



# Province of British Columbia

## *Water Sustainability 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 stream on which the rights are granted is Lyster 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 June 27, 1974.
- d) The purposes for which this licence is issued are domestic and irrigation.
- e) The maximum quantity of water which may be diverted for domestic stock watering is 0.2 cubic meters per day and the maximum quantity which may be used for irrigation is 62,240 cubic meters per year.
- f) The period of the year during which the water may be used for domestic stock watering is January 1 to December 31 and for irrigation is April 1 to September 30.
- g) The land upon which the water is to be used and to which this licence is appurtenant is the South East 1/4 of Section 28 Township 34 Kamloops (formerly Osoyoos) Division Yale District, of which 10 hectares may be irrigated.
- h) The authorized works are pipe, pump and sprinklers 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, 2019. Thereafter, the licensee shall continue to make regular beneficial use of the water in the manner authorized herein.
- j) This Licence is issued in substitution of Conditional Water Licence 45168, in part.
- 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 or for maintaining the health of aquatic ecosystems.

- l) The industrial livestock and animal purpose authorized by this licence is for use outside the wetted perimeter of the source in a trough located approximately as shown on the attached plan.
  
- m) 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.

A handwritten signature in black ink, appearing to read "Michael Epp", with a stylized flourish at the end.

Michael Epp  
Assistant Water Manager