEGEND

Point of Diversion W.R. Map Pipe

Right of Way

2.F.017.2.2 -

The boundaries of the land to which this licence is appurtenant are shown thus:

Signature

1979

Date 25th Oct. C.L. 52962 for F.L. 13728

File 0152702 R/W Permit 12173



DRAFT COPY

CONDITIONAL WATER LICENCE

s.22 Francis K. and Kathryn A. Mohr divert and use water as follows:is/are hereby authorized to (a) The source(s) of the water-supply is/are David Creek is/are located as shown on the attached plan. diversion (b) The point(s) of 22nd May, 1944. (c) The date from which this licence shall have precedence is domestic (d) The purpose for which the water is to be used is diverted is 500 gallons a day, (e) The maximum quantity of water which may be and such additional quantity as the Engineer may from time to time determine should be allowed for losses. (f) The period of the year during which the water may be used is the whole year. (g) The land upon which the water is to be used and to which this licence is appurtenant is Lot 2 of Lot 9558, Kootenay Dist., Plan 9366 diversion structure, tank and pipe, (h) The works authorized to be constructed are which shall be located approximately as shown on the attached plan. (i) The construction of the said works shall be contained an or before the x shall be has been , 19 80. used on or before the December 31st day of (j) Domestic (one dwelling)

(k) This licence is issued in substitution of F.W.L. 13728 under Section 16 of the Water Act.

BATE 24 . 10 . 70

Comptroller of Water Rights.

Date issued OCT 25 1979

Licence No.

Application fee 12 July 79

Rental

Domestic \$ 5.00 \$ 2.00 RIW

FILE	NIO:	0152702
The state of the s	Direct .	0132/02

LICENCE NO(S). F 013728 00 1

CHANGES OF NAME AND ADDRESS

F		7. [
-	MAATZ, ELFRIEDE	6.	
	s.22		
1			
	DATE: Feb. 17, 1978 8143		DATE:
L			
2.		7.	
01	52702 R : 04 KOUTENAY 052962 00 4 D : NELSON		
	NIE JOHN G & KATHERINE		
s.22			
	JUL 13. 19	84	DATE:
1		7 1	
3.		8.	
45			
	DATE:		DATE:
1		7.1	
4.		9.	
	DATE:		DATE:
5.		10.	
	DATE		DATE:
-		-	

Page 114 of 158 to/à Page 115 of 158 Withheld pursuant to/removed as

s.3

The property where the water rights eggsly was sold by John and Katherine Berine on 15 august to my wife and myself.

Our names:

ROBERT AND DOROTHY RIECHEL

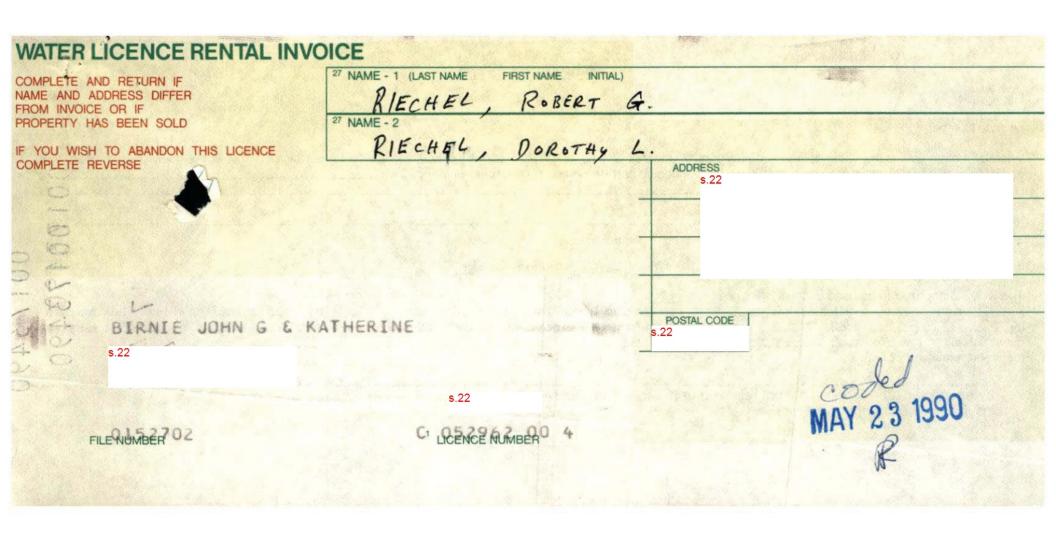
s.22

Kalent & Riechel

RECEIVED WATER MANAGEMENT BRANCH

MAY 0 2 1990

FILE:



