

CONDITIONAL WATER LICENCE

The owner of the land to which this licence is appurtenant is hereby authorized to divert and use water as follows:

- (a) The stream on which the rights are granted is Mather Creek.
- (b) The point of diversion is located as shown on the attached sketch.
- (c) The date from which this licence shall have precedence is 4th June, 1992.
- (d) The purposes for which this licence is issued are industrial (fire protection) and industrial (fire prevention).
- (e) The maximum quantity of water which may be diverted for industrial (fire protection) purpose is 5 acre feet per annum and the maximum quantity of water which may be diverted for industrial (fire prevention) purpose is 0.084 cfs (15 acre feet per annum).
- (f) The water may be used for industrial (fire protection) purpose throughout the whole year and the water may be used for industrial (fire prevention) purpose from the 1st of April to the 30th of September.
- (g) The land upon which the water is to be used and to which this licence is appurtenant is Lot 4 of District Lot 15905, Kootenay District, Plan 15929, of which 15 acres may be irrigated.
- (h) The works authorized to be constructed are diversion structure, pipe, pumps, ponds, fire hydrant and sprinkler system, which shall be located approximately as shown on the attached sketch.
- (i) The construction of the said works shall be completed and the water beneficially used prior to the 31st day of December, 2005. Thereafter, the licensee shall continue to make beneficial use of the water in the manner authorized herein.
- (j) This licence does not authorize the diversion and use of water at any time when the water flow of Mather Creek falls below a minimum flow of 22 cfs.

**PERMIT OVER CROWN LAND
WATER ACT - Section 26**

You are hereby authorized to enter onto and occupy Crown land for the purpose of constructing works, maintaining and operating works authorized by the above licence. The Crown land so occupied has a width of 15 feet and a length of 6,500 feet.

The area authorized to be occupied is 2.47 acres.

This permit is issued subject to all subsisting rights of other persons acquired under other provincial legislation, whether or not the permit holder has actual notice of them.



Herb Hess
Land and Water Manager
Kootenays

Conditional Licence 104874

File No. 4002471

Date: **OCT 11 2002**, Permit Number 23955

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