

# PROVINCE OF BRITISH COLUMBIA

## ORDER OF THE MINISTER OF FORESTS, LANDS, NATURAL RESOURCE OPERATIONS AND RURAL DEVELOPMENT

*Water Sustainability Act, SBC 2014, c.15, section 88*

Ministerial Order No. M328

**WHEREAS:** I, Katrine Conroy, Minister of Forests, Lands, Natural Resource Operations and Rural Development, after review of information on the decline of flow in the Salmon River and its tributaries, consider that the flow of water in the Salmon River has dropped below 1,270 litres per second and is so low that the survival of the spawning population of Chinook Salmon in the stream have become threatened.

**AND WHEREAS:** based on the scientific evidence presented to me, I am satisfied that, without intervention on the Salmon River, its tributaries, and hydraulically connected aquifers through such an order, the required flow for these fish populations will not be available until a significant precipitation event occurs in the area, which is not expected to occur in time to protect the survival of this population of fish;

**AND WHEREAS:** in those circumstances, after giving due consideration to the needs of agricultural users, the Minister may make an Order respecting the diversion, rate of diversion, time of diversion, or use, including storage and time of storage, of water from a stream, or an aquifer hydraulically connected to that stream, regardless of the precedence of rights, pursuant to section 88 of the *Water Sustainability Act*;

**AND WHEREAS:** I have given due consideration to the needs of agricultural users who may be affected by this Order.

**THEREFORE,** for the purposes of protecting the survival of this population of fish I, Katrine Conroy, Minister of Forests, Lands, Natural Resource Operations and Rural Development (the “Minister”), pursuant to section 88 of the *Water Sustainability Act*, order that:

1. Effective at 00:01am, the day following the signature of this order, until September 30<sup>th</sup>, 2021, all diversion and use of water for irrigation purpose by holders of authorizations from the Salmon River and its tributaries and by users of groundwater wells diverting from aquifers considered to be hydraulically connected to the Salmon River and its tributaries, must cease, as follows:
  - a. this Order applies to the water licences listed in Appendix A to this Order and to diversion and use of water for irrigation purpose under them by their licensees; and
  - b. this Order applies to the groundwater wells listed in Appendix B to this Order and to persons using those wells for the diversion and use of groundwater for irrigation purpose;
2. For the purposes of this Order, the Salmon River tributaries to which this Order applies are: Palmer Creek, Rumball Creek, Mouttall Creek, Dolan Creek, Gordon Creek, Syme Brook, Wallenstein Creek, Kernaghan Creek, Grier Creek, Mowat Creek, Wall Creek, Harold Brook, Silver Creek, North Silver Creek, Haines Creek, Andrew Brook, Allardice Creek, Spa Creek, Bonnie Brook, Sanderson Creek, Stephen Creek, Fowler Creek, Butchart Creek, McAchaney Creek, Moffat Creek, Culling Brook, Hiltz Brook, Kennard Brook, Bishop Creek, Gillis Brook, Clear Brook, Poyntz Creek, Warren Creek, Ferris

Creek, Yvonne Brook, Bolean Creek, Banks Brook, Six Mile Creek, St. Laurent Creek, Ivor Creek, Valentine Creek, Mail Creek, Childless Creek, Raspberry Creek, Falkland Creek, Currie Creek, Joseph Creek, Titus Creek, Ingram Creek, Clemitson Creek.

3. This Order remains in effect until 23:59, September 30, 2021 or until further order of the Minister.
4. For information, it is a high penalty offence under section 107(1)(e) of the *Water Sustainability Act* to contravene an order of the Minister made under section 88 of the *Water Sustainability Act*.