Abandonment Form

File Number	
Licence Number	
I hereby notify you of my abandonment of all/part of the rights held under the above licence, insofar and instruct you to alter your records accordingly. (If abandoning part of the rights, describe which part)	as it pertains to the above mentioned property,
My reason for abandonment of these is	8
PLEASE CIRCLE AND COMPLETE WHERE NECESSARY, THE APPROPRIATE STATEMENT:	04
The works authorized to be used under this licence: A were never constructed. B were constructed, and have been removed. C. by (date). D are constructed, and remain in place for use under other licence constructed, and I wish to leave	ces, or for the use of other licences. E.
(describe remaining works).	In place, with the understanding that
by abandoning the licence I am not released from liability for damage resulting from the works insufficiency of failure of the works.	
(Signature)	

FILE NO: 0152702

WATER MANAGEMENT BRANCH
ADMINISTRATIVE DIVISION
PARLIAMENT BUILDINGS
VICTORIA, B.C.
V8V 1X5



DATE 18 April 1990

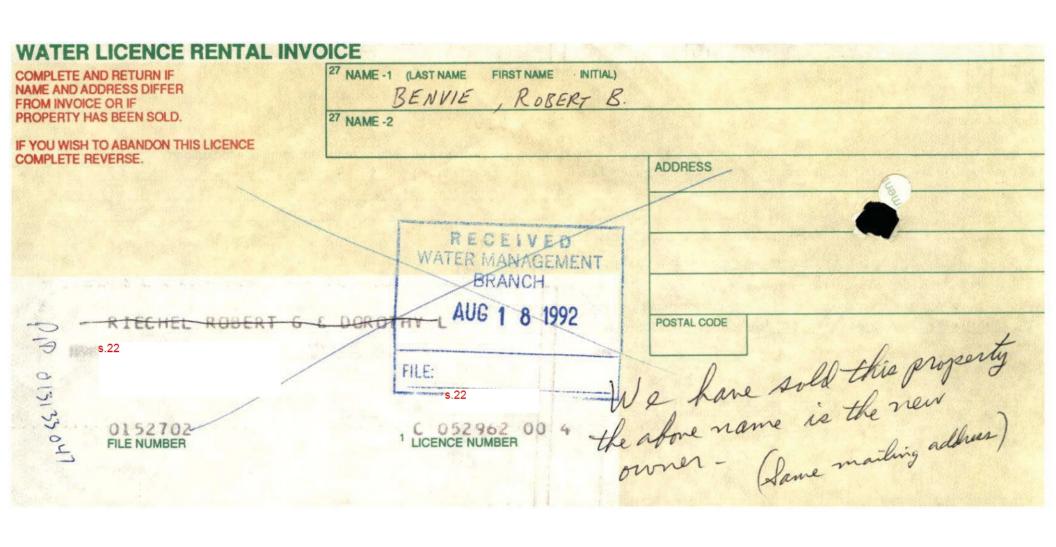
CHANGE IN LICENSEE NOTIFICATION		CB
RE: Conditional/Fixel 052962 00 4	, <u>David Creek</u> stream	
I/We, ROBERT GEORGE RIECHEL & (Ful	DOROTHY LUCIE RIECHEL 1 Name(s))	
of,s.22		
s.22 (Full Mailing Address)	, s.22 (Postal Code)	
hereby request that Conditional/Firek	Water Licence No. 052962 00 4 ,	
be placed in my/our name(s) as I/We h	ave purchased Lot 2, District Lot	
. 9558, Kootenay District	, Plan 9366, Nelson Trail	
Assessment Authority		
(Full Le	gal Description)	
	Lace	
	Signature	oded
	alreosy	

