

October 9, 2018

Our file No.: 7414

Water Resources – The City of Calgary  
P.O. Box 2100, Station M  
Calgary, AB T2P 2M5

To who it may concern:

**RE: HIGHLAND GOLD COURSE / CONFEDERATION CREEK**

This letter serves to inform any interested party as to the current official status of Crown ownership of bed and shore of the watercourse, which runs through and underneath the former Highlands Park Golf Course, Confederation Park, in the City of Calgary, referred to as "Confederation Creek."

Our Water Boundaries Unit received an inquiry requesting an assessment of said watercourse in November/2017. The results of the November/2017 assessment indicated that the watercourse meets the criteria for Crown ownership under Section 3 of the Public Lands Act. The parties who requested our assessment were subsequently notified of our determination.

Upon further investigation, while preparing a response to a follow-up email, it was discovered that a previous Water Boundary file dated April/2005 had examined Confederation Creek for a Licence of Occupation application. Due to the observed alterations in the watercourse since the early 1960's, resulting in some portions of the watercourse being heavily ditched or re-directed underground in concrete storm pipes, the permanence of the bed and shore was deemed inconclusive and therefore the decision in 2005 was not to claim Crown ownership of the watercourse's bed and shore.

The Water Boundary Unit always attempts to maintain consistency in our determinations and as such, our current position is that our most recent assessment dated November/2017 is nullified by the prior April/2005 decision regarding claimability of the bed and shore of Confederation Creek under Section 3 of the Public Lands Act.

Yours truly,



David McKenna  
Director Provincial Wetlands and Remediation Section  
Provincial Program Branch  
Operations Division, Environment and Parks