

therefor (hereinafter collectively referred to as "the regulations"), and which regulations shall be deemed to be incorporated herein—a license to take and use from the One Mile Creek near Queenstown in the Lake County, Land District of Otago (hereinafter referred to as "the said stream"), for the purposes hereinafter set forth, a stream of water (hereinafter referred to as "the said water") not exceeding two and a half cubic feet per second at any one time; and also to erect and maintain electric lines for power, lighting, heating, or other uses along the routes indicated by means of a yellow line extending from the Borough boundary, along Glenorchy Road and adjacent to the said stream, to the power-house situated in Section 19, Block XX, Shotover District, Lake County, and within the area of supply described in the Schedule hereto; but nothing herein shall be held to guarantee that the said stream contains sufficient water to supply two and a half cubic feet per second hereinbefore mentioned.

#### SCHEDULE.

##### 1. PLANS.

THE licensee shall, before the works hereby authorized are commenced, forward for the approval of the Minister of Public Works (hereinafter referred to as "the Minister"—

- (a.) Full detailed drawings and specifications of the diverting weir and dam.
- (b.) Drawings showing how and in what manner the water diverted is to be returned to the said stream.
- (c.) Contour-plan showing difference in level of water due to the construction of the headworks.

##### 2. UTILIZATION OF THE WATER.

The said water shall be used solely for the purpose of generating electricity, and shall be returned to the said stream at or near the power-house.

##### 3. LOCATION OF HEADWORKS.

The said water shall be taken from the said stream at the headworks, situated in Section 20, Block I, Mid Wakatipu District; as shown on the plans marked P.W.D. 58040, 58041, and 58270, deposited in the office of the Minister at Wellington, in the Land District of Wellington.

##### 4. GENERAL DESCRIPTION OF WORKS.

The licensee is hereby authorized to construct, maintain, and use the following works for the purposes of this license, the position of the said works being indicated on the plans marked P.W.D. 58040, 58041, and 58270 hereinbefore referred to.

- (a.) Headworks consisting of a dam and necessary intake.
- (b.) Tunnel and pipe-line leading from such dam to the power-house hereinafter referred to.
- (c.) A power-house with all necessary equipment, including water-turbines, generators, lightning-arresters, switchboards, switches, exciters, and other appliances for generating electricity.
- (d.) Transmission and other lines over the routes shown by means of green and yellow lines on the said plan P.W.D. 58270.
- (e.) Such further transmission and other lines within the area of supply as may from time to time be required within such area of supply, and after compliance with the provisions of clause 13 of the regulations.

##### 5. INSPECTION OF WORKS.

The Inspecting Engineer, both during and after the construction of the works, shall have free access to and liberty at any time to inspect the same so as to ensure that the provisions of this license are given due effect to.

##### 6. MAINTENANCE OF WORKS.

After the said works have been completed, the licensee shall maintain the same in proper working-order during the continuance of this license.

##### 7. RIGHT TO ENTER LANDS, ETC.

The licensee shall have the right at any time or times during the continuance of this license, with the consent of the Minister, to enter upon any road or other land, whether vested in or occupied by the Crown or any other person or body corporate, and there to construct, erect, lay down, maintain, renew, or repair all such transmission-lines, poles, or other things as are required for the transmission of electricity between the generating-stations and any of the substations to which this license applies.

##### 8. POWER TO TAKE LAND.

The licensee is hereby empowered to take, under the Public Works Act, 1908, as for a public work, such land as

may, in the opinion of the Governor-General, be necessary to enable the licensee to construct and maintain the various works authorized by this license.

##### 9. DURATION OF LICENSE.

This license shall, unless sooner determined in accordance with the provisions hereinafter expressed, continue in force for a period of forty-two years from the date hereof. Upon the expiry of the said term, or upon the sooner determination of this license by revocation or otherwise, all rights hereby granted to the licensee shall thereupon cease and determine; but such expiration or determination shall not relieve the licensee of any liability theretofore incurred under this license.

##### 10. RENTAL.

The licensee shall, in respect of this license, pay to the Public Works Engineer for the district, or otherwise as the Minister may from time to time require, a rental at the rate of 1s. per annum per kilowatt of maximum output, as recorded by the wattmeter to be installed by the licensee at the power-house mentioned in clause 4 (c) hereof; payment to be made yearly for the period ending on the 31st day of March in each year, commencing from the day electrical power is first supplied. For the purpose of this clause "Maximum output" means twice the number of units generated and recorded in the half-hour during which the output is the maximum for the year. Wattmeter readings shall be recorded half-hourly throughout each day. The minimum rental shall not be less than £10 per annum.

##### 11. CHARGES FOR ELECTRIC ENERGY.

The charge for electrical energy shall not exceed 1s. per unit for lighting purposes, and 6d. per unit for motor-power, heating, or cooking purposes; provided that "lighting purposes" shall include the operation of motor-generators for lighting purposes; and provided further that if accounts are paid within fourteen days of due date the charges shall not exceed 9d. per unit for lighting purposes and 4½d. per unit for motor-power, cooking, and heating purposes.

A minimum charge not exceeding 7s. per month, including meter rent (if any), may be collected if required by the licensee, and shall be printed on the licensee's conditions of supply.

##### 12. AREA OF SUPPLY.

The area of supply comprises the Borough of Queenstown as at present constituted; the said area of supply being indicated on the plan marked P.W.D. 58270, deposited as aforesaid.

##### 13. SYSTEM OF SUPPLY.

The system of supply shall be as described in paragraphs 2 (c) and (e) of clause 2 of the regulations.

The generating voltage shall be approximately 3,300 volts between the terminals.

##### 14. COMPENSATION PAYABLE FOR LAND INJURIOUSLY AFFECTED, ETC.

In respect of all land injuriously affected, and in respect of all damages done by the exercise of any of the powers conferred upon the licensee by this license, the licensee shall from time to time, as and when any such injury or damage accrues or happens, pay compensation in accordance with the provisions of the Public Works Act, 1908.

##### 15. CROWN NOT LIABLE TO PAY COMPENSATION.

Nothing in this license shall be held to cast upon or imply any liability upon His Majesty the King or upon the Government of New Zealand to pay compensation to any person, corporate body, or local authority by reason of the exercise by the licensee of the authority hereby granted; but the licensee shall be liable for any loss or damage which any person, corporate body, or local authority may sustain as the result of the exercise by the licensee of any of the powers granted by this license.

##### 16. BED OF RIVER NOT LEASED.

Nothing herein shall be held to constitute a lease from the Crown of the bed of the said stream, nor shall the provisions of Part IX of the Property Law Act, 1908, apply to this license.

##### 17. CONTRACT BETWEEN LICENSEE AND CROWN.

This license shall be deemed to constitute a contract as between the licensee and His Majesty the King, and may be enforced as a contract by and against His said Majesty or the licensee accordingly.

##### 18. TIME FOR SUBSTANTIAL COMPLETION OF WORKS.

The licensee shall substantially complete the works hereby authorized within a period of two years from the date of this