THIS OWNER/ADDRESS INFORMATION HAS BEEN UPDATED ON THE WLIS

JUNE /8 , 1990

Page 121 of 158 to/à Page 122 of 158 Withheld pursuant to/removed as

s.3



File Number	
Licence Number	
I hereby notify you of my abandonment of all/part of the rights held under the above licence, insofar as it per and instruct you to alter your records accordingly. (If abandoning part of the rights, describe which part)	tains to the above mentioned property,
My reason for abandor of these is	
PLEASE CIRCLE AND COMPLETE WHERE NECESSARY, THE APPROPRIATE STATEMENT: The works authorized to be used under this licence: A were never contructed. B were constructed, and have been removed. C by (date). D are constructed, and remain in place for use under other licence constructed, and I wish to leave	
by abandoning the licence I am not released from liability for damage resulting from the works or from a insufficiency or failure of the works. (Signature)	_ In place, with the understanding that defect,

British Columbia Ministry of Environment, Lands & Parks

Licenses associated with Maps or Source Names

0152702

Date: 05 February 99

Licence No	Mapsheet POD	Use Description	NTS Mapsheet	Source Name	Quantity	Licensee	District Precinct	Issu Da
C052962	82.F.017.2.2 A	DOMESTIC	082F/2	David Creek	500 GD	BRUNS WARREN D & BRENDA J s.22	NEL - CRESTON	0//

TOP OF PAGE	SEARCH	PROGRAM HOME	MINISTRY HOME	BC GOVERNMENT	ĺ
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WARREN & BRENDA BRUNS.

s.17

N/21 13-133-047 appeared Fab-16/99

IN STANDENT OF BOY OF THE PRINTERS

Page 127 of 158 to/à Page 130 of 158 Withheld pursuant to/removed as

s.3

NAME/ADDRESS CHANGE	SALE OF PROPERTY Parcel Identifier (PID)
Have you changed your name or address? YES NO	I no longer own the property to which the licence is applicable.
If yes, provide updated information:	Date Sold:
NAME	New Owner's Narge:
	New Owner Sabdress: 65
CLIENT s.17	ated a let a let
s.22	NA SIN AND AND AND AND AND AND AND AND AND AN
	Y/ E S S
	To the best of my knowledge the above is approximate.
	SIGNATURE DATE

NAME/ADDRESS CHANGE Have you changed your name or address? YES NO If yes, provide updated information:		Client # 051644 1. Do You still own the property to which the licence is applicable? (If no, please list details below) 2. Are you using the total quantity of water stated on your licence? 3. If you still own the property, do you wish to abandon all or part of your licence? (If yes, list details below)
WARREN & BRENDA BRUNS CLIENT . S.17		LICENCE NUMBER(S) ☐ ABANDON ☐ PROPERTY SOLD ☐ ABANDON
s.22		☐ PROPERTY SOLD ☐ ABANDON ☐ PROPERTY SOLD
		SIGNATURE SUMP. Jam. 30/96
	10	NOTE: YOU ARE RESPONSIBLE FOR ALL AMOUNTS OWED UP TO THE DATE OF SALE OR THE ACCEPTANCE OF THE ABANDONMENT NOTICE.



Province of British Columbia

Ministry of Environment, Lands and Parks



Water Management Division 765 Broughton Street Victoria British Columbia V8V 1X4



WARREN AND BRENDA BRUNS

s.22

June 27, 1995

File: 0152702

Dear Sir and Madam:

Re: Conditional Water Licence 52962 - David Creek

In accordance with information received in this office, we have amended our records to show the above licence in the names and address as above.

Please find enclosed a copy of your water licence, a brochure outlining your rights and obligations and an abandonment form if you do not require water from this source.

Yours truly,

Timo Markkanen Systems, Accounts and Records Section

TM:slj

Telephone: 387-9437

Enclosure



Page 134 of 158

Withheld pursuant to/removed as

•	FILE NO:
<i>₹</i>	*
WATER MANAGEMENT BRANCH	1
RECEIVED ADMINISTRATIVE DIVISION	
WATER MANAGEMENT ADMINISTRATIVE DIVISION DIVISION PARLIAMENT BUILDINGS	
MAY 3 0 1995 VICTORIA, B.C.	
FILE:	
	DATE May 23, 1995
1	
	7
CHANGE IN LICENSEE NOTIFICATION	
DD 0-1:: 1 PRIVING 052062	3. Consult
RE: Conditional/ANNI 052962 , David	d Creek stream
7-111 00	
X/We,s.22 (Full Name(s))	
of,s.22	
	s.22
(Full Mailing Address)	(Postal Code)
hereby request that Conditional/XXXXX Water Licence	ce No. 052962
be placed in my/our name(s) as MyWe have purchased	1
Lot 2, District Lot 9558, Kootenay District	rict, Plan 9366
• • • • • • • • • • • • • • • • • • • •	
(Full Legal Descripti	ion)
÷	12
	<i>(</i>)
· ————————————————————————————————————	Signature
	Jakila care

