



Province of British Columbia

Water Act

CONDITIONAL WATER LICENCE

The owner(s) of the land to which this licence is appurtenant is/are hereby authorized to divert and use water as follows:

- a) The streams on which the rights are granted are Bodie Creek, Gate Creek, and South Gate Creek.
- b) The points of diversion are located as shown on the attached plan.
- c) The date from which this licence shall have precedence is March 19, 1981.
- d) The purpose for which this licence is issued is Industrial Use (overburden disposal, land improvement, dust control, and sediment control).
- e) The maximum quantity of water which may be diverted for industrial use (overburden disposal, land improvement, and sediment control) is the whole flow; the maximum quantity of water which may be diverted for industrial use (dust control) is up to 340 cubic metres per day.
- f) The period of the year during which the water may be used for industrial use (overburden disposal, land improvement, and sediment control) is the whole year; the period of the year during which the water may be used for industrial use (dust control) is April 1 to October 31.
- g) The land upon which the water is to be used and to which this licence is appurtenant is Lot 1, District Lots 4588 and 4589, Kootenay District Plan 7590, except Plans 9262, 10797, 11205, 14030, 14643, 15615, 15081, 17773, 18084, 18351, 12403, NEP59847, NEP22563, NEP60990, NEP61045, NEP61240, NEP61298, NEP62835, NEP66365, NEP68373, and NEP73532.
- h) The authorized works are rock drains, diversion structures, tank, diversion channel, pipe, and settling ponds, which shall be located approximately as shown on the attached plan.
- i) The construction of the said works has been completed and the water is being used. The licensee shall continue to make regular beneficial use of the water in a manner authorized herein.
- j) This licence is issued under the Water Act (the Act). The exercise of rights under the licence is subject to the Act and its regulations, the terms and conditions of the licence, orders under the Act and the rights of licensees whose rights have precedence on the stream. The licensee must comply with all such requirements, as well as the provisions of all other applicable enactments. In exercising rights under the licence, the licensee must exercise reasonable care to avoid damaging land, works, trees or other property, and must make full compensation to the owners for damage or loss resulting from construction, maintenance, use, operation or failure of the works.

- k) This Licence is issued in substitution of Conditional Licence 128832.
- l) When the mining operation is completed, the licensee shall re-establish drainage in the area, to the satisfaction of an Engineer under the Water Act.
- m) This water licence does not authorize the disposal or discharge of mine effluent tailings.



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