

**Mike Cleary**

8769 Broadway St.  
Chilliwack, B.C.  
V2P 5V8

November 10, 2009

Integrated Land  
Management Bureau  
Ministry of Agriculture & Lands

NOV 13 2009

Integrated Land Management Bureau  
Front Counter B.C.  
1902 Theater Rd.  
Cranbrook, B.C.  
V1C 7G1

RECEIVED  
CRANBROOK, BC

Dear Mr. Ian Johnston and Mrs. Jo-Ann Donald:

In regard to our conversation May 22 and Oct 19 2009 and onward, here are the application and information requested concerning a property 2 km north of Greenwood B.C. known as Lot 1, KAP639 Samilkamine Yale District, Plan 66098, West Kootneys, DL 639SDYD Highway 3 Greenwood B.C.

This property is residential E, non agricultural in an unrestricted area. This is a request to receive a permit or license to construct a road/driveway across the Crown Land DL1458 corner that extends into the corner of my property beside Highway 3 as shown on the map and highlighted in red.

The most suitable area to construct a highway access was chosen by the Ministry of Transport as the topography dictates. I have submitted a graph and explanation showing the topography along Highway 3. From the highway ditch a bank rises of varying heights up to a plateau of about 7 – 8 acres of my property that has no vehicle access at present. Two plateaus of higher elevation, in the back portion of 21 acres, have access by way of a legal easement through Lot 2, a neighboring property. The bank is too steep and too high to construct a road all along the highway except where the permit was issued. My property below the triangle of DL1458 is approximately 7 – 8 feet above the highway and rises quickly. If construction for access was to be built there, a lot of land materials would need to be displaced with a steep access and more impact on the land. A wider and broader area would need construction. Below the triangle, to the south end, on my property exists a very suitable access, level area off the highway at 'Old Mine Rd', but through the triangle Crown Land area.

Here exists an 'Old Mine Rd' with a culvert in place approximately 8 meters wide. This road exits the highway into Crown Land DL1458. Approximately 4 meters of 'Old Mine Rd' is in on the corner of my property. Fences and a gated area are in place at this time. I have culvert extending this road width to the requirement of 6 meters from my south property line according to the permit issued by Ministry of Transportation, Mrs. Donald Fitzpatrick 2008, submitted in this application.

Myself and a hired worker have built a road on the plateau the full length of the property along the highway, approximately 200 feet inland and up to the fence line DL 1458, as shown on the map in red. The built road is graded and graveled for any type of vehicle to access, once joined to Highway 3 at 'Old Mine Rd' on my property.

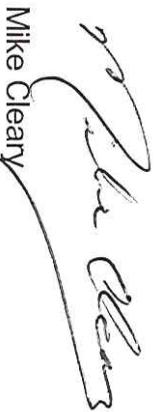
There is a Septic Covenant located beside the road I have built that is not of value to me, as I will not construct a septic field layout at that location.

The road through Crown Land will be constructed with the same equipment as the road on the plateau was built; a D555 Ford backhoe and a Chevrolet 366 Series gravel truck. The length through Crown Land will be approximately 110 feet long and 14 – 15 feet wide. The topsoil will be removed without damage to the sides of the road and a layer of 3 – 4 inches of gravel will be graded level from side to side. No large trees exist here, only some 6 – 7 foot poplars and pines as this area has only new growth. The Crown Land request area is a nice easy grade from the highway to the plateau. Behind the triangle area of DL 1458 is all steep rocky hillside not accessible by any vehicle. Most of DL 1458 is rocky, steep terrain with few trees.