LORNE D. MANN, NOTARY PUBLIC, AGENT FOR WARREN DAVID BRUNS and BRENDA JANE BRUNS

FI	LE	NO:	0152702

WATER MANAGEMENT BRANCH
ADMINISTRATIVE DIVISION
PARLIAMENT BUILDINGS
VICTORIA, B.C.
V8V 1X5

DATE March 21, 1994 CHANGE IN LICENSEE NOTIFICATION RE: Conditional/KXXXXX 52962 David Creek stream I/WW, ____ JOHN POIKANS (Full Name(s)) (Full Mailing Address) (Postal Code) hereby request that Conditional/XXXX Water Licence No. 52962 be placed in my/oux name(s) as I/We have purchased Lot 2, District Lot 9558, Kootenay District, Plan 9366 (Full Legal Description) Signature LORNE D. MANN, NOTARY PUBLIC WATER OF AN AFELINENT AGENT FOR JOHN POIKANS MAR 2 5 1994

· already d

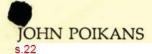


Province of British Columbia

Ministry of Environment, Lands and Parks



Water Management Division 765 Broughton Street Victoria British Columbia V8V 1X4



March 22, 1994

File: 0152702

Dear Sir:

Re: Conditional Water Licence 52962 - David Creek

The above licence authorizes the diversion and use of 500 gallons a day for domestic purpose and is appurtenant to Lot 2, Plan 9366, District Lot 9588, Kootenay Land District. In accordance with information received in this office, we have placed the licence in your name.

Water licences and Permits over Crown Land, and the rights and obligations granted therewith, are appurtenant to land, mine or undertaking and pass with the conveyance or other disposition of the land to any new owner. A right granted with a water licence is the priority for the use of water related to the date the applications was made for the original licence.

One of the obligations is the payment of annual rentals and fees to the Crown for the authorization to exercise the rights granted under the licence. (Please see attached rental statement).

Annual statements will be issued at the beginning of each year.

Please be advised that although the licence is in your name any subdivision and sale of any part of the appurtenant land may give any new owner the right to part of the licence.

Your water licence will remain in good standing only if you:

- a) continue to make beneficial use of the water authorized by the licence.
- b pay the annual rentals.
- c) comply with the terms of the licence.
- d) comply with the Water Act.

1999 bill sent ... 2 Channel

You will protect your interests in the water licence by informing the Comptroller of Water Rights when:

- you change your mailing address.

you sell the land to which the licence is appurtenant.

- you propose to subdivide the land to which the licence is appurtenant.

you propose to alter the works authorized under the licence.

If you do not require the use of water from David Creek you may abandon the licence by completing the enclosed Abandonment form and returning it to this office.

Yours truly,

Carol Bennett Water Licence Administration

CB:lm

Telephone: 387-9441

Enclosure

cc: Kootenay Region

Page 139 of 158 to/à Page 142 of 158 Withheld pursuant to/removed as

FILE	NO:	0152702

WATER MANAGEMENT BRANCH
ADMINISTRATIVE DIVISION
PARLIAMENT BUILDINGS
VICTORIA, B.C.
V8V 1X5

DATE 26 October 1992

CHANGE IN LICENSEE NOTIFICA	TION				
E: Conditional/XXXXX C05	2962	,David C	The same of the sa		
			stream		
/We, ROBERT GEORGE BENVIE	& ROBERT BRO	UGH BENVIE			
	(Full N	ame(s))			
f,s.22					
			s.22		
(Full Mailing	Address)	,	(Postal Co	ode)	
ereby request that Conditi	onal/MXXXX Wa	ter Licence No	C052962		
e placed in my/our name(s)	as I/We have	purchased	PID 013-133-047		
Lot A, District Lot 955,	Kootenay Dist	rict, Plan 93	366		
	(Full Logal	Description)			
	(rull Legal	Description)			
		(6)			
		40	roge		
		Sig	nature		
WAT R MANA	GEMENT				
WAT R MAN	H			***	
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Hor					Joseph
				10	1000
FILE:	Department of the last of the			1,000	150
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Province of British Columbia

BC Environment

Water Management Division 765 Broughton Street Victoria British Columbia V8V 1X4

Ministry of Environment, Lands and Parks

September 28, 1992

Robert B. and Robert G. Benvie

s.22

File: 0152702

Dear Sirs:

Re: Conditional Water Licence 52962 - David Creek

In accordance with information received in this office, we have amended our records to show the above licence in the names and address as above.

