

Cinkant, Crystal TRAN:EX

From: Branswell, Laura TRAN:EX
Sent: June 28, 2019 3:21 PM
To: Luison, Deborah E TRAN:EX
Subject: RE: Road Closure Question
Attachments: IMG_0354.JPG; IMG_0353.JPG; IMG_0355.JPG

Hey Deb,

I pressed send too quickly. Looks like the OIC closed a small section of Promenade in 83 and then 0.232km were closed in 1991 by gazette. So not the same closures.

Here is a picture of the section that appears to be from OIC, and a letter I found mentioning the possibility of it being closed for parks, and lastly, here is a picture of the portion closed by gazette.

I can dive deeper into this next week if you'd like.

-Laura

From: Luison, Deborah E TRAN:EX
Sent: June 26, 2019 10:50 AM
To: Branswell, Laura TRAN:EX <Laura.Branswell@gov.bc.ca>
Subject: RE: Road Closure Question

Hi Laura

Can you forward me a copy of the OIC so I can see how it reads. This is not a process I am aware of and the timing of the gazette seems off. Maybe this was a road closure initiated out of HQ.

Deb

From: Alexander, Lori TRAN:EX
Sent: June 26, 2019 9:07 AM
To: Luison, Deborah E TRAN:EX <Deborah.Luison@gov.bc.ca>
Subject: FW: Road Closure Question

Deb, can you help out with this question, I am swamped this week.

Thanks,

Lori

From: Branswell, Laura TRAN:EX
Sent: June 25, 2019 8:06 AM
To: Alexander, Lori TRAN:EX <Lori.Alexander@gov.bc.ca>
Cc: Richardson, Marg TRAN:EX <Marg.Richardson@gov.bc.ca>
Subject: Road Closure Question

Good Morning Lori,

Thank you so so much for coming through Cranbrook and talking to us about the road closure process. I found it super helpful! I really hope you enjoyed your time over in Nelson too. It is a great community.

I have a general question that has come up since you were in town please– is it a different process to have a road closed via an order in council than our DS process of going through the properties branch?

Marg and I are working on an FOI for Moyie Promenade Road Closure that happened in the 80's. We have found notes in our paper road file indicating it was closed by an OIC in '86; but then, I also have a gazette notice for it in 91. Is this the order that normally happens?

Thank you for your patience and assistance with my question!

Kindly,
Laura

Laura Branswell (MPA)

Development Officer | Development Services

BC Ministry of Transportation & Infrastructure | Rocky Mountain District

T: 250-426-1516 | E: laura.branswell@gov.bc.ca

[Permit Application](#) | [Subdivision Application](#) | [TranBC](#)

W. M. Sproul
REGIONAL HIGHWAYS ENGINEER

80.10.20

NELSON

R115
35-0-61
↑

ATTENTION: J. Mintak
REGIONAL PROPERTY NEGOTIATOR

Ref: Your Letter 80.10.06

Re: Proposed Moyie Lake Park Addition


The portion shown as promenade on Plan 1514 has never been constructed and there are no utilities on it, however we feel it was dedicated by plan as Public Walkway or Roadway and we question whether it should be closed and given to the Parks Branch. There may be some objection from the private owners in Lots 13 to 16, Plan 1514 and Lots 1 to 3, Plan 5247, if the status is changed.

We would suggest you discuss the matter further with the Regional Approving Officer to determine his thoughts on the matter.

I am also enclosing an application for Crown Land along with our comments of May 29th, 1980, when the Parks Branch wished to obtain the area between the Promenade and Moyie Lake.

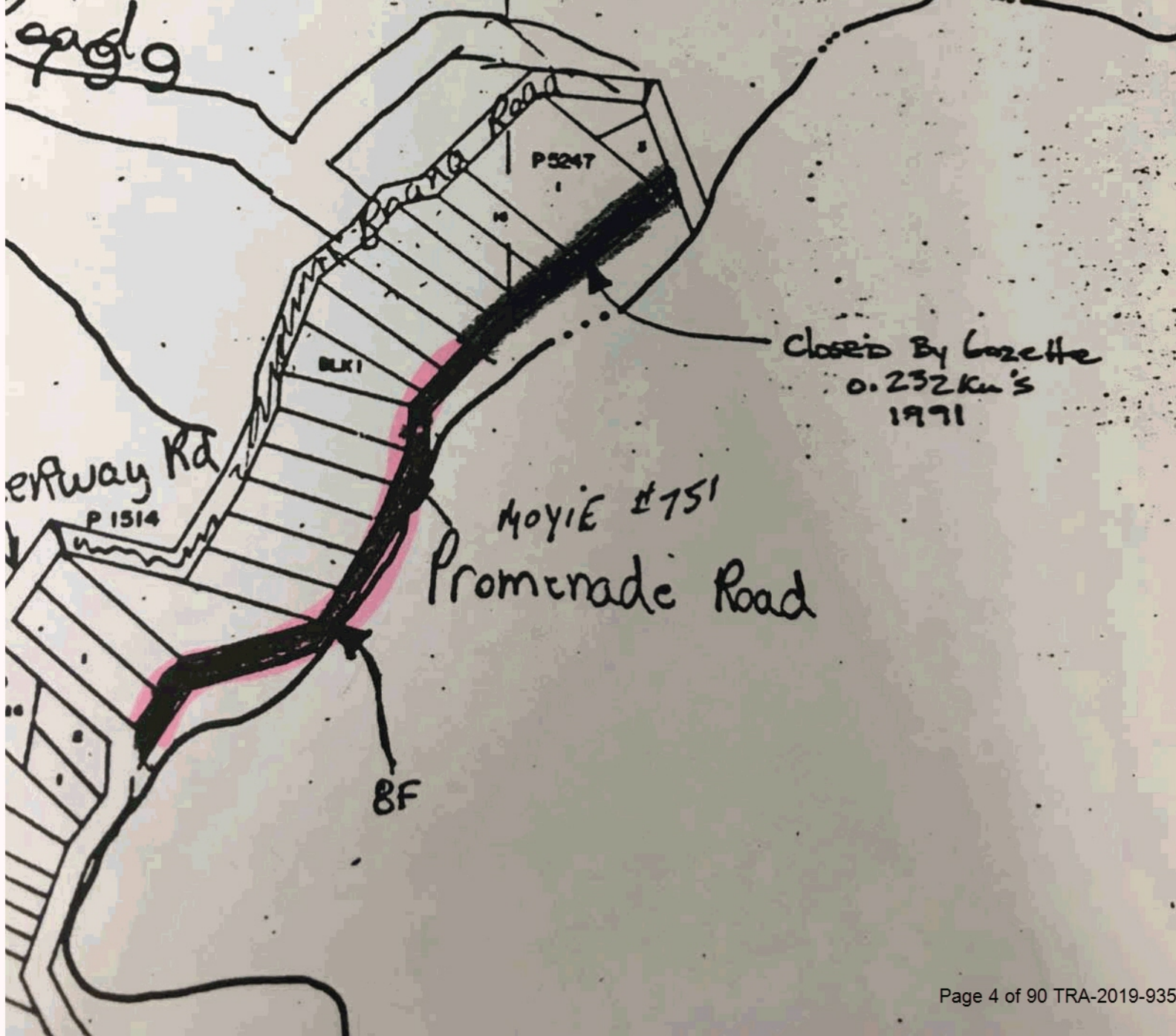
H. F. Popoff
DISTRICT HIGHWAYS MANAGER

by:


A. J. Kernaghan
DISTRICT TECHNICIAN

REF. FL. 49537-D

Page 9



Moyie #751
Promenade Road

Closed By Gazette
0.232 Km's
1971

MOYLE LAKE PROVINCIAL PARK

D.L. 2799

495370

PARK
See order in council
#159 June 27/83

PARK

BLK. 1

PROMENADE

ROAD

0.58 Ac

Cinkant, Crystal TRAN:EX

From: Branswell, Laura TRAN:EX
Sent: June 28, 2019 3:14 PM
To: Luison, Deborah E TRAN:EX
Subject: RE: Road Closure Question
Attachments: 0159_1983.pdf

Hey Deb
Sorry for the delay. Here is the OIC
-Laura

From: Luison, Deborah E TRAN:EX
Sent: June 26, 2019 10:50 AM
To: Branswell, Laura TRAN:EX <Laura.Branswell@gov.bc.ca>
Subject: RE: Road Closure Question

Hi Laura
Can you forward me a copy of the OIC so I can see how it reads. This is not a process I am aware of and the timing of the gazette seems off. Maybe this was a road closure initiated out of HQ.

Deb

From: Alexander, Lori TRAN:EX
Sent: June 26, 2019 9:07 AM
To: Luison, Deborah E TRAN:EX <Deborah.Luison@gov.bc.ca>
Subject: FW: Road Closure Question

Deb, can you help out with this question, I am swamped this week.

Thanks,

Lori

From: Branswell, Laura TRAN:EX
Sent: June 25, 2019 8:06 AM
To: Alexander, Lori TRAN:EX <Lori.Alexander@gov.bc.ca>
Cc: Richardson, Marg TRAN:EX <Marg.Richardson@gov.bc.ca>
Subject: Road Closure Question

Good Morning Lori,

Thank you so so much for coming through Cranbrook and talking to us about the road closure process. I found it super helpful! I really hope you enjoyed your time over in Nelson too. It is a great community.

I have a general question that has come up since you were in town please— is it a different process to have a road closed via an order in council than our DS process of going through the properties branch?

Marg and I are working on an FOI for Moyie Promenade Road Closure that happened in the 80's. We have found notes in our paper road file indicating it was closed by an OIC in '86; but then, I also have a gazette notice for it in 91. Is this the order that normally happens?

Thank you for your patience and assistance with my question!

Kindly,
Laura

Laura Branswell (MPA)

Development Officer | Development Services

BC Ministry of Transportation & Infrastructure | Rocky Mountain District

T: 250-426-1516 | E: laura.branswell@gov.bc.ca

[Permit Application](#) | [Subdivision Application](#) | [TranBC](#)



159

APPROVED AND ORDERED JAN 26, 1983

Lieutenant-Governor

EXECUTIVE COUNCIL CHAMBERS, VICTORIA JAN 27, 1983

On the recommendation of the undersigned, the Lieutenant-Governor, by and with the advice and consent of the Executive Council, orders that

Moyie Lake Park, established by Order-in-Council 1574 of 1959, is cancelled and the Crown land described in the schedule is re-established as a Class "A" Provincial Park and the name is declared to be Moyie Lake Park.

Minister of Lands, Parks and Housing

Presiding Member of the Executive Council

File: 2-3-2-12 (This part is for administrative purposes and is not part of the Order.)

Authority under which Order is made:

Act and section Park Act, Section 7, 5(1)

Other (specify) OIC 1574/59 ✓

Statutory authority checked by

R. J. CHAMBERLAIN

(Signature and typed or printed name of Legal Officer)

2/1/82

Schedule

All Crown land within Kootenay Land District described as:

- First: Those parts of District Lots 2799 and 2800 as shown on Reference Plan 49537D.
- Second: Lots 3 to 12 inclusive of Block 1 of DL 2799, Plan 1514.
- Third: Those parts of DL 2799 and 2800 dedicated as Promenade on Plan 1514, except that part described lying south of the southeasterly prolongation of the north boundary of Lot 2 of Blk 1, Plan 1514 and except that part lying north of the southeasterly prolongation of the south boundary of Lot 13 of Blk 1 of Plan 1514.
- Fourth: That part of DL 2799 dedicated as road on Plan 1514 and lying south of the northwesterly prolongation of the south boundary of Lot 13 of Blk 1, Plan 1514 and lying north of the northwesterly prolongation of the north boundary of Lot 2 of Blk 1, Plan 1514.
- Fifth: Those parts of Lot 1 of DL 2800, Plan 8124 lying south of C.P.R. right-of-way, Plan 524-U-1.
- Sixth: The unsurveyed land described as commencing at the point of intersection of the southeasterly prolongation of the south boundary of Lot 13 of DL 2799, Plan 1514 and the east boundary of the promenade shown on Plan 1514;
thence Southeast along the said prolongation to the natural boundary of Moyie Lake;
thence in a general North direction along the said natural boundary to the point of intersection with the southeasterly prolongation of the northeasterly boundary of Lot 3 of DL 2800, Plan 5247;
thence Northwest along the said Lot 3 boundary prolongation to the point of intersection with the east boundary of said promenade;
thence in a general South direction along the said promenade east boundary to the point of commencement.
- Seventh: Those parts of the beds of Moyie River and Peavine Creek adjacent to DL 2800 and lying south of the C.P.R. right-of-way, Plan 524-U-1.
- Eighth: Commencing at the point of intersection of the south boundary of DL 2800, said boundary also being the natural boundary of Moyie Lake, and the west boundary of C.P.R. right-of-way Plan 524-U-1;
thence due South 200 metres;
thence in a general westerly and Southwesterly direction along a line parallel to and perpendicularly distant 200 metres from the elevation of the natural boundary of Moyie Lake to the point of intersection with the southeasterly prolongation of the Northerly boundary of Lot 2 of Blk 1 of DL 2799, Plan 1514;
thence Northwest along the said prolongation to the said natural boundary;
thence in a general Northerly direction along said natural boundary to the point of commencement.

The whole containing 90 hectares, more or less (69 hectares, more or less, of upland and 21 hectares, more or less of foreshore).

XXXXXXXXXXXX

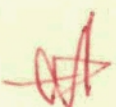
W. M. Sproul
DISTRICT HIGHWAYS ENGINEER

July 24, 1980

NELSON, B. C.

R115

35-20-0(#228)

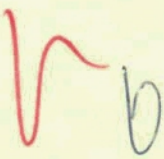
 ATTENTION: J. Mintak
REGIONAL PROPERTY NEGOTIATOR

Re: Proposed Moyie Lake Park Addition
Your letter dated 80.07.10

I would not recommend the plan be accepted for gazette purposes.

1. The road allowance adjacent plan 5247 has already been covered by that plan and should not be outlined in red. I am not aware the remaining 66 feet in Lot 12, Plan 1514 has ever been dedicated or gazetted, but this could be covered by separate plans.
2. It would not appear that #228 Beach Road should be closed in its entirety, since it provides the only physical access to Lots 2 and 3, Plan 5247, and lake access for the general public. The attached gazette and xerox from road survey plan 1647 indicates the existing road near the east boundary of D. L. 2799 and D. L. 2800 has changed very little over the years. If only a portion of #228 Beach Road is to be closed, then I presume a better plan for the closure would be required. Only the portion shown in blue is open and presently maintained, even though there is a 10 foot wide trail through the timber serving Lot 1, Plan 5247 and Lots 13 - 16, Plan 1514 from the junction of the new and old roads.
3. Any proposed dedication should intersect the road dedicated by Plan 5247 at right angles with additional widening at the junction to accomodated future construction.

After only a very preliminary look at the plan there would appear to be a number of errors.

- 
1. Distances often do not scale e. g. the third leg of the traverse from Green Bay Road, the distance between iron pins south of the junction of the proposed road and Green Bay Road.
 2. The tie at Green Bay Road appears incorrect.
 3. The bearing on the fourth leg of the traverse appears incorrect. The bearings adjacent to Lot 1, Plan 5247

...../2

J. Mintak

- 2 -

July 24, 1980

appear incorrect.


4. Indications are that iron pins have been placed at the northwest corner of D. L. 2799 K. D., on the B. C. Southern Railway and adjacent to the north boundary of Lot 1, Plan 5247. Was the plan completed by a B. C. Land Surveyor?

