



# Province of British Columbia

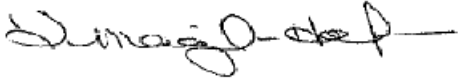
## *Water Sustainability Act*

### CONDITIONAL WATER LICENCE

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

- a) The stream on which the rights are granted is Okanagan 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 August 28, 1969.
- d) The purpose for which this licence is issued is irrigation: private.
- e) The maximum quantity of water which may be diverted for irrigation: private is 17022.024 m<sup>3</sup>/year.
- f) The period of the year during which the water may be used 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 LOT 2 SECTION 25 TOWNSHIP 28 SIMILKAMEEN DIVISION YALE DISTRICT PLAN 3679 and that part shown on PARCEL A SHOWN ON PLAN B5804 OF LOT 3 SECTION 25 TOWNSHIP 29 SIMILKAMEEN DIVISION YALE DISTRICT PLAN 1722 of which 2.226 hectares may be irrigated.
- h) The authorized works are pumphouse, irrigation system, pipe 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 in substitution of Conditional Water Licence 035530.
- 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 water intake must be no less than three (3) metres below the lowest water level of Okanagan Lake.
- m) The licensee shall install a flow measuring device to the satisfaction of an Engineer under the *Water Sustainability Act*.
- n) The licensee shall retain flow meter records for inspection upon request by an Engineer under the *Water Sustainability Act*.
- o) The works authorized under clause (h) hereof shall be maintained to the satisfaction of an Engineer under the *Water Sustainability Act*.
- p) 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.



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