



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 Lemieux 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 April 28, 1997.
- d) The purpose for which this licence is issued is Private irrigation.
- e) The maximum quantity of water which may be diverted for Private irrigation is 69568 cubic metres per year at a rate not to exceed 9 litres per second.
- f) The period of the year during which the water may be used is April 1 to July 31.
- g) The land upon which the water is to be used and to which this licence is appurtenant is that part of the west half of District Lot 1816, Kamloops Division Yale District lying to the right of Lemieux Creek, of which 19 hectares may be irrigated.
- h) The authorized works are diversion structure, screened intake, pump, flow measuring device, pipe, 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 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 the stream for the preservation of fish or for maintaining the health of aquatic ecosystems.
- l) The licensee shall install a flow measuring device to the satisfaction of an Engineer under the *Water Sustainability Act*.
- m) The licensee shall retain flow meter records for inspection upon request by an Engineer under the *Water Sustainability Act*.
- n) This Licence is issued in substitution of Conditional Water Licence C112304.

A handwritten signature in black ink, appearing to read 'R. E. Pollard', with a stylized flourish at the end.

Rachael E Pollard
Assistant Water Manager