



# Province of British Columbia

## *Water Sustainability Act*

### CONDITIONAL WATER LICENCE

The British Columbia Hydro and Power Authority is hereby authorized to store water as follows:

- a) The stream on which the rights are granted is Upper Arrow Lake.
- b) The point of diversion is located as shown on the attached plan.
- c) The date from which this licence shall have precedence is November 22, 2013.
- d) The purpose for which this licence is issued is Conservation (Stored Water).
- e) The maximum quantity of water which may be stored for Conservation Purpose is 243,000 cubic metres.
- 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 license is appurtenant is the conservation project of the licensee on those parts of Legal Subdivisions in Section 1, Township 23, Range 2 and Section 36, Township 22, Range 2, West of the 6th Meridian, Kootenay District that lie to the east of the access road and are inundated by the waters of the conservation project as shown on the attached plan.
- h) The authorized works are the access road, dam and reservoir 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 Sustainability 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 or on an aquifer. 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) The works authorized under clause (h) hereof shall be maintained to the satisfaction of an Engineer under the *Water Sustainability Act*.
- l) To construct or maintain the works authorized under clause (h) of this licence, the licensee must prepare an Environmental Management Plan for the management and mitigation of construction impacts, which plan is to be to the satisfaction of an Engineer under the *Water Sustainability Act*.



Duane Hendricks, P.Eng.  
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