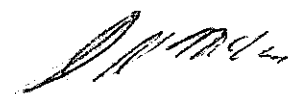

CONDITIONAL WATER LICENCE

The owners of the land to which this licence is appurtenant are hereby authorized to divert and use water as follows:

- (a) The source on which the rights are granted is Cherry Creek.
- (b) The point of diversion is located as shown on the attached plan.
- (c) The date from which this licence shall have precedence is 22nd October, 2002.
- (d) The purpose for which this licence is issued is irrigation.
- (e) The maximum quantity of water which may be diverted is 90 acre feet per annum.
- (f) The period of the year during which the water may be used is 1st April to 30th September.
- (g) The land upon which the water is to be used and to which this licence is appurtenant is the West ½ of the Northwest ¼ of the Southwest ¼ of Section 24; West ½ of the Northwest ¼ of Section 13; and Southwest ¼ of the Southwest ¼ of Section 24; all Township 57, Osoyoos Division Yale District, of which 60 acres may be irrigated.
- (h) The authorized works are diversion structure, screened intake, pump, pipe, and sprinkler system, which shall be located approximately as shown on the attached plan.
- (i) The construction of the said works shall be completed and the water shall be beneficially used prior to the 31st day of December 2006. Thereafter, the licensee shall continue to make regular beneficial use of the water in the manner authorized herein.
- (j) The diversion of water authorized under this licence may be restricted or prohibited at any time by an Order in writing of an Engineer under the Water Act in order to maintain a minimum flow in Cherry Creek for the preservation of fish life.
- (k) This licence is issued pursuant to the provisions of the Water Act to ensure compliance with that statute, which makes it an offence to divert or use water from a stream in British Columbia without proper authorization. It is the responsibility of the licensee to ensure that all activities conducted under this authorization are carried out with regard to the rights of third parties, and comply with other applicable legislation that may be in force.

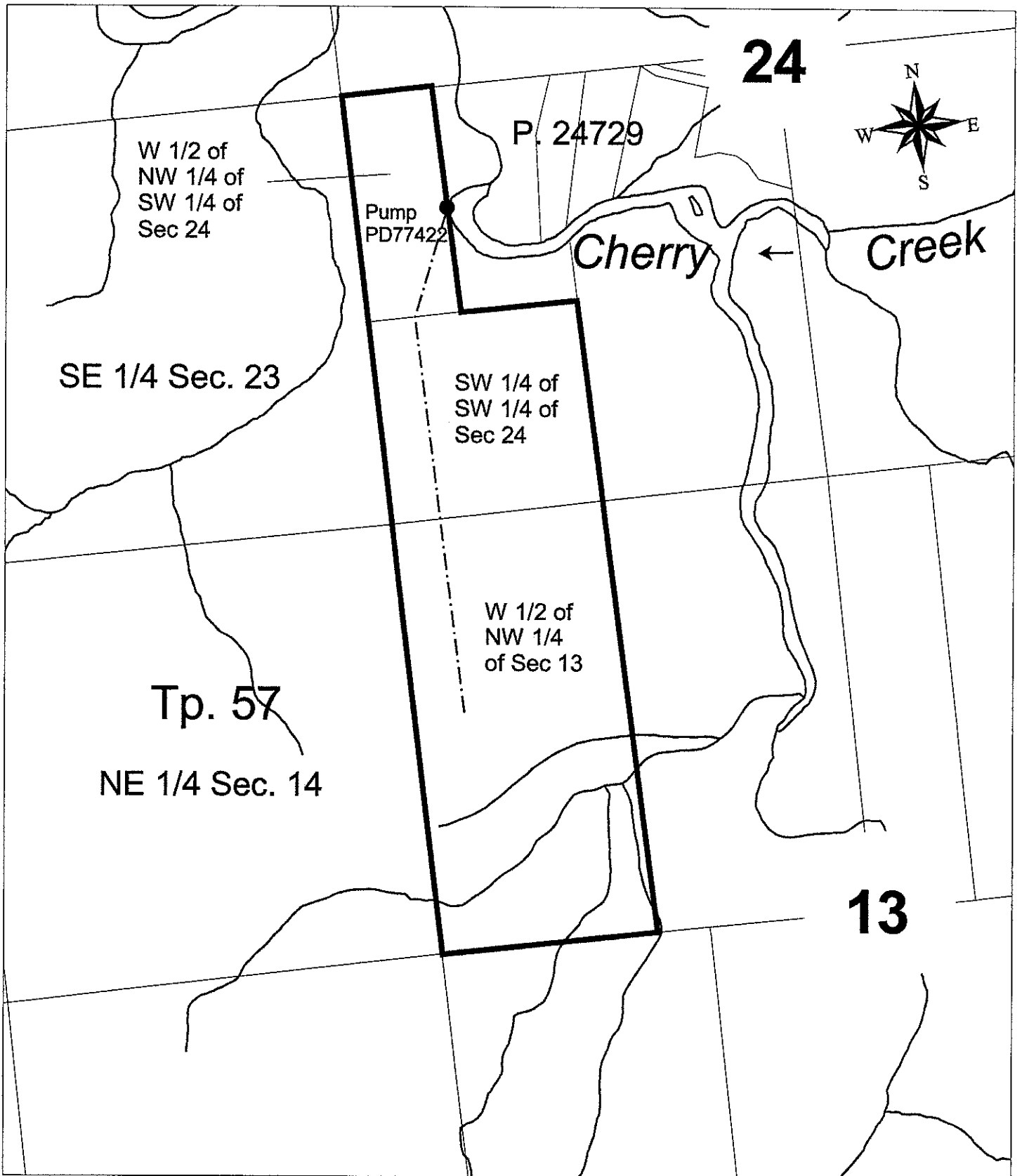


Don I. McKee, P.Eng.
Assistant Regional Water Manager
Southern Service Region – Kamloops Service Centre
Land & Water Management Division

Date Issued: November 6, 2003

File: 3004042

CONDITIONAL LICENCE: 117767



WATER DISTRICT: Vernon
 PRECINCT: Lumby
 LAND DISTRICT: ODYD

Signature: 
 Date: NOV 06 2003

LEGEND:
 Scale: 1:10,000
 Point of Diversion: ●
 Map Number: WR 8433
 Pipe: ————

C.L. 117767
 File 3004042

The boundaries of the land to which this licence is appurtenant are shown thus: 