
Water Powers of Canada

Forthwith after the posting of the notice on the ground as above, notices to the same effect shall be filed in the office of the Water Recorder for the District in which the proposed point of diversion is situate, and served upon each owner whose land will be touched or in any way affected by the proposed works.

A notice giving all the particulars mentioned above, and, in addition, the date of the first publication and stating that objections may be filed with the Comptroller or with the Water Recorder within thirty days from such date, shall forthwith be published once a week for four weeks in a newspaper published in each district affected; and, in the case of a "Class C" application, stating that the petition for the approval of the undertaking will be heard in the office of the Board of Investigation at a date to be fixed by the Comptroller; and that objections may be filed to the petition as above. In addition to the advertising mentioned above, a "Class C" applicant must publish his notice for two weeks in the B. C. Gazette.

Within ten days from the first appearance of the notice in the local paper the application on forms to be supplied, must be filed in duplicate together with a sketch, also in duplicate, in the office of the Water Recorder where the notice was filed. The sketch need not be to scale but must show the point of diversion, the lands crossed or affected, and, generally outlining the scheme. The local recorder then forwards the application to the Comptroller who checks the application and advises the applicant of the further requirements and of the amount of the fees payable. This further information and the fees, as well as the petition for the approval of the undertaking, must be filed with the Comptroller within fifty days from the first appearance of the notice in the local paper. The petition for approval of the undertaking is to be addressed to the Minister of Lands and filed with the Comptroller and shall set forth the following particulars:—

- (a) That a copy of the application and plan is attached, and giving the main features pertaining thereto;
- (b) The water district in which the works are situate, the place where the water is to be used, and the territory over which the business of the company will extend;
- (c) Such particulars with regard to capital as will satisfy the requirements of subsection (5) of section 11;
- (d) The time proposed for the commencement and completion of works;
- (e) That the fees prescribed by the "rules" for filing petition and for certificate of approval have been paid to the Comptroller;
- (f) The names of the parties upon whom the Act requires notice to be served shall be entered at the foot of the petition;
- (g) The name of the newspaper and the date of the first and subsequent publications in said newspaper and in the Gazette shall be entered at the foot of the petition.

This petition, together with any objections, is then reported on by the Board of Investigation, and if the Minister considers the undertaking to be in the public interest he grants a certificate of approval. The certificate will set out the terms and conditions as to capital to be paid up, the amount of the bond, which shall be not less than five times the record