

## 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 29<sup>th</sup>, September, 1998.
- (d) The purpose for which this licence is issued is industrial (back country lodge).
- (e) The maximum quantity of water which may be diverted is 2,000 gallons a day.
- (f) The water may be used throughout the whole year.
- (g) The land upon which the water is to be used and to which this licence is appurtenant is Unsurveyed Crown Land, Kootenay District, held under Licence of Occupation - Commercial Recreation Lease No. 402778.
- (h) The works authorized to be constructed are diversion structure and pipe. 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 Land and Water Manager prior to December 31<sup>st</sup>, 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.
- (j) This licence authorizes the use of water for industrial (back country lodge) purpose in three buildings.

### 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 110 feet and a width of 15 feet.

The area authorized to be occupied is 0.038 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

File No. 4004413 Date: **APR 29 2002**

Conditional Licence 117185  
Permit Number 23975

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