
CONDITIONAL WATER LICENCE

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

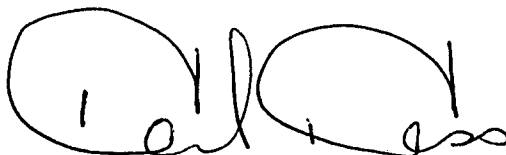
- (a) The stream on which the rights are granted is Spruce Creek.
- (b) The point of diversion is located as shown on the attached sketch.
- (c) The date from which this licence shall have precedence is 29th, September, 1998.
- (d) The purpose for which this licence is issued is power (commercial).
- (e) The maximum quantity of water which may be diverted is 0.5 cubic feet per second.
- (f) The water may be used throughout the whole year.
- (g) The land upon which the water is to be used is Unsurveyed Crown Land, Kootenay District, held under Licence of Occupation - Commercial Recreation Lease No. 402778 on which a powerhouse is situated and the land to which this licence is appurtenant is said land.
- (h) The works authorized to be constructed are diversion structure, penstock, powerhouse, tailrace and transmission line. The construction of the said works shall be completed and a plan/drawing showing the actual location and nature of the works shall be submitted to the Regional Water Manager prior to December 31st, 2005.
- (i) Beneficial use of the water as authorized by this licence shall commence prior to December 31, 2005. Thereafter, the licensee shall continue to make beneficial use of the water in the manner authorized herein.

**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 length of 350 feet and a width of 15 feet.

The area authorized to be occupied is 0.12 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 113700

File No. 4003896 Date: **APR 29 2002**

Permit Number 23974

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