

2013.57.9.0329

The Okanagan Valley Land Company, Limited

OKANAGAN CENTRE, B.C. June 2, 1927.

J. Goldie, Esq.,
Manager,
Rainbow Ranche Ltd.,
Okanagan Centre, B. C.

Dear Sir:

Your favor of the 31st ult. to hand, together with cheque for the sum of \$ 1170.

In looking into the matter in regard to the credit for \$ 30.00 I find that you were charged only \$ 5.50 for the first acre foot, and then the penalties that you would be entitled to pay were added, which amounted to \$ 70.00, leaving a credit under those conditions of \$ 30.

I took up the question with the late Mr. Cochrane as to whether or not the Rainbow Ranche came under the head of the Board of Investigation's ruling. Mr. Cochrane told me it did not. I also took up that question with Mr. Warren which was discussed in your presence, and Mr. Warren said he did not consider that you did, but that it was an entirely separate and distinct water contract and one which they are willing to live up to, irrespective of what has been done or will be done in the future in connection with rates charged to the water users.

Were the Company to take the matter to the Courts, which was their intention had it not been for the demise of the late Mr. Cochrane, there is no question as to what would have been the final outcome in the Courts, which would be beyond any question whatever, a much higher rate. Had the Board given their decision according to the Water Act the amount would have been greatly in excess of what was the arrangement made by contract, and if that is abrogated by the government the Irrigation Company will simply then fall back on the terms of the Water Act, and under it the \$ 6.00 an acre foot rate cannot be maintained, but it would be very much higher.

The Company would prefer that matters be left alone in the meantime, but if they wish that settled for good and all, it is coming, and when the Court is called upon to

2013.57.9.03.29

JAMES J. WARREN
PRESIDENT

GEORGE WILKIE
VICE-PRES.

J. L. LOGIE
MANAGER

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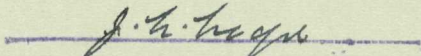
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establish the rate, it will be rather a surprise to them. The Company's legal position is beyond any question and it is only a matter of having to take the proper steps to enforce it.

Your domestic water rates are paid up to the 31st of March last.

Yours truly,

Okanagan Centre Irrigation & Power Co. Ltd.


Manager.

JLL/P