There are only a few errors that are obvious, there may be others, but we have not checked the plan thoroughly.

Plan returned as requested.

H. F. Popoff
DISTRICT HIGHWAYS MANAGER

BY:



A. J. Kernaghan
DISTRICT TECHNICIAN

AJK*ma
Encl.



Province of
British Columbia

Ministry of
Transportation,
Communications
and Highways

MEMORANDUM

H118

To:

Mr. H. Popoff
District Highways Manager
Ministry of Transportation and
Highways (Highways)
Cranbrook, British Columbia

Date: 80-07-10

R#3 Kootenay

Headquarters File:

Regional File: R. 115

District File: 35-20-0 (#128)

Re: Proposed Moyie Lake Park Addition

Enclosed please find copy of a letter and print of plan describing a proposed closure and establishment of a new road within D.L. 2799 in the vicinity of Moyie Lake Park.

May we please have your comments and recommendations as to the proposal. Please return the plan back to this office as it is the only one available at this time.

W.M. Sparoul
Regional Highway Engineer

by

J. Mintak
Regional Property Negotiator

JM:hg
Attach.

al Discovers
MB RECEIVED

JUL 11 1980

Ministry of
Transportation,
Communications
and Highways
Cranbrook, B.C.



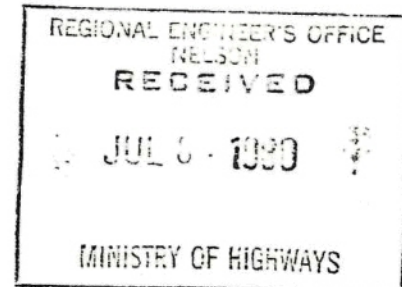
Province of
British Columbia

Ministry of Lands,
Parks and Housing

Kootenay Region
612 Front Street
Nelson
British Columbia
V1L 4B7

YOUR FILE
OUR FILE 2-3-2-12

July 7, 1980



Mr. J. Mintak
Regional Property Negotiator
Ministry of Transportation and Highways
Provincial Government Building
310 Ward St.
Nelson, B.C.

Dear Sir:

This letter is intended as follow-up to our earlier of March 14, 1980 and your reply of March 19th (your file R.115) concerning status of roads within Moyie Lake Provincial Park.

As requested in your letter of March 19th, please find the attached plan indicating the old road for proposed de - gazettement (in green) and the right-of-way boundaries for the proposed gazettement of the existing park access road (red).


M.E. Goddard
Regional Director

c.c. N.O. Blackburn

RECEIVED
REGIONAL PROPERTY NEGOTIATOR

111 2 10 80
ANSWERED
NOTED
DATE 8-7-80

vm

420.0 feet
Northwest
of I.P.
on 49537D

Winding from S.O. of Thruway
to Next E.P.N.E. 36993 77

D.L. 2799

33'E - 5266.6 (S.W. to N.W. Corner Lot 2799)

N 0° 33' E 503.8

I.P.

#80

N 50° 06' W

862.3'

ROAD

I.P.

N 21° 45' W 649.7

REFERENCE
PLAN

49537D

OLD

ROAD TO BE

(OIGAR 211ED)
CANCELLED

Being wrong?

PARK ACCESS ROAD

South 82° 58' 45" East
1443.61'



Province of
British Columbia

Ministry of
Transportation,
Communications
and Highways

MEMORANDUM

H118

To:

District Highways Manager
Ministry of Transportation and
Highways (Highways)
Cranbrook, British Columbia

Date: 80-11-25

R#3 Kootenay

NOV 26 1980

Headquarters File:

Regional File: R.115

District File:

35-0-61
#228

Proposed Moyie Lake Park Addition
and Road Closures

Enclosed please find copy of a letter received from Mr. M.E. Goddard, Regional Director, Ministry of Lands, Parks and Housing, Parks and Outdoor Recreation Division. It would appear from the contents that they have postponed their proposed extension to the park.

We are closing our file on this matter and will wait until further developments take place in the future.

W.M. Sproul
Regional Highway Engineer

by

J. Mintak
Regional Property Negotiator

JM:hg
Attach.

h
16



Province of
British Columbia

Ministry of Lands,
Parks and Housing

Parks and Outdoor
Recreation Division
Kootenay Region
612 Front Street
Nelson
British Columbia
V1L 4B7

OUR FILE 2-3-2-12

YOUR FILE

November 4, 1980.

Office of Regional Engineer
Ministry of Transportation and Highways
Provincial Government Building
310 Ward Street
Nelson, B.C.
V1L 5S4

Attention: J. Mintak, Regional Property Negotiator

Dear Sir:

Re: Proposed Moyie Lake Park Addition

We have reviewed your letter of October 28th, 1980, in which you indicate a statutory requirement to canvass owners of lots 1-3, 13-16, Plan 5247, concerning the addition of the dedicated public promenade in front of their properties to the existing Park.

Our management staff have been made aware of criticism arising from some of the property owners relating to the proposal. On this basis and in light of the statutory requirement, it is perhaps not worth pursuing this matter further at this time.

The promenade is receiving public use, and the private owners appear to accept the fact that the public has rights to use the frontage along their properties. Park management staff collect litter from the promenade, however, they have no authority to regulate public use on the site. As a consequence, undesirable activities such as all night parties can not be dealt with by our Division.

Future park development plans call for a major day use beach north of the promenade including a large parking area and toilet-changehouse facilities. It is felt that once this development goes ahead, public use pressures on the promenade will force the issue.

Yours sincerely,

M.E. Goddard
Regional Director

MRH/ap

cc: N.O. Blackburn

RECEIVED

REGIONAL PROPERTY NEGOTIATOR

NOV 10 1980

ANSWERED
NOTED
DATE 24-11-80

XXXXXXXXXXXXXX

W. M. Sproul
REGIONAL HIGHWAYS ENGINEER

80.10.20

NELSON

R115
35-0-61
↑

ATTENTION: J. Mintak
REGIONAL PROPERTY NEGOTIATOR

Ref: Your Letter 80.10.06

Re: Proposed Moyie Lake Park Addition


The portion shown as promenade on Plan 1514 has never been constructed and there are no utilities on it, however we feel it was dedicated by plan as Public Walkway or Roadway and we question whether it should be closed and given to the Parks Branch. There may be some objection from the private owners in Lots 13 to 16, Plan 1514 and Lots 1 to 3, Plan 5247, if the status is changed.

We would suggest you discuss the matter further with the Regional Approving Officer to determine his thoughts on the matter.

I am also enclosing an application for Crown Land along with our comments of May 29th, 1980, when the Parks Branch wished to obtain the area between the Promenade and Moyie Lake.

H. F. Popoff
DISTRICT HIGHWAYS MANAGER

by:


A. J. Kernaghan
DISTRICT TECHNICIAN

AJK*ma
Encls

XXXXXXXXXXXXXX

W. M. Sproul
REGIONAL HIGHWAYS ENGINEER

May 29, 1980

NELSON, B. C.

Cranbrook LM

35-0-61
↑


ATTENTION: B. W. Pearce
REGIONAL APPROVING OFFICER

Re: Application for Extension of Park
That Portion of Lot 1 Lying
to the South of R/W Plan 524 U. I.
D. L. 2800 K. D., Plan 8124 - Unsurveyed
Foreshore Adjacent to Lot 2799 & 2800
K. D. - Parks & Outdoor Recreation Division

We recommend the area shown in blue on the attached sketch be gazetted
for road purposes, otherwise we have no objection to the application.

H. F. Popoff
DISTRICT HIGHWAYS MANAGER

BY:


A. J. Kernaghan
DISTRICT TECHNICIAN

AJK*ma
Attachment

K

To: Mr. H. F. Popoff
District Highways Manager
Ministry of Transportation and Highways
CRANBROOK, British Columbia

Date: 80-05-14
R#3, Cranbrook

Headquarters File:

Regional File: Cranbrook LM

District File:

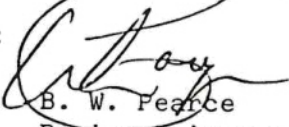
Re: Application for Extension of Park
- That Portion of Lot 1, Lying to
the S. of R/W Plan 524-U-I, D. L.
2800, K. D., Pl. 8124 - Unsurveyed
Foreshore Adjacent to Lot 2799 and
2800, K. D.-Unsurveyed Crown Land
- PARKS & OUTDOOR RECREATION DIVISION

177 16 1980

Please comment on the attached by June 4, 1980.

W. M. Sproul
Regional Highway Engineer

by:


B. W. Pearce
Regional Approving Officer

WDC/amm
Attach.

n
WGS

arks & Outdoor Recreation Division

DISTRICT OFFICE ADDRESS Ministry of Lands, Parks & Housing
Room 202-117-10th Avenue, South
Cranbrook, B. C. VIC 2N1

ATION May 6, 1980 REF. MAP NO. 82F/SW

OUR FILE NO. L.2800

YOUR FILE NO. 4400212

Department of Highways
10 Ward Street
Kelowna, B. C.

Attention: Mr. Pearce

You are requested to comment on the following application for potential effect on your agency interests.

Details of the application are provided herein and we would appreciate your response within 10 days to the undersigned.

LOCATION OF VD Moyie		PARCEL SIZE
DESCRIPTION That portion of Lot 1, lying to the S. of R/W Plan 524-U-I, D.L.2800, K.D., Pl.8124; surveyed foreshore adjacent to Lot 2799 and 2800, K.D.; Unsurveyed Crown land as shown outlined in red on attached sketch.		
PROPOSED E	PURPOSE Extension of Park	
The following additional information is also available and may be obtained upon request—		TYPE OF TENURE

Please summarize your comments according to the categories below and substantiate your position whether affirmative or negative in an attachment to the response summary. Please identify a conditional or negative response as either of the three general orders of comment i.e.
1st ORDER COMMENT — based on legislative mandate or official policy of government.
2nd ORDER COMMENT — based on agency interests but unsubstantiated by data.
3rd ORDER COMMENT — based on other factors of a general nature.
Unless you are informed by us to the contrary you may assume that the application has been adjudicated in a manner consistent with your response.
Your comments may be disclosed to the public to justify decisions made.

DISTRICT LAND AGENT John Pearce SIGNATURE FOR REGIONAL DIRECTOR F. E. Bertoia NAME

DATE May 13, 1980

RETAIN the original of this Referral Request for your file.
RETURN THE COPY TO THE DISTRICT OFFICE ADDRESS.

RESPONSE SUMMARY

DATE

☐ APPROVAL RECOMMENDED

☐ INTERESTS UNAFFECTED BY PROPOSED USE

☐ APPROVAL RECOMMENDED
SUBJECT TO CONDITIONS OUTLINED
IN ATTACHMENT
(ORDER OF COMMENT)

☐ APPROVAL NOT RECOMMENDED DUE TO
REASONS OUTLINED IN ATTACHMENT
(ORDER OF COMMENT)

SIGNED BY _____

TITLE

FOR

PLAN OF LOT 13, BLK. 1 D.L. 2799 PLAN 1514

KOOTENAY DISTRICT

SHOWING THE LOCATION OF FOUNDATION
WALLS OF THE HOUSE THEREON.

SCALE: 1 INCH = 60 FEET.

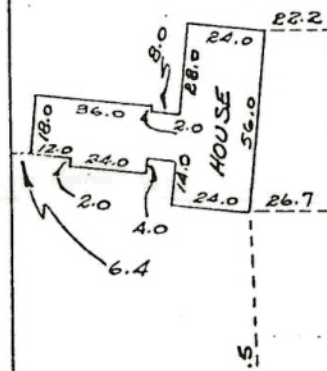
ROAD #228 BEACH Rd.

12

13

14

plan 1514





COPY

File: Surplus
Orcs: 69650-02-M4
No:H-325

MINISTERIAL ORDER

M90461

IN PURSUANCE OF THE **LAND ACT** subsection 101 (2) the Minister of
Transportation and Highways orders that the administration of

That portion of Promenade Road, (now closed) adjacent to Lots 13, 14, 15, and
16, Block 1, Plan 1514 and Lots 1 and 3 Plan 5247 D.L. 2799 and 2800
Kootenay District

BE TRANSFERRED FROM THE MINISTRY OF TRANSPORTATION AND
HIGHWAYS TO THE MINISTRY OF ENVIRONMENT, LANDS AND PARKS

Dated this *24* day of *January*, 199*4*

Director, Properties Branch
For: Minister of Transportation and Highways

Minister of Environment, Lands and Parks
and Minister Responsible for Multiculturalism and Human Rights

INFORMATION SHEET

LAND ACT - Subsection 101 (2)

Originator's Name: Chris Zacharias
and office: Properties Branch
and phone: 387-1838

CHECKED: CMZ
Legal Description: CMZ
APPROVED:
A.D.M.
Deputy Minister

1. Land Transfer Details

This Ministerial Order transfers 0.4647 hectares of land to the Ministry of Environment, Lands and Parks.

Improvements: None

Present Zoning:

2. Reasons for Proposed Order

Surplus to requirements of Ministry of Transportation and Highways.

3. If applicable, name of Region(s) or Municipality(ies) affected.

Kootenay

M.L.A.

Anne Edwards

Who has been consulted
on this order?

