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APPROVED AND ORDERED SEP. 9 1976

J. L. Cairns
Administrator ~~Lieutenant-Governor~~

EXECUTIVE COUNCIL CHAMBERS, VICTORIA SEP. 9 1976 Repealed 271/87

Jm 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, 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 Greenwood, Nicola, Osoyoos, Similkameen, Trail Creek and Nelson Mining Divisions, Osoyoos, Kamloops and Similkameen Divisions of Yale Land District, and Kootenay Land District:

An area one mile wide being one-half mile on each side of the center line of the right-of-way of the proposed British Columbia Hydro and Power Authority Nicola-Selkirk transmission line as shown on maps 1 to 2, Volume 424, File 113, in the office of the Chief Gold Commissioner, Department of Mines and Petroleum Resources, Victoria, British Columbia; 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:

- (a) That any free miner who 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 mining lease or a placer lease 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;
- (b) 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;
- (c) The free miner shall, before making application to record a mineral claim or before making application for a mining lease or a placer lease 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 in right of the Province of British Columbia and Her licencees, assignees, agents and servants from any cause of action, claim, demand or action, which he may at any time have or allege as the result of any exploration, development, mining or working of any area which may be included in a mineral claim, a mining lease or a placer lease 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 (a);

[ORDER IN COUNCIL No....., Continued.]

- (d) 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