



## MINISTRY OF FORESTS

# APPLICATION FORM FOR PRIVATE TIMBER MARKS, FS 361 (2003/10) INSTRUCTIONS

### **Introduction:**

In June 2003, Section 85 of the *Forest Act* was amended such that the following persons can now apply for a Timber Mark Certificate on private land:

- (1) *the owner of timber on private land under a charge registered in the land title office against the private land*
- (2) *the persons who according to the records of the land title office is the beneficial owner of private land as*
  - (a) *the registered owner of the land, or*
  - (b) *the holder of an agreement to purchase the private land*

Accordingly the (FS361) Application Form for Private Timber Mark was updated to reflect those changes. The following Explanatory Notes are provided for the attached sample form:

1. Section 1 is similar to the previous application form where the applicant is asked to select one box indicating whether it the application is in respect to a New application, Amendment to an existing Timber Mark Certificate or a Renewal of an existing Timber Mark Certificate.
2. Section 2 is carried over from the previous application form and is self-explanatory.
3. Section 3 is a new section, with explanatory notes included in the form. Only one box may be selected.
4. Section 4 is similar to the previous application form requesting a full legal description of the Private Property to which the Timber Mark Certificate will apply. This may be obtained from the Land Titles Office or British Columbia Assessment Notice. The Land District name, Geographic Location name, PID/LTO number(s) are also found on the land title and/or British Columbia Assessment Notice. An estimate only is required for hectares being logged and number of truckloads that will be removed from the private property.
5. This section is carried from the previous application form which requires the applicant(s) name, mailing address, telephone and/or FAX the applicant may be reached date of the application and signature(s). Note: If there is more than one registered owner, the information above is required for all registered owners. For a registered company, the registration number is required.
6. This section is completed by the forest district office.

For further information, please contact your local forest district office.



FS 361 - APPLICATION FOR PRIVATE TIMBER MARK

1.  NEW APPLICATION  AMENDMENT OF TIMBER MARK CERTIFICATE  RENEWAL OF TIMBER MARK CERTIFICATE NO. \_\_\_\_\_

The private land described in this application adjoins Crown land  YES  NO  SURVEY ATTACHED

2. If the private property is adjacent to Crown land, you must attach a legal survey plan of your property. The Forest Practices Code of British Columbia Act states: "Before an owner or occupier of private land that is adjacent to Crown land authorizes another person to cut or remove timber from the private land, the owner or occupier must inform that other person of the boundaries of the private land." Section 97(2) of the Forest Practices Code of British Columbia Act states: "Before a person cuts or removes timber from private land adjacent to Crown land, the person must ascertain the boundaries of private land."

You must attach a copy of Certificate of Title describing the private land that is the subject of this application.

A. OWNER(S) OF THE LAND IN FEE SIMPLE  B. REGISTERED OWNER(S) OF TIMBER  C. AGREEMENT TO PURCHASE

3. A - All registered owners in fee simple of the land to which the timber mark application applies, must sign the timber mark application.  
B - All persons who are owners of the timber under a charge registered in the land title office against the private land to which the timber mark application applies, must sign the timber mark application.  
C - All persons who according to the records of the land title office are the beneficial owners of the private land as the holders of an agreement to purchase the private land must be listed in the application and must sign the application.

4. FULL LEGAL DESCRIPTION OF PROPERTY LAND DISTRICT  
GEOGRAPHIC LOCATION OF PROPERTY  
PID /LTO NO(s)  
HECTARES BEING LOGGED EST. NO. OF LOADS

5. Table with 7 columns: PRINTED NAME, ADDRESS, REGISTRATION NO., TELEPHONE, FAX, DATE, SIGNATURES OF ALL REGISTERED OWNERS OR COMPANY OFFICER

FOR OFFICE USE ONLY

6. DRAUGHTING / ZONE CLIENT NO. TIMBER MARK CONFIGURATION  
FOREST REGION FOREST DISTRICT REGION COMPARTMENT / SUBCOMPARTMENT CASCADES  WEST COAST  EAST / INTERIOR

The timber covered under this timber mark will be scaled at the following sawmill(s) or place(s) of scale:

Table with 3 columns: NAME OF SAWMILL OR SCALE SITE, NO. OF LOADS, LOCATION

In compliance with the Freedom of Information and Protection of Privacy Act, this data will be used for evaluating a request for private timber mark, and is collected by this Ministry for movement of timber, and law enforcement, according to Section 84 of the Forest Act. For details, contact the Registrar of Timber Marks, Resource Tenures and Engineering Branch, 727 Fisgard, Victoria, B.C., V8W 1R8. Telephone (250) 387-8327 or 387-8328. (Mailing address: PO Box 9510 - Stn. Prov. Gov., Victoria, BC, V8W 9C2.)