N/A

Press Release attached - NO

DISTRIBUTION LIST:

Surveyor General and Director
Surveyor General Branch

Regional Director
Lands Operations

Director, Real Estate
Services Branch

Deputy Minister of
Ministry Receiving
Property

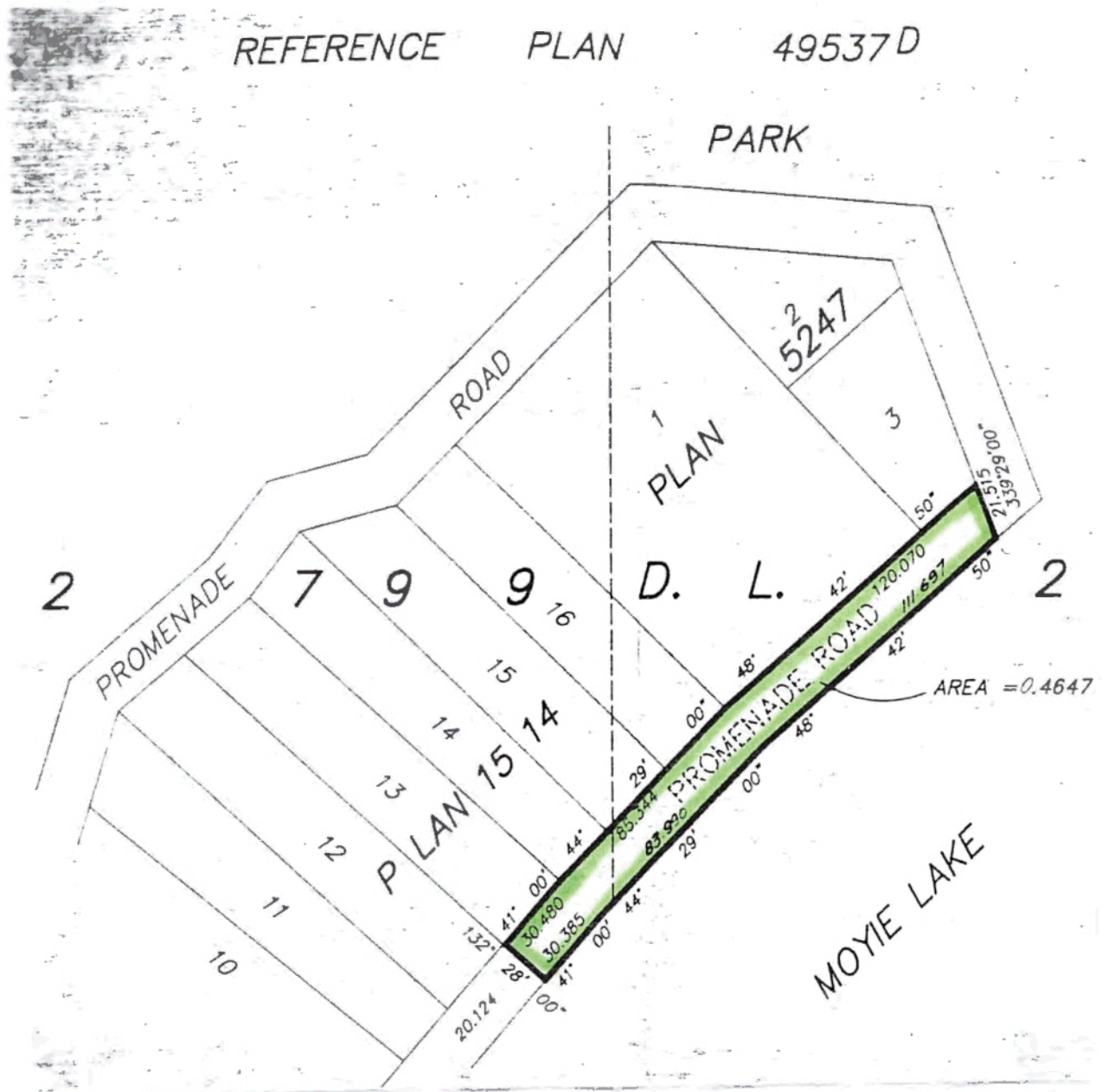
Director, Properties Branch
Ministry of Transportation
and Highways

SCHEDULE "A"

1.1 Location of Subject

Moyie - Promenade Road

1.2 Sketch Plan



1.3 General Sketch Plan



Province of
British Columbia

Ministry of
Transportation
and Highways

MEMORANDUM

KOOTENAY REGION
NELSON
RECEIVED

FEB 16 1994

MIN. OF TRANSPORTATION
& HIGHWAYS

Mike Bancroft
A/Manager, Property Services
Property Services
Kootenay Region
Ministry of Transportation & Highways
310 Ward Street
NELSON, BC
V1L 5S4

February 14, 1994

Properties Branch
3B - 940 Blanshard St.
Victoria, B.C. V8W 3E6
Phone: (604) 387-1838
Fax: (604) 387-7592

File: 67820-30-M4,6

Wendy
- Please copy Monty where appropriate
- Take any appropriate action

Mike

RE: Ministerial Orders

Please find enclosed, for your records, the following signed Ministerial Orders.

Your File No.

Our No.

R3-21-62

H-325

✓ PS 13616

H-395

R. Mitchell

Roberta (Bobbie) Mitchell
Acquisition Section Secretary

/rm

W:\DATA\AQSN\MINORDER\CORRESP.DOC
bcgeu

Encl.





MEMORANDUM

Mr. B.W.R. Eastman
Regional Manager, Professional Services
Kootenays Region

May 13, 1992
Kootenays Region
310 Ward Street
NELSON, British Columbia
V1L 5S4
354-6319

Attention: Gregory Simmons
Regional Property Agent

R3-21-62
(PROMENADE/MOYIE LAKE)

Re: Ministerial Order to Transfer Closed Road to the Ministry of
Environment, Lands & Parks (PARKS BRANCH)

Promenade, as shown on enclosed explanatory plan, was closed by
gazette (also enclosed). The reason for closure was to transfer the
closed road to Parks Branch. I understand that Property Services in
Victoria are responsible for a transfer to another Ministry. Can
you arrange for this transfer to take place?

Please call me if you require any further information.

J. M. Hoffman
Regional Approving Officer

JMH/kc

cc Mr. L.T. Patterson, District Highways Manager, East Kootenay
Attention: Don Diesing, Your file: 11-DL2799(198a)



PLAN NEP 19879

Deposited in the Land Title Office at Nelson, B.C.,
this _____ day of _____ 19__.

Registrar

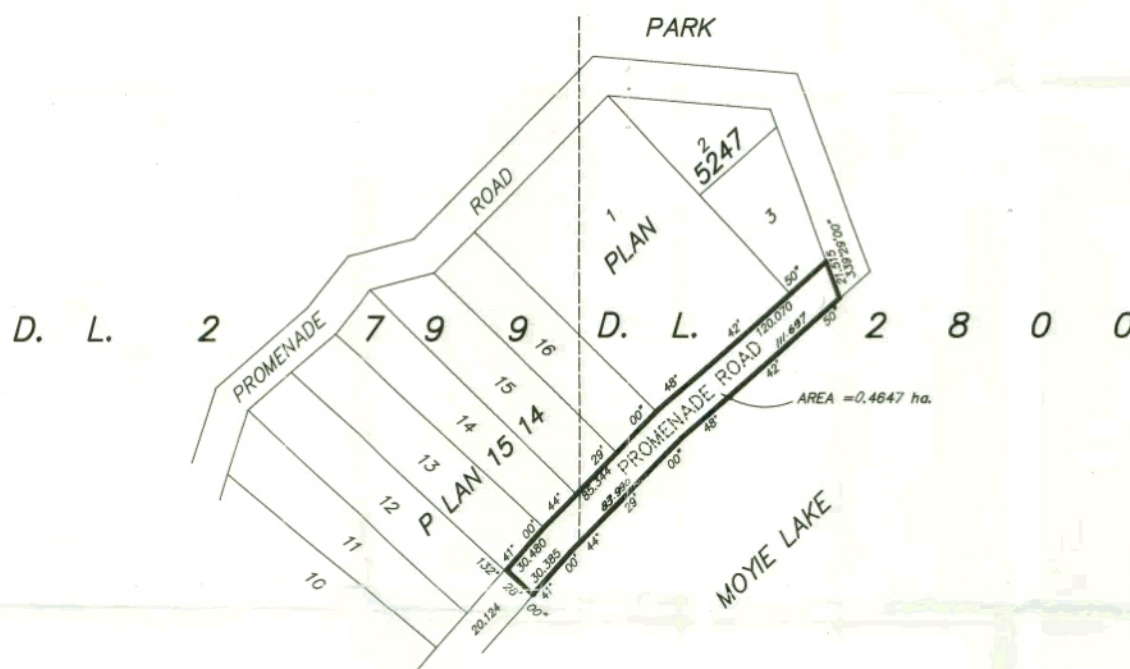
SCALE 1 : 2000



Bearings are Astronomic and derived from Plan 5247

All distances are in metres

PARK



EKMAN LAND SURVEYS
18-13TH AVENUE SOUTH
CRANBROOK B.C.

This plan lies within the East Kootenay Regional District.

Certified Correct this 28TH day of MAY, 1991.

Keith W. Egan

BCL 2

01-17-1

August 13, 1981

Mr. A.C. Brown
Director of Property Services
Ministry of Transportation and
Highways (Highways)
840 Blanshard Street
Victoria, British Columbia

R#3 Kootenay

R.115

Attention: Rita Fischer

Re: Gazetting Road Through Moyie Lake Provincial Park -
District Plan 17-56

As requested, attached is correspondence between the Ministry of Lands,
Parks and Housing - Parks and Outdoor Recreation Division and this
Ministry concerning the overnoted gazette.

W.M. Sproul
Regional Highway Engineer

by

J. Mintak
Regional Property Negotiator

JH:hg
Attach.



Province of
British Columbia

Ministry of
Transportation
and Highways
HIGHWAYS

14A 3th Avenue South
CRANBROOK, B. C.
VIC 2V3

489-3521 Local 221

YOUR FILE

OUR FILE 35-20-0(228)

Chenbrook Gen.

July 15, 1981

Mr. John A. Peebles
DISTRICT LAND MANAGER
Ministry of Lands, Parks & HOUSING
828A Baker Street
CRANBROOK, B. C.
VIC 1A2

Dear Mr. Peebles:

Re: Moyie Lake Park - Road R/W
#228 Beach Road Through
D. L. 2799 & 2800 K. D.

With reference to your letter of April 3, 1981, to Mr. John Mintak,
our Regional Property Negotiator in Nelson, we are enclosing two
prints of a key plan covering the proposed Right-of-Way as requested.

Yours truly,

H. F. Popoff
DISTRICT HIGHWAYS MANAGER

by:

A. J. Kernaghan
A. J. Kernaghan
DISTRICT TECHNICIAN

AJK*mh
Encls.
c.c. J. Mintak - Reg. Property Negotiator
Your File - R 115 April 9, 1981

RECEIVED

REGIONAL PROPERTY NEGOTIATOR

JUL 22 1981

ANSWERED

NOTED

22-10-81

[illegible]

D.L. 4591

D.L. 2800



SCALE 1:5000



Province of
British Columbia

Ministry of Lands,
Parks and Housing

Lands and Housing
Regional Operations Division
Kootenay Region
828A Baker Street
Cranbrook, B.C.
V1C 1A2
Telephone: 489-4333

YOUR FILE 228

OUR FILE 4400212

81-05-04

Mr. John Mintak,
Regional Property Negotiator,
Ministry of Transportation
and Highways,
310 Ward Street,
Nelson, B.C.
V1L 5R4

Dear Mr. Mintak:

Re: Moyie Lake Park Right-of-Way

Our Ministry has completed investigation of your request to establish a Map Reserve over an existing road in Moyie Lake Park.

I am unable to approve your application since the required right-of-way is covered by a Provincial Park Reserve, Order-in-Council #1574. Furthermore, I question the need for a Map Reserve to allow minor road realignment when the road will shortly be 'gazetted'.

I trust this information will be useful.

Yours truly,

John A. Peebles
District Land Manager

JAP:dh

RECEIVED
REGIONAL PROPERTY NEGOTIATOR

MAY 5 1981

ANSWERED

NOTED
5-5-81

81-04-09

District Highways Manager
Ministry of Transportation and
Highways (Highways)
Cranbrook, British Columbia

R#3

R.115

Attention: Mr. A. Kernaghan

Re: Moyie Lake Park - Road R/W

Enclosed please find copy of a letter received from the District Land Manager in Cranbrook. The content deals with our application for a Crown reserve in D.L. 2799 and 2800 at Moyie Lake Park. Please note the request for a key map and we would appreciate it if you could supply this key map direct to Mr. Peebles in Cranbrook.

It would appear that the Land Management Branch is demanding these key maps in every instance and it would probably be wise to include such maps wherever a location plan shows Crown land affected and a reserve necessary.

W.M. Sproul
Regional Highway Engineer

by

J. Mintak
Regional Property Negotiator

JM:hg
Attach.

L.2800

R.115

Office of Regional Engineer
Ministry of Transportation and
Highways (Highways)
Provincial Government Building
310 Ward Street
Nelson, British Columbia
V1L 5S4

April 9th, 1981

Mr. John A. Peebles
Land Commissioner
Ministry of Lands, Parks and Housing
828A Baker Street
Cranbrook, British Columbia
V1C 1A2

Dear Sir:

Re: Moyie Lake Park - Road R/W

Thank you for your letter of April 3rd, 1981 in regards to our application for the Moyie Lake Park Road. We regret not supplying you with a key map in this instance and are requesting our Cranbrook District Office to prepare one for your records. The original plan sent to you was prepared by your Ministry - Parks Branch - and they were not aware of our agreement with yourself about the key map provision. We are trying to get all the Districts to supply key maps in reserve applications however, this has not been an instant response and will probably take a little while for the process to become proficient.

We will get the Cranbrook District to provide you with a key map directly.

Yours truly

W.M. Sproul, P.Eng.,
Regional Highway Engineer

by

J. Mintak
Regional Property Negotiator

JM:hg



Province of
British Columbia

Ministry of Lands,
Parks and Housing

Lands and Housing
Regional Operations Division
Kootenay Region
828A Baker Street
Cranbrook, B.C.
V1C 1A2
Telephone: 489-4333

April 3, 1981

YOUR FILE

OUR FILE

Mr. J. Mintak
Regional Property Negotiator
Ministry of Transportation & Highways
310 Ward Street
Nelson, B.C.

Dear Mr. Mintak:

RE: Moyie Lake Park - Road R/W

I wish to acknowledge your application for a Map Reserve over a portion of Lots 2799, 2800 at Moyie Lake Park.

Unfortunately, I am unable to process your application due to the size of the plans submitted. I request that you re-submit this application when more appropriate 'key plans' are available.

We have discussed the item of bulky maps before, by telephone and through correspondence. I understand agreement was reached over this issue; only small "legal" size plans would be submitted with reserve applications. If this agreement has caused some mutual confusion I would appreciate a telephone call.

Could you also advise if the new access road will be gazetted? If so, I feel a reserve application is not necessary.

Thank you for your assistance.

Yours truly,

John A. Peebles
District Land Manager/Land Commissioner

JAP:gaz
Encl.

RECEIVED
REGIONAL PROPERTY NEGOTIATOR

APR 7 1981

ANSWERED
NOTED
DATE 9-4-81

REGIONAL ENGINEER'S OFFICE
NELSON
RECEIVED
APR 7 1981
MINISTRY OF HIGHWAYS

R.115

Office of Regional Engineer
Ministry of Transportation and
Highways (Highways)
Provincial Government Building
310 Ward Street
Nelson, British Columbia
V1L 5S4

March 30th, 1981

Mr. John Peebles
Lands, Parks and Housing
828A Baker Street
Cranbrook, British Columbia

Dear Sir:

Re: Application for Road Right-of-Way
Moyie Lake Park

At the request of the Regional Director of Parks, Mr. M. Goddard, this Ministry is establishing a road through the Moyie Lake Park area and at the same time will be closing an unused one following the establishment of a road in a new location. In fact the road follows along a travelled portion that has been used as a short-cut over the last few years.

8 copies of our Location Plan 17-56 are attached for your information and records. Also completed copy of Forms L.43 are enclosed.

May we please be advised as to when the reserve has been established on your maps and records.

Yours truly

W.M. Sproul, P.Eng.,
Regional Highway Engineer

by

J. Mintak
Regional Property Negotiator

JM:hg
Attach.

c.c. Director of Property Services - Victoria
District Highways Manager - Cranbrook



Province of
British Columbia

Ministry of Lands,
Parks and Housing

Proposal for

RESERVES NOTATIONS
DESIGNATIONS TAC

PROPOSAL
FOR

☐ ORDER-IN-COUNCIL RESERVE (SECTION 11)

☐ DESIGNATED USE AREA (SECTION 13)

☒ MAP RESERVE (SECTION 12)

☐ DESIGNATED CLOSURE AREA (SECTION 61)

☐ TRANSFER OF ADMINISTRATION (SECTION 101)

☐ NOTATION OF INTEREST

AGENCY
NAME

Transportation & Highways

AGENCY
FILE
NO.

R.115

RESPONSIBLE
OFFICIAL
FOR CONTACT

J. Mintak

AGENCY
ADDRESS

310 Ward Street
Nelson, B.C.

PHONE NO

352-2211
Local 203

LAND
PURPOSE

Road right-of-way for Park Access Road.

