IN THE MATTER OF THE APPLICATION OF THE ONTARIO-MINNESOTA PULP AND PAPER COMPANY, LIMITED, FOR PERMISSION TO INSTALL A TEMPORARY DAM AT ASH RAPIDS, BETWEEN SHOAL LAKE AND LOGUE LAKE, IN THE PROVINCE OF ONTARIO.

ORDER OF APPROVAL
INTERNATIONAL JOINT COMMISSION

IN THE MATTER OF THE APPLICATION OF THE ONTARIO-MINNESOTA PULP AND PAPER COMPANY, LIMITED, FOR PERMISSION TO INSTALL A TEMPORARY DAM AT ASH RAPIDS, BETWEEN SHOAL LAKE AND LOCKE LAKE, IN THE PROVINCE OF ONTARIO.

ORDER OF APPROVAL

WHEREAS the Ontario-Minnesota Pulp and Paper Company, Limited, incorporated under the laws of the Province of Ontario in 1941, has applied to the International Joint Commission for permission to install during the winter months a temporary dam at Ash Rapids, between Shoal Lake and Locke Lake, in the Province of Ontario, for the purpose of holding a head of water in Shoal Lake not to exceed ordinary maximum elevation, the water so held back to be used in driving pulp-wood from Shoal Lake to the Lake of the Woods in the spring; and

WHEREAS the Applicant has filed with the Commission a map and plan illustrating the nature of its Application; and

WHEREAS the proposed dam is to consist of a floating crib built of square timber to conform to the contour of the bed of the rapids, the said crib to have pockets which can be loaded with rock to sink and hold the crib in position; and

WHEREAS the Applicant proposes to install and sink this crib into position, by loading with rock, before freeze-up in the fall,
and to remove the crib before navigation opens in the spring, by unloading the rock and floating the crib away; and

WHEREAS the said Shoal Lake lies within the Provinces of Ontario and Manitoba, in the Dominion of Canada, and is at times tributary to the Lake of the Woods while at other times the water flows from the Lake of the Woods into Shoal Lake; and

WHEREAS all interested parties in Canada and the United States, so far as ascertainable, have been duly notified of the filing of the said Application; and

WHEREAS it does not appear that any public or private interest in either country would be adversely affected by the construction or operation of the said temporary dam;

NOW THEREFORE THIS COMMISSION DOTH ORDER AND DIRECT:

(1) That the Application for permission to construct and operate a temporary dam at Ash Rapids, as set forth in the Application, be, and the same is hereby approved, and the construction and operation of the said temporary dam authorized, under the provisions of the Treaty of January 11th, 1909, and subject to the conditions hereinafter set forth.

(2) That the said temporary dam shall be subject at all times to the control of the International Joint Commission, through its International Lake of the Woods Board of Control and through the Lake of the Woods Control Board,
which Boardsmay regulate and control its construction and operation, or with the approval of the Commission order its final and complete removal.

(3) That in the construction and operation of the said temporary dam the Applicant shall comply with the provisions of the Navigable Waters Protection Act (Canada).

Dated in the City of Ottawa, Ontario, this twenty-fifth day of November, 1944.

[Signatures]

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