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Concerning the request of the Shawinigan Water & Power Company to erect, operate and maintain a dam in the River St. Maurice (Rapide Blanc) Township of Tourouvre and proposed township of Adams, County of Champlain.

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The Honorable the Minister of Lands and Forests, in a memo dated the 18th., April (1930), sets forth that the Shawinigan Water and Power Company in order to comply with the emphyteutic lease passed before Edouard Siron, R.F., on the 22nd June 1928, between the said company and the Minister of Lands and Forests and with the law (Chapter 46, R.S.Q. 1928) has submitted for the approval of the Lieutenant-Governor in Council, the following plans and specifications:

- BD-51372: Plan showing lands affected and Profile prepared by E. Svenningson, Engineer, dated December 3rd., 1929;
 - C-51420: Plan showing proposed road location from Creek des Prairies to the proposed development at Upper part of Rapide Blanc, prepared by E. Svenningson, Engineer, dated December 19th., 1929;
To replace plan showing said road and numbered 50666-E.
 - D-51373: Survey plan river mileage 135½, prepared by E. Svenningson, Engineer, dated December 3rd., 1929;
 - D-51374: Plan showing Depot at Flammant, prepared by E. Svenningson, Engineer, dated December 3rd., 1929;
 - E-51370: General Plan and Elevation, prepared by E. Svenningson, Engineer, dated December 3rd., 1929;
 - E-51371: St. Maurice River Mile 135½ Sections, prepared by E. Svenningson, Engineer, dated December 3rd., 1929;
 - E-51375: Plan showing Depot at Windigo, prepared by E. Svenningson, Engineer, dated December 5th., 1929;
 - E-51388: Plan and Sections of Cut-Off Dam, Creek Poisson Blanc, prepared by E. Svenningson, Engineer, dated December 5th., 1929;
- Specification prepared by E. Svenningson, Engineer, dated December 5th., 1929.

That the said Company has also deposited said plans and specifications with the Registrar of the District concerned and given the necessary notices.

WHEREFORE the Honorable the Minister of Lands and Forests recommends that the approval requested be granted upon the following conditions:

- 1.- Those stipulated in the above mentioned lease dated the 22nd June 1928;
- 2.- The applicant Company shall at all times keep and maintain the dam and necessary works in good working order;
- 3.- The applicant Company shall establish an approved fishway in the dam, unless this obligation be dispensed with by the Department of Colonisation, Game and Fisheries, and for this purpose must act in conformity with the provisions of Chapter 28, 19 Geo.V.

Likewise

Likewise a slide and proper gates for the floating of logs shall also be established in the dam and, in order to guide the logs to the sluices or said logslide, piers and booms above the dam, shall also be constructed if necessary;

4.-The applicant Company shall also lay out paths and landing places that may be considered necessary by the Department of Colonisation, Game and Fisheries, for fishing purposes;

5.-The level of the water at the dam shall at ordinary times not exceed elevation 906 indicated on the plans above mentioned, except in periods of freshets, when it may be allowed temporarily to reach elevation 906 provided that no lands, works or rights beyond the contour line elevation 910 be affected;

6.-Before raising the level of the water the applicant shall cause all merchantable timber to be completely cut and removed from the land to be submerged. The height of the stumps shall not exceed one foot above the ground, and all the debris as well as all the non-merchantable growth which might interfere with navigation or log-driving must be removed or burned in the proper time according to law and the regulations of the Department of Lands and Forests;

7.-This being a case of clean cutting, the stumpage dues charged upon the timber cut in the area submerged by the present dam will be twice the prevailing rate of stumpage dues;

8.-The electrical energy deriving from said works shall not be exported directly or indirectly outside of the limits of Canada;

9.-The right is reserved to the Quebec Streams Commission to direct that the flow passing the Rapide Blanc Development shall be such that the rights of third parties in the river below the dam shall not, in the opinion of the Quebec Streams Commission be detrimentally affected;

10.-This approval shall be valid for the duration of the above mentioned lease, subject to the payment of a fee of \$200.00 to the Department of Lands and Forests before the 1st July 1930, provided that the said works be executed and completed on or before the 1st July 1935, to the extent of a 160,000 horse-power development;

11.-This approval is subject to and is given without prejudice to the requirements of the laws and regulations concerning the floating of logs, and those respecting navigation, mines and fisheries and, or the rights appertaining to any Company, firm or person thereunder;

12.-This approval is granted without prejudice to and without derogation from the contract passed on the 22nd June 1928, hereinabove mentioned between the Minister of Lands and Forests and the Shawinigan Water & Power Company;

Further, these conditions of approval shall not be construed as giving the applicant Company rights under divisions 6 and 7 of Chapter 46, R. S. Q., 1925;

13.-Should the applicant Company fail, in the opinion of the Lieutenant Governor in Council, to fulfil the above mentioned conditions or should it withhold at any time all or any of the information necessary for the determination of the extent of the rights affected; or should the emphyteutic lease hereinabove stated be annulled, the Lieutenant-Governor in Council, in any such event, reserves the right to have the said works changed or altered at the expense of the applicant Company or to annul, according to the provisions of the cancellation clauses of said emphyteutic lease, the present approval, and the rights conferred thereby;

14.-The applicant Company shall at all times act in such a way as to conciliate the interests of the various parties having the right to make use of the said water, and its rights and or liabilities as to any damage resulting from the erection, operation and maintenance of the said works shall be governed by the laws and regulations applicable thereto and this approval shall not constitute any derogation therefrom;

15.-The road described under No.C-5142- hereinabove mentioned remains subject to conditions of Order in Council No.959, approved on the 22nd., May, 1929;

16.-If, within one month, representations are made by the St.Maurice River Deck Company, Limited, that additional works are necessary to enable the driving of logs, the Government reserves the right to order such additional works within two months from the date of the reception of the representations.

CERTIFIÉ
A. Horissot
Greffier Conseil Exécutif