LAND
LOCATION

vicinity north end Moyie Lake

LAND DISTRICT

Kootenay

AREA

4.64 Ac. &
0.58 Ac.

CROWN LAND
IS:

☒ SURVEYED
GIVE LEGAL
DESCRIPTION

Part of D.L. 2799 and D.L. 2800 shown on Reference Plan 49537-D

OR

☐ UNSURVEYED
GIVE METES
AND BOUNDS
DESCRIPTION

THE AREA REQUESTED IS OUTLINED IN RED ON ATTACHED MAP (IF APPLICABLE)

TERM
REQUIRED

☐ 1 YEAR ☐ 2 YEARS ☐ 3 YEARS ☐ 4 YEARS ☐ 5 YEARS ☐ OTHER in perpetuity

RATIONALE
FOR
PROPOSAL

To replace an existing access road gazetted in July 1926 and as recommended by the Regional Director of Parks, Parks and Outdoor Recreation Division.

(ATTACH SEPARATE SHEET IF NECESSARY)

PROPOSAL
IMPACT ON
EXISTING OR
POTENTIAL
LAND USE

Will improve the legal status of the existing park access and will enable us to close the old gazetted road.

(ATTACH SEPARATE SHEET IF NECESSARY)

AGENCY
AUTHORIZATION

March 30th, 1981

DATE

J. Mintak

SIGNATURE

Regional Property Negotia-
tor

TITLE

FOR USE BY
MINISTRY
LANDS, PARKS
& HOUSING

DATE RECEIVED
DAY MONTH YEAR

FILE NO.

LAND MANAGEMENT DISTRICT

LAND INSPECTION
REQUIRED

☐ YES ☐ NO

PROPOSAL FOR

LAND IN

UNPLANNED

PROV

ESTIMATE Page 40 of 90 TRA-2019-93594

Land Referral

Parks & Outdoor Recreation Division		DISTRICT OFFICE ADDRESS	Ministry of Lands, Parks & Housing Room 202-117-10th Avenue, South Cranbrook, B. C. V1C 2N1
DATE May 6, 1980	REF. MAP NO. 82F/SW	OUR FILE NO. L.2800	YOUR FILE NO. 4400212

Department of Highways
310 Ward Street
Nelson, B. C.

Attention: Mr. Pearce

You are requested to comment on the following application for potential effect on your agency interests.

Details of the application are provided herein and we would appreciate your response within 10 days to the undersigned.

LOCATION OF LAND	Moyie	PARCEL SIZE
LEGAL DESCRIPTION	That portion of Lot 1, lying to the S. of R/W Plan 524-U-1, D.L.2800, K.D., Pl.8124; Unsurveyed foreshore adjacent to Lot 2799 and 2800, K.D.; Unserved Crown land as shown outlined in red on attached sketch.	
PROPOSED USE	PURPOSE Extension of Park	
The following additional information is also available and may be obtained upon request—		TYPE OF TENURE

Please summarize your comments according to the categories below and substantiate your position whether affirmative or negative in an attachment to the response summary. Please identify a conditional or negative response as either of the three general orders of comment i.e.

1st ORDER COMMENT — based on legislative mandate or official policy of government.

2nd ORDER COMMENT — based on agency interests but unsubstantiated by data.

3rd ORDER COMMENT — based on other factors of a general nature.

Unless you are informed by us to the contrary you may assume that the application has been adjudicated in a manner consistent with your response.

Your comments may be disclosed to the public to justify decisions made.

DISTRICT LAND
MANAGER

John Pearce
SIGNATURE

FOR REGIONAL
DIRECTOR

F. E. Bertoia

NAME

DATE May 13, 1980

RETAIN the original of this Referral Request for your file.
RETURN THE COPY TO THE DISTRICT OFFICE ADDRESS.

RESPONSE SUMMARY		DATE
<input type="checkbox"/> APPROVAL RECOMMENDED	<input type="checkbox"/> INTERESTS UNAFFECTED BY PROPOSED USE	
<input type="checkbox"/> APPROVAL RECOMMENDED SUBJECT TO CONDITIONS OUTLINED IN ATTACHMENT (ORDER OF COMMENT)	<input type="checkbox"/> APPROVAL NOT RECOMMENDED DUE TO REASONS OUTLINED IN ATTACHMENT (ORDER OF COMMENT)	
SIGNED BY _____	TITLE _____	
FOR _____		



H118

To: Mr. J. Mintak
Regional Property Negotiator
Ministry of Transportation and Highways
NELSON, British Columbia

Date: March 24, 1981
R#3, Cranbrook

Headquarters File:

Regional File: 17-56

District File: 35-20-0 (228)

Re: Plan 17-56 - Required Right-of-Way
for Beach Road No. 228 Through D. L.
2799 and D. L. 2800, Kootenay District

Cranbrook B.C.

Attached please find five paper prints and title search
for Plan 17-56.

Please process in the usual manner.

W. M. Sproul
Regional Highway Engineer

by: *Barbara Loucks*

B. W. Pearce
Regional Approving Officer

BL/amm
Attach.

cc: Mr. H. F. Popoff, District Highways Manager, CRANBROOK

RECEIVED

REGIONAL PROPERTY NEGOTIATOR

MAR 25 1981

ANSWERED

NOTED

DATE

27-3-80

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 included in same at the time of the application upon which this certificate was granted, and who continues in possession, and is subject to—

- (a) The subsisting exceptions or reservations contained in the original grant from the Crown:
- (b) 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:
- (c) 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:
- (d) Any lease, or agreement for lease, for a period not exceeding three years, where there is actual occupation under the same:
- (e) Any public highway or right-of-way, water-course, or right of water, or other public easement:
- (f) Any right of expropriation by Statute:
- (g) Any lis 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:
- (h) Any condition, exception, reservation, charge, lien, or interest noted or endorsed hereon:
- (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 improperly included in this certificate:
- (j) 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 fide* for value has participated in any degree:
- (k) Any restrictive condition, right of reverter, or obligation imposed on the land by the "Forest Act" when noted and endorsed thereon.

From Certificate No. 116280-1



No. 117537-1

FORM F (Section 142)

Certificate of Indefeasible Title

Date of application for registration, the 29th day of April, 1959, 4:44 P.M.

Register, Vol. 467

This is to certify that HER MAJESTY THE QUEEN, In Right of The Province of British Columbia,

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 those

pieces of land situate in the Cranbrook Assessment District and Province of British Columbia, and more particularly known and described as:—

Those parts of Lot Two Thousand, Seven Hundred and Ninety-nine (2799) and Two Thousand, Eight Hundred (2800), Kootenay District, shown outlined in red on Reference Plan 49537-D.

NOT A DUPLICATE C. of T.

DATE: 19/3/81

TRANSFER - Y (N)

JUDGMENTS ; Y N

CHARGES - Y (N)

M RIW RP L LP RC O

205 142

130 29

Certificate No. *Albert G. Shore* 116280-1



No. 117537-1

FORM F (Section 142)

Certificate of Indefeasible Title

application for registration, the 29th day of April, 4:44 P.M., 1959

, Vol. 464

is in to certify that HER MAJESTY THE QUEEN, In Right of The Province of British Columbia,

absolutely and indefeasibly entitled in fee-simple, subject to such charges, liens, and interests as are by endorsement hereon, and subject to the conditions, exceptions, and reservations set out hereon, to

1088

of land situate in the Cranbrook Assessment District

vince of British Columbia, and more particularly known and described as:—

These parts of Lot Two Thousand, Seven Hundred and Ninety-nine (2799) and Two Thousand, Eight Hundred (2800), Kootenay District, shown outlined in red on Reference Plan 49537-D.

NOT A DUPLICATE
CERTIFICATE OF TITLE

*Judgments
Don't
81-03-27
JK*

81-02-10

District Highways Manager
Ministry of Transportation and
Highways (Highways)
Cranbrook, British Columbia

R#3

R.115

Attention: A. Kernaghan
District Technician

Re: Public Access through Moyie Lake Provincial Park
District Lots 2799 and 2800

You are probably aware of the steps being taken by the Ministry of Lands, Parks and Housing (Parks and Outdoor Recreation) to establish a road within the Provincial Park at Moyie. In this regard I have provided them with some instructions and they have prepared a preliminary plan which appears to be in order but is missing a title block. Perhaps you could examine the plan and if possible, produce a transparency with the block so that we can proceed with the establishment of this road and subsequent closure of another road.

W.M. Sproul
Regional Highway Engineer

by

J. Mintak
Regional Property Negotiator

JM:hg
Attach.



Province of
British Columbia

Ministry of Lands,
Parks and Housing

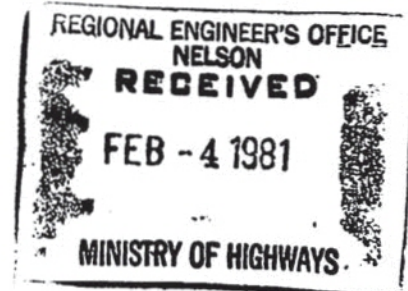
Parks and Outdoor
Recreation Division
Kootenay Region
612 Front Street
Nelson
British Columbia
V1L 4B7

OUR FILE 2-3-2-12

YOUR FILE

81-02-03

Office of Regional Engineer
Ministry of Transportation and Highways
Provincial Government Building
310 Ward Street
Nelson, B. C.



Attention: J. Mintak, Regional Property Negotiator

Dear Sir:

Re: Public Access Through Moyie Lake Provincial Park

Attached is a print of a new plan showing the currently used access through the park and covered by a 66 ft. right-of-way. Also shown is the old access (Beach Road #228) which should be closed. I have not given this plan a title block because I understand your Ministry will want to provide its own.

If this plan is satisfactory, I will make 2 mylar copies and 4 paper prints (with red shading) and mail them to your office with a letter from our Regional Director.

Yours truly,

R. McArthur
Regional Surveyor

RM/vh

Attachment

RECEIVED
REGIONAL PROPERTY NEGOTIATOR

FEB 4 1981

ANSWERED
NOTED
DATE 2-2-81

80-11-25

District Highways Manager
Ministry of Transportation and
Highways (Highways)
Cranbrook, British Columbia

R#3 Kootenay

R.115

Proposed Moyie Lake Park Addition
and Road Closures

Enclosed please find copy of a letter received from Mr. M.E. Goddard, Regional Director, Ministry of Lands, Parks and Housing, Parks and Outdoor Recreation Division. It would appear from the contents that they have postponed their proposed extension to the park.

We are closing our file on this matter and will wait until further developments take place in the future.

W.M. Sproul
Regional Highway Engineer

by

J. Mintak
Regional Property Negotiator

JM:hg
Attach.



Province of
British Columbia

Ministry of Lands,
Parks and Housing

Parks and Outdoor
Recreation Division
Kootenay Region
612 Front Street
Nelson
British Columbia
V1L 4B7

OUR FILE 2-3-2-12

YOUR FILE

November 4, 1980.

Office of Regional Engineer
Ministry of Transportation and Highways
Provincial Government Building
310 Ward Street
Nelson, B.C.
V1L 5S4

Attention: J. Mintak, Regional Property Negotiator

Dear Sir:

Re: Proposed Moyie Lake Park Addition

We have reviewed your letter of October 28th, 1980, in which you indicate a statutory requirement to canvass owners of lots 1-3, 13-16, Plan 5247, concerning the addition of the dedicated public promenade in front of their properties to the existing Park.

Our management staff have been made aware of criticism arising from some of the property owners relating to the proposal. On this basis and in light of the statutory requirement, it is perhaps not worth pursuing this matter further at this time.

The promenade is receiving public use, and the private owners appear to accept the fact that the public has rights to use the frontage along their properties. Park management staff collect litter from the promenade, however, they have no authority to regulate public use on the site. As a consequence, undesirable activities such as all night parties can not be dealt with by our Division.

Future park development plans call for a major day use beach north of the promenade including a large parking area and toilet-changehouse facilities. It is felt that once this development goes ahead, public use pressures on the promenade will force the issue.

Yours sincerely,

M.E. Goddard
Regional Director

MRH/ap

cc: N.O. Blackburn
G.F. Macnab

RECEIVED
REGIONAL PROPERTY NEGOTIATOR

NOV 10 1980

ANSWERED
NOTED
DATE 24-11-80

1-1-1



Regional Engineer, Nelson
Ministry of Highways
Nelson, B.C.
V1Z 1S1

Subject: [Illegible]

Reference: [Illegible]

It is noted that your letter of October 24, 1980, in which you requested a copy of the report of the investigation of the accident on Highway 1, near the town of [Illegible], is being processed.

The report of the investigation of the accident on Highway 1, near the town of [Illegible], is being processed. It is noted that your letter of October 24, 1980, in which you requested a copy of the report of the investigation of the accident on Highway 1, near the town of [Illegible], is being processed.

The report of the investigation of the accident on Highway 1, near the town of [Illegible], is being processed. It is noted that your letter of October 24, 1980, in which you requested a copy of the report of the investigation of the accident on Highway 1, near the town of [Illegible], is being processed.

The report of the investigation of the accident on Highway 1, near the town of [Illegible], is being processed. It is noted that your letter of October 24, 1980, in which you requested a copy of the report of the investigation of the accident on Highway 1, near the town of [Illegible], is being processed.

The report of the investigation of the accident on Highway 1, near the town of [Illegible], is being processed. It is noted that your letter of October 24, 1980, in which you requested a copy of the report of the investigation of the accident on Highway 1, near the town of [Illegible], is being processed.

The report of the investigation of the accident on Highway 1, near the town of [Illegible], is being processed. It is noted that your letter of October 24, 1980, in which you requested a copy of the report of the investigation of the accident on Highway 1, near the town of [Illegible], is being processed.

The report of the investigation of the accident on Highway 1, near the town of [Illegible], is being processed. It is noted that your letter of October 24, 1980, in which you requested a copy of the report of the investigation of the accident on Highway 1, near the town of [Illegible], is being processed.

The report of the investigation of the accident on Highway 1, near the town of [Illegible], is being processed. It is noted that your letter of October 24, 1980, in which you requested a copy of the report of the investigation of the accident on Highway 1, near the town of [Illegible], is being processed.

XXXXXXXXXXXXXX

2-3-2-12

R.115

Office of Regional Engineer
Ministry of Transportation and
Highways (Highways)
Provincial Government Building
310 Ward Street
Nelson, British Columbia
V1L 5S4

October 28th, 1980

Mr. M.E. Goddard
Regional Director
Parks and Outdoor Recreation Division
Ministry of Lands, Parks and Housing
612 Front Street
Nelson, British Columbia
V1L 4B7

Dear Sir:

Re: Proposed Moyie Lake Park Addition
and Road Closures

Further to our letter of October 6th, 1980 in regards to the above mentioned, I wish to advise that we have now received comments and recommendations from our District Highways Manager in Cranbrook, the gist of which is as follows:

The portion shown as promenade on Plan 1514 has never been constructed and there are no utilities on it. However we feel that the intent was a dedication by the plan as a public walkway or roadway and we also question whether it should be closed and vested to the Parks Branch. There may be some objection from the private owners in Lots 13 - 16, Plan 1514 and Lots 1 - 3, Plan 5247 - these people will have to be canvassed and advised of the road to be discontinued and closed. This is a statutory requirement in all our closures.

Also for your information is a copy of a Crown land application along with the District comments dated May 29th, 1980 agreeing to an extension of the park.

Yours truly

W.M. Sproul, P.Eng.,
Regional Highway Engineer

by

J. Mintak
Regional Property Negotiator

JM:hg
Attach.



