



Province of British Columbia

Water Sustainability 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 stream on which the rights are granted is Swamp 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 February 21, 1977.
- d) The purposes for which this licence is issued are residential power, domestic, and lawn, fairway & garden.
- e) The maximum quantity of water which may be diverted for residential power purpose is 0.00708 cubic meters per second, the maximum quantity which may be used for domestic purpose is 2.27305 cubic meters per day, and the maximum quantity which may be used for lawn, fairway & garden purpose is 1,233.44496 cubic meters per year.
- f) The period of the year during which the water may be used for residential power purpose and domestic purpose is the whole year and for lawn, fairway & garden purpose is April 1 to September 30.
- g) The land upon which water is to be used is that part of Lot 2, District Lot 1730, Kamloops Division Yale District, Plan KAP80830, lying west of Adams West Forest Service Road, on which a powerhouse is situated. The land to which this licence is appurtenant is said land, of which 0.405 hectares may be irrigated.
- h) The authorized works are diversion structure, screened intake, pipe, powerhouse, standpipe, and sprinklers 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 beneficially 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 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 and other aquatic life.
- l) This licence authorizes the use of water for domestic purpose in one dwelling located approximately as shown on the attached plan.
- m) The power generation pursuant to this licence may be supplied to one dwelling on that part of Lot 2, District Lot 1730, Kamloops Division Yale District, Plan KAP80830, lying west of Adams West Forest Service Road as shown on the attached plan.
- n) The water used in the generation of power shall be returned to the stream above any downstream points of diversion.
- o) This licence is issued in substitution of Conditional Water Licence C057045.



Rachael E Pollard
Assistant Water Manager