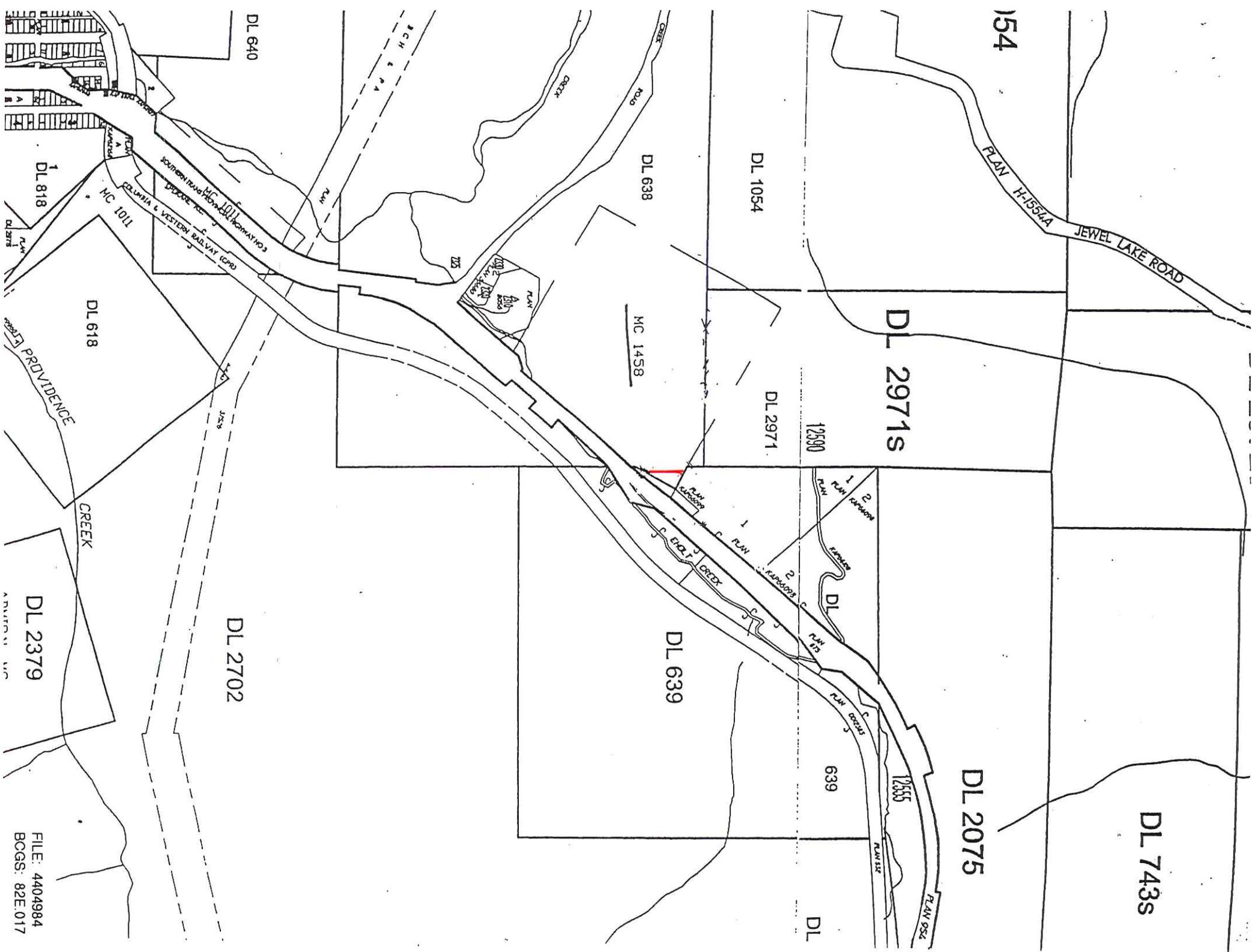
This construction can be completed only in spring or summer, as ground is frozen and snowy from December to mid March. A gate will be installed for private access only, on my property, off the highway.

I believe this explains the conditions of the land for highway access. If any further information is required please contact me at (604) 792 – 7337. Thank you for your time and consideration concerning this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Mike Cleary', written in a cursive style.

Mike Cleary



DL 743S

154

DL 2075

DL 2971S

12990

639

DL

DL 1054

DL 2971

DL 638

DL 639

MC 1458

DL 640

DL 2702

DL 618

DL 2379

DL 818

FILE: 4404984  
BCGS: 82E.017