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APPROVED AND ORDERED SEP. 9 1976

[Signature]
Administrator ~~Lieutenant Governor~~

EXECUTIVE COUNCIL CHAMBERS, VICTORIA SEP. 9 1976

Pursuant to the Mineral Act and Placer Mining Act, and upon the recommendation of the undersigned, the ~~Lieutenant Governor~~ ^{Administrator}, by and with the advice and consent of the Executive Council,

Ren orders that no person may record or locate or mine or develop or produce minerals or stake or acquire a location in or upon the following described lands in the Revelstoke Mining Division, Kootenay Land District:

- (a) on the left bank of the Columbia River, on all lands below the 2100 foot contour of elevation North of Steamboat Rapids and South of Coursier Creek, which lands are hereby designated as placer reserves under the Placer Mining Act,
- (b) on the right bank of the Columbia River on all lands below the 2500 foot contour of elevation South of a point due West of the mouth of Hathaway Creek and North of the Trans Canada Highway and East of the West boundary of the East $\frac{1}{2}$ of Section 25, Township 23, Range 3, W6M and the northerly projection thereof, which lands are hereby designated as placer reserves under the Placer Mining Act,

except in accordance with and subject to the following terms and conditions:

- (1) That any free miner who records or locates a mineral claim and obtains a record thereof or who obtains a record of a reverted Crown-granted mineral claim or who obtains a placer lease or a lease issued under the Mineral Act shall do so at his own risk and shall not interfere or allow any person exploring, developing, mining or working in any way the said claim or leasehold to obstruct or to interfere in any manner with the exercise of any right, whether existing or subsequently granted, of any other person to flood, or to occupy for any purpose connected with the development of hydroelectric power, the areas reserved or to construct, operate and maintain any work done or structure erected for any of the foregoing purposes and the free miner shall not be entitled to compensation for any damage which may be done to his mining operation, plant or equipment by the aforesaid exercise of any right, whether existing or subsequently granted;
- (2) No free miner shall carry on any mining operation within fifteen hundred feet of any dam, conduit, water tunnel, spillway or power plant, or within five hundred feet of any transmission line or any other work or structure which may be erected in the areas reserved except with the permission of the Chief Inspector of Mines;
- (3) That, notwithstanding paragraph (1), no person including the Crown or its agent, who builds or proposes to build a dam, conduit, water tunnel, or power plant, or transmission line, or any ways, works, or structures in the area reserved shall interfere with or dislocate or obstruct any existing mining

operation, plant or equipment without:

- (a) Inserting an advertisement of such intention in one issue of the British Columbia Gazette and in one issue of a newspaper circulating in the district in which the reserved areas are situated, not less than thirty (30) days nor more than ninety (90) days before the actual start of the work or operation takes place which will result in such interference, dislocation or obstruction; and
 - (b) Giving at least ninety (90) days notice in writing to the owner or holder of a mineral claim, a placer lease or a lease issued under the Mineral Act, as the case may be, or his representative, which notice shall be deemed to have been sufficiently given if it is mailed to the address noted upon the last tax notice issued in respect of a Crown-granted mineral claim or noted in the most recent relevant record of the Gold Commissioner, and any notice so given shall be deemed to have been received when, in the ordinary course of mail, it should have been delivered. No notice under this term or condition need be delivered to a free miner or lessee, or his representative who records a mineral claim, a placer lease or a lease issued under the Mineral Act after the insertion of the advertisements required by paragraph (3) (a) above.
- (4) The free miner shall, before making application to record a mineral claim or before making application for a placer lease or a lease issued under the Mineral Act or before making application for a record of a reverted Crown-granted mineral claim, execute and deliver to the Gold Commissioner a release, in quadruplicate, in favour of Her Majesty the Queen in right of the Province of British Columbia and Her licencees, assignees, agents and servants from any cause of action, demand or action, which he may at any time have or allege as the result of any exploration, development, mining or working any area which may be included in a mineral claim or a placer lease or a lease issued under the Mineral Act or as the result of any structure, operation or maintenance of any work done or structure erected for any of the purposes set forth in paragraph (1).
- (5) The benefit of the conditions set forth in this order inures to the Crown and its agents, to persons contracting with the Crown with respect to the development of the areas reserved and to licencees under the Water Act.



Minister of Mines and Petroleum Resources



Presiding Member of the Executive Council