Yours truly,

J. Corey Bell

Water Licence Administration

JCB:lm

Telephone: 387-9437

Enclosure

cc: Kootenay Region

Courtesy Card Change of Mailing Address

Carte gratuite Changement d'adresse postale

Old Address

Ancienne adresse

Print Name

Nom (en majuscules)

Warren & Brenda Brur

5.22

1

Effective Date of change

À compter du

_

91810161310

Signature

Please advise all correspondents of your new mailing address (May be sent to all countries.) "No postage required"

33-086-450 (94-03)

Veuillez aviser tous vos correspondants de votre nouvelle adresse postale. (Cette carte peut être expédiée dans tous les pays.) "Port payé"

ums

Client#05/644
Postal Code
updated
pach 10/99

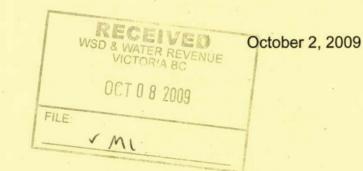


FrontCounterBC

File: 0152702

Brenda Bruns

Dear Brenda Bruns:



Re: Water Licence No. C052962 on David Creek

Information has been received by FrontCounter BC, on behalf of the Ministry of Environment Water Stewardship Division, indicating that you are the landowner of Lot 2 DL 9558 KD Plan 9366. The above referenced water licence is appurtenant, or belongs, to your property. Under British Columbia's Water Act, upon the sale or conveyance of land, the rights as well as the obligations of a water licence pass automatically to the new owner. As such, I have updated the Water Stewardship Division's records placing the water licence into your name.

Your licence currently authorizes the diversion and use of 500 gallons per day for domestic use from David Creek.

Attached is a copy of your water licence, plan, and PCL No. 12173 for your records. For your information, the name on the licence does not get updated, only the computer records.

Enclosed is a brochure which outlines the rights and obligations associated with a water licence.

One of the obligations of a water licence is the payment of annual rentals and fees to the Crown for the authorization to exercise the rights granted under the licence. Statements are issued based on Water Revenue billing cycles. Water Revenue will be contacting you directly with regards to any outstanding water payments.

If you have not owned the property all the years during which the monies owing have accumulated, then recovery of your rental payment is a matter to be resolved between yourself and the former owner.

If you wish to abandon this licence, please contact me at FrontCounter BC in order to submit a Notice of Abandonment of a Water Licence.

Please be advised that although the licence is in your name, any subdivision and sale of any part of the appurtenant land may give any new owner the right to part of the licence.

Your water licence will remain in good standing if you:

- a) continue to make beneficial use of the water authorized by the licence.
- b) pay the rentals and any other charges or fees.
- c) comply with the terms of the licence.
- d) comply with the Water Act

You will protect your interests in the water licence by informing us when:

- you change your mailing address.
- you sell or transfer the property to a new owner.
- · you propose to subdivide the land to which the licence is appurtenant.
- · you propose to alter the works authorized under the licence.

If you have any questions concerning this water license, please contact me at (250) 420-2181 quoting the above noted file number and/or license number, or refer to the Water Stewardship Division's website at www.env.gov.bc.ca/wsd/.

Yours truly,

Deb Heidt

Natural Resource Officer

Cc: Water Revenue Unit, PO Box 9340, Stn Prov Govt.

Victoria, BC, V8W 9M1

Cc: WSD File, Cranbrook Office



Integrated Lanu Management Bureau Ministry of Agriculture & Lands

AUG 18 2009

RECEIVED CRANBROOK, BC

WATER ACT

Change of Water Licence Holder

	Water Licence:	C052962
*	Source:	David Creek
Full Name of Property Owners (as shown on the Ce	rtificate of Title):	
Brenda Jane Bruns please print full name(s):		
Mailing Address: s.22		
Phone Numbers: s.22	E-Mail:	
Description of Property (as shown on the Certificate	of Title):	
Lot 2 District Lot 9558 Kootenay District Plan 9366		
	* .	
Parcel Identification Number: 013-133-047 I/We hereby request that Conditional/Final Licence	No C052962	be placed into
the names of the property owners listed above:		be placed into
Name(s): Brenda Jane Bruns Signation	ire(s): June	Bruf
Date:	July 4, 2	009
Complete where this request is being submitted by a	firm on behalf of their	client:
Company Name: Lorne D. Mann, Notary Public		
Address: PO Box 427 - 1403A Canyon Str Phone: 250-428-7194 Fax: 250-428-5		
1 HUHC. 250-420-7154 FAX: 250-428-5	E-MAH:	ldmann@kootenay.com
Name: Signature		2000
Date:		2009