Province of
British Columbia

Ministry of
Transportation,
Communications
and Highways

MEMORANDUM

H118

To: W. M. Sproul
REGIONAL HIGHWAYS ENGINEER

Date: 80.10.20

NELSON

Headquarters File:

Regional File: R115

District File: 35-0-61

ATTENTION: J. Mintak
REGIONAL PROPERTY NEGOTIATOR

Ref: Your Letter 80.10.06

Re: Proposed Moyie Lake Park Addition

The portion shown as promenade on Plan 1514 has never been constructed and there are no utilities on it, however we feel it was dedicated by plan as Public Walkway or Roadway and we question whether it should be closed and given to the Parks Branch. There may be some objection from the private owners in Lots 13 to 16, Plan 1514 and Lots 1 to 3, Plan 5247, if the status is changed.


We would suggest you discuss the matter further with the Regional Approving Officer to determine his thoughts on the matter.

I am also enclosing an application for Crown Land along with our comments of May 29th, 1980, when the Parks Branch wished to obtain the area between the Promenade and Moyie Lake.



H. F. Popoff
DISTRICT HIGHWAYS MANAGER

by:


A. J. Kernaghan
DISTRICT TECHNICIAN

AJK*ma
Encls

RECEIVED
REGIONAL PROPERTY NEGOTIATOR

OCT 21 1980

ANSWERED
NOTED
DATE 22-10-80

XXXXXXXXXXXXXX

W. M. Sproul
REGIONAL HIGHWAYS ENGINEER

May 29, 1980

NELSON, B. C.

Cranbrook LM

35-0-61
↑


ATTENTION: B. W. Pearce
REGIONAL APPROVING OFFICER

Re: Application for Extension of Park
That Portion of Lot 1 Lying
to the South of R/W Plan 524 U. I.
D. L. 2800 K. D., Plan 8124 - Unsurveyed
Foreshore Adjacent to Lot 2799 & 2800
K. D. - Parks & Outdoor Recreation Division

We recommend the area shown in blue on the attached sketch be gazetted
for road purposes, otherwise we have no objection to the application.

H. F. Popoff
DISTRICT HIGHWAYS MANAGER

BY:


A. J. Kernaghan
DISTRICT TECHNICIAN

AJK:ma
Attachment

K

To: Mr. H. F. Popoff
District Highways Manager
Ministry of Transportation and Highways
CRANBROOK, British Columbia

Date: 8Q-05-14 .
R#3, Cranbrook

Headquarters File:

Regional File: Cranbrook LM

District File:

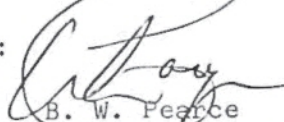
Re: Application for Extension of Park
- That Portion of Lot 1, Lying to
the S. of R/W Plan 524-U-I, D. L.
2800, K. D., Pl. 8124 - Unsurveyed
Foreshore Adjacent to Lot 2799 and
2800, K. D.-Unsurveyed Crown Land
- PARKS & OUTDOOR RECREATION DIVISION

JUN 16 1980

Please comment on the attached by June 4, 1980.

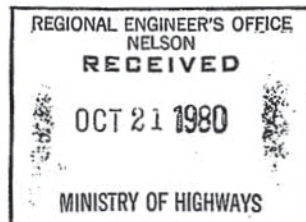
W. M. Sproul
Regional Highway Engineer

by:



B. W. Pearce
Regional Approving Officer

WDC/amm
Attach.



80-10-06
R#3 Kootenay

District Highways Manager
Ministry of Transportation and
Highways (Highways)
Cranbrook, British Columbia

R.115

Attention: A. Kernaghan

Re: Proposed Moyie Lake Park Addition

In regards to the above mentioned and our several pieces of correspondence originating from the Regional Director, Mr. M.E. Goddard, of the Parks and Outdoor Recreation Division of the Ministry of Lands, I have yet another piece of correspondence on which I would appreciate your comments and recommendations - copy attached.

W.M. Sproul
Regional Highway Engineer

by

J. Mintak
Regional Property Negotiator

JM:hg
Attach.

Telephone: 352-2211
Local: 203

XXXXXXXXXXXX

2-3-2-12

R.115

Office of Regional Engineer
Ministry of Transportation and
Highways (Highways)
Provincial Government Building
310 Ward Street
Nelson, British Columbia
V1L 5S4

October 6th, 1980

Mr. M.E. Goddard
Regional Director
Parks and Outdoor Recreation Division,
Ministry of Lands, Parks and Housing
612 Front Street
Nelson, British Columbia
V1L 4B7

Dear Sir:

This will acknowledge receipt of your letter of
September 18th, 1980 in regards to some problems in an existing proposal
concerning the Moyie Park.

We have supplied our District Highways Manager in
Cranbrook with a copy of your letter and hope to receive an early reply following
which we will be in touch with you.

Yours truly

W.M. Sproul, P.Eng.,
Regional Highway Engineer

by

J. Mintak
Regional Property Negotiator

JM:hg



Province of
British Columbia

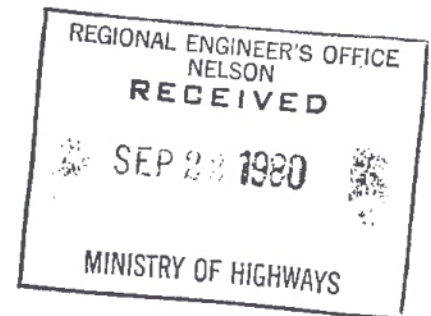
Ministry of Lands,
Parks and Housing

Parks and Outdoor
Recreation Division
Kootenay Region
612 Front Street
Nelson
British Columbia
V1L 4B7

OUR FILE 2-3-2-12

YOUR FILE

September 18, 1980.



Mr. J. Mintak
Regional Property Negotiator
Ministry of Transportation and Highways
310 Ward Street
Nelson, B.C.

Dear Sir:

Re: Proposed Moyie Lake Park Addition

Mr. A. Kernaghan, of your Cranbrook office, was contacted on September 17th concerning the proposed gazetting of the existing Park access road. Mr. Kernaghan has outlined the specifications for the survey required for gazetting purposes. It is anticipated that our survey staff will undertake this work this autumn.

The other major concern at Moyie Lake Park relates to the proposed Park addition of the right-of-way along the southeastern boundaries of Lots 13-20 of Block 1, Plan 1514, District Lot 2799 and 2800, Kootenay District. On May 20 of this year, we wrote your office requesting comments concerning this proposal. A copy of the letter is attached, along with your reply of June 11th, 1980. We would like to know if there has been any further follow up on this matter. If your agency has no objections to the proposal, we would like to proceed with formal clearance procedures.

Yours sincerely,

M.E. Goddard
Regional Director
attach.

cc: N. Blackburn
MRH/ap

RECEIVED
REGIONAL PROPERTY NEGOTIATOR

SEP 22 1980
ANSWERED
NOTED
DATE 23-9-80

Parks and Outdoor
Recreation Division

2-3-2-12

May 20, 1980

W.M. Sproul, P.Eng.
Regional Highway Engineer
Ministry of Transportation & Highways
Provincial Government Building
310 Ward Street
NELSON, B.C.
V1L 5S4

Attention: J. Mintak, Regional Property Negotiator


Dear Sir:

Re: Proposed Moyie Lake Park Addition

The Parks Division is currently advancing a proposal to add certain Crown lands to Moyie Lake Park as shown on the attached sketch. Preliminary research by the Regional Land Manager's Office suggests that the right-of-way along the southwestern boundaries of Lots 13-20 of Block 1, Plan 1514, District Lot 2799 and 2800, Kootenay District, Plan 1514, falls under your Ministry's jurisdiction as it is shown to be a "promenade".

As this beachfront "promenade" links two sections of Park waterfront and appears to have no utility for vehicular traffic, we would appreciate receiving your Ministry's position on having it included in the Park. We feel that Park status is appropriate in this instance to consolidate the recreational management of Crown shoreline at this end of the lake. We look forward to hearing from you.

Yours very truly,


M.E. Goddard
Regional Director

attach.

PRW/gh

cc: Regional Land Manager, Attn: A.R. Norfolk
District Land Manager, Cranbrook



Province of
British Columbia

Ministry of
Transportation,
~~Communications~~
and Highways
HIGHWAYS

Telephone: 352-2211
Local: 203

YOUR FILE 2-3-2-12
OUR FILE R.115

80.06.20

MIKE-8006.20

DA

Office of Regional Engineer
Ministry of Transportation and
Highways (Highways)
Provincial Government Building
310 Ward Street
Nelson, British Columbia
V1L 5S4

June 18th, 1980

Mr. M.E. Goddard
Regional Director
Parks and Outdoor Recreation Division
Ministry of Lands, Parks and Housing
612 Front Street
Nelson, British Columbia
V1L 4B7

Dear Sir:

Re: Proposed Moyie Lake Park Addition

Thank you for your letter of May 22nd, 1980 in regards to the proposal for a promenade at the beach frontage on Moyie Lake. If this proposal is to take place, it will be necessary for this Ministry to investigate the current status of that part, which may in fact be a road and would have to be closed and discontinued. We will also require the District Highways Manager in Cranbrook to provide us with his recommendations. When we have received more information about the impact of this proposal, we will contact you.

Yours truly

W.M. Sproul, P.Eng.,
Regional Highway Engineer

by

J. Mintak
Regional Property Negotiator

JM:hg

CRANBROOK ELECTORAL DISTRICT

Munroe Lake Road #81
Green Bay Road #80
Beach Road #228

Notice is hereby given that the following highways, 66 feet in width, are hereby established, said highways having a width of 33 feet on each side of respective described centre lines, as shown on Road Survey Plan 1647, deposited in the Provincial Public Works Department, Victoria, B.C.

(a) Munroe Lake Road #81 - Commencing at a point in the Trans Provincial Highway in Lot 2798, Group 1, K.D. (gazetted by Road Survey Plan 1313A) said point being 2000 feet, more or less, north and 470 feet, more or less, west of the north-west corner of Lot 2799; thence in a southerly direction through said Lot 2798 and vacant Crown Land to a point 320 feet, more or less, west of the southwest corner of said Lot 2799; thence in a westerly direction to a point 33 feet from the shore of Munroe Lake, said point being 2,900 feet, more or less, west and 300 feet north of the south-west corner of Lot 2799 and having a length of 1.95 miles approximately.

(b) Green Bay Road #80 - Commencing at a point in Munroe Lake Road #81 in Lot 2798, Gp 1, K.D., said point being 200 feet, more or less, north and 300 feet, more or less, west of the north-west corner of Lot 2799; thence in a south-easterly direction through Lot 2798, vacant Crown land and said Lot 2799 to the northerly extremity of the road allowance between Blocks 1 & 2 of Registered Subdivision Plan 1514, and having a length of 0.75 mile more or less.

(c) Beach Road #228 - Commencing at a point in Green Bay Road No. 80, in Lot 2799, Gp 1, K.D., said point being 2000 feet, more or less, south and 400 feet east of the north-west corner of Lot 2799; thence in a generally easterly direction through Lots 2799 and 2800 to a point on the northerly extremity of road allowance in Block 1, shown on Registered Subdivision Plan 1514, said point being in Lot 2800 and distant 820 feet, more or less, north and 290 feet east of the south-west corner of Lot 2800, and having a length of approximately 0.55 mile.

"W.H. Sutherland"
Minister of Public Works,
Parliament Buildings,
VICTORIA, B.C.
July 29th, 1926.

XXXXXXXXXXXXXXXXXXXX

2-3-2-12

R.115

Office of Regional Engineer
Ministry of Transportation and
Highways (Highways)
Provincial Government Building
310 Ward Street
Nelson, British Columbia
V1L 5S4

July 25th, 1980

Mr. M.E. Goddard
Regional Director
Ministry of Lands, Parks & Housing
612 Front Street
Nelson, British Columbia

Dear Sir:

Re: Proposed Moyie Lake Park Addition

In regards to the above mentioned there are a number of complications that will have to be taken care of in order to comply with your request of July 7th, 1980. Perhaps the requirements that are described below will be too much to offset the suggestions that you have.

May I please have your response to the following:

1. The road allowance adjacent to Plan 5247 is already covered by a dedication and there is no need to outline it in red. We are not aware that the remaining 66 feet of Lot 12, Plan 1514 has ever been dedicated or gazetted.
2. We do not agree with the suggestive closure of \$228 Beach Road since it is the only physical access to Lots 2 and 3 of Plan 5247 and the public access to the lake. A gazette and xerox from road survey plan 16-47 indicates the existing road near the east boundary of D.L. 2799 and D.L. 2800 has changed very little over the years. Only the portion shown in blue is open and presently maintained.
3. Any proposed dedication should intersect the road dedicated by Plan 5247 at right angles with additional widening to accommodate future construction.

*Discussed by phone with Mike Henry
Sept 17/80 - agreed to refer to Al Remagham.*

..... 2

I am informed by our District Highways Manager that a preliminary look at your plan brings out the following errors.

1. Distances are not to scale and e.g. the third leg of the traverse from the Green Bay Road between pins south of the junction of the proposed road and the Green Bay Road.
2. The tie at the Green Bay Road is incorrect.
3. The bearing on the fourth leg of the traverse appears incorrect. The bearings adjacent to Lot 1, Plan 5247 are incorrect.
4. We are of the opinion that the iron pins have been placed at the northwest cornder of D.L. 2799 K.D., on the B.C. Southern Railway adjacent to the north boundary of Lot 1, Plan 5247. Was this plan ever completed by a B.C.L.S.?

These are only a few of the errors that appear obvious. There may be others. Please cheqk your plan and advise us in due course.

Yours truly

W.M. Sproul, P.Eng.,
Regional Highway Engineer

by

J. Mintak
Regional Property Negotiator

JM:hg
Attach.



H119

To: W. M. Sproul
DISTRICT HIGHWAYS ENGINEER

Date: July 24, 1980

NELSON, B. C.

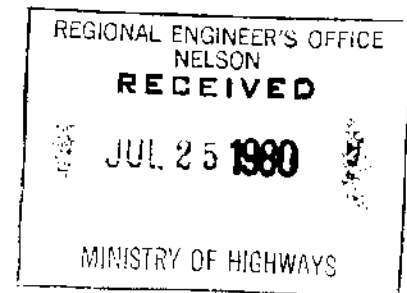
Headquarters File:

Regional File: R115

District File: 35-20-0(#228)

ATTENTION: J. Mintak
REGIONAL PROPERTY NEGOTIATOR

Re: Proposed Moyie Lake Park Addition
Your letter dated 80.07.10



I would not recommend the plan be accepted for gazette purposes.

1. The road allowance adjacent plan 5247 has already been covered by that plan and should not be outlined in red. I am not aware the remaining 66 feet in Lot 12, Plan 1514 has ever been dedicated or gazetted, but this could be covered by separate plans.
2. It would not appear that #228 Beach Road should be closed in its entirety, since it provides the only physical access to Lots 2 and 3, Plan 5247, and lake access for the general public. The attached gazette and xerox from road survey plan 1647 indicates the existing road near the east boundary of D. L. 2799 and D. L. 2800 has changed very little over the years. If only a portion of #228 Beach Road is to be closed, then I presume a better plan for the closure would be required. Only the portion shown in blue is open and presently maintained, even though there is a 10 foot wide trail through the timber serving Lot 1, Plan 5247 and Lots 13 - 16, Plan 1514 from the junction of the new and old roads.
3. Any proposed dedication should intersect the road dedicated by Plan 5247 at right angles with additional widening at the junction to accomodated future construction.

