



Province of British Columbia

Water Sustainability Act

CONDITIONAL WATER LICENCE

The owner(s) of the land to which this licence is appurtenant are hereby authorized to store water as follows:

- a) The stream on which the rights are granted is Sparwood 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 12, 2016.
- d) The purpose for which this licence is issued is conservation: storage
- e) The maximum quantity of water which may be diverted for conservation: storage is 2,650 cubic metres per year.
- 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 conservation project of the licensee within Lot A, District Lot 4589, Kootenay District, NEP 89612.
- h) The authorized works are midstream dam, outlet dam, inflow culvert, outflow culvert and 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 July 1, 2017. Thereafter, the licensee shall continue to make regular beneficial use of the water in the manner authorized herein.
- j) Construction, maintenance or operation of the works outlined in clause (h) shall not result in the lowering or weakening of the natural stream bank or any existing bank protection works.
- k) Changes or modifications to the works authorized under clause (h) hereof may be ordered at any time by an Engineer under the *Water Sustainability Act* to ensure proper operation of said works.
- l) No silt, or other deleterious substances, shall be allowed to enter the water.

- 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 purple ink, appearing to read 'T. Cummings', is centered on the page.

Thomas W. Cummings, A.Ag.
Assistant Water Manager