



Agricultural Land Commission
133-4940 Canada Way
Burnaby, British Columbia V5G 4K6
Tel: 604 660-7000
Fax: 604 660-7033
www.alc.gov.bc.ca

February 13, 2012

Reply to the attention of Ron Wallace
ALC File: 52539

Coldstream Ranch (2002) Ltd.
P.O. Box 28070
Vernon, BC
V1B 3L9

Attention: Ted Osborn, Director of Projects

Re: Application for Utility Use – CRW Well Remediation Flow Control – in the Agricultural Land Reserve

Please find attached the Minutes of Resolution # 29/2012 outlining the Commission's decision as it relates to the above noted application.

Please send two (2) paper prints of the final Statutory Right-of-Way plans to this office. When the Commission confirms that all conditions have been met, it will authorize the Registrar of Land Titles to accept registration of the plan.

Other approvals may be necessary. Prior to proceeding, the Commission suggests you contact your Local Government.

Yours truly,

PROVINCIAL AGRICULTURAL LAND COMMISSION

Per:

A handwritten signature in black ink, appearing to read 'B. Underhill', is written over a light blue horizontal line.

Brian Underhill, Executive Director

Enclosure: Minutes/Sketch Plan

cc: Regional District of North Okanagan



PROVINCIAL AGRICULTURAL LAND COMMISSION

Minutes of a meeting held by the Provincial Agricultural Land Commission (the "Commission") on February 14, 2012 at the offices of the Commission located at #133 – 4940 Canada Way, Burnaby, BC.

FOR CONSIDERATION

Application: Submitted pursuant to section 6 of BC Regulation #171/2002 (ALR Use, Subdivision and Procedure Regulation)

Application: 52539

Applicant: Coldstream Ranch (2002) Ltd.

Proposal: To register a four (4) year Statutory Right-of-Way over 1.06 ha of the subject property for the purpose of closing an existing irrigation well and drill and install a new irrigation well facility. The ROW will be used for the existing well head, additional well drilling, a "lay down" area for piping and drilling supplies, as well as area dedicated for a retention pond to temporarily store and process water generated during the deep well drilling operation.

Legal: Parcel B of the NW1/4, Section 19, Township 6, ODYD, District Lots 57 and 85, ODYD, Except Plans H199 and 25366

Location: Highway #6 and Kalamalka Road

Background: See attached proposal information and agrology report from Summit Environmental Consultants Inc. regarding this project.

Attachment: Proposal description, Summit report and sketch plan, ALC Context Map, Airphoto Map, and correspondence from Environmental Services.

DELEGATION OF DECISION-MAKING TO THE CHIEF EXECUTIVE OFFICER (CEO)

On June 27th, 2011 the Commission delegated decision-making to the CEO by Resolution #016N/2011 (File: 135-45/ALC/CEO/APPL). In accordance with section 27 of the *Agricultural Land Commission Act* the Commission has specified that the following application may be decided by the CEO.

Criterion 14

Exclusion, subdivision, non-farm use and inclusion applications that are not consistent with any of the existing approved criterion (Criterion 1 – 13) but nonetheless is minor in nature and in the opinion of the CEO, the interests of the Commission would be unaffected by an approval of the application.

DECISION:

After reviewing the entire file material, I, Richard Bullock, Chief Executive Officer of the Commission, am satisfied that the proposal is consistent with Criterion # 14 of Resolution #016N/2011 and approve the application on behalf of the Commission.

Approval is subject to the following conditions:


- The Statutory Right-of-Way (SROW) for the proposed well remediation project be in substantial compliance with the plan submitted with the application.

- That Summit Environmental Consultants Inc. (or another professional with specialized knowledge in soil structure and hydrology) will oversee the project, and provide regular monitoring reports to ensure the proposed SROW site is rehabilitated to an agricultural standard.
- The proposed SROW is granted for a term of four (4) years from the date of this decision. After this time the SROW must be removed from the title of the subject property.
- Approval for the proposed use is granted for the sole benefit of the applicant and is non-transferable.

This decision does not relieve the owner or occupier of the responsibility to comply with applicable Acts, regulations, bylaws of the local government, and decisions and orders of any person or body having jurisdiction over the land under an enactment.

