



Province of British Columbia

Water Act

CONDITIONAL WATER LICENCE

The holder of a Coal Lease 417059 and 417609 held under Lands file 8014357 to which this licence is appurtenant is hereby authorized to divert and store water as follows:

- a) The streams on which the rights are granted are BT503 Creek, BT5 Creek, BT501 Creek, BT3 Creek, BT1 Creek, and BT501A 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 February 05, 2014.
- d) The purposes for which this licence is issued are Industrial (Sediment Control) and Storage (Storage-non power).
- e) The maximum quantity of water which may be diverted and stored for Industrial (Sediment Control) is the whole flow; the maximum quantity of water which may be diverted and stored for Storage (Storage-non power) is 72, 000 cubic metres per year.
- f) The period of the year during which the water may be used is whole year.
- g) The land upon which the water is to be used and to which this licence is appurtenant is the mining project of the licensee within Coal Lease 417059 and 417609 held under Lands file 8014357.
- h) The authorized works are settling pond, outlet, diversion channel, and spillway 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 January 31, 2017. Thereafter, the licensee shall continue to make regular beneficial use of the water in the 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 only valid as long as Lands File number 8014357 is in good standing.



Karilyn Vince
Regional Water Manager