After only a very preliminary look at the plan there would appear to be a number of errors.

1. Distances often do not scale e. g. the third leg of the traverse from Green Bay Road, the distance between iron pins south of the junction of the proposed road and Green Bay Road.
2. The tie at Green Bay Road appears incorrect.
3. The bearing on the fourth leg of the traverse appears incorrect. The bearings adjacent to Lot 1, Plan 5247

J. Mintak

- 2 -

July 24, 1980

appear incorrect.

4. Indications are that iron pins have been placed at the northwest corner of D. L. 2799 K. D., on the B. C. Southern Railway and adjacent to the north boundary of Lot 1, Plan 5247. Was the plan completed by a B. C. Land Surveyor?

These are only a few errors that are obvious, there may be others, but we have not checked the plan thoroughly.

Plan returned as requested.

H. F. Popoff
DISTRICT HIGHWAYS MANAGER

BY:



A. J. Kernaghan
DISTRICT TECHNICIAN

AJK*ma
Encl.

RECEIVED
REGIONAL PROPERTY NEGOTIATOR

JUL 25 1980

ANSWERED.....
NOTED.....
DATE.....

80-07-10

R#3 Kootenay

Mr. H. Popoff
District Highways Manager
Ministry of Transportation and
Highways (Highways)
Cranbrook, British Columbia

R. 115

Re: Proposed Moyie Lake Park Addition

Enclosed please find copy of a letter and print of plan describing a proposed closure and establishment of a new road within D.L. 2799 in the vicinity of Moyie Lake Park.

May we please have your comments and recommendations as to the proposal. Please return the plan back to this office as it is the only one available at this time.

W.M. Sproul
Regional Highway Engineer

by

J. Mintak
Regional Property Negotiator

JM:hg
Attach.



Province of
British Columbia

Ministry of Lands,
Parks and Housing

Kootenay Region
612 Front Street
Nelson
British Columbia
V1L 4B7

YOUR FILE
OUR FILE 2-3-2-12

July 7, 1980



Mr. J. Mintak
Regional Property Negotiator
Ministry of Transportation and Highways
Provincial Government Building
310 Ward St.
Nelson, B.C.

Dear Sir:

This letter is intended as follow-up to our earlier of March 14, 1980 and your reply of March 19th (your file R.115) concerning status of roads within Moyie Lake Provincial Park.

As requested in your letter of March 19th, please find the attached plan indicating the old road for proposed de - gazettement (in green) and the right-of-way boundaries for the proposed gazettement of the existing park access road (red).

M.E. Goddard
Regional Director

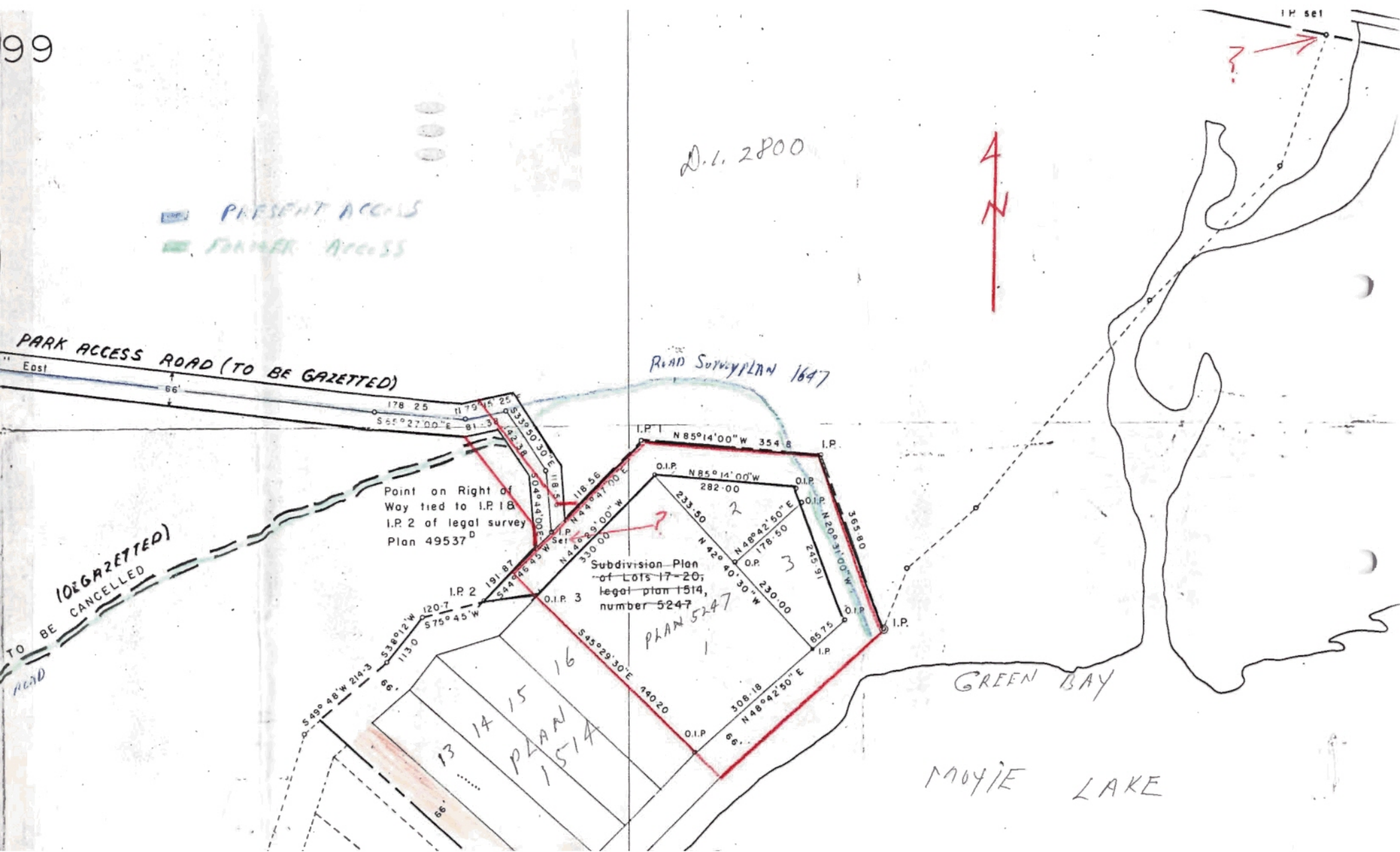
c.c. N.O. Blackburn

vm

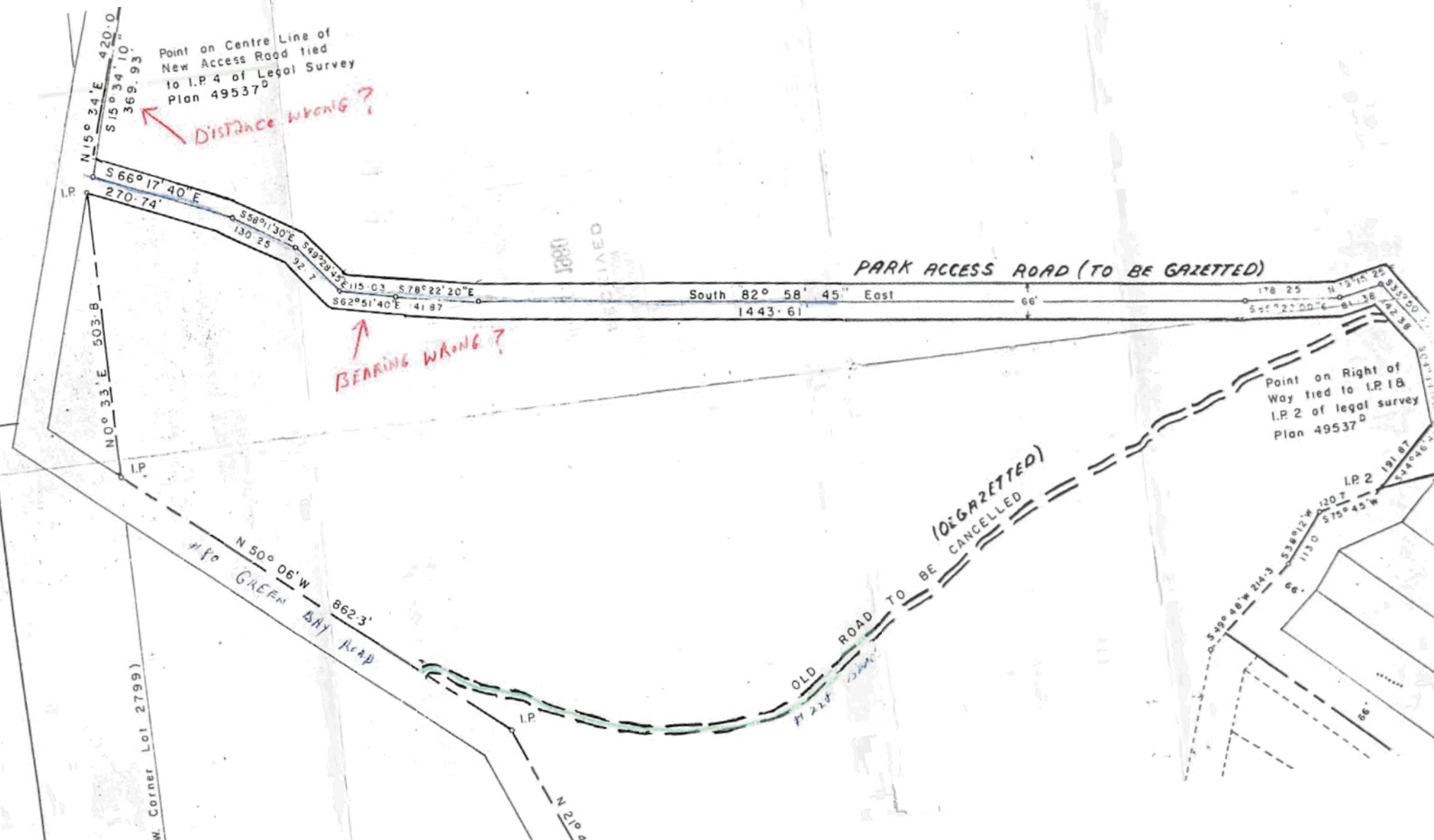
RECEIVED
REGIONAL PROPERTY NEGOTIATOR

1111 8 1080

ANSWERED
NOTED
DATE 8-7-80



L: 2799





XXXXXXXXXXXXXXXXXXXX

2-3-2-12

R.115

Office of Regional Engineer
Ministry of Transportation and
Highways (Highways)
Provincial Government Building
310 Ward Street
Nelson, British Columbia
V1L 5S4

June 18th, 1980

Mr. M.E. Goddard
Regional Director
Parks and Outdoor Recreation Division
Ministry of Lands, Parks and Housing
612 Front Street
Nelson, British Columbia
V1L 4B7

Dear Sir:

Re: Proposed Moyie Lake Park Addition

Thank you for your letter of May 22nd, 1980 in regards to the proposal for a promenade at the beach frontage on Moyie Lake. If this proposal is to take place, it will be necessary for this Ministry to investigate the current status of that part, which may in fact be a road and would have to be closed and discontinued. We will also require the District Highways Manager in Cranbrook to provide us with his recommendations. When we have received more information about the impact of this proposal, we will contact you.

Yours truly

W.M. Sproul, P.Eng.,
Regional Highway Engineer

by

J. Mintak
Regional Property Negotiator

JM:hg



Province of
British Columbia

Ministry of Lands,
Parks and Housing
Parks and Outdoor
Recreation Division

Kootenay Region
612 Front Street
Nelson
British Columbia
V1L 4B7

R / 7

YOUR FILE.....

OUR FILE..... 2-3-2-12

May 20, 1980

RECEIVED
REGIONAL PROPERTY NEGOTIATOR

MAY 22 1980

W.M. Sproul, P.Eng.
Regional Highway Engineer
Ministry of Transportation & Highways
Provincial Government Building
310 Ward Street
NELSON, B.C.
V1L 5S4

ANSWERED.....
NOTED.....
DATE 27-5-80

Attention: J. Mintak, Regional Property Negotiator

Dear Sir:

Re: Proposed Moyie Lake Park Addition

The Parks Division is currently advancing a proposal to add certain Crown lands to Moyie Lake Park as shown on the attached sketch. Preliminary research by the Regional Land Manager's Office suggests that the right-of-way along the southwestern boundaries of Lots 13-20 of Block 1, Plan 1514, District Lot 2799 and 2800, Kootenay District, Plan 1514, falls under your Ministry's jurisdiction as it is shown to be a "promenade".

As this beachfront "promenade" links two sections of Park waterfront and appears to have no utility for vehicular traffic, we would appreciate receiving your Ministry's position on having it included in the Park. We feel that Park status is appropriate in this instance to consolidate the recreational management of Crown shoreline at this end of the lake. We look forward to hearing from you.

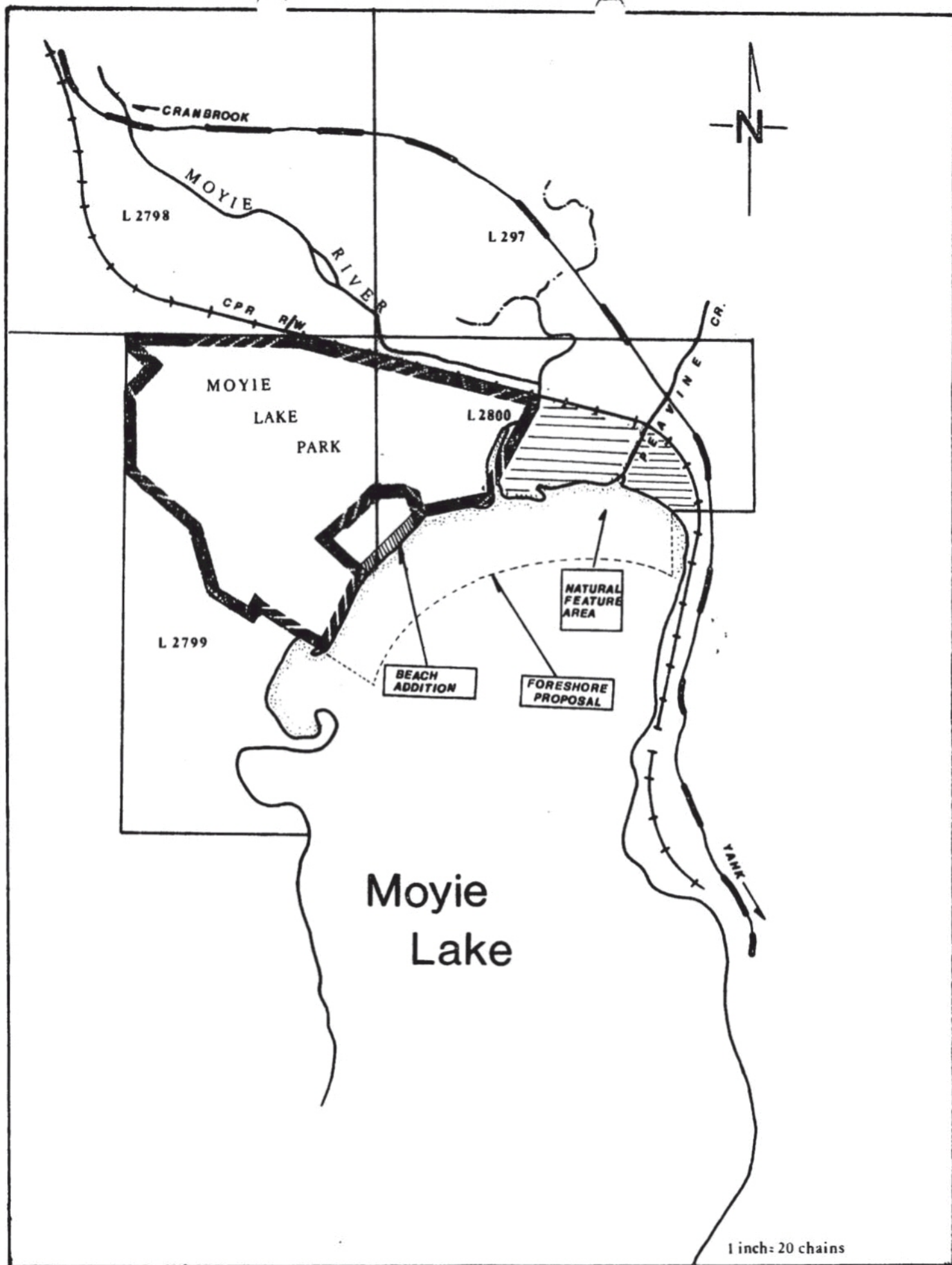
Yours very truly,

M.E. Goddard
Regional Director

attach.

