

Approved and ordered this 5th day of June, A.D. 1945

[Signature]
Administrator
~~Executive Council~~

At the Executive Council Chamber, Victoria,

PRESENT:

The Honourable

- Mr. Hart
- Mr. Pearson
- Mr. Kenney
- Mr. MacDonalld
- Mr. Carson
- Mr.
- Mr.
- Mr.
- Mr.
- Mr.
- Mr.

in the Chair.

[Handwritten initials]

To His Honour Administrator
The ~~Executive Council~~ in Council:

The undersigned has the honour to REPORT:

THAT the Public Utilities Commission, constituted under the "Public Utilities Act", at a meeting of the said Commission held on the 1st day of June, A.D. 1945, made an order approving the sale of certain of the assets of West Kootenay Power and Light Company Limited, a copy of which is attached hereto;

AND TO RECOMMEND THAT in accordance with the provisions of the said Act the said order be approved.

Dated this 5th day of June, A.D. 1945.

[Signature]
Premier.

Approved this 5th day of June, A.D. 1945.

*Pub. Utilities (3)
6/6/45
H.D.N.*

[Signature]
Presiding Member of the Executive Council.
[Initials]

PROVINCE OF BRITISH COLUMBIA

PUBLIC UTILITIES COMMISSION

IN THE MATTER OF the "Public Utilities Act"

and

IN THE MATTER OF the sale of certain of the
assets of WEST KOOTENAY POWER AND LIGHT
COMPANY, LIMITED

W. A. CARROTHERS, D.F.C., Ph.D.,	Chairman
L. W. PATMORE, LL.B., K.C.,	Commissioner
J. C. MacDONALD, B.A., B.E.,	Commissioner

The 1st day of June, A.D. 1945.

Upon reading the application of West Kootenay
Power and Light Company, Limited, and the documents filed
therewith,

IT IS ORDERED that approval be hereby granted of
the transfer from the applicant to the Consolidated Mining
and Smelting Company of Canada, Limited, of the water
licences and lands comprising the "Brilliant Power Project",
being Conditional Water Licences No. 13617 and 13543 and
approximately 1400 acres of land adjacent to the Kootenay
River more particularly described in a transfer thereof
from the applicant to the Consolidated Mining and Smelting
Company of Canada, Limited, dated the 17th day of April,
1945, and filed with the application.

(SEAL)

"W. A. CARROTHERS"
Chairman.
PUBLIC UTILITIES COMMISSION.

Certified a true copy, the
original being in my custody

The 1st day of June, 1945

W. Jackson
Secretary

PUBLIC UTILITIES COMMISSION

MEMORANDUM

TO.....The Hon. the Premier,
BUILDINGS.....

FROM
Public Utilities Commission.....

.....June 1st,.....1945.

The accompanying draft of an Order-in-Council provides for approval of an order of the Commission dated June 1st, 1945, approving the sale of the "Brilliant Power Project" from West Kootenay Power and Light Company Limited to the Consolidated Mining and Smelting Company Limited.

The assets being transferred are the water licences and the lands flooded as a result of building the dam. The power plant was built by the Smelting Company as a war project under an agreement with the Dominion Government providing for an accelerated rate of depreciation for income tax purposes, and the Smelting Company now wishes to acquire the lands and water licences connected with the project.

We are informed by the Comptroller of Water Rights that the transfer of the water licence authorizing the development of power at Brilliant has already been discussed with you.

W. A. Barnoth

Chairman.
 PUBLIC UTILITIES COMMISSION.

ABT:P
 Encl.