RESOLUTION # 29/2012

I CERTIFY THAT THIS IS A TRUE RECORD OF THE DECISION



Richard Bullock, Chief Executive Officer

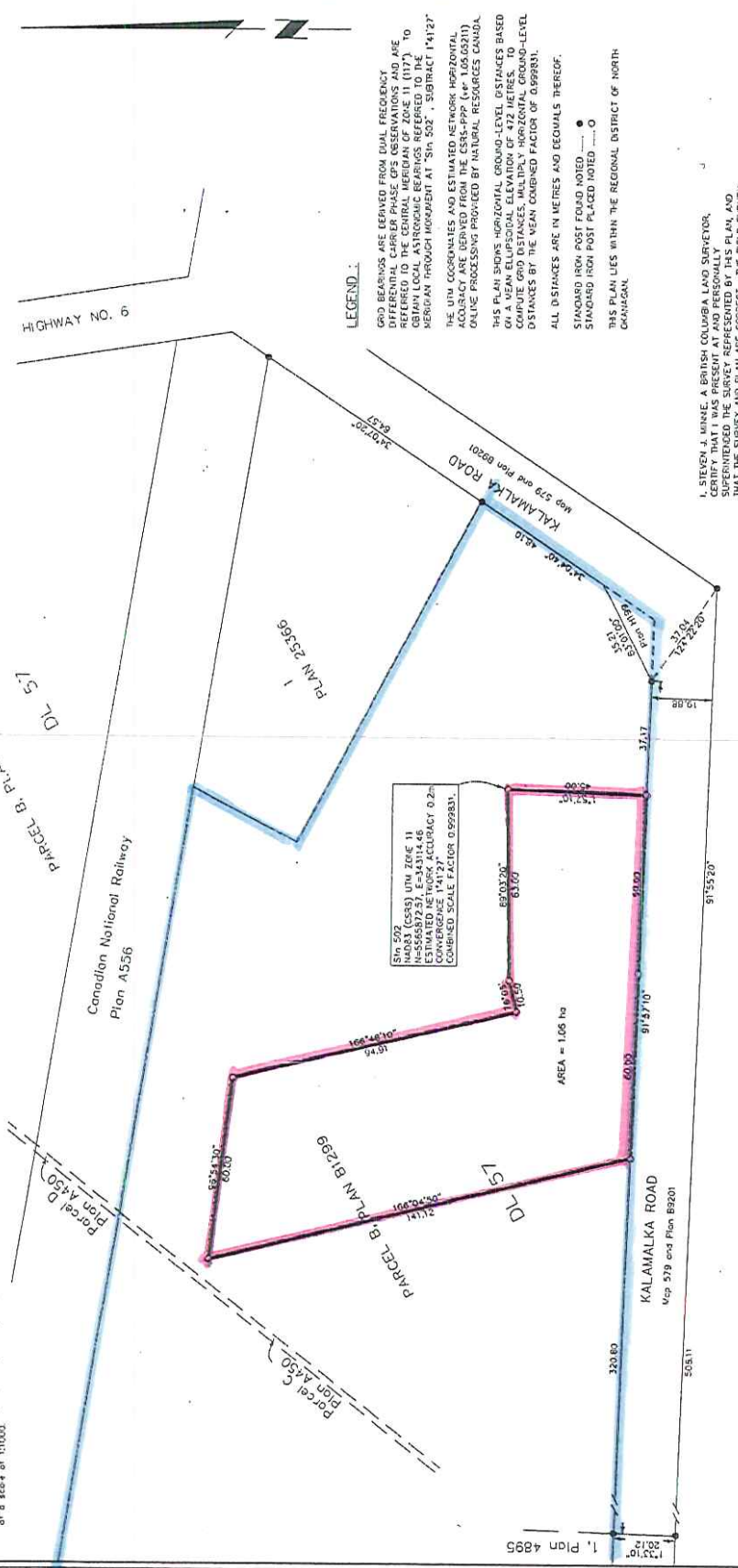
PLAN No. KAP
 Deposited in the Land Title Office at Kamloops, B.C.
 this _____ day of _____, 20____
 Registrar

REFERENCE PLAN OF
 OVER PART OF
 PARCEL B (SEE 68383F AND PLAN B1299) OF THE NORTH WEST
 1/4 OF SECTION 19 TOWNSHIP 6 OSOYOOS DIVISION YALE
 DISTRICT AND DISTRICT LOTS 57 AND 85 OSOYOOS DIVISION
 YALE DISTRICT EXCEPT PLANS H199 AND 25366
 Pursuant to Section 113 of the Land Title Act

BCCS 82L-024
 Scale 1:1000



The intended real site of this plan is 500 mm in
 height (C. size) when plotted
 at a scale of 1:1000.



Provincial Agricultural Land Commission
 Application #52539
 Resolution #29/2012

Subject property

1.06 ha area approved for statutory right-of-way
 in the ALR

RECEIVED
 PROV. AGRICULTURAL LAND COMMISSION
 NOV 16 2011