



Province of British Columbia

Water Sustainability Act

CONDITIONAL WATER LICENCE

The owner of the mine to which this licence is appurtenant is hereby authorized to divert and use water as follows:

- a) The stream on which the rights are granted is Terry 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 December 22, 2015.
- d) The purpose for which this licence is issued is placer mining.
- e) The maximum daily quantity of water which may be diverted for mining is 66.857 cubic meters per day (10,229 cubic metres per year) at a rate not to exceed 0.013 cubic meters per second subject to the following:
 - i.) The licensee shall maintain in Terry Creek for the preservation of fish and other aquatic life, measured immediately downstream of the point of diversion:
 - i.) a minimum flow of 0.099 cubic meters per second; or
 - ii.) a minimum flow as ordered under clause (l) by the Water Manager.
- f) The period of the year during which the water may be used is May 1 to September 30.
- g) The mine upon which the water is to be used and to which this licence is appurtenant is the mining project of the licensee within Mineral Tenure Number: 515231.
- h) The authorized works are a screened intake, pump, pipe, 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 22, 2018. Thereafter, the licensee shall continue to make regular beneficial use of the water in the manner authorized herein.
- j) All mined or otherwise disturbed ground surfaces including cut banks and fill slopes shall be stabilized to prevent tailings, forest cover, top soil and debris from entering into watercourses.

- k) All waste water generated from the washing of gravels must be directed through an approved settling pond system to remove suspended solids before being returned to the stream.
- l) The diversion of water authorized under this licence may be restricted or prohibited at any time by an Order in writing under the *Water Sustainability Act*, in order to maintain a minimum flow in a stream for the preservation of fish or for maintaining the health of aquatic ecosystems.
- m) The licensee shall retain records on actual water use for inspection upon request by the Water Manager under the *Water Sustainability Act*.
- n) The riparian (vegetation) zone adjacent to any watercourse shall be protected from all activities associated with placer mining. Placer operations within the aforementioned placer tenured properties shall be prohibited within 10 metres of the high water mark measured from both sides of the stream, including the bed and banks of the stream.
- o) The works authorized under clause (h) hereof shall be constructed and used in accordance with the approved Notice of Work. Any changes to the authorized works must be approved prior to their completion.
- p) Water may only be used for placer mining purposes so long as mine Permit No. P-11-654 is in good standing. Prior to the termination date of the permit, you may apply to the Comptroller of Water Rights or the Assistant Water Manager in accordance with the provisions of the *Water Sustainability Act* to amend this licence to incorporate the terms and conditions of subsequent mines permits.
- q) 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.



Robert M Piccini
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