It is important to note that if the land to which the licence is appurtenant has been subdivided or redescribed, it will be necessary to amend the water licence. All landowners within the licence's appurtenancy may have an interest in the water rights provided by the water licence. Submit this form to the <u>FrontCounter BC</u> location nearest to where the water licence is located.

Page 149 of 158 to/à Page 151 of 158 Withheld pursuant to/removed as

FILE# 0152702 CHECKLIST FOR TRANSFER OF OWNERSHIP

Cocate the ownership transfer request

☐ Sign at the transfer job in Shared Workload

Print the licence transfer job showing the job number

Deheck the transferred licence(s)

Check new client

- > Current licence(s) check billed amount, missed/overcharged rentals, billing group of client
- Outstanding balance send statement for amount over \$20.00
- > Credit on account determine if any outstanding should be paid with credit on account
- Create an adjustment if balance need to be increased, decreased, or transferred
- View 'Jobs' tab are there other jobs that require review by WRU?

Check old client, proceed if the followings exist

- Current licence(s) check billed amount, missed/overcharged rentals, billing group of client
- Outstanding balance send statement for amount over \$20.00
- > Credit on account refund if amount is greater than \$20.00 and no current licence for client
- Create an adjustment if balance need to be increased, decreased, or transferred
- View 'Jobs' tab are there other jobs that require review by WRU?

Adjustment

- Obtain an adjustment number
- Create an adjustment form, check calculations
- Make the adjustments in eLicensing
- Upload the adjustment to eLicensing

Completion

- Complete the transfer job in eLicensing
- Sign off the job in Shared Workload
- Send statement for new/old clients with outstanding balance
- > File your paperwork

Previous Client	New Client	
Cl no. 8/962	Cl no. 124167	
Other Licences?	Other Licences?	
Billing group:	Billing group: MULTI	
Pre-payment A/C?	B/F from Previous	
DAID		

Dec. 13/12 Stalement mailed.

ADJUSTMENT REQUIRED: NO / YES



File: 0152702 Date: Nov 20, 2012

Ministry of Forests, Lands and Natural Resource Operations DATE RECEIVED

NOV 2 6 2012

Water Management Branch

Christopher Catharell and Betty Lohrer s.22

Dear Christopher and Betty:

Re: Water Licence C052962 on David Creek

Information has been received by FrontCounter BC, on behalf of the Ministry of Forests, Lands and Natural Resource Operations, Water Stewardship Division, indicating that you are the landowner of Lot 2, District Lot 9558, Kootenay District Plan 9366. The above referenced water licence is appurtenant, or belongs, to your property. Under British Columbia's Water Act, upon the sale or conveyance of land, the rights as well as the obligations of a water licence pass automatically to the new owner. As such, I have updated the Water Stewardship Division's records placing the water licence into your name.

Your licence currently authorizes the diversion and use of 500 gallons/day for Domestic Use from David Creek.

Attached is a copy of your water licence and plan for your records. For your information, the name on the licence does not get updated, only the computer records.

Enclosed is a brochure which outlines the rights and obligations associated with a water licence.

One of the obligations of a water licence is the payment of annual rentals and fees to the Crown for the authorization to exercise the rights granted under the licence. Statements are issued based on Water Revenue billing cycles. Water Revenue will be contacting you directly with regards to any outstanding water payments.

If you have not owned the property all the years during which the monies owing have accumulated, then recovery of your rental payment is a matter to be resolved between yourself and the former owner.

If you wish to abandon this licence, please contact me at FrontCounter BC in order to submit a Notice of Abandonment of a Water Licence.

