



# Province of British Columbia

## *Water Act*

### 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 streams on which the rights are granted are Qualtieri, Aqueduct and South Fork Aqueduct Creeks.
- b) The points of diversion are located as shown on the attached plan.
- c) The date from which this licence shall have precedence is November 23, 2014.
- d) The purpose for which this licence is issued is Industrial - Sediment Control.
- e) The maximum quantity of water which may be diverted from Qualtieri Creek is 0.32 cubic metres per second and from Aqueduct and South Fork Aqueduct Creeks is whole flow.
- f) The period of the year during which the water may be used is the 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 Lot 1, District Lot 4588, Kootenay District, Plan 9330, except Parts included in Plans 9591, 10218, R/W Plan 12980 and Plan NEP89674.
- h) The authorized works are diversion structure, sump, pipe, diversion channel, culvert and settling pond, 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 December 31, 2018. 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.

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