PRW/gh

cc: Regional Land Manager, Attn: A.R. Norfolk
District Land Manager, Cranbrook



REGIONAL ENGINEER
NELSON
RECEIVED
MAY 22 1980
MINISTRY OF HIGHWAYS

Transportation and
xxxxxxxxxxxxx Highways
xxxxxxxxxxxxx

Telephone: 352-2211
Local: 203

2-3-2-12

R.115

Office of Regional Engineer
Ministry of Transportation and
Highways (Highways)
Provincial Government Building
310 Ward Street
Nelson, British Columbia
V1L 5S4

March 19th, 1980

Ministry of Lands, Parks and Housing
Parks and Outdoor Recreation Division
612 Front Street
Nelson, British Columbia
V1L 4B7

Attention: Mr. M.E. Goddard
Regional Director

This will acknowledge receipt of your letter of March 14th, 1980 and being in connection with the Moyie Lake Provincial Park access road. Your request has been considered and we do not see any problems in de-gazetting the unconstructed road and establishing the actual road. Our District Highway's office in Cranbrook has agreed to the proposal and the only outstanding action would be to prepare a proper gazetting plan including reference to established legal boundaries.

Are you prepared to produce this plan or will this Ministry produce one? If a plan is not available at this time it may take several months to expedite the matter.

Yours truly

W.M. Sproul, P.Eng.,
Regional Highway Engineer

by

J. Mintak
Regional Property Negotiator

JM:hg



Province of
British Columbia

Ministry of Lands,
Parks and Housing

Parks and Outdoor
Recreation Division

Kootenay Region
612 Front Street
Nelson
British Columbia
V1L 4B7

YOUR FILE.....

OUR FILE..... 2-3-2-12

~~2798~~
2799

March 14, 1980



Mr. J. Mintak
Regional Property Negotiator
Ministry of Transportation and Highways
Provincial Government Building
310 Ward Street
NELSON, B.C.

Dear Sir:

A gazetted right-of-way crossing the campground at Moyie Lake Provincial Park has never been constructed and there are no intentions to do so. The park access road, however, which is apparently not gazetted, is used as access to private lots.

It would be appreciated if your office could undertake to de-gazette the non-existent road and gazette the park access road, which is shown on the attached plan.

Yours very truly,

M.E. Goddard
Regional Director

attach.

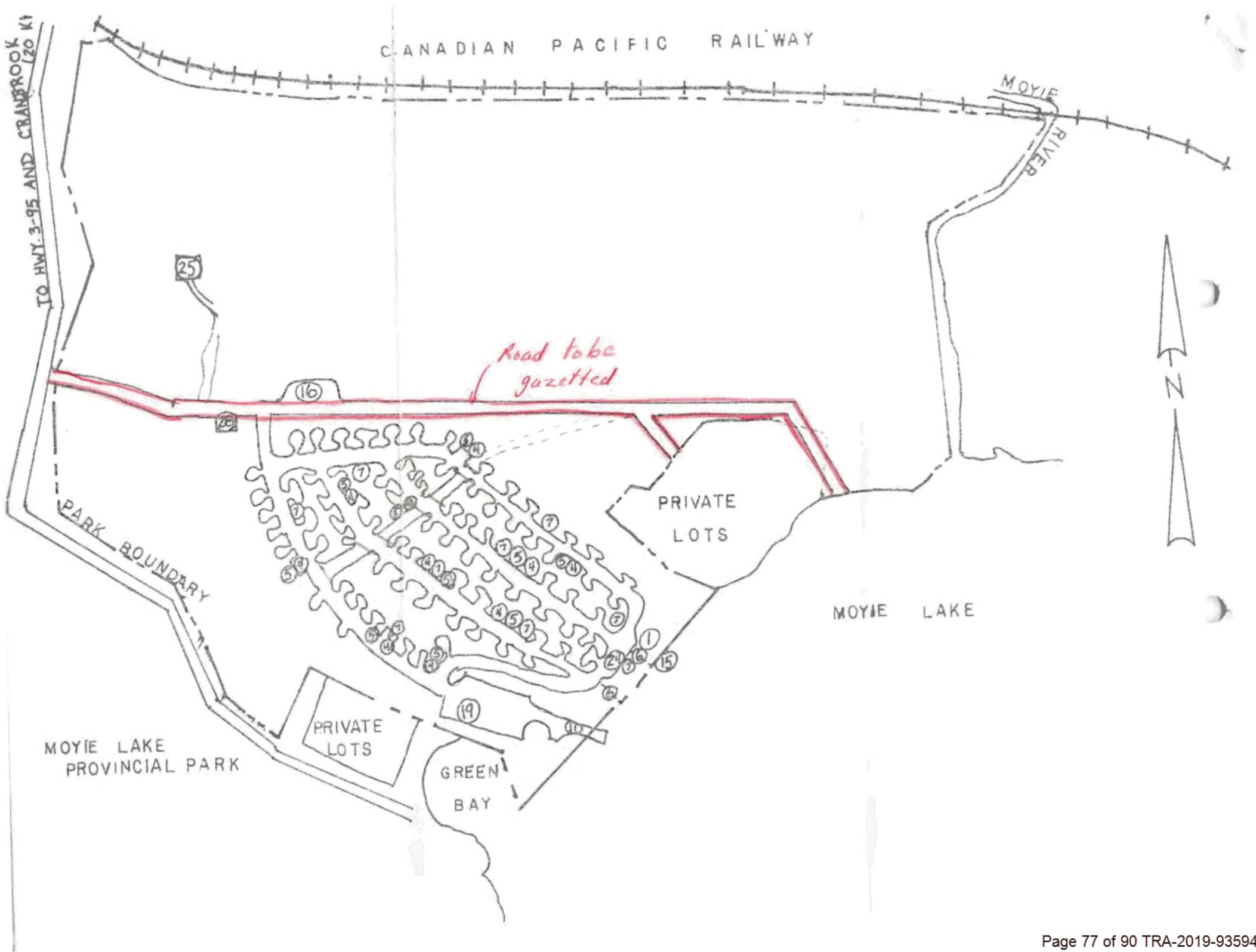
MRH/gh

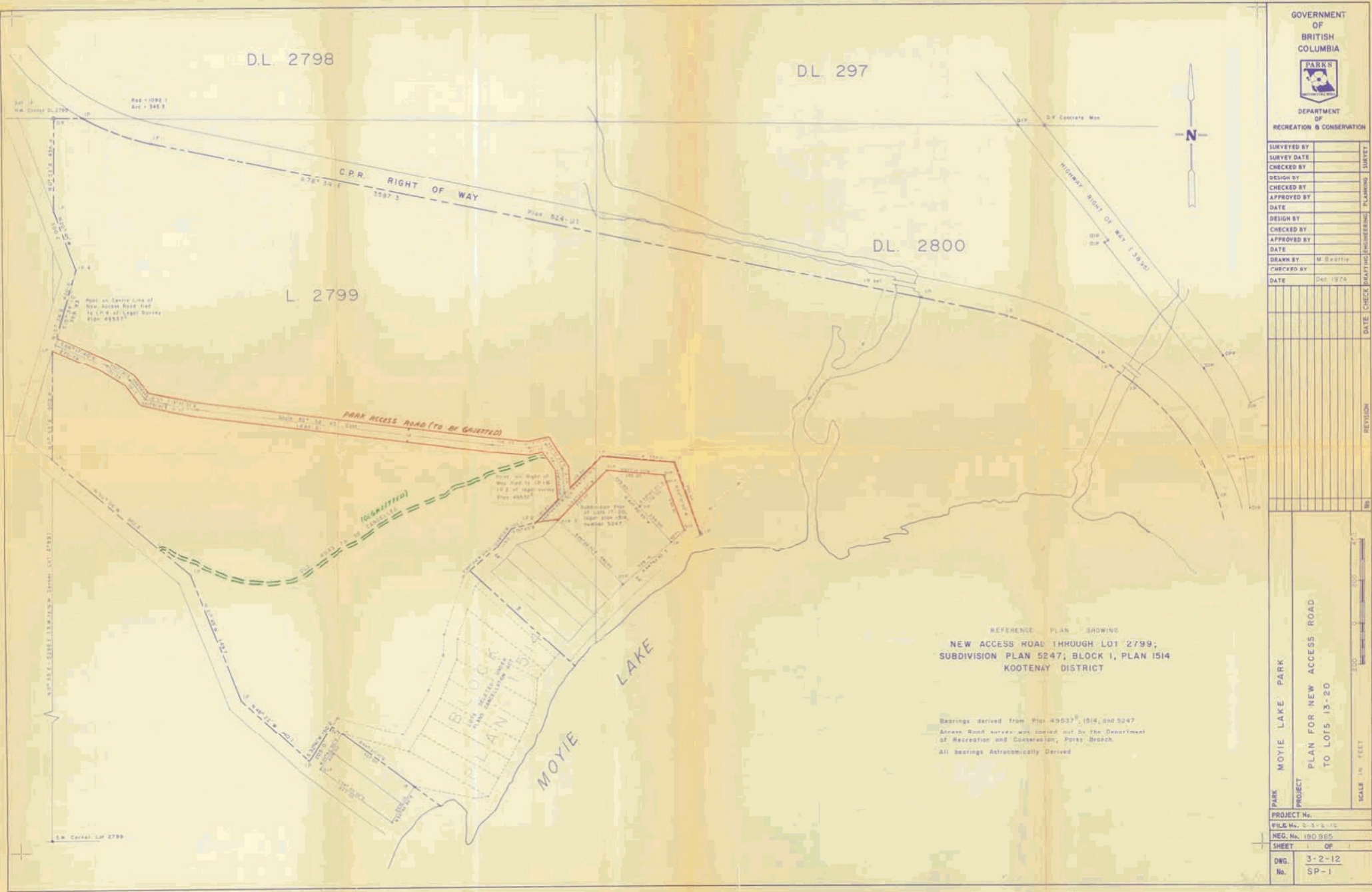
cc: N.O. Blackburn

RECEIVED
REGIONAL PROPERTY NEGOTIATOR

MAR 18 1980

ANSWERED.....
NOTED.....
DATE 18-3-80





GOVERNMENT OF BRITISH COLUMBIA  DEPARTMENT OF RECREATION & CONSERVATION	
SURVEYED BY SURVEY DATE CHECKED BY DESIGN BY CHECKED BY APPROVED BY DATE DESIGN BY CHECKED BY APPROVED BY DATE DRAWN BY CHECKED BY DATE	PLANNING SURVEY ENGINEERING REVISION No.
PARK: MOYIE LAKE PARK PROJECT: PLAN FOR NEW ACCESS ROAD TO LOTS 13-20 SCALE: 1" = 100' PROJECT No. FILE No. 2-1-2-12 REC. No. 190 965 SHEET 3-2-12 OF 1 Dwg. No. SP-1	

EXPLANATORY PLAN SHOWING ROAD TO
BE CLOSED ADJACENT TO LOTS 13, 14, 15
AND 16, BLOCK 1, PLAN 1514 AND LOTS
1 AND 3 PLAN 5247 D.L. 2799 AND 2800
KOOTENAY DISTRICT

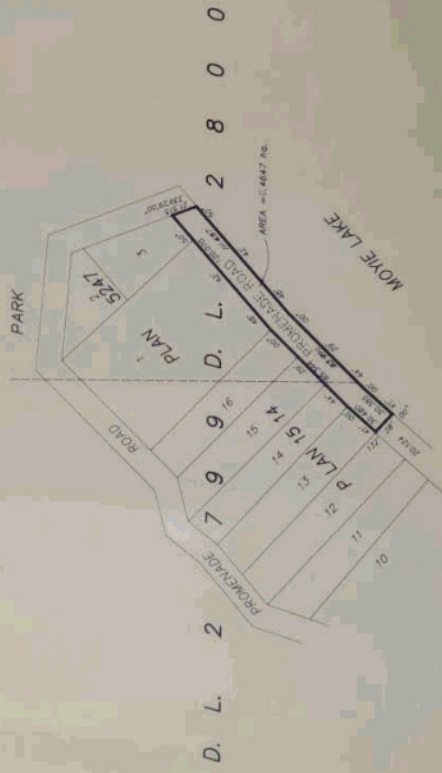
B.C.G.S. 82G 031
SCALE 1 : 2000



LEGEND:

Boundaries are approximate and derived from Plan 5247
All distances are in metres

REFERENCE PLAN 49537D



PLAN NEP

Deposited in the Land Title Office at Nelson, B.C.
this _____ day of _____ 19__

Register

Certified Correct this _____ day of _____ 19__

Handwritten signature

B.C.L.S.

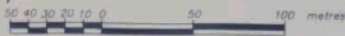
FRANK LAND SURVEYS
1317 1/2 AVENUE SOUTH
NANAIMO B.C.

This plan has within the East Kootenay Regional District.

EXPLANATORY PLAN SHOWING ROAD TO
BE CLOSED ADJACENT TO LOTS 13, 14, 15
AND 16, BLOCK 1, PLAN 1514 AND LOTS
1 AND 3 PLAN 5247 D.L. 2799 AND 2800
KOOTENAY DISTRICT

B.C.G.S. 82G 031

SCALE 1 : 2000



LEGEND:

Bearings are Astronomic and derived from Plan 5247

All distances are in metres

REFERENCE PLAN 49537D



D. L. 2

PROMENADE

7

9

9

13

14

15

16

PLAN 1514

D. L.

1

3

PLAN 5247

PARK

ROAD

PLAN

5247

PROMENADE ROAD

AREA

MOYIE LAKE

EKMAN LAND SURVEYS
18-13TH AVENUE SOUTH
CRANBROOK B.C.

This plan lies within the East Kootenay Regional District.

SHOWING ROAD TO
 NT TO LOTS 13, 14, 15
 PLAN 1514 AND LOTS
 7 D.L. 2799 AND 2800

PLAN
 Deposited
 this _____

0 50 100 metres

n. 5247

REFERENCE PLAN 49537D

PARK

D. L. 2 7 9 9 16 D. L. 47 20070 2 8 0 0



Certified Correct this 28

This plan lies within the East Kootenay Regional District.