FrontCounter BC

Mailing Address: 1902 Theatre Road Cranbrook BC V1C 7G1

Phone: (250) 426-1766 Fax: (250) 426-1767 Toll Free: 1-877-855-3222 Website: www.frontcounterbc.gov.bc

TRF20121120-0013

Please be advised that although the licence is in your name, any subdivision and sale of any part of the appurtenant land may give any new owner the right to part of the licence.

Your water licence will remain in good standing if you:

- a) continue to make beneficial use of the water authorized by the licence.
- b) pay the rentals and any other charges or fees.
- c) comply with the terms of the licence.
- d) comply with the Water Act

You will protect your interests in the water license by informing us when:

- you change your mailing address.
- you sell or transfer the property to a new owner.
- you propose to subdivide the land to which the licence is appurtenant.
- you propose to alter the works authorized under the licence.

If you have any questions concerning this water licence, please contact us at 250-426-1766, quoting the above noted file number and/or licence number, or refer to the Water Stewardship Division's website at www.env.gov.bc.ca/wsd.

Yours truly,

S. Robin Fawcett FrontCounter BC Manager Kootenay Boundary

Enclosures

cc: WSD Nelson

Water Revenue Unit, PO Box 9340, Stn Prov Govt. Victoria, BC, V8W 9M1

Licence Transfer

Fawcett, Robin ILMB:EX Created By: Job Number: TRF20121120-0013 Completed Date: Nov 20, 2012 Nov 20, 2012 Created Date: Job Status: Completed Detalls If a check box is checked, it means that the Licence(s) will be transferred to the Client(s) specified. If unchecked, that particular Client relationship will remain unchanged on the Licence(s). Enter the transfer details, click Save, then click the Perform Transfer button to complete the transfer. DEFAULTS * Reason for Transfer: s.17 ▼ Transfer to Billing Client # (со то) Transfer Effective Date: Sep 28, 2012 s.17 - Betty Iris Lohrer and Christopher Michael Catharell s.17 Transfer to Client (#) who Receives Documents on behalf of (GO TO) Transfer Effective Date: Sep 28, 2012 - Betty Iris Lohrer and Christopher Michael Catharell S. 17 Transfer to Licence Holder(s) Transfer Effective Date: Sep 28, 2012 Name Betty Iris Lohrer and Christopher Michael Catharell (124167) S. 17 LICENCES TO BE TRANSFERRED Transfer Details Remove File # Appurtenancy PID Stream Status Licence # 013133047 **David Creek** Overridden L 2 OF L... C052962 0152702 Current

* An asterisk indicates a required field.

[Cancel] [Save]

Тор

Release 1.0.0. Screen ID: 20485914

COPYRIGHT DISCLAIMER PRIVACY ACCESSIBILITY

Lee, Raymond CSNR:EX

From:

Lee, Raymond CSNR:EX

Sent:

Monday, August 13, 2012 9:18 AM

To: Cc:

Pollock, Harriet FLNR:EX Lee, Raymond CSNR:EX

Subject:

Water Licence - Transfer of Ownership

Dear Harriet,

The land to which C052962 is appurtenant to has changed ownership.

The new owners are Chris and Betty Catharell; their mailing and contact details are as such:

1730 Evans Road Creston, BC **VOB 1G7**

(250) 402-8555 home (250) 402-8863 work

Kindly Transfer the licence as needed,

Many thanks,

Ray

PRODUCTION (HOST - Q)

Water Licence

Licence No: C052962

Billed Client:

Brenda J Bruns s.17

File Number: 0152702

Licence Status: Current Precinct:

18E - Nelson / Creston

Stream:

Priority Date: May 22, 1944

David Creek

Details Licence Holders Purpose Use PODs POD Use PID Works PCL Docu

Transfers | Fees and Payments | Jobs

If this is a Draft Water Licence:

Click "ADD PARCEL" to attach an existing Parcel Identifier.

Click "NEW PARCEL" to add and attach a new Parcel Identifier.

Identifier

Land Titles Office LTO Code

013-133-047 Nelson

Raymond Lee

Email: Raymond.Lee@gov.bc.ca | Ministry of Forests, Lands and Natural Resource Operations

FILE CHARGE SLIP
WATER MANAGEMENT BRANCH

Date	Name
APR 1 1 1984	BR
85.09.19	D/23
MAY 23 1990	CB-antry shelf
JUNE 21/90	CB .
SEPT 8.92	TIMO
NV016/92	tw time
mer 15/94	Chaneit Rta Rue
June 20/95	TIMO