Aug 19, 2021

*Date*



*Minister of Forests, Lands,  
Natural Resource Operations and  
Rural Development*

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*(This part is for administrative purposes only and is not part of the Order.)*

**Authority under which Order is made:**

Act and section: *Water Sustainability Act*, SBC 2014, c.15, section 88

## Appendices to Minister's Order:

### Appendix A- List of Water Licences for Irrigation Purpose subject to Minister's Order

Water Licences: F039358, C114241, F005873, C115422, C134430, F020998, C132569, F127801, F127819, C044889, C121647, C066997, C037857, C046952, C122269, F021360, F006976, 500777, F128222, C043196, C120227, C037312, C111344, C063655, C133004, C068193, C068287, C128111, F134071, C133854, C040964, C067344, C067355, F015993, F007536, C052490, C068934, C123235, C123237, F134069, C129137, F043940, C114218, C053300, 501784, C031439, C068933, F065015, C133025, 501408, 500996, F017521, F129387, C037311, C127519, C112386, C037854, C134407, C116182, C116183, C111207, C112498, C053298, F053299, C115807, C115352, C104934, C104936, F068563, C120228, F043394, C030240, C127749, C068932, C042655, 501314, C127517, F006016, 502158, 502256, 502037, 502038, 502054, C037008, C123232, C123234, F006749, C058589, C041514, F040516, C127570, F019297, C112387, C115377, F115346, 501848, C043202, C133005, C127549, C067487, C116719, C023037, C044553, C129306, C056111, C115748, F046279, F007582, C037463, C044682, C044888, C133265, C129625, F043597, C062439, C127358, C119587, C108022, C067566, C119093, C053296, C053297, C113864, F038981, C068315, C042461, F021097, C042460, C115570, C132645, C026747, 501785, C037009, F021401, C126995, C040006, C070121, C058179, 502057, F009074, F044458, C042653, F131879, F131880, 502482, C131436, C111790, C127362, C127363, C033653, C115724, C042874, C058180, F009862, C115569, C043205, C043849, C027262, F039359, C104045, C123255, C128030, C127647, F021405, C044365, C037462, F011764, F016926, C067343, C043851, C070122, C131583, C131435, F115857, C119585, C129240, C119095, C119097, C038152, C127518, C043194, C127526, C114240, C129905, C059164, C115355, C127750, F043941, C040965, C112388, C065676, 500515, 502342, 502351, C128101, C120555, 503135, C115376, C068370, C068371, C068372, C129624, C127817, C119091, C068448, C040763, F130580, C069012, C107888, F012715, C128886, C132663, C040285, C132568, C133785, C063517, C116720, C114217, C129238, C058176, C111192, C111194, C036463, F016090, C043203, C128887, C023918, C068192, C127486, C127560, C129311, C061128, C129258, C037915, F015004, C044552, C129136, C134285, C134290, C134291, C134386, C120702, C120703, C120704, C120705, F114235, 502703, F018467, C027093, C133026, C128895, F068564, F016985, C133460, C115550, C053222, C115347, C043200, C129231, C065021, 501969, C128075, C107887, C030660, F017522, C053302, C025174, C115835, C049735, C127482, C035355, F042965, C059165, 502104, C040963, F020473, C127718, C127723, C127725

## **Appendix B - List of Groundwater Users subject to Minister's Order**

Wells with the following Well Tag Numbers: 113, 136, 9050, 9052, 9060, 9082, 9133, 14572, 18541, 18544, 18763, 19261, 19932, 20777, 20829, 20988, 21071, 21326, 21328, 21392, 21433, 21451, 21456, 21458, 21459, 21793, 21871, 21930, 22277, 22278, 22332, 22438, 22439, 22711, 23637, 23648, 23729, 23842, 23847, 23895, 24945, 25245, 25254, 25322, 25463, 26025, 26775, 26840, 27064, 27082, 27100, 27104, 27183, 27187, 27188, 27276, 27484, 27823, 27869, 27872, 28061, 28188, 28254, 28600, 28777, 28780, 28972, 29317, 29489, 29490, 29666, 30149, 30158, 30262, 30437, 30618, 31474, 31510, 31654, 32514, 32866, 34770, 35255, 36141, 36201, 36460, 36843, 36851, 36873, 36874, 37660, 38103, 38104, 38140, 38166, 38183, 38185, 38273, 38311, 40165, 40225, 41852, 41857, 42622, 42777, 43307, 43784, 44500, 44742, 45826, 45888, 46175, 46317, 46320, 46578, 46748, 47376, 47615, 47628, 47679, 48179, 49199, 50442, 50443, 50732, 50799, 50923, 51582, 51735, 51745, 51781, 53965, 54944, 54955, 55093, 55281, 56446, 56562, 57001, 57257, 57990, 58031, 58073, 58152, 58286, 58447, 58674, 104595, 106352, 115311