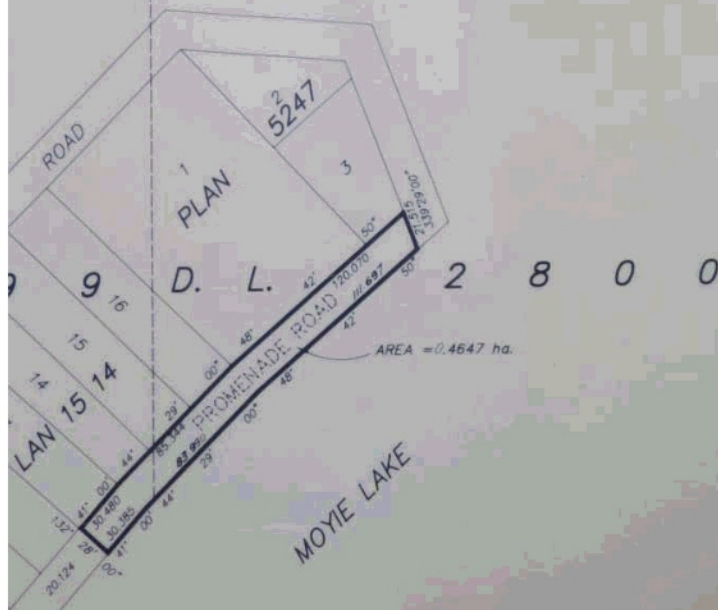
PLAN NEP

Deposited in the Land Title Office at Nelson, B.C.,
this _____ day of _____ 19____

Registrar

CE PLAN 49537D

PARK



Certified Correct this 28TH day of MAY, 1991.

Keith W. Shaw

B.C.L.S.

lies within the East Kootenay Regional District.

EXPLANATORY PLAN SHOWING ROAD TO
BE CLOSED ADJACENT TO LOTS 13, 14, 15
AND 16, BLOCK 1, PLAN 1514 AND LOTS
1 AND 3 PLAN 5247 D.L. 2799 AND 2800
KOOTENAY DISTRICT

B.C.G.S. 82G 031

SCALE 1 : 2000



LEGEND:

Bearings are Astronomic and derived from Plan 5247

All distances are in metres

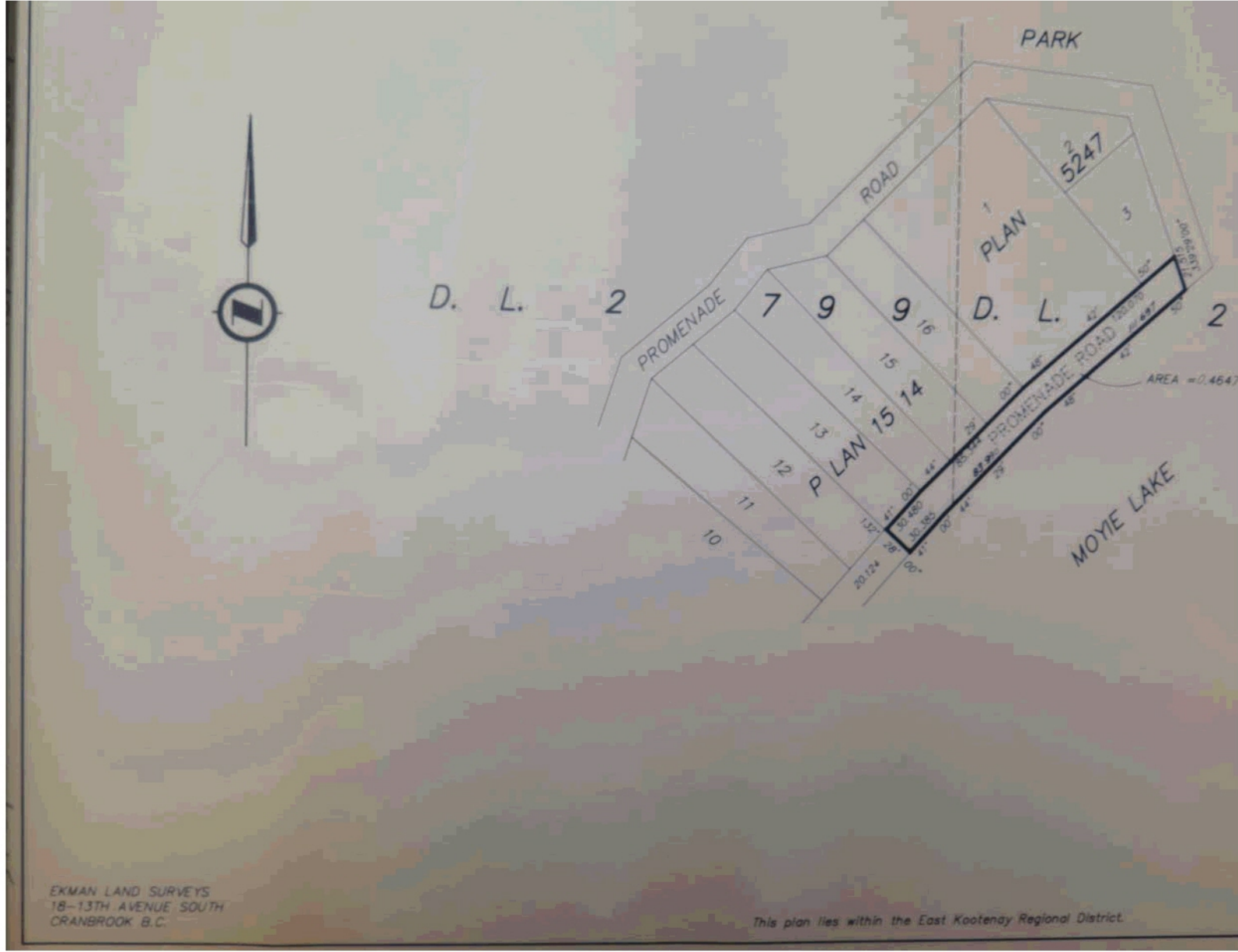
REFERENCE PLAN 4

PARK

ROAD

1
PLAN

2
5



nd derived from Plan 5247

REFERENCE PLAN 49537D

PARK

PLAN 5247

D. L. 2

PROMENADE

7 9 9 16

D. L. 42'

2 8 0 0

PLAN 15 14

PROMENADE ROAD 120.070

AREA = 0.4647 ha.

MOYIE LAKE

PLAN NEP

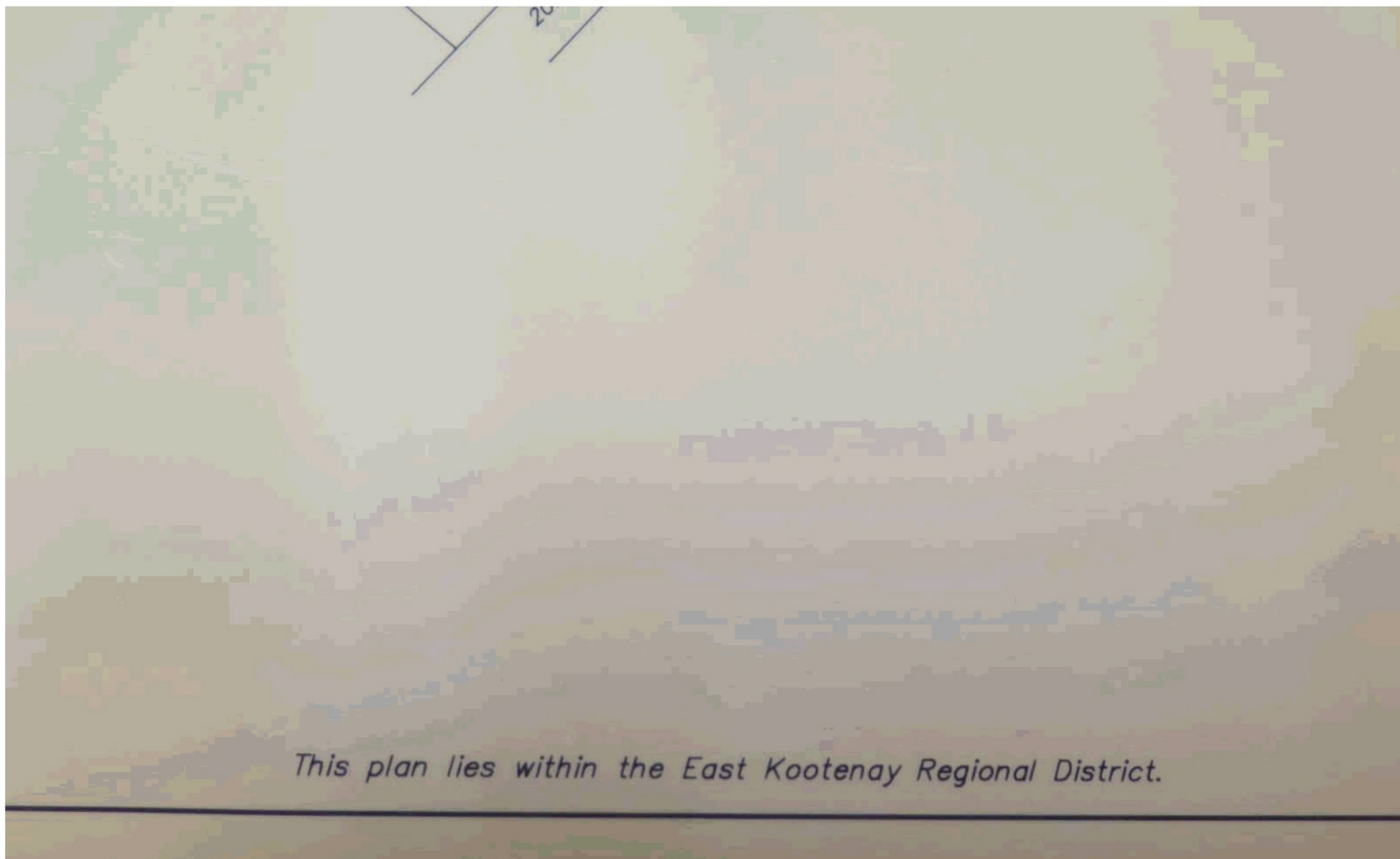
Deposited in the Land Title Office at Nelson, B.C.,
this ____ day of _____ 19__.

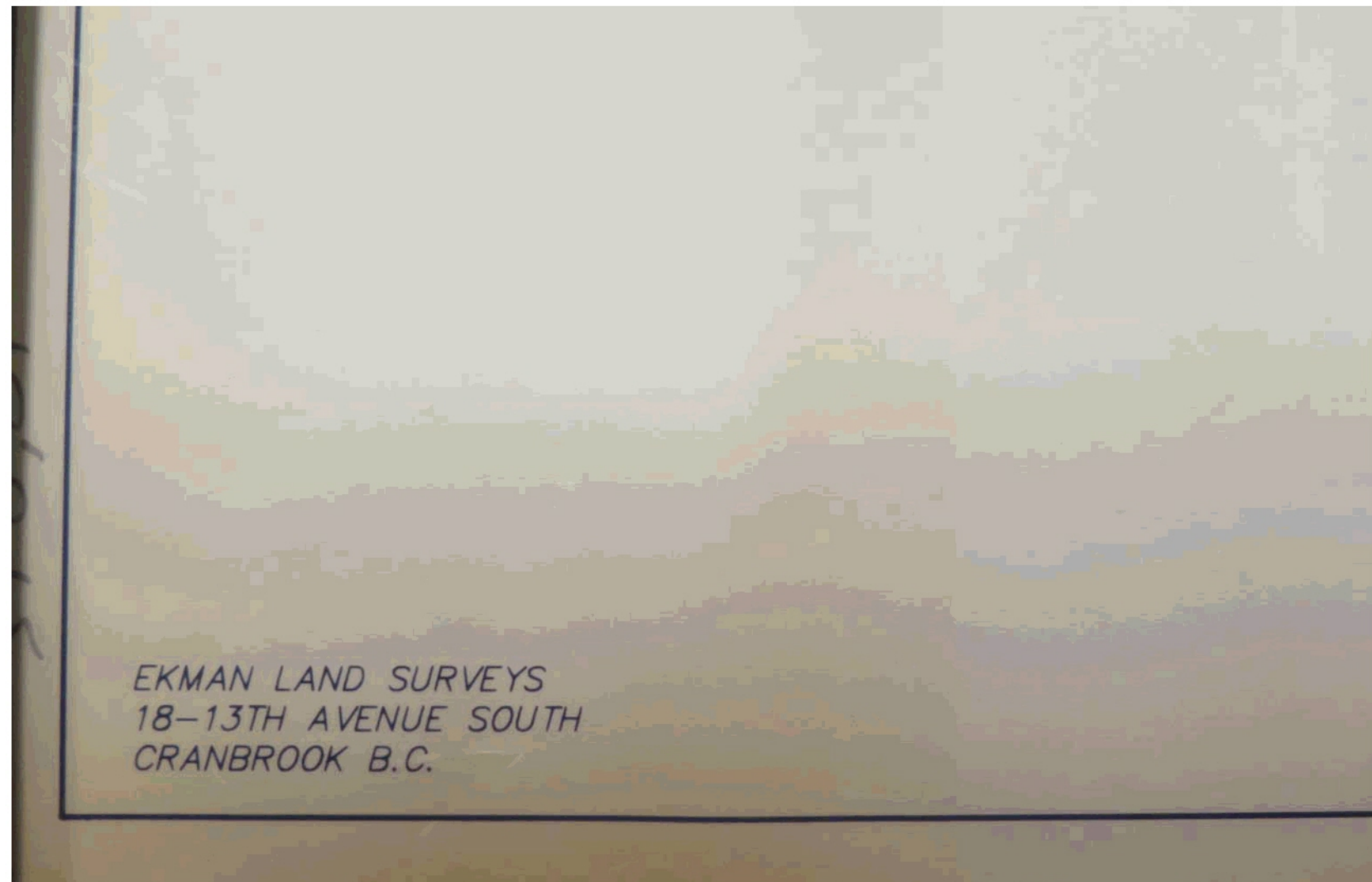
Registrar

Certified Correct this 28TH day of MAY, 1991.

Keith W. Zima

B.C.L.S.





EKMAN LAND SURVEYS
18-13TH AVENUE SOUTH
CRANBROOK B.C.

DISCONTINUING AND CLOSING HIGHWAY

Discontinuing and closing a portion of **Moyie Promenade**, Kootenay Electoral District.

Notice is given, pursuant to section 9 of the *Highway Act*, that all that portion of Moyie Promenade, within District Lots 2799 and 2800, Kootenay District, as shown outlined in green on a plan recorded in the Provincial Ministry of Transportation and Highways, Victoria, B.C., under "Road Surveys 10,072", is hereby discontinued and closed.

The portion of road so discontinued and closed is indicated by bold black line and the words and figures "Promenade Road, Area = 0.4647 ha." on an "Explanatory Plan Showing Road to be Closed Adjacent to Lots 13, 14, 15 and 16, Block 1, Plan 1514 and Lots 1 and 3 Plan 5247 D.L. 2799 and 2800 Kootenay District: prepared by Keith W. Ekman, BCLS, and certified correct on the 28th day of May 1991, to be deposited in the Nelson Land Title Office. August 8, 1991. File 35-01-78: R.C. 462. — M. V. Collins, *for Minister of Transportation and Highways*. [au15 — 100782]